

**CITY OF CEDARBURG  
COMMON COUNCIL  
June 13, 2016**

**CC20160613-1  
UNAPPROVED**

A regular meeting of the Common Council of the City of Cedarburg, Wisconsin, was held on Monday, May 9, 2016, at City Hall, W63 N645 Washington Avenue, Cedarburg, WI, in the Council Chambers. Mayor Kinzel called the meeting to order at 7:00 p.m.

ROLL CALL: Present - Common Council – Mayor Kip Kinzel, Council Members Jack Arnett, Dick Dieffenbach, Rick Verhaalen, Mitch Regenfuss, Patricia Thome, Mike O’Keefe

Excused - Council Member John Czarnecki

Also Present - City Administrator/Treasurer Christy Mertes, City Attorney Michael Herbrand, Deputy City Clerk Amy Kletzien, Director of Engineering and Public Works Tom Wiza, Police Chief Thomas Frank, Wastewater Superintendent Eric Hackert, City Planner Jon Censky, Attorney Art Harrington of Godfrey & Kahn, interested citizens and news media

**STATEMENT OF PUBLIC NOTICE**

At Mayor Kinzel’s request, Deputy City Clerk Kletzien verified that notice of this meeting was provided to the public by forwarding the agenda to the City’s official newspaper, the *News Graphic*, to all news media and citizens who requested copies, and by posting in accordance with the Wisconsin Open Meetings law. Citizens present were welcomed and encouraged to provide their input during the citizen comment portion of the meeting.

**APPROVAL OF MINUTES**

Motion made by Council Member Thome, seconded by Council Member Dieffenbach, to approve the minutes of the May 9, 2016 meeting as presented. Motion carried without a negative vote with Council Member Czarnecki excused.

**COMMENTS AND SUGGESTIONS FROM CITIZENS** - None

**NEW BUSINESS**

**CONSIDER RECOMMENDATION OF POLICE CHIEF TO DENY NEW OPERATOR’S LICENSE APPLICATION OF KARI JO HENRICHS; AND ACTION THEREON**

Police Chief Frank explained that he recommended denial of this application for an operator’s license because of the nature of the two arrests for violations at a licensed establishment in the Town of Cedarburg where she was employed. In September 2007 she was arrested for disorderly conduct and in April of 2009 she was arrested for battery.

Ms. Henrichs was given the opportunity to speak and stated that she understands she got in trouble seven years ago; however, she has held an operator license in the Town of Cedarburg for 12 years and has not had a ticket since 2009. She stated that she no longer drinks and wants to help with the fundraising efforts at Strawberry Festival with the group called Living Life with Autism. This

group is raising money for an All Children's Playground in Grafton. She asked the Common Council to consider her for an operator license.

In answer to Mayor Kinzel's question regarding proper guidelines to follow, Police Chief Frank acknowledged that years have gone by since her arrests and that may be an indication that the person is beyond their anger issue and he was glad that she no longer consumes alcohol, as she had been drinking at the time of the arrests.

In answer to Council Member Dieffenbach's question, Chief Frank confirmed that Ms. Henrichs has not held a previous license in the City of Cedarburg.

In answer to Council Member Thome's question, Attorney Herbrand stated that the previous arrests resulted in convictions.

Council Member O'Keefe stated that disorderly conduct is one thing; however, a battery ticket is more serious.

A citizen spoke on Ms. Henrichs behalf stating that she has known her for six years and she no longer consumes alcohol. She is an advocate for children with autism and would be helping the group.

Ms. Henrichs stated that battery sounds bad; however, in her defense she raised her hands and only scratched the individual. She hired a private investigator at one point to confirm this.

In answer to Council Member O'Keefe's questions, Chief Frank stated that Ms. Henrichs had not been bartending at the time. The charges went through the State because the Sheriff's office was involved, which resulted in State charges.

In answer to Council Member O'Keefe's question, Attorney Herbrand confirmed that Ms. Henrichs may apply again in 6 months for an operator's license.

