

**CITY OF CEDARBURG
MEETING OF COMMON COUNCIL
JUNE 10, 2019 – 7:00 P.M.**

A regular meeting of the Common Council of the City of Cedarburg, Wisconsin, will be held on **Monday, June 10, 2019 at 7:00 p.m.** at City Hall, W63 N645 Washington Avenue, Cedarburg, WI, in the second floor Council Chambers.

AGENDA

1. CALL TO ORDER - Mayor Mike O'Keefe
2. MOMENT OF SILENCE
3. PLEDGE OF ALLEGIANCE
4. ROLL CALL: Present – Common Council – Mayor Mike O'Keefe, Council Members Sherry Bublitz, Jack Arnett, Kristin Burkart, Rick Verhaalen, Garan Chivinski, Patricia Thome and Rod Galbraith
5. STATEMENT OF PUBLIC NOTICE
6. APPROVAL OF MINUTES* - May 13, 2019
7. COMMENTS AND SUGGESTIONS FROM CITIZENS** Comments from citizens on a listed agenda item will be taken when the item is addressed by the Council. At this time individuals can speak on any topic not on the agenda for up to 5 minutes, time extensions at the discretion of the Mayor. No action can be taken on items not listed except as a possible referral to committees, individuals or a future Council agenda item.
8. PUBLIC HEARING
 - * A. Consider Ordinance No. 2019-10 amending Sec. 13-1-55 of the Zoning Code to allow CBD Dispensaries as a Permitted Use or as a Conditional Use in the B-3 Central Business District; and action thereon (Plan Comm. 05-06-19)
9. PRESENTATIONS
 - A. Oath of Office – Patrol Officer Dominic P. Andrew
 - B. Consider appointment of Claire Woodall-Vogg as City Clerk; and action thereon/Oath of Office
10. NEW BUSINESS
 - * A. Consider proposal received from Graef for engineering design services associated with the rehabilitation of the Woolen Mills Dam; and action thereon

- * B. Consider Resolution No. 2019-08 approving the appointment of interim judge for the Mid-Moraine Municipal Court; and action thereon
- * C. Consider establishing hours for the North 48 Outdoor Alcohol Beverage License at W62 N599 Washington Avenue; and action thereon
- * D. Consider application of Le's Pho LLC, Ly Q Le, Agent, for a "Class B" Liquor license for Le's Pho at W63 N146 Washington Avenue; and action thereon
- E. Consider Mayor O'Keefe's appointment Jocelyn Russo to the Library Board and reappointment of Greg Zimmerschied to the Economic Development Board; and action thereon
- F. Consider Mayor O'Keefe's Council Member appointments of Sherry Bublitz to the Public Art Commission and Rick Verhaalen to the Mid-Moraine Legislative Committee (alternate); and action thereon
- * G. Consider Resolution No. 2019-09 designating and authorizing signatures for the City of Cedarburg checking and savings accounts for the ensuing year; and action thereon
- * H. Consider Resolution No. 2019-10 designating Light & Water checking and savings accounts for ensuing year; and action thereon
- *** I. Consider License/Permit Applications; and action thereon
 - 1. Consider approval of 2019-2020 alcohol and operator licenses (see attached list)
- * J. Consider payment of bills dated 05/06/19 through 05/31/19, transfers for the period 05/11/19 through 06/07/19; and payroll for the period 05/11/19 through 06/07/19; and action thereon

11. REPORTS OF CITY OFFICERS AND DEPARTMENT HEADS

- * A. Administrator's Report
- * B. Building Inspector's Report – May 2019
- * C. Fire Inspector's Report – April 2019

12. COMMUNICATIONS

- ** A. Comments and suggestions from citizens
- B. Comments and announcements by Council Members
- C. Mayor's Report

13. ADJOURNMENT – CLOSED SESSION

It is anticipated the Common Council will adjourn to closed session pursuant to:

- State Statutes 19.85(1)(g) to confer with legal counsel for the Common Council who is rendering oral or written advice concerning strategy to be adopted with respect to litigation in which it is or is likely to become involved and 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:
 - Discuss the Prochnow Landfill;
 - Discuss the Highway 60 Business Park;
 - Approve May 13, 2019 closed session minutes.

14. RECONVENE TO OPEN SESSION

15. ADJOURNMENT

Individual members of various boards, committees, or commissions may attend the above meeting. It is possible that such attendance may constitute a meeting of a City board, committee or commission pursuant to State ex. rel. Badke v. Greendale Village Board, 173 Wis. 2d 553, 494 NW 2d 408 (1993). This notice does not authorize attendance at either the above meeting or the Badke Meeting, but is given solely to comply with the notice requirements of the open meeting law.

* *Information attached for Council; available through City Clerk's Office.*

** *Citizen comments should be primarily one-way, from citizen to the Council. Each citizen who wishes to speak shall be accorded one opportunity at the beginning of the meeting and one opportunity at the end of the meeting. Comments should be kept brief. If the comment expressed concerns a matter of public policy, response from the Council will be limited to seeking information or acknowledging that the citizen has been understood. It is out of order for anyone to debate with a citizen addressing the Council or for the Council to take action on a matter of public policy. The Council may direct that the concern be placed on a future agenda. Citizens will be asked to state their name and address for the record and to speak from the lectern for the purposes of recording their comments.*

*** *Information available through the Clerk's Office.*

UPON REASONABLE NOTICE, EFFORTS WILL BE MADE TO
ACCOMMODATE THE NEEDS OF INDIVIDUALS WITH DISABILITIES.
PLEASE CONTACT THE CITY CLERK'S OFFICE AT (262) 375-7606
E-MAIL: cityhall@ci.cedarburg.wi.us

06/06/19 ckm

“Class A” Intoxicating Liquor (Off-Premise Consumption Only):

The Shinery Neenah, LLC, P.O. Box 128, Larsen, WI 54947, Elizabeth A. Reissmann, Agent, premises to be licensed: W63 N706 Washington Avenue, known as **The Shinery.**

Class “B” Fermented Malt Beverage and “Class B” Intoxicating Liquor (On or Off-Premise Consumption):

Peter Wollner Post #288 of the American Legion, W57 N481 Hilbert Avenue, Cedarburg, WI 53012, James A. Lee, Agent, premises to be licensed: W57 N481 Hilbert Avenue, known as **Peter Wollner Post No. 288 of the American Legion.**

Morton’s Wiscons Inn LLC, N56 W6339 Center Street, Cedarburg, WI 53012, Chris Morton, Agent, premises to be licensed: N56 W6339 Center Street, known as **Morton’s Wiscons Inn.**

New Operator License applications for the period ending June 30, 2019 for:

Samuel T. Bolgert
Whitney H. Dobson
Madissen Homayouni
Payman Homayouni

Michael D. Johnson
Gary W. Rogahn
Cynthia Sayles-Albers

New Operator License applications for the period ending June 30, 2020 for:

Timothy J. Biloff
Jennifer A. Kaltenbrun
Mallory R. Madison

Sandra L. Oesterreich
Emily S. Schaefer

Renewal Operator License applications for the period ending June 30, 2020 for:

Lucas A. Allen
Carol A. Ameen
Stephanie J.L. Baldwin
Deborah Bath
Dena C. Baule
Tamara J. Behling
Michael C. Besaw
Samuel T. Bolgert
Jody L. Brzezinski
Daniel M. Burback
Candace A. Burger
Annette L. Chiddister-Woods
Callen L. Cummings
Brady S. Curtis
Eva M. Danner
Steve F. Danner

Christine A. Krause
Audrey L. Krick
Angela M. Kroner
Pamela S. LaBouve
Kelly Langerman
Cynthia M. Larson
Mark E. Larson
James J. Levine
David L. Magnusson
Kayla M. Matter
Josh McCutcheon
Kari S. Midtbo Schwartz
Brenda L. Mueller
Carrie G. Mueller
Judith A. Murphy
Annette M. Mytko-Kennedy

Benjamin J. Dereszynski
Whitney H. Dobson
Chad A. Doedens
Adam S. Dykema
Kimberly R. Eggleston
Christina N. Gabrielson
Jeanette L. Gabrys
Scott R. Galaszewski
Daniel J. Gogin
Julie B. Gottfried
Elizabeth R. Grade
David B. Haberman
Angela L. Habermann
Christine M. Habich
H. Michael Hagerman
Carina R. Heckert
Gina A. Heidemann
Terri J. Heidtke
Andrew G. Henning
Catherine A. Hilgart
Madilyn M. Hill
James M. Hintz
Elizabeth N. Hoffman
BJ Homayouni
Christopher M. Homayouni
Madissen Homayouni
Payman Homayouni
Brian M. Jackson
Christine M. Jackson
Sarah N. Jellen
Michael D. Johnson
Lori E. Josephson
MaryLee Katzka
Mark A. Kennedy
Randall H. Kison
Keri Klemann
Scott A. Kosidowski
Stacy J. Kowalkowski
Mark C. Kowalkowski

Shelby L. Neelis
Jamie N. Nevins
Nicholas M. Nevins
Debra M. Newell
Jakob P. Pedersen
David J. Polacek
Christine Pope
Martha K. Ray
Michael J. Reimer
Deborah A. Sajdak
Cynthia M. Sayles-Albers
Tori L. Schone
Jeannette M. Schupp
Logan T. Sheckles
Megan N. Shodeen
Jean M. Snow-Lambo
Ann M. Speirs
Scott W. Steffen
Becky A. Steliga
Laura M. Struebing
Suzanne L. Stubblefield
Michelle L. Taraboi
Kerry K. Tharp
Kaylyn T. Thomas
Robert R. Vanderloop
Jessica M. Wallace
John C. Wallus
Stacey L. Wedereit
Larry D. Weidmann
Michelle L. Welch
John A. Welk
Patrick R. Weyer
Amy L. Whitney
Jennifer L. Wilhelm
Joseph P. Willbrandt
Stephen R. Wilson
Heather L. Zimel

**CITY OF CEDARBURG
COMMON COUNCIL
May 13, 2019**

**CC20190513-1
UNAPPROVED**

A regular meeting of the Common Council of the City of Cedarburg, Wisconsin, was held on Monday, May 13, 2019, at City Hall, W63 N645 Washington Avenue, second floor, Council Chambers. Mayor O'Keefe called the meeting to order at 7:00 p.m.

Roll Call: Present - Mayor Michael O'Keefe, Council Members Sherry Bublitz, Jack Arnett, Kristin Burkart, Rick Verhaalen, Garan Chivinski, Patricia Thome, Rod Galbraith

Also Present - City Administrator/Treasurer Christy Mertes, City Attorney Michael Herbrand, Deputy City Clerk Amy Kletzien, City Clerk Constance McHugh, Director of Engineering and Public Works Tom Wiza, Senior Center Director Carol LaFontaine, Paul Frantz of Baker Tilly Virchow Krause, LLP, interested citizens and news media

STATEMENT OF PUBLIC NOTICE

At Mayor O'Keefe'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 Galbraith, to approve the minutes of the April 29, 2019 meeting as presented. Motion carried without a negative vote.

COMMENTS AND SUGGESTIONS FROM CITIZENS

Rick Bauzenberger, W56 N1176 James Circle, said that he distributed a letter to the Mayor and Common Council regarding private roads. He asked that the letter become part of the public record and is attached to these minutes. He asked for a future public discussion at a Council meeting with fellow residents.

Marilyn Axt, W66 N605 Madison Avenue, explained that the City is putting a hardship on her in the winter time with the High School children parking on Madison Avenue. When the City plows Victoria Ct. all the snow gets pushed on the Boulevard and people living on Victoria Ct. do not get any plow-over. As a result, a large amount of snow gets plowed behind her driveway with as much as three feet while her neighbor gets very little. At the end of January, she strained her back trying to open up her driveway resulting in nine weeks of physical therapy and chiropractic work. The last time she asked for restricted parking on Madison Avenue, the Common Council listened to a person that was not a homeowner and had up to seven cars. Another neighbor was concerned about parking for her Artist Guild. She has lived in her home for 46 years and expressed concern for this practice for the remaining years in her home.

PRESENTATIONS

CONSIDER RESOLUTION NO. 2019-07 COMMENDING SENIOR CENTER DIRECTOR CAROL LAFONTAINE FOR HER YEARS OF SERVICE TO THE CITY; AND ACTION THEREON

Motion made by Council Member Thome, seconded by Council Member Arnett, to adopt Resolution No. 2019-07 commending Senior Center Director Carol LaFontaine for her years of service to the City. Motion carried without a negative vote.

Mayor O'Keefe and the Common Council presented Resolution No. 2019-07 commending Senior Center Director Carol LaFontaine for her years of service to the City.

PRESENTATION OF THE 2019 AUDIT REPORT; AND ACTION THEREON

Paul Frantz of Baker Tilly Virchow Krause, LLP presented the results of the 2018 City audit.

Audit Objective

The objective of the audit is to express their opinion on the financial statements of the City of Cedarburg as of December 31, 2018.

Financial Statements

○ **Audit Opinion**

After tonight's review they will issue an opinion based on the Council's recommendation and approval. An unmodified opinion is the highest level of assurance that the City can receive from the external auditors. It means that the financial statement document has all accounting principles applied consistently between years, in allowance of generally accepted accounting principles. This is the ultimate outcome that you are looking for when receiving an audit.

○ **Management's Discussion and Analysis**

This is a good comparative. It is a narrative written by management that talks about the activity that took place in 2018 and does a good job of summarizing this in plain English

○ **Financial Highlights – Governmental Funds**

- General Fund – Revenues were \$8,497,887 compared to expenditures of \$8,849,656.
- Other Sources – Transfer of \$729,851.
- End of Year Fund Balance - \$2,836,152.
 - Fund Balance consist of Non-spendable (prepaid item) \$258,492, Assigned (for future years use) \$340,222, and Unassigned \$2,237,438.
- Health of General Fund Reserves – They recommend a range of unassigned fund balance of 10 – 25% of the budgeted expenditures of the subsequent year. The City has a healthy 24%.
- Budgetary Compliance – The City budged to use \$510,059 of fund balance. The City added \$378,082 for a positive difference of \$888,141.
- Capital Improvement Fund Balance - \$807,662.
- TID No. 4 District - \$2,796,227.

- Debt Service Fund - \$176,455.
 - Non-major Government Funds - \$2,513,407.
 - Proprietary Funds – Unrestricted and Restricted Cash Balance – Light & Water Utility Operating Income - \$1,728,304 with a Net position at the end of the year of \$45,342,132. Fund Balance and Net Position are not the same. The available cash in the utilities is \$8,512,417. The Sewer Utility has available cash of \$6,104,610.
 - Long-Term Debt is \$20,562,742. The City has the ability to borrow up to 5% of the equalized value, which is \$67,373,260 with the capacity to borrow an additional \$47,157,803.
- **Communication Letter**
One material weakness was identified: Internal controls over financial reporting. This is a very common material weakness that is given to 90 – 95% of their clients. This means that the City does not have a CPA that specializes in governmental accounting on staff to prepare the financial statement document. There is a cost benefit to this and the City has chosen to outsource this function. They receive cooperation and have limited journal entries. The City has good solid individuals in place making good decisions and keeping the Council up-to-date.
 - Two-way communication regarding the audit – looking for feedback from the Common Council.
 - Other comments and recommendations – recommendations were made to management to develop a plan to address some information points on new accounting standards that are coming down the line.
 - Required communication to those charged with governance – lists any new accounting principles that were adopted during the course of the year along with accounting estimates that were evaluated and used by management. This communication also indicates that they did not have any disagreements with management during the audit. Mr. Frantz stated that the City is very lucky to have City Administrator/Treasurer Mertes. He cannot communicate this to every client. He thanked her for making the audit process go smooth. Lastly, they list the non-services that they provided for the City and declare their independence.

In answer to Council Member Arnett's questions, Mr. Frantz confirmed that the same material weakness was on last year's audit. In regard to auditing the controls against cyber security, Mr. Frantz explained that they do a risk-based audit, identifying the areas of risk, and nothing came through as a level of concern that needs to be communicated to the Council.

Council Member Thome and Mayor O'Keefe commended and thanked City Administrator/Treasurer Mertes for her work.

NEW BUSINESS

CONSIDER BIDS RECEIVED FOR THE 2019 ASPHALT REPAIR PROGRAM; AND ACTION THEREON

Director Wiza explained that staff advertised for and received bids for the 2019 asphalt repair program. This years' program involves the resurfacing of the southbound lane of Washington

Avenue between Evergreen Boulevard and Fair Street. The surface asphalt layer has deteriorated in this area, and the best fix is to mill and overlay the top two inches of asphalt.

Three bids were received for the work, which were very competitive and well below the estimate. He recommended awarding the 2019 asphalt pavement repair contract to Parking Lot Maintenance, Inc. based on their low unit price bid of \$23,269. He also explained that \$50,000 was budgeted for the asphalt repair contract and requested authorization to expand the areas to be resurfaced at the unit price bid, not-to exceed a total of \$45,000.

Council Member Arnett expressed concern for the Town of Cedarburg carrying fully loaded trucks of salt through the City adding wear to the City streets; whereas, the City is not allowed to run septic trucks on Town roads.

Council Member Verhaalen was in favor of extending the asphalt repair program to \$45,000, as this amount was budgeted and one of the City's primary responsibilities is the roads.

Motion made by Council Member Verhaalen, seconded by Council Member Thome, to award the bid for the 2019 Asphalt Repair program to Parking Lot Maintenance, Inc. in an amount not-to-exceed \$45,000. Motion carried without a negative vote.

CONSIDER CLOSING PORTLAND ROAD BETWEEN MILL STREET AND HILBERT AVENUE FROM 5:00 A.M. TO 2:00 P.M. ON JULY 27, 2019 FOR THE WISCONSIN WOMEN CYCLING – 2019 WISCONSIN BIKE FESTIVAL & CENTURY RIDES AND DEMONSTRATIONS; AND ACTION THEREON

Council Member Verhaalen requested that the residents be able to exit and return to their homes during the event. He also asked that any exhibits remain off of the street.

Council Member Arnett recalled that event people are available to respond to any of the neighbors' concerns during the day. This event has been happening for seven years and he does not recall any problems.

In answer to Council Member Chivinski's question, City Administrator/Treasurer Mertes said that Emergency Management is notified and is involved in the traffic control.

Council Member Burkart said that this is the same weekend as the Architectural Tour. It is their 15th anniversary and they are expanding the tour. She asked that the Public Works Department consider some additional signage.

BJ Homayouni reminded the Common Council that dialysis patients need to get to the Ye Olde Pharmacy building on Mill Street. The Common Council said that Portland Road will be closed from Mill Street to Hilbert Avenue only.

Motion made by Council Member Arnett, seconded by Council Member Galbraith, to approve closing Portland Road between Mill Street and Hilbert Avenue from 5:00 a.m. to 2:00 p.m. on July 27, 2019 for the Wisconsin Women Cycling – 2019 Wisconsin Bike Festival & Century Rides and demonstrations. Motion carried without a negative vote.

**CONSIDER APPOINTMENT OF STEVEN JACOMET AS AGENT FOR WALGREENS
#13620 AT W62 N190 WASHINGTON AVENUE; AND ACTION THEREON**

Motion made by Council Member Thome, seconded by Council Member Burkart, to approve the appointment of Steven Jacomet as agent for Walgreens #13620 at W62 N190 Washington Avenue. Motion carried without a negative vote.

**CONSIDER MAYOR O'KEEFE'S APPOINTMENT TO THE LIBRARY BOARD; AND
ACTION THEREON**

Mayor O'Keefe's appointment to the Library Board will be submitted at the next Common Council meeting.

**CONSIDER MAYOR O'KEEFE'S COUNCIL MEMBER APPOINTMENTS; AND ACTION
THEREON**

Motion made by Council Member Thome, seconded by Council Member Chivinski, to approve Mayor O'Keefe's Council Member appointments for 2019-2020 as listed:

Council Member Sherry Bublit (1st District)

Personnel Committee
Festivals Committee Liaison
Mid-Moraine Legislative Committee (alternate)

Council Member Jack Arnett (2nd District)

Economic Development Board, Chair
Community Development Authority
Ad hoc Debt/Investment Advisory Committee

Council Member Kristin Burkart (3rd District)

Public Works and Sewerage Commission
Mid-Moraine Legislative Committee
Ad hoc Debt/Investment Advisory Committee

Council Member Rick Verhaalen (4th District)

Parks, Recreation and Forestry Board
Public Art Committee

Council Member Garan Chivinski (5th District)

Library Board
Landmarks Commission

Council Member Patricia Thome (6th District)

(Council President)
(Plan Commission Council Representative)
Personnel Committee - Chair
Light and Water Commission

Council Member Rod Galbraith (7th District)
Personnel Committee
Ad hoc Mayor's Enhancement Award Committee
Ad hoc Debt/Investment Advisory Committee

Motion carried without a negative vote.

CONSIDER THE REQUEST OF FESTIVALS OF CEDARBURG, INC. TO EXTEND THE CLOSING HOURS OF STRAWBERRY FESTIVAL ON SATURDAY, JUNE 22, 2019 FROM 8:30 P.M. TO 9:00 P.M. AND ON SUNDAY, JUNE 23, 2019 FROM 5:00 P.M. TO 8:00 P.M. FOR THE CEDAR CREEK PARK PORTION OF THE FESTIVAL GROUNDS ONLY; AND ACTION THEREON

Director BJ Homayouni explained that Festivals is finding it necessary to look for new ways to increase revenues so that they can continue to pay for their rising costs of running the festivals. Being able to add sponsors in the park is going to drive additional revenue for them; however, they need to drive traffic to the park so the sponsors have customers to engage. Initially, they were going to hire bands but the cost was a serious consideration. Festivals is partnering with Paramount Music, who will be providing the blues music, free of cost to them. Paramount Music is a 501(c)(3) non-profit organization and have partnered with them in the past. Director Homayouni said they are hoping that having bands in the park will help them clear the pedestrian traffic away from the Washington Avenue footprint so that they can begin clean-up earlier. This may expedite getting the street cleaned and opened. Director Homayouni also explained that they have already extended hours on Saturday night for the main stage located in the Community Center parking lot and it has worked well, not only by increasing their revenue but many of the merchants take advantage to come down to enjoy the music after working a long day at their businesses. This plan has been approved by Sergeant Emmerich who is the Festival Liaison Officer.

Council Member Arnett said that the event will end earlier than Summer Sounds normally ends.

Council Member Verhaalen expressed concern for the event lasting until 8:00 p.m. on a Sunday evening. He said that he is thinking of the residents and agreed to approve it one time for Strawberry Festival to see how it is received.

Motion made by Council Member Arnett, seconded by Council Member Chivinski, to approve the request of Festivals of Cedarburg, Inc. to extend the closing hours of Strawberry Festival on Saturday, June 22, 2019 from 8:30 p.m. to 9:00 p.m. and on Sunday, June 23, 2019 from 5:00 p.m. to 8:00 p.m. for the Cedar Creek Park portion of the festival grounds only. Motion carried without a negative vote.

ORIENTATION SESSION FOR MAYOR AND COUNCIL MEMBERS/ANNUAL REVIEW AND CERTIFICATION OF CODE OF ETHICS

City Clerk McHugh, City Administrator/Treasurer Mertes and City Attorney Herbrand presented orientation material to the Mayor and Council Members. Included were City policies, Roberts Rules, and various articles from the League of Municipalities.

Motion made by Council Member Thome, seconded by Council Member Galbraith, to certify that the Council Members received, reviewed and understood the Code of Ethics. Motion carried without a negative vote.

CONSIDER LICENSE/PERMIT APPLICATIONS; AND ACTION THEREON

Motion made by Council Member Galbraith, seconded by Council Member Verhaalen, to approve the 2019-2020 alcohol, operator, and cigarette licenses as listed:

Class "A" Fermented Malt Beverage and "Class A" Cider Only (Off-Premise Consumption Only):

Speedway LLC, PO Box 1580, Springfield, OH 45501, Michael R. Weber, Agent, premises to be licensed: W63 N121 Washington Avenue, known as Speedway 4203.

Class "A" Fermented Malt Beverage and "Class A" Intoxicating Liquor (Off-Premise Consumption Only):

Bonus Inc., dba Olsen's Piggly Wiggly, W61 N286 Washington Avenue, Cedarburg, WI 53012, Ryan L. Olsen, Agent, premises to be licensed: W61 N286 Washington Avenue, known as Olsen's Piggly Wiggly.

Toto's Inc., 4600 W. Brown Deer Road, Brown Deer, WI 53223, Krystal L. Poppe, Agent, premises to be licensed: W63 N157 Washington Avenue, known as Otto's Wine and Spirits.

Super Sales USA Inc., PO Box 493, Cedarburg, WI 53012, Douglas Gall, Agent, premises to be licensed: W62 N174 Washington Avenue, known as Citgo Super Sales Cedarburg.

Wisconsin CVS Pharmacy, LLC, One CVS Drive, M/C 1160, Woonsocket, RI 02895, Dione Jeffrey, Agent, premises to be licensed: W63 N152 Washington Avenue, known as CVS Pharmacy #8775.

Walgreen Co., P.O. Box 901, Deerfield, IL 60015, Steven Jacomet, Agent, premises to be licensed: W62 N190 Washington Avenue, known as Walgreens #13620.

Class "B" Fermented Malt Beverage and "Class B" Intoxicating Liquor (On or Off-Premise Consumption):

Ernie's Wine Bar LLC, N49 W5471 Portland Road, Cedarburg, WI 53012, Benjamin M. Grade, Agent, premises to be licensed: N49 W5471 Portland Road, known as Ernie's Wine Bar.

Stagecoach 520 LLC, W61 N520 Washington Avenue, Cedarburg, WI 53012, Anne M. Conley, Agent, premises to be licensed: W61 N520 Washington Avenue, known as Stagecoach Inn/The Five 20 Social Stop.

RCB Group Inc., W63 N699 Washington Avenue, Cedarburg, WI 53012, Richard C. Buser, Agent, premises to be licensed: W63 N699 Washington Avenue, known as Maxwell's.

C. Wieslers Inc., W61 N493 Washington Avenue, Cedarburg, WI 53012, Mike G. Jackson, Agent, premises to be licensed: W61 N493 Washington Avenue, known as C. Wieslers.

North 48 Inc., W62 N599 Washington Avenue, Cedarburg, WI 53012, Jordan Cole, Agent, premises to be licensed: W62 N599 Washington Avenue, known as North 48.

Thomas Restaurant, LLC, W63 N688 Washington Avenue, Cedarburg, WI 53012, Nicole Thomas, Agent, premises to be licensed: W63 N688 Washington Avenue, known as Tomaso's.

L&G Express Bar LLC, N50 W5586 Portland Road, Cedarburg, WI 53012, Larry D. Weidmann, Agent, premises to be licensed: N50 W5586 Portland Road, known as L&G Express Bar.

Cedarburg Cultural Center Inc., W62 N546 Washington Avenue, Cedarburg, WI 53012, Stephanie Hayes, Agent, premises to be licensed: W62 N546 Washington Avenue, known as Cedarburg Cultural Center.

RCB Group Inc., W62 N550 Washington Avenue, Cedarburg, WI 53012, Richard C. Buser, Agent, premises to be licensed: W62 N550 Washington Avenue, known as The Stonewall Pub.

Cedars III LLC, W53 N404 Park Lane, Cedarburg, WI 53012, Michael F. Kowalkowski, Agent, premises to be licensed: W53 N404 Park Lane, known as Cedars III.

MacBeebs LLC, Owned by Catherine Heebner, 3041 N. 75th Street, Milwaukee, WI 53210, Catherine Heebner, Agent, premises to be licensed: W62 N238 Washington Avenue, known as Farmstead.

Anvil Pub & Grille LLC, N70 W6340 Bridge Road, Cedarburg, WI 53012, Donna M. Taylor, Agent, premises to be licensed: N70 W6340 Bridge Road, known as Anvil Pub & Grille.

Settlers Inn LLC, W63 N657 Washington Avenue, Cedarburg, WI 53012, Joan D. Dorsey, Agent, premises to be licensed: W63 N657 Washington Avenue, known as Settlers Inn.

AT JJ's LLC, W62 N559 Washington Avenue, Cedarburg, WI 53012, Ambur A. Vance, Agent, premises to be licensed: W62 N559 Washington Avenue, known as AT JJ's.

Cedarburg Art Museum & Society, Inc., W63 N675 Washington Avenue, Cedarburg, WI 53012, Samantha Landre, Agent, premises to be licensed: W63 N675 Washington Avenue, known as Cedarburg Art Museum.

Phoa Brothers, Inc., W62 N547 Washington Avenue, Cedarburg, WI 53012, Jimmy Phoa, Agent, premises to be licensed: W62 N547 Washington Avenue, known as New Fortune.

GG & KR LLC, W62 N630 Washington Avenue, Cedarburg, WI 53012, Gordon M. Goggin, Agent, premises to be licensed: W62 N630 Washington Avenue, known as The Stilt House.

Brandywine LLC, W61 N480 Washington Avenue, Cedarburg, WI 53012, Andrew Wilson, Agent, premises to be licensed: W61 N480 Washington Avenue, known as Brandywine.

Class “B” Fermented Malt Beverage (On or Off-Premise Consumption) and “Class C” Wine (On-Premise Consumption):

Morales Restaurants LLC, 2550 Country Aire Drive, Cedarburg, WI 53012, Debra A. McQuaid, Agent, premises to be licensed: W63 N674 Washington Avenue, known as Vintage Café & City Deli.

Donna M. Taylor, 1441 Keup Road, Grafton, WI 53024, premises to be licensed: N70 W6340 Bridge Road, known as Cream & Crepe Café.

P.J. Piper LLC, W61 N514 Washington Avenue, Cedarburg, WI 53012, Judith Fergadakis, Agent, premises to be licensed: W61 N514 Washington Avenue, known as P.J. Piper Pancake House.

Le’s Pho LLC, W63 N146 Washington Avenue, Cedarburg, WI 53012, Ly Q. Le, Agent, premises to be licensed: W63 N146 Washington Avenue, known as Le’s Pho.

J.L. Joyce Enterprises Inc., W63 N144 Washington Avenue, Cedarburg, WI 53024, James P. Joyce, Agent, premises to be licensed: W63 N144 Washington Avenue, known as Jim’s Grille.

Otte Restaurants LLC, W63 N540 Hanover Avenue, Cedarburg, WI 53012, John M. Otte, Agent, premises to be licensed: W63 N540 Hanover Avenue, known as Romano’s Pizzeria.

Famous Sals of Cedarburg, Wisconsin, Inc., W63 N635 Washington Avenue, Cedarburg, WI 53012, Bekim Elmazi, Agent, premises to be licensed: W63 N635 Washington Avenue, known as Sals Famous Pizza.

Baehmann’s Golf Center Inc., W73 N1122 Washington Avenue, Cedarburg, WI 53012, Kurt Baehmann, Agent, premises to be licensed: W73 N1122 Washington Avenue, known as Baehmann’s Golf Center.

“Class B” Winery License (On or Off-Premise Consumption):

Wollersheim Winery Inc., 7876 Hwy 188, PO Box 87, Prairie Du Sac, WI 53578, Constance J. Niebauer, Agent, premises to be licensed: N70 W6340 Bridge Road, known as Cedar Creek Winery.

The Chiselled Grape Winery LLC, W64 N713 Washington Avenue, Cedarburg, WI 53012, Harald Tomesch, Agent, premises to be licensed: W64 N713 Washington Avenue, known as The Chiselled Grape Winery.

Cigarette Licenses for Period Ending June 30, 2020:

Bonus Inc. (Olsen’s Piggly Wiggly)
W61 N286 Washington Avenue

Super Sales USA, Inc. (Citgo)
W62 N174 Washington Avenue

Speedway, LLC (#4203)
W63 N121 Washington Avenue

Toto’s Inc. (Otto’s Wine & Spirits)
W63 N157 Washington Avenue

Walgreen Co. (#13620)
W62 N190 Washington Avenue

New Operator's Licenses for Period Ending June 30, 2020

Lance E. Berndt
Karen T. Cannon

Michael J. Kirst
Annmarie J. Oswald

Renewal Operator's Licenses for Period Ending June 30, 2020

Mark A. Adrian
Hannah C. Aronson
Nicholas L. Behling
Roger E. Behling
Lindsey J. Berndt
Karla M. Biermann
Mark A. Borden
Michael A. Bourbonais
Mary-Kay H. Bourbulas
Lois M. Bray
Ron A. Carr
Shane R. Cassidy
Joel M. Christophersen
William W. Conley
Edward J. Dettloff
Mary E. Dolezal
Thomas M. Dorsey
Jonathan P. Dunne
Cynthia M. Dzikowski
Eric W. Engstrom
Suzanne V. Ernst
Kim M. Esselmann
Judi K. Even
Arthur E. Filter
Blaine E. Gibson
Matthew W. Gifford
Paul G. Goetz
Eric E. Grassel
Dustin J. Halyburton
Michael G. Harrington
Andrew W. Heidtke
Sarah L. Hepburn
Jill Hepburn

Leslie E. Heppe
Sam D. Hoffmann
Katherine A. Jackson
Teri Jackson
Elizabeth A. Jacobson
Anne E. Johnson
Kristin V. Kamke
Charles A. Kison
Kristen M. Klug
Bruce A. Krenzke
Shirley K. Krenzke
Dylan J. Krivoshein
Thomas Krueger
Craig A. Kuske
Edmund A. Kwaterski Jr.
James D. Lake
Diane M. Lane
Kathleen A. Lanser
James A. Lee
Pamela Lidington
Dennis H. Loberger
Todd R. Luft
Karissa J. Mathias
Bradley J. Mayer
Brandon J. McCarthy
Mark T. Mentele
Jason D. Mutza
Richard H. Nielsen
Allen Parnell
Robert L. Parson
Polly H. Partain
Cynthia M. Petted
Bryan J. Price

Troy D. Reissmann
Erin A. Riley
Zachary R. Ringel
Mark D. Roberts
Terrance E. Ronsman Sr.
Ann M. Ruska
James M. Salp
Tyler T. Schemenauer
Susan E. Schrader
Mark J. Schubert
Thomas Shippen
Richard S. Siefert
Eric L. Siudak
Kyle J. Smith
Jennifer P. Smith
Neil P. Soukup
Gene Szudrowitz
David E. Taylor
Jeff M. Theisen
Scott R. Thomas
Spencer D. Thomas
Gerald E. Truchan
Lindsey Vang
Clarey B. Wamhoff
Kenneth L. Weintraub
Troy A. White
Captola R. Wolfe-Bacher
Allison E. Wray
Jeffrey A. Wrobbel
Douglas E. Yip
John E. Zarling
Gregory W. Zimmerschied
James W. Zipter

CONSIDER PAYMENT OF BILLS DATED 04/26/19 THROUGH 05/03/19, TRANSFERS FOR THE PERIOD 04/23/19 THROUGH 05/10/19; AND PAYROLL FOR THE PERIOD 04/27/19 THROUGH 05/10/19; AND ACTION THEREON

Motion made by Council Member Burkart, seconded by Council Member Thome, to approve payment of bills dated 04/26/19 through 05/03/19, transfers for the period 04/23/19 through 05/10/19; and payroll for the period 04/27/19 through 05/10/19. Motion carried with Council Member Verhaalen abstaining.

ADMINISTRATOR'S REPORT

City Administrator/Treasurer Mertes said that she offered the Clerk's position to a candidate today. The application period for the Administrative Secretary position in the Engineering and Public Works Department closed on May 10 and eleven applications were received.

COMMENTS AND SUGGESTIONS FROM CITIZENS - None

COMMENTS & ANNOUNCEMENTS BY COUNCIL MEMBERS

Council Member Arnett said that he walked through the Arabelle and Hamilton House developments. Both developers complimented Building Inspector Baier, saying that he is thorough but reasonable and he is good for the City. Council Member Arnett congratulated Building Inspector Baier for doing a great job.

Council Member Chivinski said that he learned a lot from Building Inspector Baier and added that he does great work.

MAYOR'S REPORT - None

ADJOURNMENT – CLOSED SESSION

Motion made by Council Member Thome, seconded by Council Member Burkart, to adjourn to closed session at 8:09 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 amendment to the TID No. 3 Developer's Agreement. Approval of March 25, 2019 closed session minutes. Motion carried unanimously on a roll call vote.

RECONVENE TO OPEN SESSION

Motion made by Council Member Arnett, seconded by Council Member Thome, to reconvene to open session at 8:41 p.m. Motion carried unanimously on a roll call vote.

**CONSIDER PROPOSED AMENDMENT TO TID NO. 3 DEVELOPER'S AGREEMENT;
AND ACTION THEREON**

Motion made by Council Member Thome, seconded by Council Member Arnett, to approve the proposed amendment to TID No. 3 Developer's Agreement. Motion carried with Council Members Bublitz, Arnett, Burkart, Chivinski, Thome and Galbraith in favor and Council Member Verhaalen opposed.

ADJOURNMENT

Motion made by Council Member Burkart, seconded by Council Member Thome, to adjourn the meeting at 8:42 p.m. Motion carried without a negative vote.

Amy D. Kletzien, MMC/WCPC
Deputy City Clerk

Mayor Mike O'Keefe

May 4, 2019

Council Members:

Kristen Burkart

Patricia Thome

Jack Arnett

Garan Chivinski

Rick Verhaalen

Rod Galbraith

Sherry Bublitz

City of Cedarburg

c/o Constance McHugh, City Clerk

cmchugh@ci.cedarburg.wi.us

Re: Bad Policy

Dear Mayor and Council Members:

At the Council meeting held on April 29, Council approved a proposal for residential development which included private roads. Approving this and other development plans that include private roads is bad policy as it results in a permanent inequity in homeowner taxes and services. Homeowners living on private roads pay the same mill rate as homeowners living on public roads, but do not receive the same road maintenance, repair, and plowing services as homeowners living on public roads. And, such services are a major cost to any HOA.

Who benefits from this policy? Because of smaller setbacks and narrower roads, the developer is able to build more homes per parcel. He profits. The City obtains more tax revenue without having to provide road plowing, maintenance and repair. The City benefits. So, how do the homeowners benefit? They don't, they lose.

It's not enough to just inform buyers of homes on private roads that they are responsible for snow plowing, repair, and replacement. This City policy is unfair and inequitable to homeowners. While the City probably sees this as a low-cost way to obtain long-term tax revenue, the homeowner is left with the never-ending question: *Why do I pay the same mill rate as my neighbor living on a public road, but I have to pay for my road?*

Negotiating this type of deal with developers creates a separate class of property owner, where the property owner via its HOA ends up paying higher non-deductible dues to cover a major service that, for others, is provided for by the City at no additional cost and is tax-deductible.

I urge the City to (1) reconsider its policy to approve developer proposals that include private roads unless it is for a gated community and (2) eliminate the service inequity for those homeowners living on private roads by either assuming responsibility for the roads or providing an equitable tax rebate.

Respectfully,

Richard Bauzenberger
W56N1176 James Circle
rbauzenberger@gmail.com

CITY OF CEDARBURG

MEETING DATE June 10, 2019

ITEM NO: 8. A.

TITLE: Consider Ordinance No. 2019-10 amending Sec. 13-1-55 of the Zoning Code to allow CBD Dispensaries as a Permitted Use or as a Conditional Use in the B-3 Central Business District; and action thereon (Plan Comm. 05-06-19)

ISSUE SUMMARY: While it has been advertised that the ErthScent Dispensary store is “coming soon” to Cedarburg, staff notes that this announcement preceded a determination that the proposed use is permitted in our downtown business district. More specifically, Without first asking staff whether her use was allowed by code, the applicant mailed in her application for an occupancy permit, began to move her CBD Dispensary use into the existing building at W61 N510 Washington Avenue (former Glad Rags), covered the front windows and placed a “coming soon” sign in the front window. Upon receipt of the occupancy permit application, staff reviewed the B-3 Central Business District language and determined that since the use was not listed as either permitted by right or as a conditional use in the B-3 District, it is not allowed. The applicant was then notified of this and advised that she could pursue a zoning text amendment to have the Plan Commission and Common Council consider adding *CBD Dispensaries* to the list of permitted uses.

The applicant then submitted an application for a zoning text amendment and to help define the use she was asked to describe her business and provide staff with a comprehensive list of the products that will be sold in the store. While this list is included in your packet, staff would encourage Council Members to review the Erth Scentials website for the list of products currently being sold at their Bay View store. With that information, the applicant is requesting to have CBD Dispensaries added to the list of permitted uses in the B-3 Central Business District. As Council Members may know, there is a two-step process required for considering zoning text amendments; first the Plan Commission must review the proposed change and then offer a recommendation to the Commons Council. The second step requires the Council to hold a public hearing, consider the recommendation of the Plan Commission and then take into account public comment before rendering a decision.

BOARD, COMMISSION OR COMMITTEE RECOMMENDATION: At their May 6, 2019 meeting, the Plan Commission recommended denial of this request.

Staff Comments:

The purpose of zoning is to separate land uses into areas of like uses. According to “A Glossary of Zoning, Development and Planning Terms” published by the American Planning Association, zoning is defined as: ***the division of a city or county by legislative regulations into areas, or zones, which specify allowable uses for real property and size restrictions for buildings within these areas.*** The City of Cedarburg is divided into 32 separate zoning districts, two of which are devoted to retail uses: the B-2 Community Business District and the B-3 Central Business District. Each of the City’s zoning districts has a list of uses permitted by right and a separate list of uses permitted by conditional use grant.

The B-3 District covers the entire downtown area and its **Purpose and Intent is to provide for the preservation of Cedarburg’s historic downtown and the orderly appropriate regulations to ensure the compatibility of the diverse uses typical of the downtown area without inhibiting**

the potential for maximum development of commercial, cultural, entertainment, and other urban activities which contribute to its role as the heart of the City. This area contains a mix of retail shops, offices, restaurants, cultural, entertainment, and residential uses.

The B-2 District is located along South Washington Avenue from Evergreen Boulevard to Pioneer Road, a small area along the east side of north Washington Avenue and north of Cambridge Avenue, and at the intersection of Bridge Street and Columbia Road. According to its purpose, **this District is intended to provide for the orderly and attractive grouping at appropriate locations of retail stores, shops, offices, and service establishments serving the daily needs of the surrounding local community area. The size and locations of such districts shall be based on upon evidence of justifiable community need, of adequate customer potential, of satisfactory relationship to the traffic circulation system, and other related facilities and potential contribution to the economic welfare of the community.**

While the applicant's request is specific to amending the B-3 Central Business District, Council Members should review the predetermined uses (see enclosed district language) listed in both the B-2 and the B-3 Districts and, based on the nature of the proposed use, determine whether the CBD Dispensary use is compatible with the established uses, the purpose and intent of the B-3 District or whether it is more consistent with the list of uses and character of the B-2 Community Business District. As noted above, the Plan Commission Discuss this requested change at their May 6th meeting and again at the June 3rd meeting where they felt the use better fit the intent of the B-2 District. At that meeting, the Commission discussed a proposed ordinance drafted by City Attorney Mike Herbrand with the understanding that they were leaning toward adding CBD Dispensaries to the B-2 Community Business District. However, because the Commission wanted to fine tune the proposed ordinance, they deferred action on it until their next meeting.