Motion made by Council Member Dieffenbach, seconded by Council Member O'Keefe, to deny the new operator's license application of Kari Jo Henrichs based on Police Chief Frank's recommendation. Motion carried without a negative vote with Council Member Czarnecki excused.

**CONSIDER OUTDOOR ALCOHOL BEVERAGE LICENSE FOR THE JAVA HOUSE CAFÉ & MICRO ROAST, LLC AT W63 N653 WASHINGTON AVENUE; AND ACTION THEREON**

City Planner Censky explained that the applicant recently received an Alcohol Beverage License to offer beer and wine products along with coffee to his customers. The applicant is now requesting an Outdoor Alcohol Beverage License to serve in an outdoor serving area that will be enclosed by a 3' high decorative black steel fence anchored in place by 1" steel pipe sunk 4' deep. The Plan Commission and the Landmarks Commission reviewed this request and recommended approval by unanimous vote.

Mayor Kinzel stated that no open intoxicants may go through the door. All alcohol will need to be opened in the fenced in area and cannot be consumed on the sidewalk. The owner is responsible for signage in that regard.

Motion made by Council Member O'Keefe, seconded by Council Member Thome, to approve an Outdoor Alcohol Beverage License for the Java House Café and Micro Roast, LLC at W63 N653 Washington Avenue in the outdoor patio along the south wall of the building. Motion carried without a negative vote with Council Member Czarnecki excused.

**CONSIDER RETAINING LEGAL COUNSEL TO CONTEST NEW EFFLUENT LIMITS CONTAINED IN THE PROPOSED WASTEWATER TREATMENT PLANT PERMIT BEING ISSUED BY WISCONSIN DNR; AND ACTION THEREON**

Director Wiza explained that Cedarburg will be receiving a new five year permit for the Wastewater Treatment plant in July 2016, and it is anticipated that this permit will contain some very challenging phosphorus effluent limits which will be difficult to meet. The City will only have a short time to appeal. Attorney Art Harrington of Godfrey & Kahn specializes in these appeals and is representing Grafton in this regard. The Public Works and Sewerage Commission recommended retaining legal counsel to appeal the WWTP permit.

Superintendent Hackert explained that Attorney Harrington spoke at a conference that he attended last year. It is possible that the Utility will be forced to make approximately \$7 million in improvements in order to meet the new phosphorus limits. Hiring Attorney Harrington would allow the City to keep some options available and would help the City in the long run.

Mayor Kinzel explained that by spending this money up front the City could be saving millions.

Attorney Harrington explained that the City may be faced with a very controversial limit on phosphorus and he should be considered to help in the dispute against the State. The limits are being imposed to protect the water quality in Cedar Creek and the Milwaukee River. If he is retained to help the City he would appeal the decision which would put a stop/hold on the timing for meeting the limits.

There are currently five cases that are working out a settlement with the State.

Currently, the MMSD will be responsible for the ultimate say on the maximum limits for phosphorous because of their research done to-date. Milwaukee has experience with the upper and lower Fox River and has been engaged with the EPA to do a study. Part of challenge in this case is not knowing the target.

Attorney Harrington stated that it is a three step process which involves filing comments on the proposed limit, preparing a petition and filing it with the Department, and negotiating a settlement. During this period, the time limit will be stayed.

In answer to Council Member Arnett's question, Attorney Harrington stated that he is hopeful that municipalities will be able to extend their compliance schedule to 10 years.

Mayor Kinzel said that municipalities are hoping for legislative action on this matter.

In answer to Council Member Verhaalen's question, Attorney Harrington stated that a class action suit is difficult because all of the permits are different and are renewed at different times. His experience is that each municipality needs to file separately. Cedarburg has a particular issue with chloride.

Superintendent Hackert stated that he was told by the State to approach the County at one point and ask them to stop spreading road salt. Regarding the permit, the City will have 60 days after the permit is issued on July 1 to either comply with the limits or file an appeal.

In answer to Council Member Arnett's question, Superintendent Hackert stated that funds are available in their legal budget in the Sewer Utility.