Included in your packet is the draft Ordinance that the Plan Commission is currently considering to support their findings that the CBD Dispensary use is a use that is more consistent with the purpose and intent of the B-2 Community Business District.

BUDGETARY IMPACT: N/A

ATTACHMENTS:

- Proposed Ordinance No. 2019-10 – B-3 Central Business District
- 5/6/2019 Plan Commission Minutes.
- Copy of the B-2 and B-3 District Language.
- Email from City Attorney Tim Schoonenberg
- CBD Summary Sheet from Attorney Jeffrey A. Cornell.
- Emails from Jennifer Kawczynski, Kath Gruszecki, John Pawlowski, & Jennifer Gelinsky, Aaron Schulz
- Article "Hemp industry getting greener".
- Article "Food Containing Cannabis Extract Runs into a Snag"
- Proposed CBD Dispensary Ordinance – B-2 Community Business District

INITIATED/REQUESTED BY: Jennifer Kawczynski, ErthScent

FOR MORE INFORMATION CONTACT: Jonathan P. Censky, City Planner, 262-375-7610

DRAFT

ORDINANCE NO. 2019-10

**An Ordinance Relating to Permitted or Conditional
Uses in the B-3 Central District**

The Common Council of the City of Cedarburg, Wisconsin, hereby ordains as follows:

SECTION 1. Section 13-1-55 of the Municipal Code of the City of Cedarburg is hereby amended as follows:

SEC. 13-1-55 B-3 CENTRAL BUSINESS DISTRICT.

- (a) **Purpose and Intent.** The B-3 Central Business District is intended to provide for the preservation of Cedarburg's historic downtown and the orderly appropriate regulations to ensure the compatibility of the diverse uses typical of the downtown area without inhibiting the potential for maximum development of commercial, cultural, entertainment, and other urban activities which contribute to its role as the heart of the City. This area contains a mix of retail sales shops, office, restaurants, cultural, entertainment, and residential uses.
- (b) **General Requirements.**
 - (1) Overall development shall be compatible with the City's community character, urban design, historic preservation principles and shall facilitate the objectives as expressed in the adopted Cedarburg Smart Growth Comprehensive Land Use Plan – 2015, and components thereof.
 - (2) A major portion of the B-3 District is also regulated by the City's Historic Preservation District (HPD). This is an "overlay" district created to protect historic buildings and sites that are listed on the National Register of Historic Places. The design, remodeling, reconstruction, painting, and site improvements within the HPD area require approval and a Certificate of Appropriateness by both the City's Landmarks Commission and Plan Commission.
 - (3) Buildings shall be designed to correspond in height, width, proportion, relationship to street, roof forms, composition, window and door patterns, materials and colors compatible with existing buildings in the downtown area.
 - (4) All buildings in the HPD portion of the B-3 District existing prior to October 28, 2013 are considered to be conforming structures relative to dimensional requirements to maintain the integrity of the Historic District. If such buildings are ever damaged or destroyed, they may be reconstructed exactly in their pre-damaged or pre-destroyed location and dimensional configuration.
 - (5) Single-family and two-family homes existing prior to October 28, 2013 are non-conforming uses and may be continued pursuant to Section 13-1-140 titled Non-conforming Uses.
- (c) **Permitted Uses.** (Also see Section 13-1-225.)
 - (1) Antique and collectors stores.
 - (2) Art stores, studios, galleries.

- (3) Auto parts stores.
- (4) Bagel shops, bakeries.
- (5) Banks, credit unions, savings and loan associations, and other financial institutions (not including drive-in or drive-thru facilities).
- (6) Barber shops and beauty shops.
- (7) Bicycle sales, repair and rental.
- (8) Bookstores.
- (9) Boutiques.
- (10) Business, professional, medical, and utility offices.
- (11) Camera, photographic supply stores, and photographic studios.
- (12) Catering Services.
- (13) Clinics (dental, medical, chiropractic).
- (14) Clothing stores.
- (15) Cocktail lounges, bars, and taverns.
- (16) Coffee shops and espresso bars.
- (17) Computer sales and services.
- (18) Cultural Centers.
- (19) Delicatessen.
- (20) Department stores.
- (21) Electronics and appliance stores, and repair shops.
- (22) Farmers markets, including farm products, food, crafts, and food vendors.
- (23) Fish markets.
- (24) Florists, yard and garden supplies, and service.
- (25) Furniture sales.
- (26) Furriers and fur apparel.
- (27) Gift stores.
- (28) Grocery stores.
- (29) Hardware stores.
- (30) Health clubs, athletic clubs, and gymnasiums.
- (31) Hobby and craft stores.
- (32) Ice cream parlors/soda fountain stores.
- (33) Insurance offices.
- (34) Interior decorators.
- (35) Jewelry stores.
- (36) Liquor stores.
- (37) Lodges and clubs.
- (38) Meat markets.
- (39) Museums.
- (40) Music stores.
- (41) Newspaper and magazine stores.
- (42) Office supplies and business machine stores
- (43) Optical stores.
- (44) Paint, glass, and wallpaper stores.
- (45) Pet stores and pet grooming (with all operations indoors).
- (46) Pharmacy (not including drive-thru service).
- (47) Plumbing and heating supplies.

- (48) Publishing houses.
- (49) Real estate offices.
- (50) Restaurants (without drive-thru facilities).
- (51) Self-service laundries and dry cleaning establishments.
- (52) Shoe and leather goods stores.
- (53) Spas and fitness facilities.
- (54) Specialty food and beverage product sales.
- (55) Specialty retail shops for housewares, stationary, home décor, lighting products, and athletic and sporting goods.
- (56) Tailor shops.
- (57) Theaters.
- (58) Tobacco shops.
- (59) Used merchandise resale shops (excluding pawn shops).
- (60) Variety stores.
- (61) Residential use of single-family and two-family structures that existed prior to the adoption of this Ordinance.

(62) CBD Dispensaries. (?)

(d) Permitted Accessory Uses.

- (1) Residential quarters provided that such quarters are in the principal building, not on a ground-level floor, and the entrances and exits to such quarters are directed to the interior of the building. There shall be a minimum floor area of four-hundred and twenty (420) square feet for an efficiency or one (1) bedroom apartment and five-hundred and fifty (550) square feet for a two (2) bedroom apartment.
- (2) Accessory buildings and uses customarily incidental to the above uses, including garages used in conjunction with the operation of the uses of the premise and dumpster storage facilities.
- (3) Off-street parking and loading areas.
- (4) Essential services as defined herein.
- (5) Ground-mounted and building-mounted satellite dish antennas less than three (3) feet in diameter.
- (6) Outdoor dining and non-alcohol beverage service. (NOTE: Outdoor alcohol beverage services require a premises license approved by the Common Council).

(e) Conditional Uses. (Also see Section 13-1-226.)

- (1) Automobile service stations.
- (2) Banks, savings and loan associations, credit unions, and other financial institutions with drive-in or drive-through facilities.
- (3) Bed and breakfast establishments providing adequate off-street parking.
- (4) Building supply stores.
- (5) Bus depots, provided all principal structures and uses are not less than one-hundred (100) feet from any residential district lot line.
- (6) Coffee roasting.
- (7) Day care facilities.
- (8) Feed mills, and feed and seed sales.
- (9) Funeral homes, provided all principal structures and uses are not less than twelve (12) feet from any lot line.

- (10) Gun shops, subject to Police Department and Plan Commission review and approval.
- (11) Hotels, subject to adequate off-street parking.
- (12) Indoor and outdoor recreational and entertainment facilities.
- (13) Microbreweries, soft drink production, and wineries.
- (14) Night clubs and dance halls.
- (15) Parking structures.
- (16) Pharmacies with drive-thru facilities.
- (17) Printing and reproduction services [not exceeding three thousand (3,000) square feet of gross floor area].
- (18) Renewable energy systems (i.e. wind, solar, geothermal).
- (19) Telecommunications installations.
- (20) Tourist Rooming Houses
- (21) Vehicle detailing.
- (22) Wool carding.
- (23) Micro-Distilleries.
- (24) CBD Dispensaries. (?)**
- (f) **Dimensional Requirements.** See Table 13-1-55.
- (g) **Traffic, Loading, Parking, and Access.** (See Article D.)
- (h) **Nonconforming Uses, Structures, and Lots.** (See Article G.)
- (i) **Performance Standards.** (See Article H.)
- (j) **Signs.** (See Title 15, Chapter 5 of the Code of Ordinances.)
- (k) **Site Plan Review.** (See Article F.)
- (l) **Architectural Review.** (See Article F.)

SECTION 2. This ordinance shall take effect upon its passage and publication as provided by law.

Passed and adopted this 10th day of June 2019.

Michael O’Keefe, Mayor

Countersigned:

Claire Woodall-Vogg, City Clerk

Approved as to form:

Michael P. Herbrand, City Attorney

PLAN COMMISSION
May 6, 2019

PLN20190506-2
UNAPPROVED MINUTES

to any comments since they were not noticed on the agenda. No comments from the audience were offered.



CONSIDER B-3 CENTRAL BUSINESS DISTRICT ZONING TEXT AMENDMENT TO ADD "CBD DISPENSARY" AS A PERMITTED USE OR CONDITIONAL USE - ERTHSCENTIALS/JENNIFER KAWCZYNSKI

Planner Censky explained that while it has been advertised that the ErthScentials Dispensary store is "coming soon" to Cedarburg, this announcement preceded a determination on whether the proposed use is permitted in City of Cedarburg's downtown business district. He advised that Jennifer Kawczynski d/b/a ErthScentials submitted her application for an occupancy permit to move her CBD Dispensary use into the existing building at W61 N510 Washington Avenue (former Glad Rags), covered the front windows and placed a "coming soon" sign in the front window. Upon receipt of the occupancy permit application, staff reviewed the B-3 Central Business District language and determined that since the use was not listed as either permitted by right or as a conditional use, it is not allowed. Ms. Kawczynski was then notified that the use was not allowed and advised that she could pursue a zoning text amendment to have the Plan Commission and Common Council consider adding *CBD Dispensaries* to the list of permitted uses. Ms. Kawczynski was also asked to describe the use and to provide staff with a comprehensive list of the products that would be sold in the store. Planner Censky encouraged Commissioners to review the Erth Scentials website for the list of products currently being sold at her Bay View store.

Having provided the requested information and application for a zoning text amendment, Ms. Kawczynski is requesting approval to add CBD Dispensaries to the list of permitted uses in the B-3 Central Business District. The Plan Commission's recommendation will be referred to the Common Council, where a public hearing will be scheduled at the next available meeting.

Planner Censky reported that the purpose of zoning is to separate land uses into areas of like uses. According to "A Glossary of Zoning, Development and Planning Terms" published by the American Planning Association, zoning is defined as: ***the division of a city or county by legislative regulations into areas, or zones, which specify allowable uses for real property and size restrictions for buildings within these areas.*** The City of Cedarburg is divided into 32 separate zoning districts, two of which are devoted to retail uses: the B-2 Community Business District and the B-3 Central Business District. Each of the City's zoning districts has a list of uses permitted by right and a separate list of uses permitted by conditional use grant.

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its role as the heart of the City. This area contains a mix of retail shops, offices, restaurants, cultural, entertainment, and residential uses.

The B-2 District is located along South Washington Avenue from Evergreen Boulevard to Pioneer Road, a small area along the east side of north Washington Avenue and north of Cambridge Avenue, and at the intersection of Bridge Road and Columbia Road. According to its purpose, **this District is intended to provide for the orderly and attractive grouping at appropriate locations of retail stores, shops, offices, and service establishments serving the daily needs of the surrounding local community area. The size and locations of such districts shall be based upon evidence of justifiable community need, of adequate customer potential, of satisfactory relationship to the traffic circulation system, and other related facilities and potential contribution to the economic welfare of the community.**

He added that while Ms. Kawczynski's request is specific to amending the B-3 Central Business District language, Commissioners should review the predetermined uses (see enclosed district language) listed in both the B-2 and the B-3 Districts and, based on the nature of the proposed use, determine whether the CBD Dispensary use is compatible with the established uses and character of the B-3 District or if it is more consistent with the list of uses and character of the B-2 Community Business District. To help guide Commissioners in making a determination, Planner Censky had asked City Attorney Mike Herbrand and Assistant City Attorney Tim Schoonenberg to research this issue and draft their opinion. Their opinion was included in the information provided to Commissioners.

Jennifer Kawczynski, the petitioner, noted that there are misconceptions about CBD oil and explained that CBD oil is sought by families looking to improve their and their pets' lives. She is fully aware of the character of downtown Cedarburg and that her business would complement that character. She reported that her children have moved to Cedarburg in support of a business here and that she has already invested \$10,000 in the retail space. The business would be a full retail shop, which would not sell the hemp flower. Ms. Kawczynski added that she has already become active in the Cedarburg community. She would be willing to have a soft opening just for Cedarburg residents and to provide more information on the product.

Jeff Cornell, attorney for Ms. Kawczynski, advised he has been involved in the legal aspects of the hemp industry for four years and this is his area of expertise. He pointed out that Ms. Kawczynski had already been selling her CBD oil in Cedarburg during Maxwell Street Days without incident and reiterated that hemp is not marijuana. Hemp has been known to provide medical benefits (though Ms. Kawczynski will not be making medical claims) and does not have a mood-altering affect. Ms. Kawczynski will not operate the Cedarburg store like her Bayview store; there will be no need to buzz people in. All her products are obtained from certified growers. Attorney Cornell pointed out that there are four stores in Cedarburg, three in the B-3 District, already selling CBD oil. In his opinion, CBD oil dispensary could fit in several of the listed uses in the B-3 District and likens it to a wellness product as sold in a GNC store.

Zach Steeno of 2567 South Delaware Avenue, Milwaukee, WI, noted that hemp is in the same Brassica oleracea species as broccoli and brussels sprouts. Hemp is legal and has high amounts of CBD which has been shown to be very medically effective; and that hemp has been inbred to result in only minimal amounts of the mood-altering THC found in marijuana. He suggested that regulating CBD is overreacting.

John Schrader of W53 N454 Park Circle stated he works at a nearby hospital and also is an emergency medical technician. He would very much like to see a CBD business in Cedarburg operated by knowledgeable people who can offer advice on what product to buy. He urged the Plan Commission to recommend approval of the use.

Alison Caravella of N74 W5482 Georgetown Drive is a mother of three who takes her children downtown and did not appreciate her 11-year old being exposed to the marijuana sign. The proposed location is not appropriate for this close-knit family community.

Kera Karagodsky of W55 N737 Cedar Ridge Drive agreed with Ms. Caravella and believed that the business owner is disingenuous saying her business is not associated with marijuana when a marijuana leaf sign was displayed and a grand opening advertised for "4/20," which is associated with an annual marijuana smoking "holiday."

Attorney Cornell countered that Ms. Kawczynski has been transparent and doing so has cost her thousands of dollars.

Caysie Dolan of 885 Cottage Grove Road, Deerfield, WI pointed out that children are exposed to alcohol with the many taverns in downtown Cedarburg; however, everyone is outraged when someone tries to open a health store. The offer to cut out smokables is a great idea and makes the proposed CBD dispensary very family friendly.

Kimberly Wais of W67 N761 Franklin Avenue thanked Commissioners for offering the community to provide input on the proposed use. She advised that her family is athletic and moved to Cedarburg because of its small-town charm. Ms. Wais urged that the character of the downtown not be changed to promote something cool and hip. As a parent and fitness professional, she urged that the use not be allowed.

Jill Nehmer of W67 N404 Grant Avenue pointed out that parents take children into pharmacies all the time which exposes them to drugs and supports the big pharmaceutical manufacturers. The children are then able to access narcotics out of their parents' medicine cabinets. CBD is not a narcotic and has been known to provide medical benefits. It will not be children frequenting the store, but 50-year old people to find pain relief for themselves and for their pets. She advised that she has personally benefited from the use of CBD oil.

City Attorney Mike Herbrand stated that the applicant appears genuine and has made no attempt to deceive anyone regarding the use of their leased space. But he urged the Commissioners to consider the nearness of schools, the similarity in appearance and

smell between marijuana and hemp which creates enforcement problems (especially with the large crowds during the Festivals), and that the use does not fit with the other itemized uses in the downtown district in that 50% or more of sales would come from sales of the product.

Commissioners discussed the legality of including CBD oil in food products, which Attorney Cornell advised is illegal per Federal law but does not appear to be enforced by the State of Wisconsin.

Commissioners also discussed the possibility of allowing the use as a conditional use to prevent adding other undesirable items to the product line, that the products currently sold by the applicant are described by law enforcement as drug paraphernalia, and the desire to protect the Historic District that is on the National Register.

Other Commissioner comments included that hemp is legal in Wisconsin, it is already being sold in other retail establishments in Cedarburg, protection of our youth can only go so far considering their exposure to tobacco and alcohol, and there is no real reason to reject the use.

Some Commissioners argued that the dispensary is distinctive compared to the other retail establishments that have a tremendous amount of other different products to sell besides CBD products (but may be an issue that needs to be pursued), that the downtown is walkable and children are not always with their parents, that residents have expressed general concerns, and that there is the potential of other products being added to the product line.

Action:

A motion was made by Mayor O'Keefe, seconded by Council Member Thome, to recommend denial of the text amendment request to add "CBD Dispensary" to the list of permitted or conditional uses in the B-3 Central Business District.

Continued Discussion:

It was confirmed that even with a negative recommendation, the issue would still be presented to the Common Council for consideration.

Commissioners consensus was to explore the possibility of a text amendment to allow the use in the B-2 Community Business District.

Final Action:

The motion carried with Mayor O'Keefe, Council Member Thome, Commissioners Cain and Kinzel voting in favor; Commissioner Voltz voting against; and Vice Chairperson Burgoyne and Commissioner Strautmanis excused.

SEC. 13-1-55 B-3 CENTRAL BUSINESS DISTRICT. (Ord. 2013-23) (Ord. 2014-04)

- (a) **Purpose and Intent.** The B-3 Central Business District is intended to provide for the preservation of Cedarburg's historic downtown and the orderly appropriate regulations to ensure the compatibility of the diverse uses typical of the downtown area without inhibiting the potential for maximum development of commercial, cultural, entertainment, and other urban activities which contribute to its role as the heart of the City. This area contains a mix of retail sales shops, office, restaurants, cultural, entertainment, and residential uses.
- (b) **General Requirements.**
 - (1) Overall development shall be compatible with the City's community character, urban design, historic preservation principles and shall facilitate the objectives as expressed in the adopted Cedarburg Smart Growth Comprehensive Land Use Plan -- 2015, and components thereof.
 - (2) A major portion of the B-3 District is also regulated by the City's Historic Preservation District (HPD). This is an "overlay" district created to protect historic buildings and sites that are listed on the National Register of Historic Places. The design, remodeling, reconstruction, painting, and site improvements within the HPD area require approval and a Certificate of Appropriateness by both the City's Landmarks Commission and Plan Commission.
 - (3) Buildings shall be designed to correspond in height, width, proportion, relationship to street, roof forms, composition, window and door patterns, materials and colors compatible with existing buildings in the downtown area.
 - (4) All buildings in the HPD portion of the B-3 District existing prior to October 28, 2013 are considered to be conforming structures relative to dimensional requirements to maintain the integrity of the Historic District. If such buildings are ever damaged or destroyed, they may be reconstructed exactly in their pre-damaged or pre-destroyed location and dimensional configuration.
 - (5) Single-family and two-family homes existing prior to October 28, 2013 are non-conforming uses and may be continued pursuant to Section 13-1-140 titled Non-conforming Uses.
- (c) **Permitted Uses.** (Also see Section 13-1-225.)
 - (1) Antique and collectors stores.
 - (2) Art stores, studios, galleries.
 - (3) Auto parts stores.
 - (4) Bagel shops, bakeries.
 - (5) Banks, credit unions, savings and loan associations, and other financial institutions (not including drive-in or drive-thru facilities).
 - (6) Barber shops and beauty shops.
 - (7) Bicycle sales, repair and rental.
 - (8) Bookstores.
 - (9) Boutiques.

- (10) Business, professional, medical, and utility offices.
- (11) Camera, photographic supply stores, and photographic studios.
- (12) Catering Services.
- (13) Clinics (dental, medical, chiropractic).
- (14) Clothing stores.
- (15) Cocktail lounges, bars, and taverns.
- (16) Coffee shops and espresso bars.
- (17) Computer sales and services.
- (18) Cultural Centers.
- (19) Delicatessen.
- (20) Department stores.
- (21) Electronics and appliance stores, and repair shops.
- (22) Farmers markets, including farm products, food, crafts, and food vendors.
- (23) Fish markets.
- (24) Florists, yard and garden supplies, and service.
- (25) Furniture sales.
- (26) Furriers and fur apparel.
- (27) Gift stores.
- (28) Grocery stores.
- (29) Hardware stores.
- (30) Health clubs, athletic clubs, and gymnasiums.
- (31) Hobby and craft stores.
- (32) Ice cream parlors/soda fountain stores.
- (33) Insurance offices.
- (34) Interior decorators.
- (35) Jewelry stores.
- (36) Liquor stores.
- (37) Lodges and clubs.
- (38) Meat markets.
- (39) Museums.
- (40) Music stores.
- (41) Newspaper and magazine stores.
- (42) Office supplies and business machine stores
- (43) Optical stores.
- (44) Paint, glass, and wallpaper stores.
- (45) Pet stores and pet grooming (with all operations indoors).
- (46) Pharmacy (not including drive-thru service).
- (47) Plumbing and heating supplies.
- (48) Publishing houses.
- (49) Real estate offices.
- (50) Restaurants (without drive-thru facilities).

- (51) Self-service laundries and dry cleaning establishments.
 - (52) Shoe and leather goods stores.
 - (53) Spas and fitness facilities.
 - (54) Specialty food and beverage product sales.
 - (55) Specialty retail shops for housewares, stationary, home décor, lighting products, and athletic and sporting goods.
 - (56) Tailor shops.
 - (57) Theaters.
 - (58) Tobacco shops.
 - (59) Used merchandise resale shops (excluding pawn shops).
 - (60) Variety stores.
 - (61) Residential use of single-family and two-family structures that existed prior to the adoption of this Ordinance. (Ord. 2017-02)
- (d) **Permitted Accessory Uses.**
- (1) Residential quarters provided that such quarters are in the principal building, not on a ground-level floor, and the entrances and exits to such quarters are directed to the interior of the building. There shall be a minimum floor area of four-hundred and twenty (420) square feet for an efficiency or one (1) bedroom apartment and five-hundred and fifty (550) square feet for a two (2) bedroom apartment.
 - (2) Accessory buildings and uses customarily incidental to the above uses, including garages used in conjunction with the operation of the uses of the premise and dumpster storage facilities.
 - (3) Off-street parking and loading areas.
 - (4) Essential services as defined herein.
 - (5) Ground-mounted and building-mounted satellite dish antennas less than three (3) feet in diameter.
 - (6) Outdoor dining and non-alcohol beverage service. (NOTE: Outdoor alcohol beverage services require a premises license approved by the Common Council).
- (e) **Conditional Uses.** (Also see Section 13-4-226.)
- (1) Automobile service stations.
 - (2) Banks, savings and loan associations, credit unions, and other financial institutions with drive-in or drive-through facilities.
 - (3) Bed and breakfast establishments providing adequate off-street parking.
 - (4) Building supply stores.
 - (5) Bus depots, provided all principal structures and uses are not less than one-hundred (100) feet from any residential district lot line.
 - (6) Coffee roasting.
 - (7) Day care facilities.
 - (8) Feed mills, and feed and seed sales.
 - (9) Funeral homes, provided all principal structures and uses are not less than twelve (12) feet from any lot line.

- (10) Gun shops, subject to Police Department and Plan Commission review and approval.
- (11) Hotels, subject to adequate off-street parking.
- (12) Indoor and outdoor recreational and entertainment facilities.
- (13) Microbreweries, soft drink production, and wineries.
- (14) Night clubs and dance halls.
- (15) Parking structures.
- (16) Pharmacies with drive-thru facilities.
- (17) Printing and reproduction services [not exceeding three thousand (3,000) square feet of gross floor area].
- (18) Renewable energy systems (i.e. wind, solar, geothermal).
- (19) Telecommunications installations.
- (20) Tourist Rooming Houses (Ord. 2014-05)
- (21) Vehicle detailing.
- (22) Wool carding.
- (23) Micro-Distilleries. (Ord. 2014-17)
- (f) **Dimensional Requirements.** See Table 13-1-55.
- (g) **Traffic, Loading, Parking, and Access.** (See Article D.)
- (h) **Nonconforming Uses, Structures, and Lots.** (See Article G.)
- (i) **Performance Standards.** (See Article H.)
- (j) **Signs.** (See Title 15, Chapter 5 of the Code of Ordinances.)
- (k) **Site Plan Review.** (See Article F.)
- (l) **Architectural Review.** (See Article F.)

TABLE 13-1-55
B-3 CENTRAL BUSINESS DISTRICT

DIMENSIONAL REQUIREMENTS (See Note ^(a) for HPD Buildings)	
FLOOR AREA RATIOS	
Floor Area Ratio (FAR)	150%
Minimum Floor Area Per Use/Tenant/Business (sf)	300
LOT DIMENSIONAL REQUIREMENTS	
Minimum Lot Area (sq. ft.)	4,800
Minimum Lot Width at Setback Line (ft.)	40
Minimum Setback (ft.)	None ^(b)
Minimum Offset (side) (ft.)	0 or 5 ^(c)
Minimum Offset (rear) (ft.)	15 ^(c)
MINIMUM FLOOR AREA PER DWELLING UNIT	
Residential uses Non-Ground Level (sq. ft.)	Efficiency = 420
	1 Bedroom=420
	2 Bedroom=550
MAXIMUM BUILDING HEIGHT	
Principal Structure (ft.)	35
Accessory Structure (ft.)	25 ^(d)

^(a)All buildings in the HPD portion of the B-3 District existing prior to October 28, 2013 can be considered to be conforming structures relative to dimensional requirements to maintain the integrity of the Historic District. If such buildings are ever damaged or destroyed, they may be reconstructed exactly in their pre-damaged or pre-destroyed location and dimensional configuration.

^(b)Corner lots are subject to vision clearance requirements per Section 13-1-80.

^(c)No minimum side yard offset shall be required; however, where a side yard offset is provided, it shall be not less than five (5) feet. Detached accessory structures and decks shall be in accord with Section 13-1-101.

^(d)The Landmarks and Plan Commissions may modify the height of an accessory structure if it is located in a historic district or is a local landmark.

^(e)The Landmarks and Plan Commission may, on a case-by-case basis, approve a pergola or similar structure to enclose an outdoor patio in the building setback area.

SEC. 13-1-54 B-2 COMMUNITY BUSINESS DISTRICT. (Ord. 2006-24)

- (a) **Purpose.** The B-2 Community Business District is intended to provide for the orderly and attractive grouping at appropriate locations of retail stores, shops, offices, and service establishments serving the daily needs of the surrounding local community area. The size and location of such districts shall be based upon evidence of justifiable community need, of adequate customer potential, of satisfactory relationship to the traffic circulation system, and other related facilities, and of potential contribution to the economic welfare of the community.
- (b) **Permitted Uses.** (Also see Section 13-1-225.) Any of the following retail and customer service establishments:
- (1) Appliance store.
 - (2) Antique and collectors stores.
 - (3) Art shop.
 - (4) Auto parts stores.
 - (5) Bagel stores.
 - (6) Bakeries, not including the manufacture of bakery products.
 - (7) Banks, savings and loan associations, and other financial institutions (not including drive-in or drive-through facilities).
 - (8) Barber shops.
 - (9) Beauty shops.
 - (10) Bookstores.
 - (11) Business and professional,
 - (12) Camera and photographic supply stores and studios.
 - (13) Clothing store.
 - (14) Coffee/espresso bars.
 - (15) Confectioneries.
 - (16) Delicatessens.
 - (17) Department stores.
 - (18) Drug stores.
 - (19) Fireplace stores.
 - (20) Fish markets.
 - (21) Florists.
 - (22) Fruit and vegetable market.
 - (23) Furniture stores.
 - (24) Furriers and fur apparel.
 - (25) Gift stores.
 - (26) Grocery stores.
 - (27) Hardware stores.
 - (28) Health Care Facilities including dental clinics, medical clinics, chiropractic clinics, licensed massage therapy.

- (29) Hobby and craft stores.
- (30) Ice cream store.
- (31) Interior decorator.
- (32) Janitorial supplies.
- (33) Jewelry stores.
- (34) Liquor stores.
- (35) Meat markets.
- (36) Music and radio stores.
- (36) Newspaper and magazine stores.
- (37) Newsstands.
- (38) Office supplies and business machine stores.
- (39) Optical stores (not including the manufacturing of lenses).
- (40) Packaged beverage stores.
- (41) Paint, glass, and wallpaper stores.
- (42) Pharmacy (not including drive-thru).
- (43) Photographer.
- (44) Plumbing and heating supplies.
- (45) Self-service laundries and dry cleaning establishments.
- (46) Shoe stores and leather goods stores.
- (47) Shopping centers.
- (48) Soda fountain stores.
- (49) Sporting goods stores.
- (50) Stationery stores.
- (51) Supermarkets.
- (52) Tobacco stores.
- (53) TV and small appliance repair shops.
- (54) Variety stores.
- (c) **Accessory Uses.**
 - (1) Accessory buildings and uses customarily incidental to the above uses including, but not limited to, garages and dumpster storage facilities.
 - (2) Essential services.
 - (3) Ground-mounted and building-mounted earth station dish antennas.
 - (4) Off-street parking areas and loading areas.
 - (5) Rental apartment on a non-ground level provided there shall be a minimum floor area of four hundred twenty (420) square feet for an efficiency or one (1) bedroom apartment and five hundred fifty (550) square feet for a two (2) bedroom apartment.
 - (6) Residential quarters for the owner, proprietor, commercial tenant, employee or caretaker located in the same building as the business.
- (d) **Conditional Uses.** (Also see Section 13-1-226.)
 - (1) a. Adult establishments provided that either of the following two (2) conditions is met:

1. The person applying for the conditional use grant demonstrates that the building where the use shall occur is not located within five hundred (500) feet of any residential dwelling, rooming unit, hospital, church, school, or stores frequented by persons under the age of eighteen (18) years, whether such structures are located in this City or in a contiguous town or municipality. The five hundred (500) feet distance shall be measured via a straight line from the nearest corners of such building to any portion of the parcel of land containing a residential dwelling, rooming unit, hospital, church, school, or store frequented by persons under the age of eighteen (18) years.
2. The person applying for the conditional use permit files with the Zoning Administrator a petition favoring the proposed use signed by a minimum of fifty-one (51) persons representing a minimum of fifty-one percent (51%) of the adult persons owning or occupying property within a radius of five hundred (500) feet of the location of the proposed establishment. The petitioner shall attempt to contact all eligible locations within the five hundred (500) foot radius and shall submit with the petition a list of all addresses at which no contact was made and, as far as practicable, a list of all persons refusing to sign the petition. In the event that the five hundred (500) foot radius is not sufficiently populated to provide a minimum of one hundred (100) adult persons owning or occupying property, the radius shall be increased in increments of one hundred (100) feet until there shall be an area large enough to contain one hundred (100) property owners and occupants. The petition circulated shall state the specified activities and/or specified anatomical area intended to be displayed and the conditional use permit sought. The five hundred (500) foot radius and one hundred (100) foot increments shall be measured as set forth above.
 - b. One (1) year after the date on which the conditional use permit is granted, and every year on that date thereafter, the person granted the conditional use permit shall show the Zoning Administrator that either of the above conditions is met in order for the conditional use permit to be continued for the following year.
 - c. The applicant shall provide the names and addresses of the owners and occupants of all property within one hundred (100) feet of the proposed establishment, measured as set forth above. Except where a petition signed by fifty-one (51) persons is filed with the Zoning Administrator, in case of protest signed by the owners or occupants of twenty percent (20%) or more of the land directly opposite thereto extending one hundred (100) feet from the street frontage of such opposite land, the grant of a conditional use permit

shall require a vote of three-fourths (3/4) of the members of the Plan Commission.

- (2) Animal hospitals, pet daycare facilities and kennels, provided all principal structures and uses are not less than one hundred (100) feet from a residential use if kennels are provided.
- (3) Automobile service, repair, and washing.
- (4) Bars, cocktail lounges and taverns.
- (5) Bowling alleys.
- (6) Bus depots, provided all principal structures and uses are not less than one hundred (100) feet from any residential district lot line.
- (7) Clubs.
- (8) Commercial child day care facilities.
- (9) Coffee roasting. (Coffee roasting uses existing on January 1, 2005 shall be classified as conforming Conditional Uses. However, a change in ownership of such premise shall require the new owner to obtain a Conditional Use Permit.
- (10) Construction services including building contractors, carpentering, wood flooring, concrete services, masonry, stonework, tile setting, plastering services, roofing, sheet metal services, and water well drilling services.
- (11) Dance halls.
- (12) Drive-in or drive-through banks, savings and loan associations, and other financial institutions.
- (13) Factory outlet stores.
- (14) Gasoline service stations, provided that all service islands and pumps shall meet setback requirements.
- (15) Gun shops
- (16) Health clubs.
- (17) Indoor or outdoor recreational and entertainment facilities.
- (18) Limited manufacturing of products listed in Section 13-1-59(b)(1) where all operations are conducted wholly within buildings with no outdoor operations or storage of materials or equipment, and provided noise, smoke, dust, dirt and odors are not detrimental to nearby retail, commercial, service, or residential uses. Such limited manufacturing use(s) shall be incidental to the principal use of a building for retail or commercial use, and shall not occupy more than twenty (20) percent of the total floor area of a building.
- (19) Motels and motor hotels.
- (20) New and used automobile dealerships, including all activities incidental to the operation of a dealership.
- (21) Outdoor soda water venting machines.
- (22) Printing and reproduction services [not exceeding three thousand (3,000) square feet in gross floor area].
- (23) Restaurants.

- (24) Theaters.
- (25) Truck and trailer rentals.
- (26) Pharmacies with drive-through facilities.
- (27) Public and/or private utilities, telecommunication installations, and other accessories.
[Note: When a utility proposes a main inter-city transmission facility, the utility shall give notice to the City of such intention and of the date of hearing before the Public Service Commission.] Public and/or private utility installations less than three (3) feet in height shall be subject only to City of Cedarburg staff approval and may be allowed subject to staff imposed conditions regarding, among other things, effective screening from public view with all season vegetation.
- (28) Wholesaling establishments.
- (29) Micro-Distilleries. (Ord. 2014-17)
- (e) **Zoning District Size.** The B-2 Community Business District shall be a minimum of forty thousand (40,000) square feet in area.
- (f) **Lot Area and Width.** (Also see Article E.)
 - (1) Lots shall provide sufficient area and width for the principal building and its accessory buildings, off-street parking and loading areas, and required yards.
 - (2) Lots shall not be less than one hundred fifty (150) feet in width as measured at the abutting street right-of-way line.
- (g) **Building Height and Area.** (Also see Article E.)
 - (1) No principal building or parts of a principal building shall exceed two (2) stories or thirty-five (35) feet in height, whichever is less. No accessory building shall exceed twenty (20) feet in height.
 - (2) The sum total of the floor area of the principal building and all accessory buildings shall not exceed fifty percent (50%) of the lot area.
- (h) **Setback and Yards.** (Also see Section 13-1-27 and Article E.)
 - (1) There shall be a minimum building setback of forty (40) feet from the right-of-way of all existing or planned streets.
 - (2) No separation shall be required between business, service, or commercial uses, except there shall be an opening of at least twenty (20) feet for each one hundred fifty (150) feet of commercial structure; and no principal structure shall be closer than fifteen (15) feet to a side lot line.
 - (3) There shall be a rear yard of not less than twenty-five (25) feet.
- (i) **Traffic, Loading, Parking, and Access.** (See Article D.)
- (j) **Nonconforming Uses, Structures, and Lots.** (See Article G.)
- (k) **Performance Standards.** (See Article H.)
- (l) **Signs.** (See Title 15, Chapter 5 of the Code of Ordinances.)
- (m) **Site Plan Review.** (See Article F.)
- (n) **Architectural Review.** (See Article F.)

CITY ATTORNEY PERSPECTIVE

From: Tim Schoonenberg
Sent: Thursday, May 2, 2019 11:54 AM
To: City of Cedarburg - Planner (planner@ci.cedarburg.wi.us);
Subject: City Attorney Perspective

Hi Jon,

Feel free to use this as you see fit. You asked us to give our perspective on whether Cannabidiol (CBD) Dispensaries are a permitted use in the Historic District or B-3. It is our opinion that CBD Dispensaries are unlike any of the listed permitted or conditional uses in the Historic District.

The permit applicant's current location of "Erth Dispensary" in Bay View, operates in a manner so different from any of the listed uses that we feel comfortable giving this opinion. At the Bay View location, people visiting Erth Dispensary are required to be let in through intercom. Someone monitoring the door determines whether the visitor may be admitted. Upon successful admittance through the doors, the visitor is then asked for identification to prove the visitor is of a certain age. Once approved, you are able to shop in the dispensary. Among the products available are gummy frogs with different potencies of CBD, pre-rolled CBD joints, Vapor products claiming to be certain strains of cannabis (indica or sativa, commonly known marijuana strains which have different effects), CBD soaps, CBD/Hemp Flowers that are indecipherable from illegal marijuana, soaps and lotions. To our knowledge, the dispensary draws heavily on illegal marijuana culture in the marketing of their products (for e.g. running promotions on 4/20 a well-known marijuana celebration day). There are also different activities occurring at the store, for e.g. CBD massages. "Erth Dispensary" operates very similarly to Cannabis (with THC) Dispensaries in other states where recreational marijuana is legal.

Erth Dispensary's counsel asserts that a CBD Dispensary is most similar to a vitamin supplement store. We cannot relate any of the above to a general nutrition store nor is there any use permitted or conditionally permitted in the B-3 district that is similar.

Municipalities have the ability to create zoning ordinances that withstand constitutional scrutiny if they have some relation to public health, safety, morals or general welfare. *Village of Euclid v. Ambler Realty Co.*, 272 U.S. 365 (1926). Below are some examples of rational reasons why the City could decide that CBD Dispensaries are inappropriate for the historic district:

1. Law enforcement decides that it is an enforcement challenge as they are unable to discern between legal and illegal cannabis due to similar appearance and odor.
2. It is questionable as to whether the edibles and drinks that a dispensary sells are actually legal. Since CBD is used in government-approved drugs like Epidiolex, federal law actually bans use of those drugs in food and drinks. Some states are taking the position that edibles and drinks with CBD are illegal. See *Food Infused with Cannabis Extract Takes a Hit*, Wall Street Journal, March 28, 2019, Roland, Denise. Wisconsin has no opinion of record relating to these specific consumables.

3. There are not enough studies to show the safety of smoking or vaping these products resulting in concern for safety close to schools (First Immanuel) or high foot traffic areas.
4. The Historic District is an extreme high traffic area during events and festivals which could present additional enforcement challenges.
5. The use may be better suited to other districts where there is parking available in front of the building, better lighting and less foot traffic making it easier for law enforcement to monitor for safety and potential conditional use restrictions. For e.g. B-2 district.

Our recommendation is to define a CBD Dispensary as a location where more than 50% of the sales are from CBD products or related to CBD product use, or that they provide CBD products that are smoked or vaporized. Then the plan commission can recommend where they find this use appropriate and whether it should be a permitted use or a conditional use. If it is conditionally permitted, the City may place restrictions on the CBD Dispensary that are founded on substantial evidence. We also recommend the Plan Commissions review of other permitted and conditional uses within the historic district.

Thanks,

Tim Schoonenberg
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April 26, 2019

Jon Censky
Cedarburg City Planner
Cedarburg City Hall
P.O. Box 49
W63 N645 Washington Ave.
Cedarburg, Wisconsin 53012

Re: Jennifer Kawezyski Occupancy Permit for CBD Store

Dear Mr. Censky:

Per our conversation last week I wanted to provide you with some context for CBD and Ms. Kawezyski's store. Please feel free to share this memo with your colleagues on the city planning board.

CBD Summary Sheet

This summary is intended to be a brief fact sheet to highlight the differences between Tetrahydrocannabinol (THC) and Cannabidiol (CBD) and why a store selling CBD is no different from other retail shops. CBD is legal in Wisconsin (2017 Wisconsin Act 100) and at the federal level (H.R. 2 (115th); Agricultural Improvement Act of 2018 (also known as the ("2018 Farm Bill")), CBD lacks the psychoactive properties of THC, in other words it does not get you high regardless of the quantity you consume. CBD is made by extracting oil from industrial hemp. Industrial hemp was de-scheduled from the Controlled Substances Act under the 2018 Farm Bill, and as such is no longer illegal to grow, possess, or sell. This means it is not a controlled substance and CBD is no different from other plant based wellness products.

During our phone call you stated that a CBD store is like a Tobacco shop. I disagree wholeheartedly with this comparison. Tobacco causes cancer and is highly addictive. Tobacco has no health benefits. It is regulated by the Alcohol, Tobacco and Firearms federal agency. None of that is true of CBD. I attached a recent article from Forbes Magazine that highlighted a recent study of the World Health Organization (WHO) citing the results of their studies finding no addictive properties in CBD. CBD is regulated by the Food and Drug Administration (FDA), which means it is more akin to food and/or medicine.

I believe that the meeting on May 6th has arisen from a misunderstanding of the law and what CBD is, hopefully we can avoid any further complications. And bring resolve to this matter by issuing Ms. Kawczynski's occupancy permit without any further delay.

Regards,

Jeffrey A. Cornell

Jeffrey A. Cornell, Esquire
McAllister Garfield, P.C.
501 S. Cherry Street, Suite 480
Denver, Colorado
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*Licensed in Wisconsin

Offices in Denver, Los Angeles, Bay Area, Detroit, and Wisconsin

CC: Darla Drumel

Mar 18, 2018, Forbes Magazine

WHO Report Finds No Public Health Risks Or Abuse Potential For CBD

By Janet Burns

A World Health Organization (WHO) report has found no adverse health outcomes but rather several medical applications for cannabidiol, a.k.a. CBD, despite U.S. federal policy on this cannabinoid chemical.

According to a preliminary WHO report published last month, naturally occurring CBD is safe and well tolerated in humans (and animals) and is not associated with any negative public health effects.

Experts further stated that CBD, a non-psychoactive chemical found in cannabis, does not induce physical dependence and is "not associated with abuse potential." The WHO also wrote that, unlike 'THC', people aren't getting high off of CBD, either.

City of Cedarburg - Planner

From: Jennifer Kawczynski <erthscent@gmail.com>
Sent: Wednesday, April 03, 2019 11:01 AM
To: City of Cedarburg - Planner
Subject: Re: Erth Dispensary

test

On Wed, Mar 27, 2019 at 1:25 PM Jennifer Kawczynski <erthscent@gmail.com> wrote:
Hi John,

It was very nice meeting you this morning!