Director Wiza stated that some resources are well spent up-front. There will be some costs associated with a consultant. Attorney Harrington will need the expertise of a consultant to help with the appeal. It may cost as much as \$10,000.

In answer to Council Member O'Keefe's question, Attorney Harrington has heard many ideas for solutions to individual problems. For instance, a cheese factory was able to plant prairie grass to limit the discharge from their plant. Council Member O'Keefe stated it is worth it, to spend pennies in order to save dollars.

In answer to Council Member Dieffenbach's questions, Attorney Harrington stated that the status of the Grafton appeal is stayed at the present time. Grafton filed late last year and the DNR is so booked with appeals that they have been unable to address their appeal to-date. Attorney Harrington stated that it would be difficult to join Grafton's appeal because they have different issues that are unique to Grafton.

Mayor Kinzel stated that each municipality has their own permit.

Attorney Harrington stated that he can discuss common areas of compliance with Grafton and lend resources to both communities.

Superintendent Hackert stated that the City's situation is unique.

Motion made by Council Member O'Keefe, seconded by Council Member Thome, to retain Attorney Harrington to contest the new effluent limits contained in the proposed Wastewater Treatment Plant permit being issued by Wisconsin DNR not to exceed \$20,000 without future consideration by the Common Council and to approach Grafton for possible mutual efficiencies. Motion carried without a negative vote with Council Member Czarnecki excused.

**CONSIDER 2015 COMPLIANCE MAINTENANCE ANNUAL REPORT (CMAR) FOR THE WASTEWATER TREATMENT PLANT AND RESOLUTION NO. 2016-12 ACCEPTING THE REPORT; AND ACTION THEREON**

Wastewater Superintendent Hackert explained that the Compliance Maintenance Annual Report (CMAR) is a DNR summary report used to determine the effectiveness of the sewerage system to meet DNR permit limits and to indicate areas of the system that may need improvement. In 2015, no points were deducted from any categories in the report. There was one change in 2015 to the method of removing solids from the plant. Instead of being shipped to an offsite storage tank in Mayville the solids are being hauled to Sheboygan. No action for improvement in the system is needed. He asked the Council to accept the report.

Motion made by Council Member Thome, seconded by Council Member O'Keefe, to adopt Resolution No. 2016-12 accepting the 2015 Compliance Maintenance Annual Report (CMAR) for the Wastewater Treatment Plant.

In answer to Council Member Dieffenbach's question, Superintendent Hackert explained that the City has received all A ratings over the years and action is only required on C ratings.

Motion carried without a negative vote with Council Member Czarnecki excused.

**CONSIDER AWARD OF CONSTRUCTION ENGINEERING SERVICES CONTRACT FOR THE SHEBOYGAN ROAD REGIONAL LIFT STATION AND UTILITIES; AND ACTION THEREON**

Director Wiza explained that in 2015, the City retained Ruckert and Mielke to complete the design and permitting phase of the Sheboygan Road regional lift station and utility creek crossing. The design phase is completed; however, moving on to the construction phase, the City needs assistance with construction staking, construction inspection, lift station shop drawing review, startup oversight, and as-built drawing preparation. He further explained that City staff is occupied with other projects this year and he is recommending Ruckert and Mielke for this work. The work is based on hourly rates with an estimated total contract amount of \$52,000.

In answer to Council Member Dieffenbach's question, Director Wiza stated that bidding is not required for this work. Ruckert and Mielke did the original design and it would be very cumbersome to bring in a new firm. Detailed RFPs were sent out for the design work and Ruckert & Mielke was chosen for their quality work. Council Member Dieffenbach asked that Director Wiza talk to more than one firm in the future and not sole source projects.

Motion made by Council Member Thome, seconded by Council Member Regenfuss, to award the construction engineering services contract for the Sheboygan Road regional lift station and utilities to Ruckert and Mielke. Motion carried without a negative vote with Council Member Czarnecki excused.