I have the window signs to be replaced with new Coming Soon posters minus any pictures or Logos.

We are very excited to become a part of the Cedarburg community and plan to be involved in as many ways as possible. So far the support and warm welcoming we have received has been amazing from all directions.

Below is a list of all the products we will be carrying at the Cedarburg location. We completely understand this is a family community and we know that we will fit right in as we are a family operating business as well.

(All of our products contain CBD derived from sustainably grown hemp. We carry lab reports on our products to show their purity as well as zero to <0.3% THC component. We are a well established reputable brand / business that has been operating for nearly 3 years and will be sure to follow any standards or requests put forth.

PRODUCT LIST

Pet treats
Pet capsules
Pet tinctures
Honey
Coconut oil
Coffee
Tea
Olive oil
Seasoning
Bath bombs
Bath salts
Soaps
Lotion
Massage oil
Essential oil rollerballs
Pain sticks
Pain patches
Massage candles
Facial moisturizer
Eye serum
Face masks

City of Cedarburg - Planner

From: John Pawlowski <sirmerlyn@yahoo.com>
Sent: Monday, May 06, 2019 7:04 PM
To: City of Cedarburg - Planner
Subject: Erth Dispensary Support.

Dear Friend:

I am writing this email to you to show my support for such a great business that is Erth Dispensary. I suffer from severe untreatable depression and severe anxiety. I have tried just about every anti depressant that my insurance would allow, and none helped. I had heard many great things about hemp/cbd for my conditions. Before Erth Dispensary opened its doors I tried a couple forms of cbd products from other stores that did absolutely nothing. Once I heard Erth had hemp flower I was intrigued. On our first visit we were met with nothing but kindness and professionalism. They had answers to my questions. We were allowed to smell the hemp flower as well as view it under a magnifying glass. No other store I have been to allows this. There is also another store that opened shortly before Erth that we visited. Their "staff" was severely lacking the knowledge, or kindness and professionalism that Erth has. Their product was also inferior. We have been regular customers of Erth Dispensary ever since and we wont be leaving. I finally have some anxiety relief that the doctors, or other cbd stores could not help with. Erth Dispensary helped me, and I thank them for that. I will always show support for such a great business and great people and they have a lifelong customer in me. More people should be shown just how GREAT they are.

Thank you

Sincerely, A HAPPY customer
John Pawlowski

City of Cedarburg - Planner

From: Kathy Gruszecki <katt397@gmail.com>
Sent: Sunday, April 28, 2019 4:03 PM
To: City of Cedarburg - Planner; sales@erthsentialscbd.com
Subject: Question

John,

I am emailing you because as a person who lives in the city of Cedarburg for a long time, with a chronic illness called "**Trigeminal Neuralgia**". Having a CBD dispensary in my own city would be convenient. I understand that it was set to open and a few days prior a complaint came in and now we are at a stand still. Does the city of Cedarburg realize that it is legal and helps people with chronic pain.

The reason that I moved here over 10 years ago was to raise my children in a family oriented city. Since then I have also become sick. Please consider being open minded and let them open the store. Please also take the time to google my disease. My disease does not respond to narcotics so CBD is an alternative that I need to live daily.

Sincerely,
Kathy G

City of Cedarburg - Planner

From: Jennifer Gelinskey <gelinskeyj@yahoo.com>
Sent: Tuesday, May 07, 2019 8:05 AM
To: City of Cedarburg - Planner
Subject: Erth

Hello, my name is Jennifer Gelinskey and I am a resident of the Town Of Cedarburg. I suffer from Rheumatoid Arthritis. Not sure how familiar you are with the disease but the effects can be debilitating and life changing. The prescription medications for RA have a LONG list of side effects therefore I refuse to take them. I've heard from many that the side effects can be worst then the disease itself. My hands are the worst. I am the kitchen manager at a business my family runs, Waynes Drive-In. As you are probably aware, I use my hands a lot at work preparing food for the hundreds of customers that walk through our door on a daily basis. I was informed by a friend to try CBD oil. This friend suffers from Crohn's disease as well as fibromyalgia and a couple other autoimmune diseases. He was on so many medications and so sick that he couldn't work for over 5 years! He's in his 30s and is a husband and father. The medications made him feel terrible. They caused severe depression which tore apart his family. About a year ago he started taking CBD oil. To date, he is off ALL medications for ALL his diseases, he is back to work full-time and his family has started to repair! It was life changing for him! As for me, I have full range back in my hands and PAIN FREE! There is nothing dangerous about CBD oil as it doesn't contain THC. The healing effects are out of this world! My 85 year old grandma uses the topical for severe arthritis in her back. Currently I drive to Port for my CBD oil. I live off western on the west side of cedarburg. Having the cedarburg location would be great for myself as well as my family and many other people in need of their services!

Please consider the opening of this shop. The products are extremely beneficially and it would be a great addition to cedarburg. It's a wellness store and shouldn't be viewed as anything else.

Thank you for your time,
Jennifer Gelinskey
Sent from my iPhone

City of Cedarburg - Darla Drumel

From: Aaron Schultz <schultz.cedarburg@gmail.com>
Sent: Monday, May 6, 2019 11:09 AM
To: City of Cedarburg - Darla Drumel; City of Cedarburg - Planner
Cc: City of Cedarburg - Thomas Frank
Subject: Wisconsin Bar and CNN: Legal background on CBD and dispensaries.
Attachments: Wisconsin Lawyer_ The Business of Marijuana in Wisconsin_.pdf

Jon, Darla -

Please forward the attached to members of the Cedarburg plan commission with reference to the question of rezoning the Historic Downtown business district to allow for dedicated CBD dispensaries.

The Wisconsin Bar Association published an article in March of this year outlining the current state of federal and state law as it applies to the manufacture and sale of CBD oil as a drug, medical treatment or food item. The entire article is attached for your review but the key points follow:

Wisconsin State Law provides very specific guidance for who may recommend or sell CBD:

"...then-Wisconsin Attorney General Brad Schimel released a statement clarifying that farmers in compliance with the Department of Agriculture, Trade and Consumer Protection (DATCP) rules may "1. Grow industrial hemp without fear of criminal prosecution; 2. Sell the entire industrial hemp plant or parts of the plant to anyone; [and] 3. Process the plant as permitted by the DATCP's rules and regulation, which includes producing CBD."24 Confusion about CBD, however, remained for retailers and consumers. Schimel issued guidance again in 2018 explaining that individuals may only possess CBD if they hold a doctor's certification (defined as a letter or official document from a physician licensed to practice surgery or medicine) **under Wis. Stat. section 961.32 and only physicians and pharmacists may sell the product with 1) an FDA investigational drug permit and 2) approval from the Wisconsin Controlled Substances Board.**25 Both possession and distribution are limited to CBD that has no psychoactive effect. 26 The guidance reiterates that CBD, because it "is a 'derivative' of the cannabis plant," is a controlled substance and, as such, Wis. Stat. section 94.55(2) "forbids the processing of it under Wisconsin state law."27"

Because CBD sellers traffick controlled substances, as defined by state and federal law, the industry relies on non-standard business practices to avoid detection.

"Due to federal law, marijuana-based businesses will remain a complicated venture for everyone involved. For example, businesses cannot make typical tax deductions due to I.R.C. § 280E, under which a business trafficking controlled substances cannot make deductions or receive credits.39 And attempting to pay taxes is downright self-incriminating. **Most marijuana-based businesses in "green states" (where marijuana is legal) are cash only, because banks, governed by federal law, are required to file suspicious-activity reports for criminal activity and are prohibited from laundering money.**40 As such, lawyers advising marijuana-based businesses might be considered to be aiding and abetting criminal activity under federal law."

The marketing of CBD as a drug, food item or dietary supplement remains illegal under Federal law.
<https://www.cnn.com/2019/04/02/health/cbd-cannabidiol-regulation-bn/index.html>

It's illegal under the Food Drug & Commerce Act to introduce CBD or THC into the food supply or market it as a dietary supplement, regardless of whether the substances are hemp-derived.

The FDA isn't interested in immediately doing away with that restriction, because both "CBD and THC are active ingredients in FDA-approved drugs and were the subject of substantial clinical investigations before they were marketed as foods or dietary supplements," Gottlieb said in a statement in December.

In Tuesday's statement, Gottlieb warned that "open questions remain regarding the safety" of widespread use of CBD products, including CBD concentration and the possible impacts of long-term exposure.

FDA Q&A: <https://www.fda.gov/news-events/public-health-focus/fda-regulation-cannabis-and-cannabis-derived-products-questions-and-answers>

I hope you will join me in opposing the addition of dedicated CBD dispensaries to the list of permitted uses in the Cedarburg downtown business district.

Regardless of the interested party, the truth of the matter is that the entirety of the CBD industry is on the fringes of legality, if not engaged in outright organized crime as defined by state and federal law. Such an industry is not complimentary or in keeping with the historical, brand or ethical character of the Historic Washington Avenue business district and provides no benefit to established businesses or the citizens of Cedarburg.

Regards,

Aaron Schultz
w59 n370 Hilbert Ave Cedarburg WI.



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MARCH 2019 VOLUME 92 NUMBER 3

The Business of Marijuana in Wisconsin

Lawyers should prepare for the possible legalization of marijuana in Wisconsin. If clients are considering a marijuana-based business, advise them about potential sources of liability and the scope in which they may operate their business legally.

PALOMA KENNEDY



Pot, weed, ganja – marijuana has approximately 1,200 associated slang words.¹ Americans can come up with at least five alternative names for marijuana, but far fewer know the proper distinctions between the most commonly used terms: hemp, marijuana, and cannabis.

Hemp and marijuana are both derived from the *Cannabis Sativa* L. plant (commonly referred to as cannabis), which is part of the cannabinoid family.² The difference between hemp and marijuana depends not on the species, because both are derived from the same cannabis plant, but on whether the plant is bred to accentuate its fibrous qualities (for use in clothing, construction, and ointments (containing less than 0.3% tetrahydrocannabinols (THC)) or to accentuate its trichomes (the sticky glands that contain high levels of THC and produce mind-altering psychoactive effects associated with marijuana use).³

Because widespread confusion persists, this article provides readers with a basic but comprehensive understanding of Wisconsin's historical and current position on the legalization of marijuana. It also provides lawyers with a simple guide for advising business clients endeavoring to start and run a marijuana-based business in Wisconsin.

Marijuana is the "most commonly used illicit drug in the United States" with 52 percent of Americans 18 years or older reporting they have tried it at least once in their life and, among those who have, 44 percent are currently using.⁴ Recreational marijuana is legal in Washington, D.C. and nine states – Maine, Vermont, Massachusetts, Colorado, Nevada, California, Oregon, Washington, and Alaska – for adults age 21 or over.⁵ These states, along with 18 others, have legalized the use of medical marijuana.⁶

States of Marijuana in Wisconsin

Wisconsin's history with cannabis dates to 1908 when hemp was first grown for twine and rope near what is now the Mendota Mental Health Institute.⁷ Between 1919 and 1931, Wisconsin became the leading hemp grower in the United States, with more land devoted to growing than in all other states combined.⁸ Shortly after World War II ended, the U.S. government stopped purchasing hemp and ended price support programs. This led to the end of commercial hemp crop production in Wisconsin in 1957.⁹ Representative Lloyd Barbee from Milwaukee attempted in 1969 to legalize marijuana, but this proposal was defeated 94-1.

<https://www.wisbar.org/News/Publications/WisconsinLawyer/Pages/Article.aspx?Volume=92&Issue=3&ArticleID=26889>

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foreshadowing the shift in drug culture with the passage of the Controlled Substance Act in 1970 classifying marijuana as a Schedule I illegal drug.¹⁰



Paloma Kennedy, *Washington Univ. 2016, is an associate at Boardman & Clark LLP, Madison. She assists business clients with contracts and negotiations, mergers and acquisitions, and licensing and regulatory matters. She is an avid scuba diver and traveler.*

Legalization Efforts. Marijuana legalization continues to trend across the country. In November 2018, nearly one million Wisconsinites voted on two nonbinding referenda in favor of legalizing medical and recreational use of marijuana.¹¹ In February 2019, Gov. Tony Evers announced a proposal to decriminalize marijuana possession and to legalize the medical use of marijuana.

Regardless of whether Wisconsin legalizes marijuana, the Supremacy Clause and the doctrine of preemption make the Controlled Substances Act a continuing concern.¹² At the beginning of 2018, right after marijuana was legalized in California, then-U.S. Attorney General Jeff Sessions withdrew Obama-era policy that made cannabis possession and use a low priority, ultimately leaving federal enforcement decisions

up to each state's federal prosecutors.¹³ This change has caused confusion among business owners in states where marijuana is already legalized and has raised serious concerns about federal enforcement.

Various Wisconsin politicians took steps toward the legalization of marijuana leading to the passage of City of Madison Ordinance 23.20 decriminalizing the possession of small amounts of marijuana in private places.¹⁴ Efforts emerged in 2017 with the introduction of the Compassionate Cannabis Care Act of Wisconsin, which ultimately failed in committee.¹⁵ More recently, Rep. Melissa Sargent introduced Assembly Bill 482 – modeled after the state's alcohol legislation – to legalize both medical and recreational use of marijuana.¹⁶ In seeking support for her bill, Sargent said it would reduce racial arrest disparities, save taxpayer dollars associated with possession arrests, and increase potential state revenue.¹⁷

CBD and Industrial Hemp. While the legalization of marijuana use in its full form has been hotly debated, the use and legality of cannabidiol (CBD), the second "most prevalent active ingredient in cannabis," has received almost as much attention in the past year.¹⁸ CBD is often associated with alternative medicine advocates as a treatment for severe childhood epilepsy syndromes that fail to respond to antiseizure medications as well as anxiety, insomnia, and chronic pain.¹⁹

In 2015, Lydia's Law, a bill legalizing CBD extract in oil form, passed in Wisconsin. This law allowed the possession of CBD with a federally licensed physician's prescription; however, due to a lack of qualifying physicians, individuals remained unable to legally obtain the product until 2017 when the law was amended to permit possession with what is essentially a doctor's note.²⁰ Lydia's Law was born of the efforts of Sally Schaeffer and other individuals on behalf of their children who suffer from a severe and rare form of epilepsy.²¹

In 2017, pursuant to the 2014 Farm Bill, then-Gov. Scott Walker signed into law a bill creating the Industrial Hemp Research Pilot Program permitting farmers around the state to grow industrial hemp.²² The Wisconsin Department of Justice, sending shockwaves through the farming industry, issued a warning that CBD was still illegal.²³ In response to widespread confusion, then-Wisconsin Attorney General Brad Schimel released a statement clarifying that farmers in compliance with the Department of Agriculture, Trade and Consumer Protection (DATCP) rules may "1. Grow industrial hemp without fear of criminal prosecution; 2. Sell the entire industrial hemp plant or parts of the plant to anyone; [and] 3. Process the plant as permitted by the DATCP's rules and regulation, which includes producing CBD."²⁴

Confusion about CBD, however, remained for retailers and consumers. Schimel issued guidance again in 2018 explaining that individuals may only possess CBD if they hold a doctor's certification (defined as a letter or official document from a physician licensed to practice surgery or medicine) under Wis. Stat. section 961.32 and only physicians and pharmacists may sell the product with 1) an FDA investigational drug permit and 2) approval from the Wisconsin Controlled Substances Board.²⁵ Both possession and distribution are limited to CBD that has no psychoactive effect.²⁶ The guidance reiterates that CBD, because it is a "derivative" of the cannabis plant, is a controlled substance and, as such, Wis. Stat. section 94.55(2) "forbids the processing of it under Wisconsin state law."²⁷ In considering the confusion caused simply by CBD, it raises important questions as to what pitfalls may await Wisconsin in the event recreational use of marijuana is legalized.

Learn more about medical marijuana and Wisconsin's stance on its use?

Check out the CLE OnDemand program, *The Times they are A-Changing: The Evolving Status of Cannabis*.

By legalizing marijuana in very specific circumstances, Wisconsin has stepped into the rapidly changing world of legal, medicinal, and recreational cannabis use. Wondering

what Wisconsin's laws actually say about using weed in the Badger State? Want to know how even limited cannabis legalization can potentially impact issues in employment and criminal law? This is the

<https://www.wisbar.org/News/Publications/WisconsinLawyer/Pages/Article.aspx?Volume=92&Issue=3&ArticleID=26889>

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session for you!
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Potential Hazards of Marijuana Legalization

Organized Crime Involvement. After legalization, Denver experienced an uptick in organized criminal groups illegally growing marijuana "for transport and sale across the nation," which the state nicknamed "pirate grows."²⁹ To combat these efforts, Denver increased law enforcement to specifically halt these types of operations.²⁹ Less marijuana is being trafficked illegally from Mexico and authorities speculate it is because the cartel and other large organized groups are simply growing on home soil.³⁰ Many Colorado residents find the 33 percent tax, included in one-eighth of marijuana purchased for \$30, "a blunt instrument of exclusion," which has bolstered black markets.³¹

Illegal Interstate Trade. The largest effect is felt in neighboring states where marijuana is still illegal. A 2017 impact report highlights the diversion of Colorado marijuana showing "highway interdiction seizures increased 43 percent in the four-year average since Colorado legalized recreational marijuana" compared to the period before legalization.³² In 2016, there were 346 seizures destined to 36 different states including Wisconsin, Minnesota, Iowa, and Illinois.³³ Although the statistics fail to parse out what proportion of marijuana being trafficked across state lines was legally purchased within Colorado, it is clear that legalization has only increased the amounts being trafficked.

Lack of Regulation. To make matters even more complicated, as marijuana remains illegal under federal law, no federal regulatory bodies (for example, the Food and Drug Administration) are involved in setting standards or guidance for product safety. Kimberly Struck, the first marijuana-focused health specialist in Denver, said the new landscape of legalization is the "wild west."³⁴

States across the country lack food safety regulations for edibles, which places consumers at risk for ingesting mold, chemical residues, and other harmful microbes from improper employee handling or pest infestations.³⁵ Struck said that edibles used in medical marijuana applications are the most worrisome because many of the people who eat these edibles are immunocompromised and thus particularly susceptible to the health risks of ingesting pathogens and molds.³⁶ State regulations that properly address these concerns, Struck said, should include "everything from employee food handling, to temperature control requirements, and all other steps of producing, packaging, holding and selling."³⁷

“ In November 2018, nearly one million Wisconsinites voted on two nonbinding referenda in favor of legalizing medical and recreational use of marijuana. ”

Accidental Consumption of Edibles. While food safety issues are cause for concern, they do not address the inadvertent ingestion of edibles by children. In Colorado, emergency-room visits of children for ingesting marijuana doubled after it was legalized. Colorado sought to address this issue by passing a law mandating a special symbol on edibles packaging and the ban of edibles made in the shape of kid-friendly forms such as gummy bears, but the standard does not address access in the form of child-resistant packaging.³⁸

Advising Wisconsin Businesses

These issues bring to light many important topics lawyers should consider discussing with clients currently operating a CBD-based business or, in an unforeseen future, with clients in a post-legalized Wisconsin. Possession and distribution of products containing psychoactive THC remain illegal in Wisconsin. If marijuana is eventually legalized, attorneys should advise clients considering a marijuana-based business about potential sources of liability and the scope in which they may operate their business legally, including commerce considerations.

In the short term, there is an opportunity to learn and apply best practices from the pharmacy industry, which, even after decades of evolution and extensive regulation, continues to pay personal injury claims. As already evidenced by incidents in Colorado of children consuming marijuana products, potential manufacturers should avoid child-friendly designs and seriously consider adopting child-resistant packaging as a preemptive move in preventing product liability. Further, proposed Assembly Bill 482 is modeled after

Meet Our Contributors

*Why do you do what you do?
What's the best advice you ever received? Share your weirdest courtroom story...*

Lawyers have a lot to say. Our authors are no exception. Whether its personal, insightful, or fun, it's always interesting.

Check out our Q&A with the author below

Wisconsin's liquor laws, and it is not a stretch to imagine an extrapolation of our dram shop law exceptions or a modified, curve ball application of the attractive-nuisance doctrine.

“ States lack food safety regulations for edibles, which places consumers at risk for ingesting mold, chemical residues, and other harmful microbes from improper employee handling or pest infestations. ”

Due to federal law, marijuana-based businesses will remain a complicated venture for everyone involved. For example, businesses cannot make typical tax deductions due to I.R.C. § 280E, under which a business trafficking controlled substances cannot make deductions or receive credits.³⁹

And attempting to pay taxes is downright self-incriminating. Most marijuana-based businesses in "green states" (where marijuana is legal) are cash only, because banks, governed by federal law, are required to file suspicious-activity reports for criminal activity and are prohibited from laundering money.⁴⁰ As such, lawyers advising marijuana-based businesses might be considered to be aiding and abetting criminal activity under federal law.

Conclusion

Because numerous states have already forged ahead with legalizing the production, sale, and use of recreational marijuana, Wisconsin has a late-start advantage to learn from legislative and ordinance-drafting mistakes as well as foreshadowing issues in law enforcement. Likewise, business owners can learn from one another and ultimately reduce potential sources of liability. It is unknown when, if ever, Wisconsin will legalize medicinal or recreational-use marijuana, but this does not mean lawyers should take a passive approach to keeping informed of the law. Businesses in Wisconsin are already selling CBD products in advance of any laws that provide for comprehensive retail regulations. Although the effects are yet to be realized, a complicated legal landscape will continue to develop for the future of Wisconsin and the future of cannabis production and distribution.

Meet Our Contributors

Describe your most enjoyable vacation.