**CONSIDER PROPOSALS RECEIVED FOR THE KEUP ROAD LIFT STATION MECHANICAL AND ELECTRICAL UPGRADES; AND ACTION THEREON**

Director Wiza stated that the Keup Road lift station needs mechanical and electrical upgrades for the Sheboygan Road projects. When these projects grow out, the new lift station will be completed and it will bypass the old system. Staff requested proposals from four qualified electrical contractors for the Keup Road lift station upgrade. Two responses were received, with the lowest cost proposal coming from Hogen Electric. Hogen Electric is the electrical contractor for the new Sheboygan Road lift station, making coordination between the two projects more simplified. Ruckert & Mielke along with the Public Works and Sewerage Commission are recommending the City award this contract to Hogen Electric.

Motion made by Council Member Dieffenbach, seconded by Council Member O'Keefe, to award the award the Keup Road lift station mechanical and electrical upgrades to Hogen Electric, based on competitive review. Motion carried without a negative vote with Council Member Czarnecki excused.

**CONSIDER FUNDRAISING EVENTS AT THE CEDARBURG COMMUNITY POOL FOR 2016 SPONSORED BY THE FRIENDS OF CEDARBURG PARKS AND RECREATION; AND ACTION THEREON**

Director Hilvo explained that the Friends of Parks and Recreation are looking to do three to four fundraisers at the pool this summer to help support the 20 year old Community Pool. All funds raised during the event will go towards the pool. They plan to partner with a local brewery to sell local craft beer and also sell brats, burgers and hot dogs. The group is requesting to utilize the shelter area at the pool. The area will be fenced in so that patrons from the pool cannot enter the area unless they leave the pool and go in from the park side.

The Friends group will be working during Strawberry Festival to earn funds to purchase insurance for their fundraising efforts at the pool.

The requested dates and times are:

July 23, 2016	(Noon – 8 p.m.)
August 27, 2016	(Noon – 8 p.m.)
September 24, 2016	(Noon - 8 p.m.) – Pool is closed for the season
October	(TBA – depending on the success of the other dates)

Mayor Kinzel stated that non-profit groups need to be cognizant of other groups when fundraising.

Council Member Thome stated that this is a big step to serve alcohol at the pool and asked if a study had been done. Director Hilvo stated that he has no projections; however, there has been a lot of interest. A half barrel of beer could raise \$600.

Council Member Dieffenbach suggested that Director Hilvo check with St. Mary's Hospital for this use because they are the sponsors of this shelter.

The Council asked Director Hilvo if Cedarburg could raise money by allowing dogs in the pool on the last day of operation. Director Hilvo stated that this event may actually cost them money because the hair from the animals will get into the pump. It costs approximately \$2,000 to replace a pump.

In answer to Council Member Regenfuss' question, Director Hilvo stated that the Town of Cedarburg representatives on the Community Pool Commission are in favor of these fundraising efforts.

In answer to Council Member Verhaalen's question, Director Hilvo stated that this will not be a beer garden at the pool; it is simply a fundraising effort on four different days.

Council Member Thome stated that she is not a fan of a beer garden at the pool and she did receive concerns from neighbors. However, she applauded Director Hilvo for his creativity.

In answer to Council Member Dieffenbach's questions, Director Hilvo stated the group is talking to the Fermentorium to sell their beer in cups for the fundraising events. Their current fundraising events involve the concession stand and a banner program; however, because the pumps and maintenance are so expensive they are looking at other options to raise money for the pool.

In answer to Council Member Verhaalen's question, Police Chief Frank said that he does not anticipate any problems with this type of fundraising. Waterparks all over Wisconsin offer alcohol and there is rarely any bad behavior.

Motion made by Council Member Verhaalen, seconded by Council Member O'Keefe, to approve not more than four fundraising events involving beer at the Cedarburg Community Pool in 2016. Motion carried without a negative vote with Council Member Czarnecki excused.

**CONSIDER AWARD OF CONTRACT FOR THE ZEUNERT PARK PATH REPAIRS:  
AND ACTION THEREON**

Director Hilvo explained that the complete Zeunert Park path around the quarry and the path off to Hamilton Road is scheduled for repair this year. The path will be 10' wide and will be ADA and plow accessible. The total budget for the project is \$80,000. Four companies bid on the project with the lowest bid received from Poblocki and Sons in the amount of \$73,888.

In answer to Council Member O'Keefe's questions, Director Wiza stated that the path will be asphalt and it should last 25 – 30 years. He added that the current path was not constructed well.

Council Member Arnett provided pictures after walking around the path. He did not agree that the path was bad enough to spend \$73,888. He suggested that the City patch the bad areas; it may be possible that the path will be ruined when the quarry is cleaned and may need to be replaced then.

Council Member Verhaalen stated that the current path width of 7' makes it difficult for City trucks to drive around and pick up garbage and as a result the edges are torn up. The path should be 10' wide for this purpose. He has received complaints from neighbors in regard to the poor condition of the current path.

In regard to the timeline for cleaning the quarry, Director Wiza stated that a timeline and plan has not been given to the City and it may be awhile before this project begins. He is not sure that the quarry will be dredged and equipment would cross the path.

Council Member Thome stated that she is a proponent of keeping projects on a timeline.

In answer to Council Member Verhaalen's questions, Director Hilvo confirmed that the path leading to Hamilton Road is used and it is plowed by the City. He said that \$80,000 had been budgeted for the project and it is important to stay current on planned projects.

Council Member Dieffenbach stated that if the project is delayed, it may cost more for the path next year.

Council Member Thome stated that unless there is a definite plan to clean the quarry, the City should not deviate from the plan to replace the path.

Motion made by Council Member Regenfuss, seconded by Council Member O'Keefe, to award the contract for the Zeunert Park path repairs to Poblocki and Sons in an amount not to exceed \$73,888. Motion carried without a negative vote with Council Member Czarnecki excused.

**CONSIDER ORDINANCE NO. 2016-06 AMENDING SEC. 7-14-1 OF THE MUNICIPAL CODE PERTAINING TO THE FESTIVAL CELEBRATION PERMIT; AND ACTION THEREON**

City Attorney Herbrand stated that he drafted the proposed revisions to the Festivals Inc. Ordinance, including a change as requested by Chief Frank to allow the use of service vehicles and all-terrain vehicles. He has also drafted other changes as requested by Festivals of Cedarburg to include slight modifications in the hours and footprint of the festivals, street closures, and to include a provision on the prohibition of animals and pets at festivals. These changes are a reflection of what is actually happening during festivals. In regard to the use of UTVs, the State law is very strict on using these vehicles on closed streets for events.

Executive Director Homayouni explained that there is a great need for the use of UTVs during the festivals. The vehicles are headquartered at City Hall during the festivals and they need to take supplies to Cedar Creek Park, Western Road, Turner Street, Bridge Road and the Boy Scout House during Wine and Harvest Festival. They do not always have much advance notice and need to get to an area quickly. The vehicles do not go fast, are insured, and driven by licensed operators only. They cannot drive the UTVs inside the footprint when the Festival is going on and State law does not allow them on roads that are not closed. She was told by the DNR that they could drive the vehicles on open roads if passed by ordinance; however, that would allow anyone to do this. To use ATVs they need to take a three hour class offered through the DNR. Executive Director Homayouni said that it would be a great help, if they could take the course prior to the Wine & Harvest Festival rather than the Strawberry Festival because of the timeframe.

Council Member Thome stated that she understood the timeframe and would be willing to change the effective date of the class to July 1.

In answer to Council Member O'Keefe's questions, Police Chief Frank explained that the UTVs are used quite a bit and would prefer they either stop using them or change the ordinance. In regard to any violations, Chief Frank stated that they stopped a couple of younger people operating the vehicle out of the footprint at one festival.

In answer to Council Member Thome's question, Executive Director Homayouni explained that they have four operators for the UTVs.

Police Chief Frank offered to allow the drivers of the UTVs to view a 30 minute video and take a quiz that is offered at the Cedarburg Police Department for Strawberry Festival and then require them to be certified through the DNR for all future festivals.

In regard to prohibiting animals and pets at festivals, Council Member O'Keefe inquired about the exceptions for medical assistance. Executive Director Homayouni stated that service dogs need to be allowed and cannot be questioned.