Sky blue waters, white sandy beaches, and a single main road that circles the entire island – St. Maarten has been my home away from home since 2012 when I first started visiting the island. Located in the Caribbean, it has a dual personality with one side Dutch (Sint Maarten) and the other French (Saint Martin). If you check the island's weather forecast you will wonder if they even bother to update it. Every day has a forecast for 80 degrees with sun and a 20 percent chance of rain.

My last trip occurred in 2017, just before Hurricane Irma rocked the tiny 37-square-mile island with 180-mile-per-hour winds. It was one of the most memorable and relaxing vacations. With two weeks on the island, split by a few days spent just a short boat ride away in Saba, there were only two items on the itinerary – scuba diving and relaxing on the beach. We had the good fortune to see large ocean animals – an 8-foot-wide stingray, Caribbean reef sharks, and a school of yellowtail tuna. Between dive days, we would snorkel the shallow reefs to spend time with tropical-colored fish and barracudas. Each excursion provided just enough activity to feel like we had earned the beachside pizza and pina colodas. St. Maarten has countless activities like the butterfly farm, boutique shopping, and sailing. It's a wonderful destination, with a foodie community, that I recommend to everyone.

Paloma Kennedy, Boardman & Clark LLP, Madison.

Become a contributor! Are you working on an interesting case? Have a practice tip to share? There are several ways to contribute to *Wisconsin Lawyer*. To discuss a topic idea, contact Managing Editor Karle Lester at (800) 444-9404, ext. 5127, or email kilester@wisbar.org. Check out our writing and submission guidelines.

Endnotes

¹ Katy Steinmetz, *420 Day: Why There are So Many Different Names for Weed*, Time, Apr. 20, 2017.

² Laurie Caron, *Beyond THC – Cannabis sativa (L.) the plant*, May 11, 2015.

³ EgoVa, *Understanding the Difference Between Hemp and Cannabis (Part 1)*.

⁴ National Institute on Drug Abuse, *Drug Facts: Marijuana* (June 2018); Yahoo News & Marist Poll, *Wired & The American Family*, April 17, 2017.

⁵ Robinson, Berke & Gould, *This Map Shows Every State that has Legalized Marijuana* (June 28, 2018).

⁶ New Hampshire, New York, Connecticut, Pennsylvania, Maryland, West Virginia, Ohio, Michigan, Illinois, Florida, Arkansas, Oklahoma, Minnesota, North Dakota, Montana, New Mexico, Arizona, and Hawaii. *Id.*

⁷ Joel Patenaude, *Timeline: Wisconsin's Cannabis Story*, Channel3000 (Jan. 18, 2018).

⁸ *Id.*

⁹ *Id.*

¹⁰ *Id.*

¹¹ Chris Hubbuch, *Wisconsin Voters Embrace Pot; Nearly 1 Million Vote Yes on Medical, Recreational Use* (Nov. 8, 2018).

¹² Supremacy Clause, U.S. Const. art. VI, ¶12; 21 U.S.C. §§ 801-971.

¹³ Sadie Gurman, *Sessions Terminates US Policy That Let Legal Pot Flourish* (Jan. 4, 2018).

¹⁴ Code of Ordinances 23.20 Regulations Concerning Marijuana and Cannabis.

¹⁵ 2017 S.B. 38.

¹⁶ 2017 A.B. 482.

¹⁷ Eoin Cottrell, *State Rep. Melissa Sargent Introduces Bill to Legalize Marijuana in Wisconsin* (Jan. 23, 2018).

¹⁸ Peter Grinspoon, *Cannabidiol (CBD) – What We Know and What We Don't Know* (Aug. 24, 2018).

¹⁹ *Id.*

²⁰ *Supra* note 7; 2013 Wis. Act 267 (Lydia's Law).

²¹ Mark Shaaf, *'Lydia's Law' Passes, But Treatment Still Elusive* (April 20, 2015).

²² 2017 Wis. Act 100; Wisconsin Dep't of Agric., Trade & Consumer Protection, *Industrial Hemp Research and Pilot Program*.

²³ Matthew DeFour, *DOJ Issues Warning on Sale and Possession of CBD Oil, Upsetting Hemp Farmers* (May 5, 2018).

²⁴ Wisconsin Dep't of Justice, *AG Schimel and Stakeholders Resolve Questions Surrounding DATCP Industrial Hemp Research Pilot Program* (May 10, 2018).

²⁵ Wisconsin Dep't of Justice, *AG Schimel Issues Guidance to Wisconsin Law Enforcement on CBD Oil and Industrial Hemp Production* (May 4, 2018); Wis. Stat. §§ 961.32(2m), 448.04(1)(a).

²⁶ *Id.*

²⁷ *Id.*

²⁸ Jesse Paul, *More Illicit Pot Being Grown in Colorado Homes, Shipped Out of State* (April 15, 2016).

²⁹ *Id.*

³⁰ Trevor Hughes, *Marijuana's Legalization Fuels Black Market in Other States* (July 31, 2017).

³¹ Tina Greigo, *Inside Colorado's Flourishing, Segregated Black Market for Pot* (July 30, 2014).

³² Rocky Mountain High Intensity Drug Trafficking Area, *The Legalization of Marijuana in Colorado: The Impact*, Oct. 2017, at 93, 99.

³³ *Id.*

³⁴ Kate Bernot, *The Country's First Marijuana Food-safety Official Has Concerns* (May 4, 2018).

³⁵ *Id.*

³⁶ Cookson Beecher, *Marijuana Edibles on a Rocky Road to Food Safety Assurance* (May 4, 2018).

³⁷ *Id.*

³⁸ John Ingold, *Kids' Emergency Room Visits for Marijuana Increased in Colorado after Legalization, Study Finds* (July 25, 2016); Associated Press, *Ban on Pot Gummy Bears Signed into Colorado Law*, June 10, 2016.

³⁹ I.R.C. § 280E.

⁴⁰ Aaron Klein, *Banking Regulations Create Mess for Marijuana Industry, Banks, and Law Enforcement* (April 23, 2018).

From: Aaron Schultz <schultz.cedarburg@gmail.com>
Sent: Monday, May 6, 2019 1:05 PM
To: City of Cedarburg - Darla Drumel; City of Cedarburg - Planner; City of Cedarburg - Thomas Frank; City of Cedarburg - Mike O'Keefe; City of Cedarburg - Garan Chivinski
Subject: Fwd: Photos and questions: Erth Dispensary Milwaukee.
Attachments: Erth-BayView.pdf; 5.4.18_CBD.pdf; Google Maps.pdf

With apologies for the partial email sent a few minutes ago. Full text with attachments follows.

----- Forwarded message -----

From: Aaron Schultz <schultz.cedarburg@gmail.com>
Date: Mon, May 6, 2019 at 12:43 PM
Subject: Photos and questions: Erth Dispensary Milwaukee.
To: <ddrumel@ci.cedarburg.wi.us>, City of Cedarburg - Planner <planner@ci.cedarburg.wi.us>
Cc: <gchivinski@ci.cedarburg.wi.us>, <mokeefe@ci.cedarburg.wi.us>, City of Cedarburg - Thomas Frank <tfrank@ci.cedarburg.wi.us>

Darla, Jon -

Please forward to the plan commission with regard to the question of rezoning the Washington Avenue Business district to allow for dedicated CBD (Cannabis) dispensaries.

The attached photos (erth-bayview.pdf) show the Erth dispensary location in the Bay View Neighborhood of Milwaukee Wisconsin. Taken on April 9, 2019, these photos demonstrate several business practices far outside the mainstream of practices within the downtown business district as it it currently constituted.

- 1) Sub-standard temporary signage and facade condition and large cannabis iconography.
- 2) Video surveillance. Prominent signage warns of video surveillance.
- 3) Locked entry. The front door is locked and visitors are told to wait to be buzzed in.
- 4) Signage asking visitors to remove hats, hoods and sunglasses "for your security"
- 5) Medical iconography - reflected also in online marketing materials describing the business as a medical cannabis dispensary.
- 6) Under age 18 posted prohibition.

The Milwaukee Erth Dispensary appears to largely follow business practices described as "Colorado style" by prominent cannabis legalization proponents at Milwaukee's Shepherd Express as follows:

"Some cannabidiol (CBD) dispensaries have a policy where visitors have to be buzzed in; however, MKEHemp Rx takes security a few steps further to ensure customer and employee safety. If you plan to visit, leave the cellphones and cameras in the car or at your desk; they're not allowed in the dispensary. Also, all visitors must show identification. Friendly security personnel then check each visitor for weapons by use of a scanning wand. After that, you're guided to a relaxing waiting area with high ceilings, decorative molding, wood flooring and warm tones. When a budtender is available, you're escorted to the screened-off dispensary for a private consultation. All sales are cash only; there is an ATM on the premises to assist in that regard."

Boutique Experience at MKEHemp Rx Dispensary, Shepherd Express, April 23, 2019

- <https://shepherdexpress.com/hemp/cannabis/boutique-experience-at-mkehemp-rx-dispensary/>

The State Bar of Wisconsin addresses the rationale and origin behind some of these practices in their March 2019 issue of Wisconsin Lawyer, stating:

"Due to federal law, marijuana-based businesses will remain a complicated venture for everyone involved. For example, businesses cannot make typical tax deductions due to I.R.C. § 280E, under which a business trafficking controlled substances cannot make deductions or receive credits.³⁹ And attempting to pay taxes is downright self-incriminating. **Most marijuana-based businesses in "green states" (where marijuana is legal) are cash only, because banks, governed by federal law, are required to file suspicious-activity reports for criminal activity and are prohibited from laundering money.**⁴⁰ As such, lawyers advising marijuana-based businesses might be considered to be aiding and abetting criminal activity under federal law."

<https://www.wisbar.org/NewsPublications/WisconsinLawyer/Pages/Article.aspx?Volume=92&Issue=3&ArticleID=26889>

Former Wisconsin Attorney General Brad Schimel references the governing state in federal law in a May 2018 memo:

As explained in the Analytical Note, the Wisconsin State Legislature has chosen to allow the possession and distribution of CBD in only very limited circumstances.

1. An individual may possess CBD only if he/she has a doctor's certification under Section 961.32 of the Wisconsin Statutes;
2. Only a physician or pharmacy may sell CBD if they have an FDA investigational drug permit and approval from the Wisconsin Controlled Substances Board, under Sections 961.34 and 961.38 of the Wisconsin Statutes;
3. The Legislature has only chosen to allow this type of possession and distribution if the CBD does not have a psychoactive effect.

Any possession or distribution of CBD outside of these very limited exceptions is prohibited by law.

The authorization for the Wisconsin industrial hemp pilot program is defined under Wis. Stat. Sec 94.55(2)(a) as follows: "Subject to the provisions under this subsection, a person may plant, grow, cultivate, harvest, sample, test, process, transport, transfer, take possession of, sell, import and export industrial hemp in this state to the greatest extent allowed under federal law."

Except under very limited circumstances, the production of cannabidiol is illegal under Federal Law. Under 21 USC Section 802 (16) cannabidiol is a "derivative" of the cannabis plant and is therefore a controlled substance. Because cannabidiol is a controlled substance under Federal law, Section 94.55(2) forbids the processing of it under Wisconsin state law.

In summary, many questions remain to be answered before the Cedarburg plan commission and Common Council should even consider moving forward with any request to add medical cannabis dispensaries to the list of allowable uses in the Washington Avenue Business district or elsewhere within city limits:

- 1) What are the security risks that are being addressed by the form of entry control utilized by Erth? Is this due to threat of crime or law enforcement?
- 2) Does Erth have a physician or pharmacist on staff?
- 3) Does Erth have the required FDA permits?
- 4) Why does Erth limit their clientele to those aged 18 or older?
- 5) What is the origin of Erth CBD and Cannabis products?

- 6) How does Erth ensure that only legally allowable cannabis products are being sold in the smokable joints and other products that are being sold?
- 7) Are the manufactured food products sold by Erth made in facilities that adhere to local, state and federal regulations?
- 8) How is an industry that sells its products behind closed and locked doors and in secret consultation compatible with or complimentary to the traditional downtown Cedarburg business district?

I hope you will incorporate this information and my questions into your deliberation of a request that stands to fundamentally redefine the business climate and clientele of downtown Cedarburg's historic district.

Regards,

Aaron Schultz
w59 n370 Hilbert Ave, Cedarburg, WI 53012

COVER STORY

Hemp industry getting greener

Businesses trying hand at growing, selling products

BY PATRICK LEARY, SARI LESK
pleary@bizjournals.com
lesk@bizjournals.com

To Dan Nelson, two industries were born in his lifetime that he calls meaningful: the Internet and marijuana.

The proprietor of 600 East Café in Milwaukee's central business district said he has been watching the marijuana industry for years, but hesitated to participate. But in late 2018, when the federal government recast hemp as a commodity, rather than a Schedule I drug, Nelson said he no longer felt the threat of legal exposure.

"As an entrepreneur, I was very interested in participating in the marketplace, just because it was being born right in front of my eyes," he said. "Why not try and participate legally, if and when we could?"

His café now offers a menu of curated products that contain hemp derivative cannabidiol - better known as CBD - such as kombucha, instant coffee, capsules, chocolate bars, body balm and tinctures. His product lineup joins a growing trend in Milwaukee and across Wisconsin.

Wisconsin's revived hemp industry took root in the 2014 federal Farm Bill, which allowed states to start pilot programs for hemp growth once the state's legislature passed a similar provision. Wisconsin passed the corresponding bill in December 2016, and



FILE PHOTO

that kicked off a rule-making process that led to 2017 Wisconsin Act 100, passed a year later.

Under that act, the state started issuing its first licenses to grow and process hemp in March 2018. Brian Kuhn, bureau director for the Wisconsin Department of Agriculture, Trade and Consumer Protection (DATCP), said the state issued 250 growing licenses and 100 processing licenses in the two or so months between when DATCP began licensing and the start of the growing season in early June.

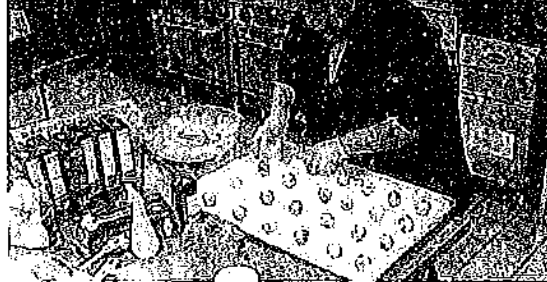
"A lot of our time was focused on getting people licensed within the timeframe and approving seed varieties for them to plant," Kuhn said.

The 2018 Farm Bill passed through Congress late last year, and Kuhn said that by descheduling industrial hemp from the Controlled Substances act, the bill "cleaned up a bunch of stuff" regarding uncertainty with hemp. As it stands, product that contains 0.3% THC, the psychoactive component in cannabis, or less, qualifies as industrial hemp.

If it exceeds that level, it's "non-compliant" and federally illegal.

Additionally, the latest farm bill eased the process for moving compliant industrial hemp across state lines, and also created a path for states to transition from pilot research programs, the current structure that requires producers to submit data to

Amanda LaFuerne of Jewell Caribbean prepares CBD-infused cookies.



the state for analysis, to a production program without that requirement. That transition could take effect by the 2020 growing season.

"That's one of the things that would become easier with the 2018 Farm Bill, when the new program goes into effect," Kuhn said. "That research agreement would go away from a licensing requirement standpoint."

Research agreement notwithstanding, DATCP has seen a spike in licenses issued for the 2019 growing season. Kuhn said DATCP has licensed 1,400 growers and 600 processors for the upcoming season.

"It shows the exuberance, interest,

and the need for another commodity crop that will provide a better price than what corn and soybeans are providing currently," Kuhn said.

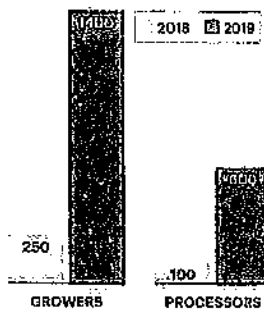
NEW OPPORTUNITIES

The exuberance extends beyond the fields and into the retail sector. Stacy Peterson, founder and CEO of Big Bend-based food ingredient company Connells Inc., plans to convert the organization's current headquarters into an aquaponic grow facility once Connells moves into a new building.

Peterson was especially encouraged by CBD oil's reported positive effects on children with seizure disorders like

State licenses issued

Estimated number of licenses the state issued in the first two years of its hemp growth program



Source: DATCP

COVER STORY

epilepsy. Connolls is also in the process of developing its own retail CBD line.

Connolls employs registered nurse Sonja Hintz to help with its CBD operations. Hintz, who has extensive experience working with autistic patients, said she's received positive reviews of CBD's effectiveness with people who deal with autism.

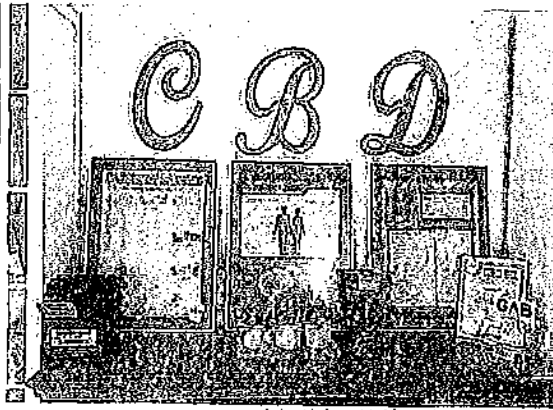
"Because a lot of these kids need to be in the home, the parents have reported it helps with sleep, behavior outbursts and general well being for them," Hintz said.

In preparation for the conversion of their headquarters into a grow facility, Peterson and Connolls attempted a trial run of growth in tents inside the building. The end product Connolls produced hit a snag that many others encountered during the pilot program's first year: because of external circumstances (cross pollination, in this case), Connolls' grow had a 0.42% THC concentration and the product had to be burned.

"If there's any cross pollination going on, you could risk your THC going too high and have to burn it down," Peterson said. "You have to be so careful with what you're purchasing."

Glen Miller, an experienced farmer in East Troy, had a similar experience on a larger scale during the 2018 hemp season. Miller said he and his partners bought seeds that caused his THC concentration to narrowly exceed the legally allowed limit, and he too had to confiscate his crop, resulting in a five-figure financial loss.

Miller said the state of Wisconsin banned the seeds he bought between the past and upcoming growing



season.

"It was a big learning curve," he said. "It's still a total crapshoot as far as how it's going to test. There's going to be people losing a lot of money."

That last point is one that scares hemp farming consultant Doug Jones. He spent two decades in Canada's hemp industry, but recently returned to Wisconsin as the pilot program got going.

Jones believes at least 40% of people who attempted to grow hemp in the first year ended up with a non-compliant, or "hot," product with too high a concentration of THC. He's concerned that many farmers are being sold bad seeds from out of state, in part due to the massive surge in demand as the number of licensed growers spikes.

"People are already being taken advantage of," he said. "People I've seen, the product is definitely hotter



Brad Dallet,
Huschi Blackwell

than they think."

Jones' perception of shady dealings extends to the retail CBD industry, as he said he was sold olive oil purported to be CBD oil at a store in Madison. With the growth surge brought on by what he believes is too loose of a licensing process, and his observation of how the hemp industry has progressed in states like Colorado and Oregon, Jones is worried that things could quickly take a turn for the worse in Wisconsin.

"It's causing an absolute saturation in a market that's not established yet," he said. "It's just toxic, what's coming." Still, people like Peterson and Miller

are committed to pursuing the industry's potential benefits, albeit with some caution derived from their experiences last year.

"My recommendation to anybody in the state of Wisconsin is walk before you run," Peterson said. "People need to educate themselves and be a little bit leery. People that have educated themselves better, they're going to stay the course. Those that think they're just going to make a really quick high dollar figure right here need to be a little bit more cautious."

FINDING SHELF SPACE

Despite the growing pains, the end products are finding homes around Milwaukee in stores and restaurants.

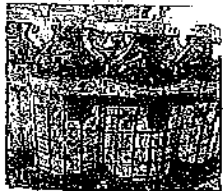
Tracy Johnson, president and chief executive officer of Commercial Association of Realtors Wisconsin, said members of her organization are reporting increased interest from retailers seeking space to operate stores that sell CBD products. A number have popped up in recent months around greater Milwaukee.

Indiana-based Simon Property Group Inc., for example, recently reached an agreement with Ohio-based Green Growth Brands to bring its Seventh Sense Botanical Therapy stores to 108 of its operations. The store sells personal care products infused with CBD, such as body lotions, muscle balms and sugar scrubs.

In a statement, Simon Malls president John Rulli said his company brought on Green Growth Brands because it is always looking for "cutting-edge new concepts."

"We are committed to adding new and dynamic retailers and uses to our

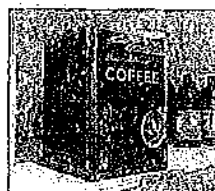
A sampling of CBD products on the market



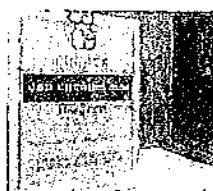
Cold brew coffee



Butter



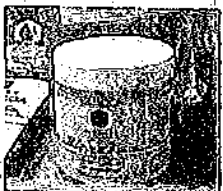
Coffee



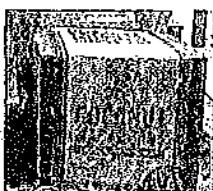
Chewing gum



Drinks



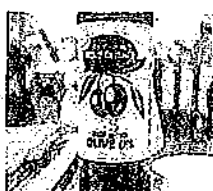
Whipped honey



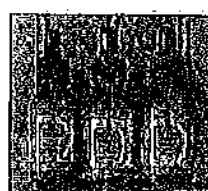
Macaroons



Lotion



Olive oil



CBD oil

COVER STORY

shopping destinations, and the GGB shopping experience is exactly the type of innovation our customers want and expect from us," Ruff said.