Attorney Herbrand stated that many times you cannot see the reason for medical assistance; it may be for comfort or anxiety.

Police Chief Frank stated that the officers have done research and are trained to know what to ask in the case of a possible service dog.

Executive Director Homayouni stated that having dogs around the food is a problem.

Executive Director Homayouni asked the Council to allow Festivals the discretion to not offer contracts to habitual offenders of the contract language. Attorney Herbrand stated that the contract has not changed in regard to letting the business rent the space in front of their business. In signing the agreement they also agree to follow the rules.

Executive Director Homayouni stated that the rule concerning no distribution of alcohol over 6% has been a problem and the rule is there to help control alcohol consumption during the festival. They would like the ability to deny a contract to a vendor in cases where they habitually do not follow the rules.

Attorney Herbrand stated that it is possible to add language such as: Festivals shall offer street space to compliant individuals.

In answer to Council Member Regenfuss' questions, Director Homayouni stated that all merchants sign a contract to rent space on Washington Avenue. Any subletting of the space needs to be approved by Festivals.

Executive Director Homayouni stated that they would be lenient to a point and issue warnings before denying a contract. They want to keep the integrity of the event. She also added that Festivals has their own attorney who has reviewed the contracts that are being used.

Council Member O'Keefe stated that Festivals is working on tweaking the alcohol policies for the events. There has been an increase in distribution points from three to possibly 20. Executive Director Homayouni stated that is one reason that their liability insurance has skyrocketed.

Executive Director Homayouni stated that she will be asking the Common Council in the near future to not allow the extension of the premise descriptions to sell alcohol on the street. They would like to narrow the sales to non-profit organizations only. They are trying to be proactive rather than reactive.

Mayor Kinzel stated that it is difficult to change a license and perhaps Festivals could charge more. Director Homayouni stated that they have increased their fee for businesses who sell alcohol.

Attorney Herbrand referenced another change to the ordinance, as requested by the Fire Department to add the Fire Chief along with the Chief of Police or his designee, if during the scheduled time of a festival they determine that for safety or other public purpose reasons street closures must be amended, they shall provide notice to the Executive Director of Festivals of Cedarburg, Inc.

Police Chief Frank stated that they are only concerned with the future and approving the pre-event plan to be sure that a truck can get through an area, if needed.

Executive Director Homayouni stated that they are asking for an extension to the time period the streets are closed only in cases where it is difficult to get a vendor to clean up on time and to allow for street sweeping. She stated that they will clean up as quickly as possible and Sgt. Leach typically decides what opens up.

Council Member Regenfuss stressed the importance of vendors cleaning up on time.

Attorney Herbrand reviewed three changes to the ordinance as a result of tonight's review of the proposed ordinance:

- The Festival Board will be granted the discretion to not issue contracts for non-compliance.
- The DNR Safety course for the operation of UTVs will be delayed to prior to Wine and Harvest Festival; however, a video and quiz offered through the Cedarburg Police Department must be taken before Strawberry Festival
- Adding the Fire Chief in the decision making process of amending street closures if needed for safety reasons.

Motion made by Council Member Regenfuss, seconded by Council Member Thome, to adopt Ordinance No. 2016-06 amending Sec. 7-14-1 of the Municipal Code pertaining to the Festival Celebration Permit with the above listed changes. Motion carried without a negative vote with Council Member Czarnecki excused.

**CONSIDER ORDINANCE NO. 2016-07 AMENDING SEC. 10-6 OF THE CODE OF ORDINANCES PERTAINING TO GOLF CARTS AND AMENDING SEC. 10-4 PERTAINING TO UTILITY TERRAIN VEHICLES; AND ACTION THEREON**

City Attorney Herbrand stated the purpose of this ordinance is to amend the current Code regarding the use of golf carts and utility terrain vehicles (UTVs) in the City. This ordinance amendment is required in order for there to be no conflicts in the Code given the change to the Festivals language.

Motion made by Council Member Dieffenbach, seconded by Council Member Thome, to adopt Ordinance No. 2016-07 amending Sec. 10-6 of the Code of Ordinances pertaining to golf carts and amending Sec. 10-4 pertaining to utility terrain vehicles. Motion carried without a negative vote with Council Member Czarnecki excused.

Council Member Dieffenbach stated that Strawberry Festival is one week away. The Common Council needs to be better planners and not work in rush mode, by addressing these items in a more timely basis in the future.

**CONSIDER PAYMENT OF BILLS FOR THE PERIOD 5/5/16 THROUGH 6/2/16, ACH TRANSFERS FOR THE PERIOD 5/5/16 THROUGH 6/10/16, AND PAYROLL FOR THE PERIOD 4/24/16 THROUGH 6/4/16; AND ACTION THEREON**

Motion made by Council Member Regenfuss, seconded by Council Member Verhaalen, to approve payment of the bills for the period 5/5/16 through 6/2/16, ACH transfers for the period 5/5/16 through 6/10/16, and payroll for the period 4/24/16 through 6/4/16. Motion carried without a negative vote with Council Member Czarnecki excused.

**CONSIDER LICENSE APPLICATIONS; AND ACTION THEREON**

Motion made by Council Member O'Keefe, seconded by Council Member Thome, to authorize issuance of the following alcohol and operator licenses:

Authorize issuance of Alcohol License for the period ending June 30, 2017:

Class “B” fermented malt beverage and “Class B” intoxicating liquor (on or off-premise consumption):

Silvas LLC owned by Martha Garcia, W63 N146 Washington Avenue, Cedarburg, WI 53012, Martha I. Garcia, Agent, premises to be licensed: W63 N146 Washington Avenue, known as Las Fajitas Restaurant.

Authorize issuance of new Operator’s Licenses for period ending June 30, 2016:

Joshua J. Cole	Nancy L. Justman
Jacqueline J. Ertl	Courtney C. Owrey
Blaine E. Gibson	Tracey A. Sinclair
Gerald J. Henning	Kelleen S. Starsky

Authorize issuance of new Operator’s Licenses for period ending June 30, 2017:

Eric J. Amenda	Monica M. Lipp
Deb A. Dunne	Karissa J. Mathias
Jake G. Hebda	Kari S. Midtbo Schwartz
Paige E. Hennum	Judith A. Murphy
Lori E. Josephson	Raymond E. Polgar
Kristin V. Kamke	Leann M. Reinhardt Boyea
Stacy J. Kowalkowski	Eric L. Siudak
Christine A. Krause	Lindsey E. Skebba
Pamela S. LaBouve	Clayton A. Tietz
Cynthia M. Larson	

Authorize issuance of renewal Operator’s Licenses for period ending June 30, 2017:

Walter H. Alverson	Gina A. Heidemann	Ronald H. Reimer
Kevin J. Bachmann	Andrew W. Heidtke	John W. Riege
Diane M. Banas	Shirley M. Hetchler	Elizabeth F. Riley
Dena C. Baule	Catherine A. Hilgart	Mark D. Roberts
Nicholas L. Behling	Elizabeth D. Hoffman	John Robertson
Roger E. Behling	BJ Homayouni	Lynne R. Robertson
Denise M. Beno	Christopher M. Homayouni	James M. Salp
Jenifer C. Bersch	Michael E. Hubbard	Kyle D. Scheithauer
Michael A. Bourbonais	Carren L. Jackson	Mark J. Schubert
Joey M. Braumle	Matthew C. Jackson	Barseana Simond
Evan N. Bray	Elizabeth A. Jacobson	Tracey A. Sinclair
Elizabeth A. Brennan	Dennis F. Jaeger	Jennifer P. Smith
Daniel A. Brisley	Nancy L. Justman	Jean M. Snow-Lambo
Constance L. Brush	Mary Lee Katzka	Ann M. Speirs
Jody L. Brzezinski	Mark A. Kennedy	Kelleen S. Starsky
Jennifer B. Bunn	Stephan C. Kinnunen	Steven K. Stauske
Daniel M. Burback	Randall H. Kison	Matthew R. Stein
Caitlyn C. Burns	Charles A. Kison	Suzanne L. Stubblefield
Elizabeth M. Bursten	Keri L. Klemann	Michael C. Styles
Joshua J. Cole	Mark C. Kowalkowski	Gene Szudrowitz