Locally, Green Growth Brands announced stores for Mayfair Mall in Wauwatosa and Southridge Mall in Greendale.

Attorneys who focus on retail real estate are seeing more interest as well. Husch Blackwell LLP partner Brad Dallet said he has seen growth in CBD retailers over the past six months, starting around the same time President Donald Trump signed the new Farm Bill into law.

He said he has been involved in a couple of deals so far for CBD retailers and that he is finding landlords are receptive to the idea.

Dallet said the type of deal Green Growth Brands struck with Simon can be a complicated matter to navigate. Mall operators must review all of their existing leases to see what prohibited and exclusive uses they contain.

With the potential that some CBD retailers are preparing for the day when marijuana is legalized in Wisconsin, Dallet said landlords have to consider not just current store plans but also future operations.

"If you have a major retailer who says there shall be no paraphernalia and no marijuana and those sorts of things being sold in the center, maybe right now, the tenant has a CBD store and does not violate that," Dallet said. "If you gave the CBD store rights to any 'legal use,' and in the future, marijuana became legal, they would have the



SCOTT PAKLUS

right to sell marijuana."

Should the state's view of marijuana change, at least one Milwaukee-area retailer wants to add THC con-

taining products to its lineup. James Dean, a partner in West Allis-based Pure Golden Botanicals, said the market would dictate that the store must carry marijuana.

So far, that's only a hypothetical. Wisconsin continues to prohibit marijuana for medical or recreational uses, although the attitude is shifting in favor both nationally and in-state. Across the U.S., many states are legalizing the drug for medicinal purposes,

and sometimes also for recreational.

Here in Wisconsin, Marquette University Law School's April poll found 59% of voters say marijuana should be legal; 83% support medicinal marijuana with a doctor's prescription.

Democratic Gov. Tony Evers' budget proposal calls for a medical marijuana program and the decriminalization of some offenses related to up to 25 grams of marijuana. GOP leaders have reportedly said they plan to remove the item from the budget and that it needs to be debated separately.

For now, Dean said Pure Golden

"My recommendation to anybody in the state of Wisconsin is walk before you run."

STACY PETERSON, Connells Inc.

Botanicals would focus on selling its CBD products and educating the market. Since opening in February, Dean said the stand-alone store at 91st Street and National Avenue has been gaining traffic through word of mouth.

"We want to make sure people have information about CBDs, how to use them, how do you figure out what's the best product for what they're looking for," Dean said.

Nelson similarly said he wants to offer education through the CBD menu at 600 East Cafe. He said he believes a professional environment like his restaurant creates a safe space for people to learn more.

"One thing that's very important is the education and exposure to the general population here that these products aren't dark, dirty and dangerous," he said. "These products can be very beneficial, and our environment actually is a great platform to bring that to market in a way that's very welcoming. It's not scary; you don't feel like you're doing something illegal."

The cafe may someday incorporate CBD oil as an ingredient in their house-made items, Nelson said, but for now his model is exclusively retail.

Other businesses around Milwaukee are preparing foods and beverages that contain CBD. Brewed Cafe on Brady Street, for instance, allows customers to purchase CBD shots for their beverages. The cafe also creates its own CBD-infused beverages, such as a peach CBD blueberry iced tea.

Cafe owner Sheila Pufahl-Heltn said Brewed started offering CBD oil

FINANCIAL IMPACT

Bankers seek clarity on hemp regulations

BY SARI LESK
lesk@bizjournal.com

A lack of regulatory clarity has Wisconsin bankers cautious about lending to hemp businesses.

Despite the federal government's decision to reclassify hemp, lenders in the banking industry continue to have questions about how they can interact with potential customers who make money off the crop. Scott Birrenkott, the assistant director of legal for the Wisconsin Bankers Association, said members regularly seek resources to understand hemp as a commodity.

In December, a WBA report showed that just 17% of 95 Wisconsin banking executives surveyed said their company would actively seek to provide loans to industrial hemp



FDIC chair Jelenia McWilliams

farmers or processors in Wisconsin. If the 2018 Farm Bill changes the federal view of hemp.

The WBA found similar results when the organization asked

whether the executives thought industrial hemp would provide enough money to stabilize revenue streams for Wisconsin farmers.

At the time, the organization described the banking industry's attitude toward hemp as "not yet."

Birrenkott said he thinks bankers' views have warmed up to the industry since that survey, and they want

to work with customers. But, he said, they're also looking for answers from the different regulators to whom they answer.

"That 'not yet' has kind of opened up, and now that we are four months later, we are seeing banks that are interested in working with their customers," Birrenkott said. "They want to help their customers. They very much want to be engaged with their customers."

Now, he said, bankers are looking for answers from agencies like the Financial Crimes Enforcement Network, the Federal Deposit Insurance Corp. and the Office of the Comptroller of the Currency.

"There are certainly avenues that are open to interpretation and potentially conflicting opinions regarding the status of hemp, generally speak-

ing, given how complex this area is," Birrenkott said. "The lack of formal guidance creates the potential for conflicting opinions."

During the WBA's annual conference held in February in Milwaukee, FDIC chairman Jelenia McWilliams urged bankers to look to the Financial Crimes Enforcement Network for guidance on hemp. She said regulators from her agency are trained to look at how banks manage risk, as opposed to what businesses they bank.

"They're going to say, 'How are you appropriately measuring risk associated with this account?'" McWilliams said. "If the account happens to be a hemp account or related in some of the states to medicinal marijuana, it doesn't mean that you automatically have to close it down."

COVER STORY

during the winter, a move that has generated customer interest and questions. At this time, she said, the café will stick with beverages, but Brewed may eventually branch into CBD-infused food.

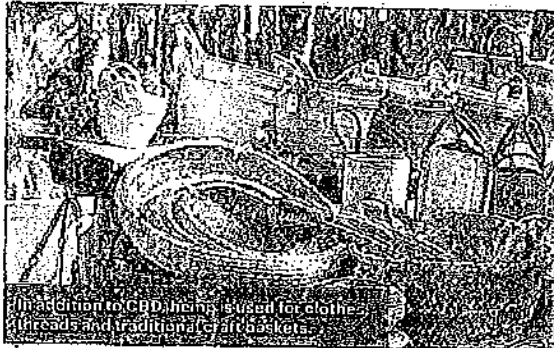
CHANGING THE MENU

Other restaurants in the area are taking a different approach, such as Jive's Caribbean Restaurant on Dr. Martin Luther King Jr. Drive in Milwaukee. On April 20 – a day widely regarded as an unofficial holiday to celebrate cannabis – the restaurant served a menu of foods and cocktails infused with CBD. Speakers also attended to talk about the laws at play.

The menu included jerk wings prepared with CBD-infused olive oil, chocolate chip cookies made with CBD-infused butter, pasta and other options.

"I want to help educate and make people understand it's not a bad thing," said Natasha Jules, restaurant co-owner and general manager. "It's a plant."

She said the CBD-infused options were intended to be one day-only, but after its positive reception, the restaurant will add some items to its perma-



GETTY IMAGES

nent menu. The restaurant also wants to make a medical professional available to answer customer questions about CBD, she said.

The experimentation with CBD by local restaurants is part of a statewide trend in food service, according to Wisconsin Restaurant Association executive vice president Susan Quam.

The WRA is fielding questions every day about how operators can incorporate CBD, Quam said. Most businesses have been interested in adding CBD

to drinks.

Quam pointed to a survey released in January by the National Restaurant Association, which named CBD-infused drinks as the No. 1 trend in food and beverages.

She said many are looking for guidance about what they can and cannot do with CBD as operators aim to meet consumer demand. Her organization answers questions on a case-by-case basis but is waiting on a finalized policy from the state before formalizing its

LEGAL HEMP PRODUCTION IN WISCONSIN

1970: Hemp becomes a Schedule I drug under the Controlled Substances Act, ending hemp farming in the U.S.

2014: President Obama signs the federal Farm Bill, allowing states to begin pilot research programs for hemp production.

2017: Wisconsin Act 100 is signed into law by Gov. Scott Walker, establishing Wisconsin's pilot hemp growth program.

March 2018: Wisconsin issues its first hemp licenses for growers and processors under the new program.

Dec. 2018: A new federal Farm Bill de-schedules industrial hemp, cannabis with less than 0.3% THC from the Controlled Substances Act and creates a path for states to begin full-scale hemp production without the research requirements of the pilot programs.

recommendations, she said.

"What CBD oil products you can put in food is still in flux," she said. "(Operators) should really strongly consider where they're getting their CBD oil from and where it's derived from."

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Food Containing Cannabis Extract Runs Into a Snag

By DENISE ROLAND

A derivative of the marijuana plant known as CBD is surging in popularity as an ingredient in food and drinks, but the fledgling industry faces an unusual complication: CBD, or cannabidiol, is now also a prescription drug.

Epidiolex, an epilepsy drug whose active ingredient is CBD, went on sale in November. Since then, local health inspectors across the U.S. have cracked down on restaurants, cafes and bars that feature CBD on their menus, citing a federal law that bans the use of government-approved medicines in food and drink products.

A federal law bans use of government-approved medicines in food and drinks.

"They're taking away something that's actually helping people," said Dorothy Stepnowska, owner of the Flower Power Coffee House in New York, which serves CBD-infused coffee, tea and snacks. She says customers consume her products to help with problems ranging from anxiety to high blood sugar.

City health officials recently told Ms. Stepnowska that her products are illegal and warned they would start fining sellers of CBD edibles in October. The city health department said its action was prompted by a statement from the Food and Drug Administration in December stressing that it is illegal to add pharmaceutical drug ingredients to food.

Enforcement is patchy. In-

spectors in several other states—including Ohio, Maine, North Carolina, Georgia and Michigan—are issuing similar warnings. Some point to the FDA statement, while others say their action was spurred by a wave of consumer queries.

There also has been pushback. New York City Council members earlier this month wrote to the city's health department opposing the action. In Maine, public opposition to the crackdown has prompted state lawmakers to debate emergency legislation aimed at legitimizing CBD edibles there.

At stake is a rapidly growing market. Sales of CBD products in the U.S. more than tripled between 2014 and 2017, to \$367 million, and are projected to hit \$1.3 billion by 2022, according to New Frontier Data, a cannabis market intelligence company. It estimates that edibles account for around 40% of the market.

And it is moving into the mainstream. Bud brewer Anheuser-Busch InBev SA and other drinks groups are exploring cannabis-infused beverages, while Martha Stewart recently teamed up with a Canadian company to develop a line of CBD products. More than three-quarters of U.S. chefs in a National Restaurant Association survey named CBD as the top food trend going into 2019.

CBD's surge in popularity was sparked by a 2014 law that permitted states to study the growth, cultivation and marketing of hemp, a form of cannabis with very low levels of THC—the compound that causes a high. The law was interpreted as a green light to sell hemp-derived CBD. Last year's farm bill extended those rights.

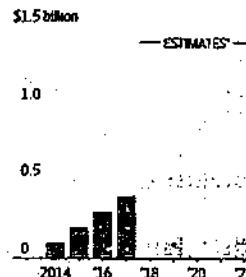
But the arrival of Epidiolex



CBD-infused coffee at the Flower Power Coffee House in New York. The derivative of the marijuana plant is popular in restaurants.

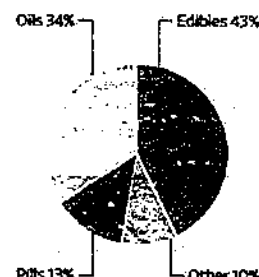
Higher and Higher

Cannabidiol sales are expected to climb steadily in coming years.



* Excludes Epidiolex. ** Estimates based on a sample of sellers in 2017. Source: New Frontier Data

Food and drink is a large chunk of the cannabidiol market.*



has created regulatory confusion. Natural compounds are rarely used as active ingredients in prescription drugs, and when they are—such as a fish-oil derivative in the prescription heart drug Vascepa—the active ingredient was often marketed as a food well before being investigated as a drug, exempting it from the rule. By contrast, CBD's rise occurred as Epidiolex maker GW Phar-

maceuticals PLC was investigating its potential as an epilepsy treatment.

"This has caused the loss of a lot of sales," said Mic Balzer, whose company, Queen City Hemp, makes CBD-infused seltzers. In January, he started getting calls from retailers and distributors to say that the Ohio Agriculture Department had told them to stop selling the company's products.

The crackdown spurred Mr. Balzer to shift production across the river from Cincinnati to Covington, Ky., where officials aren't taking action. Queen City Hemp still sells online nationwide and in stores in more than 30 states.

"For me, it is constitutionally vague," Mr. Balzer said. He has hired lawyers to seek a court declaration that it isn't illegal to sell hemp-derived CBD oil in food and drinks in Ohio.

An Ohio Department of Agriculture spokesman said the state's action focused on Queen City Hemp for allegedly selling a product "without the benefit of inspection," but other businesses say they have had other CBD products taken off their shelves.

Mr. Balzer said the concerns related to his bottler, whose identity he wouldn't provide to the department unless they agreed to keep it confidential.

Departing FDA Commissioner Scott Gottlieb has acknowledged that regulation needs to accommodate CBD as a food ingredient, but warns

there isn't a simple fix.

"This is not a straightforward process," he told a House subcommittee hearing last month. One possibility, he said, was for high-concentration CBD to be regulated as a pharmaceutical while lower-concentration versions could be viewed as food and dietary supplements. The FDA plans to hold a public hearing on CBD in the coming weeks, but changing the rules could take years.

Epidiolex maker GW Pharmaceuticals says the FDA needs to make a clear distinction between approved medicine and food. "If they were regulated appropriately in their different ways, we would be receptive to that discussion," said Chief Executive Justin Gover.

Yearslong regulatory change is "a far longer time horizon than we need," said Eugene Morgulis, legal director at the National Association of Cannabis Businesses, an industry organization. "In the meantime, you're going to see cannabis companies pushing the envelope a bit."

PHOTO BY THE WALL STREET JOURNAL

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DRAFT

ORDINANCE NO. 2019-__

An Ordinance Adding Cannabidiol Dispensaries as a Conditional Use in the B-2 Community Business District

WHEREAS, after recommendation by the City of Cedarburg Plan Commission and public hearing, the Common Council of the City of Cedarburg (“City”) hereby determines that the most appropriate zoning district for Cannabidiol (“CBD”) Dispensaries is the B-2 Community Business District as a Conditional Use; and

WHEREAS, the Common Council’s determination is based on the following findings:

(1) After on-site visits to CBD Dispensaries in the area by City officials, the Common Council finds that CBD Dispensaries are dissimilar to any permitted uses or conditionally permitted uses within any zoning district within the City.

(2) The Cedarburg Police Department has expressed enforcement concerns with certain CBD products as they are indistinguishable from illegal marijuana in appearance and odor.

(3) The written testimony of the National Organization for the Reform of Marijuana Laws (“NORML”), a leading pro-legalization of marijuana advocacy group, to the Food and Drug Administration (“FDA”) raises health and safety concerns of CBD products. NORML states in discussing CBD products “(...) market demand, coupled by an absence of regulatory guidance, has motivated predatory companies to become increasingly pervasive in this space. Often times these companies market inferior quality products that could potentially put the consumer at risk. To date, these commercially available products are not subject to lab testing to affirm either CBD potency or an absence of adulterants. (...) Other products have revealed the presence of THC, which may put consumers in jeopardy for legal ramifications – such as arrest or loss of employment (due to a drug test failure). Still other products have been identified to contain unwanted and potentially dangerous adulterants – such as 5F-ADB (aka ‘Spice’) or DXM – as well as heavy metals and solvents. (...) no generally accepted ‘best practices’ currently exist governing CBD extraction from hemp.” United States. Food and Drug Administration. *Hearing on Scientific Data and Information about Products Containing Cannabis or Cannabis-Derived Compounds; Public Hearing; Request for Comments. May 31, 2019. Docket No. FDA-2019-1482* (written statement of Paul Armentano, Deputy Director for NORML dated May 10, 2019). (footnote citations made by the author are omitted

but access to complete written testimony can be accessed at https://norml.org/images/pdf/FDA_public_comments_RE_CBD.pdf).

(4) These health and safety concerns cited in paragraphs (2) and (3) are exacerbated in zoning districts where there are high foot traffic areas, proximity to schools, higher residential densities, lack of parking availability, festival foot traffic and lower lighting.

WHEREAS, the City recognizes consumer demand for CBD products from City residents and finds the most suitable district for a CBD Dispensary use to be in the B-2 Community Business District subject to conditions; and

WHEREAS, the City determines that the following conditions on CBD Dispensaries are reasonable and rational based on the following findings:

- (1) Coil-based vaping products of CBD concentrates shall be prohibited from sale at CBD Dispensaries due to health and safety concerns raised by a Johns Hopkins Bloomberg School of Public Health study released online in *Environmental Health Perspectives* on February 21, 2018 which found that “Our results add to the existing evidence that e-cigarettes are a relevant source of exposure to a wide variety of toxic metals including Cr, Ni, and Pb as well as to essential metals that are potentially toxic through inhalation such as Mn and Zn. Metal concentrations in the e-liquid from the original dispenser increased markedly in the same e-liquid after it was added to the device and was brought into contact with the heating coil, both in the generated aerosol and in the liquid that remained in the tank. These findings support the hypothesis that metals are transferred from the device (most likely the coil) to the e-liquid and from the e-liquid to the aerosol that is inhaled by the user.” Access complete study online at: <https://ehp.niehs.nih.gov/doi/pdf/10.1289/EHP2175>
- (2) Sale of pet products containing CBD shall be prohibited from sale at CBD Dispensaries as they are not approved commercial feed ingredients by the Wisconsin Department of Agriculture, Trade and Consumer Protection (“DATCP”. DATCP. See <https://datcp.wi.gov/Documents/IHFAQ.pdf> “Frequently Asked Questions: Wisconsin’s Industrial Hemp Pilot Research Program”, Updated March 13, 2019” See Section “Feed and pet treats”.
- (3) Sale of the dried flower of the cannabis plant for smoking shall be prohibited from sale due to its indistinguishable odor and appearance to illegal marijuana creating police enforcement complications.
- (4) Sale of food products containing CBD shall be prohibited unless and until the Food and Drug Administration (“FDA”) has given guidance

that the sale of such products are legal. The FDA commissioner Scott Gottlieb's most recent statement on the FDA's stance is " (...) it's unlawful under the FD&C Act to introduce food containing added CBD or THC into interstate commerce, or to market CBD or THC products as, or in, dietary supplements, regardless of whether the substances are hemp-derived." The full statement can be accessed at <https://www.fda.gov/news-events/press-announcements/statement-fda-commissioner-scott-gottlieb-md-signing-agriculture-improvement-act-and-agencys>.

- (5) Due to the lack of regulation on CBD products and the risks that they contain illegal (as determined by Wisconsin Statutes) amounts of delta-9-tetrahydrocannabinol ("THC") (from the studies cited above by NORML), CBD Dispensaries shall make available sample inventory (not to exceed 4 products selected by the Cedarburg Police Department) upon request from the Cedarburg Police Department, not more than four (4) times annually for independent 3rd party testing for THC levels.
- (6) Due to the lack of regulation and safety concerns cited above and the increased concern on their effects on children, sales to individuals under the age of eighteen (18) shall be prohibited.

WHEREAS, the City finds that regulating this use through zoning to be appropriately founded in public health, safety, morals and/or general welfare and a proper use of its police power (*Village of Euclid v. Ambler Realty Co.*, 272 U.S. 365 (1926)); and

WHEREAS, the City finds that CBD Dispensaries as a conditional use is more consistent with the purpose of the B-2 Community Business District as stated in Section 13-1-54(a) of the Zoning Code of the City than any other zoning district.

THEREFORE, the Common Council of the City of Cedarburg, Wisconsin, hereby ordains as follows:

SECTION 1. Section 13-1-54(d)(7) is amended by inserting the following and renumbering all of the conditional uses listed below it. By way of example, "Clubs" shall now be listed as a condition use under Section 13-1-54(d)(8).

(7) CBD Dispensary.

(a) Definitions.

- 1. CBD Dispensary shall be defined as retail space where more than fifty percent (50%) of the product sales or services are from or

- include products containing or purporting to contain CBD and/or CBD related products.
2. CBD shall be defined as cannabidiol derived from Industrial Hemp.
 3. “CBD related products” shall be defined as any product that assists, or purports to assist in the ingestion, application, or promotion of CBD products or services related to CBD.
 4. Industrial Hemp shall be defined as the plant with the Latin species name *Cannabis sativa* L., or any part of the plant including the seeds, with a delta-9 tetrahydrocannabinol (THC) concentration of not more than 0.3 percent on a dry weight basis.

A CBD Dispensary may be approved by the Plan Commission provided that the following conditions of operation are met:

- (a) In addition to the requirements of Sec. 13-1-226, the applicant shall clearly describe the premises area where CBD products or services are to be sold upon application, and CBD product sales and services shall be confined to the described premises.
- (b) Sales of any product intended for human consumption containing or purporting to contain CBD shall be prohibited on the premises unless and until the Food and Drug Administration approves the legality of CBD infused foods.
- (c) Sales of pet products containing or purporting to contain CBD shall be prohibited on the premises unless and until deemed a legal product by the Wisconsin Department of Agriculture, Trade and Consumer Protection.
- (d) Sales of vapor-based CBD products and cartridges shall be prohibited on the premises.
- (e) Sales of products containing or purporting to contain CBD to individuals who have not attained the age of eighteen (18) shall be prohibited.
- (f) Sales of dried flower of the Industrial Hemp plant for the implied or stated purpose of smoke inhalation shall be prohibited on the premises.
- (g) Sales of paraphernalia for the implied or stated purpose of smoke inhalation of the dried flower of the Industrial Hemp plant shall be prohibited on the premises.