Madeline R. Crass	Angela M. Kroner	Jeff M. Theisen
Cal L. Cummings	Daniel W. Kropidlowski	Ashley E. Thierfelder
Megan T. Czisny	Meredith E. Kuhn	Spencer D. Thomas
Rebecca L. Deyoung	Edmund A. Kwaterski Jr.	Kelly E. Timple
Jacqueline M. Dhein	James D. Lake	Stephan L. Venturini
Monica J. Dorsey	Kathleen A. Lanser	Jeanne M. Venturini
Emily E. Eineichner	Mark E. Larson	Lynda K. Wachter
Suzanne V. Ernst	Craig E. Lowdermilk	Kenneth L. Weintraub
Judi K. Even	Todd R. Luft	Hailey E. Weissinger
Robert J. Flom	Jane B. Lukens	Kendall R. White
Jeanette L. Gabrys	David L. Magnusson	Jennifer E. Wilcox
Fatima I. Garcia	Bradley J. Mayer	Captola R. Wolfe-Bacher
Kim M. Gordon	Jeffrey D. Mayer	Nathan D. Wolters
Eric E. Grassel	David B. Myers	Kristine R. Wuenne
Steven R. Gratz	Allen Parnell	Douglas E. Yip
Jeremy M. Gruenweller	Sharleen M. Pokora	John E. Zarling
Christine M. Habich	William R. Poull	Kimberly A. Zblewski
H. Michael Hagerman	Bryan J. Price	

Motion carried without a negative vote with Council Member Czarnecki excused.

**ADMINISTRATOR'S REPORT** - None

**COMMENTS AND SUGGESTIONS FROM CITIZENS** - None

**COMMENTS & ANNOUNCEMENTS BY COUNCIL MEMBERS**

Council Member Dieffenbach confirmed with Attorney Herbrand that not more than three Council Members may visit businesses together.

Council Member Arnett informed the Common Council that the Cedarburg Police Department is holding active shooter training on June 15 at 6:30 p.m.

**MAYOR'S REPORT** - None

**ADJOURNMENT – CLOSED SESSION**

Motion made by Council Member Thome, seconded by Council Member O'Keefe, to adjourn to closed session at 9:13 p.m. pursuant to State Statutes 19.85(1)(e) to deliberate or negotiate the purchasing of public properties, the investing of public funds, or conducting other specified public business whenever competitive or bargaining reasons require a closed session, more specifically, to consider the possible sale of a City-owned property on Pioneer Road and to discuss the possible redevelopment of the Amcast property. Approval of closed session minutes of May 9, 2016. Motion carried unanimously on a roll call vote with Council Member Czarnecki excused.

**RECONVENE TO OPEN SESSION**

Motion made by Council Member Thome, seconded by Council Member Verhaalen, to reconvene to open session at 9:35 p.m. Motion carried without a negative vote with Council Member Czarnecki excused.

Council Member Verhaalen explained that the users of the baseball field at Adlai Horn Park inquired about when Mercury Marine will start the Cedar Creek clean-up process and who will be responsible for moving the Grant Schoen monument.

Mayor Kinzel stated that there is a meeting scheduled for July 12 to find out the specifics of the project. There is also a report available on the City website. Mercury Marine is trying not to affect any activities scheduled for this year.

Council Member Dieffenbach asked that the Council discuss the vacant Mercury Marine property between Madison Avenue and St. John Avenue in the future.

**ADJOURNMENT**

Motion made by Council Member Dieffenbach, seconded by Council Member O'Keefe, to adjourn the meeting at 9:39 p.m. Motion carried without a negative vote with Council Member Czarnecki excused.

Amy D. Kletzien, MMC/WCPC  
Deputy City Clerk