- (h) The conditional use permit holder shall agree, in addition to any other conditions imposed by the Plan Commission, to submit not more than four (4) product samples, not more than four (4) times annually upon request by the Cedarburg Police Department for third party testing to determine the level of THC, if any, in such products. The product samples to be tested and the laboratory to be used shall be in the sole discretion of the Cedarburg Police Department and the request may be made at random during regular business hours. The cost of the third party testing shall be paid by the permit holder. If the tested levels of THC of any tested product exceed .3%, these shall alone be grounds for revocation.

SECTION 2. Severability. If any provision of this ordinance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions of this ordinance.

SECTION 3. Effective date. This ordinance shall be effective upon publication.

Passed and adopted this ____th day of _____, 2019.

Michael O'Keefe, Mayor

Countersigned:

Claire Woodall-Vogg, City Clerk

Approved as to form:

Michael P. Herbrand, City Attorney

CITY OF CEDARBURG

MEETING DATE: June 10, 2019

ITEM NO: 10. A.

TITLE: Consider proposal received from Graef for engineering design services associated with rehabilitation of the Woolen Mills Dam; and action thereon.

ISSUE SUMMARY: Graef provided an engineering services proposal to modify their plans for rehabilitating the Woolen Mill Dam to include repairing and activating the abandoned mill race. The mill race work would include a weir gate which would allow us to dewater the spillway for future maintenance, and which would increase the hydraulic capacity of the dam. The work would include a legal survey and easement description of the lands we would have to access to complete the mill race work.

We are currently completing repairs to the Columbia Mills Dam, and if we are able to acquire the necessary easement and complete the engineering and permitting, we hope to begin construction on Woolen Mills this fall.

The cost of this construction could be in the \$600,000 range, but such specialized construction is difficult to estimate. The City had applied to DNR for a 50% Municipal Dam Grant for Woolen Mills Dam, but the scope and cost of the work has significantly increased so the grant request would have to be amended.

Alternatively, if the Common Council wishes to evaluate removal of the Woolen Mills Dam, then we should not proceed with this contract, and possibly look to place this item on a future referendum.

STAFF RECOMMENDATION: Staff recommends award of the engineering services contract amendment with Graef for Woolen Mills Dam in the amount of \$34,250.00.

BOARD, COMMISSION, OR COMMITTEE RECOMMENDATION: N/A.

BUDGETARY IMPACT: \$34,250.00 from the Environmental Fund.

ATTACHMENTS: Copy of Graef proposal

INITIATED/REQUESTED BY: Tom Wiza

FOR MORE INFORMATION CONTACT: Tom Wiza-Director of Engineering and Public Works
262-375-7610



collaborāte / formulāte / innovāte

May 14, 2019

Thomas A. Wiza, P.E.
Director of Engineering and Public Works
City of Cedarburg
W63 N645 Washington Avenue
Cedarburg, WI 53012-0049

Subject: Proposal for Additional Engineering Services, Woolen Mill Dam, Cedarburg, Wisconsin (Change Order Number 4)

Dear Tom:

Per your request, Graef-USA Inc. (GRAEF) is pleased to provide this proposal to amend our services to the City of Cedarburg (Client). An executed copy of this proposal will amend our Agreement dated December 7, 2017.

This proposal is for professional services for investigating and designing an increase capacity for the Woolen Mill Dam (Project). This proposal is subject to the existing Standard Terms and Conditions.

It is our understanding that the nature of the Project is to evaluate and propose an alternative capacity, as provided under Wisconsin Administrative Code NR 333.07, and if approved by the WDNR, prepare construction documents for bidders incorporating the alternative capacity.

For this Project, GRAEF proposes to provide the following additional Basic Services:

Alternative Capacity Analysis and Conceptual Design

- Complete conceptual capacity analysis using the revised HEC-RAS model provided by the WDNR for the existing dam and a proposed reconstruction of the dam that includes the millrace as a conveyance; and
- Prepare a conceptual design drawing and memo and review the recommended capacity modification with the WDNR.

Survey and Soil Boring Investigation

- If approved by the WDNR, complete the following survey and soil investigation services:

- Complete a boundary survey in accordance with Chapter A – E 7 of the Wisconsin Administrative Code for the existing dam to define the area and extent of a potential easement;
- Review with affected adjacent land owner and negotiate an easement area based on the conceptual design;
- Prepare a Certified Survey Map (CSM) of the subject property to create a redivision of the property into a two lot CSM with property corners set with rebar and file the CSM with the Register of Deeds.
- Complete a limited bathymetric survey from the dam to 50 feet upstream and from the right bank to the center of the river.
- Complete limited subsurface investigation by a geotechnical engineer consisting of hand auger borings to an estimated depth of 5 feet and prepare a summary report with boring logs.

Detailed Design and Construction Documents

- If approved by the WDNR, complete the following design services:
 - Detailed hydraulic design of the millrace, millrace entrance and exit, and gate.
 - Revisions to right abutment wall to replace stone with formed concrete.
 - Fencing design and landscape improvements, as needed, along the millrace and right bank.
 - Provide 60% review drawings to the City of Cedarburg for review.
- Upon approval, prepare final drawings and technical specifications and provide to the City of Cedarburg for review. It is assumed that the City of Cedarburg will provide the following specification sections for modification, as needed, by GRAEF: Instructions to Bidders, Agreement, Special Provisions and General Conditions.
- Provide electronic copies of the bid documents to QUESTCDN and five sets of paper copies to the City of Cedarburg for viewing and use by prospective bidders.

Bidding Services

- Attend a pre-bid meeting with contractors, respond to bidder questions and assist the City of Cedarburg with reviewing bids.

GRAEF will endeavor to perform the proposed additional Basic Services per the following schedule:

- Begin work within one week of written authorization to proceed, and submit the recommended capacity modification to the WDNR within four weeks of authorization to proceed.
- If approval is provided by the WDNR, begin survey work within two weeks of the approval.



At your written request, GRAEF will provide the following Additional Services for additional compensation as detailed below:

- Prepare for and attend public meetings.
- Prepare a Conditional Letter of Map Revision (CLOMR) or Letter of Map Revision (LOMR).
- Provide services during construction.

For this Project, it is our understanding Client will provide the following additional services, items and/or information:

- Access to the dams, including the right bank.
- Chemical analysis on the sediments upstream of the dam; and
- Documentation of ownership for the right embankment.
- Preparation of a Conditional Letter of Map Revision (CLMR) and/or Letter of Map Revision (LOMR), if requested by the WDNR and/or City.

For all additional Basic Services, Client agrees to compensate GRAEF on a lump sum basis as follows:

Alternative Capacity Analysis and Conceptual Design	\$5,400
Survey and Soil Boring Investigation	\$11,600
Detailed Design and Construction Documents	\$14,750
Bidding Services	\$2,500
Total	\$34,250

For all Additional Services, Client agrees to compensate GRAEF as determined when the scope of services is developed.

To accept this proposal for additional Basic Services, please sign and date both enclosed copies and return one to us. Upon receipt of an executed copy, GRAEF will commence work on the additional Basic Services for the Project.



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Graef-USA Inc. looks forward to providing additional services to the City of Cedarburg.

Sincerely,

Graef-USA Inc.

Accepted by: City of Cedarburg

Mike Horne, P.E.
Structural Engineer

(Signature)

Brian Schneider, P.E.
Manager Water and Natural Resources Group

(Name Printed)

(Title)

Date: _____

Cc: File

X:\ML\2017\20170140\Project_Information\Contracts\Woolen Mill Capacity Revision\Change Order 4 Woolen Mill Millrace
1-8-19.dotx

CITY OF CEDARBURG

MEETING DATE: June 10, 2019

ITEM NO: 10. B.

TITLE: Consider Resolution No. 2019-08 approving the appointment of interim judge for the Mid-Moraine Municipal Court; and action thereon

ISSUE SUMMARY: Judge Steven Cain was elected as the Ozaukee County Circuit Court Judge in April. His term with the Mid-Moraine Municipal Court doesn't end until April 2020; however, his term with the County begins on August 1, 2019.

The Administrative Committee of the Court accepted applications, interviewed three final candidates and appointed Christine Ohlis as interim judge. All members are being asked to adopt the resolution to accept the appointment.

STAFF RECOMMENDATION: Approve the Resolution No. 2019-08

BOARD, COMMISSION OR COMMITTEE RECOMMENDATION: N/A

BUDGETARY IMPACT: None – pay for the judge remains the same and Court expenditures are paid for through the forfeitures.

ATTACHMENTS: Resolution No. 2019-08

INITIATED/REQUESTED BY: Christy Mertes

FOR MORE INFORMATION CONTACT: City Administrator/Treasurer Christy Mertes, 375-7606

CITY OF CEDARBURG
RESOLUTION No. 2019-08 APPROVING APPOINTMENT OF
INTERIM JUDGE FOR THE MID-MORaine MUNICIPAL COURT

WHEREAS, the Hon. Steven Cain has recently been elected as a Ozaukee County Circuit Court Judge thereby creating a permanent vacancy in the position of the Mid-Moraine Municipal Judge; and

WHEREAS, Wisconsin law allows for the appointment of a successor to hold office until the Spring election conducted in 2020; and

WHEREAS, the undersigned city/village/town is a member of the Mid-Moraine Municipal Court; and

WHEREAS, pursuant to the terms and conditions of an intergovernmental agreement among the members of the Mid-Moraine Municipal Court there has been created a Court Administrative Committee; and

WHEREAS, the Court Administrative Committee has solicited applications for appointment to the Mid-Moraine Municipal Court Judge position; and

WHEREAS, the Court Administrative Committee has duly considered the applications and is recommending the appointment of Christine Ohlis to fill the vacancy described above;

NOW, THEREFORE, BE IT RESOLVED, that the undersigned city/village/town does hereby appoint Christine Ohlis to serve as the municipal judge effective August 1, 2019 for the Mid-Moraine Municipal Court until the election of a municipal judge occurs in April 2020; and

FURTHER RESOLVED, that the officers of the undersigned city/village/town are hereby authorized and directed to take any and all action consistent with this approving resolution.

Adopted this 10th day of June, 2019.

City of Cedarburg _____
Enter Name of Municipality

By: _____
Michael O'Keefe, Mayor

Attest:

Claire Woodall-Vogg, City Clerk

CITY OF CEDARBURG

MEETING DATE: June 10, 2019

ITEM NO: 10. C.

TITLE: Consider establishing hours for the North 48 Outdoor Alcohol Beverage License at W62 N599 Washington Avenue; and action thereon

ISSUE SUMMARY: Chief Frank and city staff has received noise complaints regarding the outdoor beer garden at North 48. He is suggesting the hours for outdoor beer garden end at 11:00 p.m.

STAFF RECOMMENDATION: N/A

BOARD, COMMISSION OR COMMITTEE RECOMMENDATION: N/A

BUDGETARY IMPACT: None

ATTACHMENTS: Related emails

INITIATED/REQUESTED BY: Chief Frank

FOR MORE INFORMATION CONTACT: Chief Frank, 375-7620

City of Cedarburg - Amy Kletzien

From: City of Cedarburg - Thomas Frank
Sent: Monday, May 20, 2019 4:14 PM
To: City of Cedarburg - Amy Kletzien
Subject: RE: Outdoor licenses

Amy,

At this point can we set the time. I would like to split the difference at 11PM and noted on their permit. We had some complaints after 11 PM last year but the owners thought they could have people out there until closing.

Tom

Thomas J Frank

Chief of Police
Cedarburg Police Dept. WI
262 375-7620



From: City of Cedarburg - Amy Kletzien <akletzien@ci.cedarburg.wi.us>
Sent: Monday, May 20, 2019 2:46 PM
To: City of Cedarburg - Thomas Frank <tfrank@ci.cedarburg.wi.us>
Subject: RE: Outdoor licenses

See attachment.

*Amy Kletzien, MMC/WCPC
Deputy City Clerk
City of Cedarburg
W63 N645 Washington Ave.
Cedarburg, WI 53012
(262) 375-7605
www.ci.cedarburg.wi.us
Population 11,628*



From: City of Cedarburg - Thomas Frank
Sent: Monday, May 20, 2019 2:36 PM
To: City of Cedarburg - Amy Kletzien
Subject: RE: Outdoor licenses

City of Cedarburg - Connie McHugh

From: City of Cedarburg - Thomas Frank
Sent: Monday, July 30, 2018 2:31 PM
To: City of Cedarburg - Amy Kletzien; City of Cedarburg - Connie McHugh
Subject: RE: Outdoor Alcohol Beverage Licenses as of 7/30/18

Connie and Amy,
We are starting to get noise complaints regarding North 48 and their patio. I think the council needs to set a time for them the next time it's reviewed. I would say 11 pm.
Tom

Thomas J Frank

Chief of Police
Cedarburg Police Dept. WI
262 375-7620

From: City of Cedarburg - Amy Kletzien
Sent: Monday, July 30, 2018 2:25 PM
To: City of Cedarburg - Thomas Frank <tfrank@ci.cedarburg.wi.us>; City of Cedarburg - Bill Esselmann <besselmann@ci.cedarburg.wi.us>
Subject: Outdoor Alcohol Beverage Licenses as of 7/30/18

Please see attached list.

*Amy Kletzien, MMC/WCPC
Deputy City Clerk
City of Cedarburg
W63 N645 Washington Ave.
Cedarburg, WI 53012
(262) 375-7605
www.ci.cedarburg.wi.us
Population 11,537*



City of Cedarburg - Connie McHugh

From: City of Cedarburg - Planner
Sent: Thursday, June 21, 2018 3:52 PM
To: City of Cedarburg - Connie McHugh
Subject: FW: North 48

-----Original Message-----

From: carolpinzer@gmail.com [<mailto:carolpinzer@gmail.com>]
Sent: Friday, May 18, 2018 10:22 AM
To: City of Cedarburg - Planner
Cc: City of Cedarburg - Darla Drumel
Subject: North 48

I spoke with you recently regarding outdoor seating. You thought that closing time was set when permit was granted. From Maxwells to the north and Weislars to the south, closing time is between 9 and 10pm. North 48's outdoor seating closes at 2:00am on weekdays and 2:30am on weekends. They should comply with others and close at 10pm, 11pm at the latest.

Thank you for your consideration of this matter.

Sent from my iPhone

City of Cedarburg - Connie McHugh

From: City of Cedarburg - Planner
Sent: Tuesday, June 06, 2017 3:27 PM
To: City of Cedarburg - Connie McHugh
Subject: RE:

Connie,

You can make a copy of this email for the file. I Called at 3:20 on Tuesday June 6, 2017 and left a message that we are receiving complaints about the outdoor use and warned them that if it continues we would take the complaints to the Council.

Jon

From: City of Cedarburg - Connie McHugh
Sent: Tuesday, June 06, 2017 2:53 PM
To: City of Cedarburg - Planner
Subject: RE:

Here are the minutes regarding the outdoor license. Phone number we have for Peter Olds and/or Thomas Shippen is 262-421-8723. There was no time limit, but discussion about reviewing the fencing if necessary.

From: City of Cedarburg - Planner
Sent: Tuesday, June 06, 2017 1:06 PM
To: City of Cedarburg - Connie McHugh
Subject:

Connie,

I received an anonymous complaint about the North 48 establishment that they may be abusing their Outdoor Alcohol Beverage License. He indicated the following

- Outdoor activity is extending into the early morning hours (i.e. 2am to 3am)
- The outdoor area for this activity is much larger than approved.
- Using amplified sound.

Is their license being renewed or do you want to send a letter?

6/6/17 J. Censky spoke to Peter Olds
Stated he received compl. suggested
they tone down the noise, any more
complaints and the matter will
go to Council.
Mr. Olds said signs will be
placed in outdoor area asking
patrons to be quiet.

City of Cedarburg - Connie McHugh

From: City of Cedarburg - Thomas Frank
Sent: Wednesday, June 07, 2017 12:24 PM
To: City of Cedarburg - Connie McHugh
Subject: RE: North 48

Connie,
I have asked my third shift sergeants to watch for problems addressed in this email.
Thank you,
Tom

Thomas J. Frank

Chief of Police
Cedarburg Police Department
W75 N444 Wauwatosa Road
Cedarburg, WI 53012
262 375-7620

From: City of Cedarburg - Connie McHugh
Sent: Wednesday, June 07, 2017 11:06 AM
To: City of Cedarburg - Thomas Frank <tfrank@ci.cedarburg.wi.us>
Subject: North 48

From: City of Cedarburg - Planner
Sent: Tuesday, June 06, 2017 3:27 PM
To: City of Cedarburg - Connie McHugh
Subject: RE:

Connie,
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To: City of Cedarburg - Planner
Subject: RE:

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From: City of Cedarburg - Planner
Sent: Tuesday, June 06, 2017 1:06 PM

To: City of Cedarburg - Connie McHugh
Subject:

Connie,

I received an anonymous complaint about the North 48 establishment that they may be abusing their Outdoor Alcohol Beverage License. He indicated the following

- Outdoor activity is extending into the early morning hours (i.e. 2am to 3am)
- The outdoor area for this activity is much larger than approved.
- Using amplified sound.

Is their license being renewed or do you want to send a letter?

City of Cedarburg Outdoor Alcohol Beverage Licenses

C. Wiesler's Saloon & Eatery	W61 N493 Washington Avenue	Common Council approved extended hours on 5/13/96	Closing time - midnight
Rebellion Brewery	N57 W6172 Portland Road	Common Council Approval – 6/10/02	Hours of Operation -9:00 a.m. - midnight
Romano's Pizzeria, LLC	W63 N540 Hanover Avenue	Common Council Approval – 5/10/04	Closing time – 10:00 p.m.
RCB Maxwell's Inc.	W63 N699 Washington Avenue	Common Council Approval – 6/14/04	Closing time – 11:00 p.m.
Ernie's Wine Bar, LLC	N49 W5471 Portland Road	Common Council Approval – 5/8/06	Closing time – 9:00 p.m. Sunday – Thursday. 10:00 p.m. on Friday and Saturday
The Anvil Pub & Grille	N70 W6340 Bridge Road	Common Council Approval – 4/28/08	East side of the building along the mill race to the north end of the building.
The Vintage Café and City Deli	W63 N674 Washington Avenue	Common Council Approval – 5/10/10	Daily (11:00 a.m. – 6:30 p.m.)
Cedars III	W53 N404 Park Lane	Common Council Approval – 5/10/10	Sunday – Thursday (Noon – 9:00 p.m.) Friday & Saturday (Noon – 10:00 p.m.)
The Stilt House	W62 N630 Washington Avenue	Common Council Approval – 5/12/14	North side of business within 3 foot high fence between planters.
The Chiselled Grape	W64 N713 Washington Avenue	Common Council Approval – 5/12/14	Enclosed area on the north half of the front yard enclosed by a 38 inch high fence. Owner/stop serving at 9 p.m.
The Cedarburg Art Museum	W63 N675 Washington Avenue	Common Council Approval – 3/9/15	Enclosed – Fenced area in back.
North 48	W62 N599 Washington Avenue	Common Council Approval – 6/29/15	Enclosed serving area located in the rear of the tavern.
Handen Distillery	W62 N590 Washington Avenue Suite B	Common Council Approval – 7/31/17	9'2"x11'10" patio in front of distillery accessed through patio doors. (Railing to separate patio from sidewalk)
Brandywine	W61 N480 Washington Avenue	Common Council Approval – 6/25/18 and 4/9/19	3 tables & chairs in cove along the west side of building enclosed with decorative solar stanchion post and chain fence – 40" tall. / 24'x6' enclosed patio on northeast side of restaurant w/ immediate access off of east dining room.
Peter Wollner Post No. 288 of the American Legion	W57 N481 Hilbert Avenue	Common Council Approval – 4/8/19	Enclosed deck on the southeast corner of the building

Prior to Outdoor Alcohol Beverage License:

The Farmstead	W62 N238 Washington Avenue	Enclosed Patio
Peter Wollner Post #288/American Legion	W57 N481 Hilbert Avenue	Grounds
Stagecoach Inn/520	W61 N520 Washington Avenue	Deck
Wollersheim Winery/Cedar Creek Winery	N70 W5340 Bridge Road	Outside area west of premise

5/20/19 adk

CITY OF CEDARBURG

MEETING DATE: June 10, 2019

ITEM NO: 10. D.

TITLE: Consider application of Le's Pho LLC, Ly Q Le, Agent, for a "Class B" Liquor license for Le's Pho at W63 N146 Washington Avenue; and action thereon

ISSUE SUMMARY: The Class "B" beer and "Class C" wine of Ly Q Le of Le's Pho was renewed by the Council at the May 13 meeting. Mr. Le has now applied for one of three "Class B" liquor licenses that are available.

The three available liquor licenses are:

- Kowloon Chinese Restaurant Inc., W63 N145 Washington Avenue – business closed a few months ago
- RESERVE license (one-time application fee of \$10,000 plus \$500 annual fee) from the August Weber Haus
- The liquor license from Grapes and Tastes that will be available July 1 as the business is closing. The owners have not applied to renew the current license.

On March 11 letters were mailed to those individuals on the Liquor License Notification List informing them that two liquor licenses were available (the closing of Grapes and Tastes was not known at that time). Mr. Le was the only interested party that came forward to apply for a liquor license.

(The City is 27 residents away from obtaining another "Class B" RESERVE license. Any licenses that occur through an increase in population are reserve licenses).

STAFF RECOMMENDATION: N/A

BOARD, COMMISSION OR COMMITTEE RECOMMENDATION: N/A

BUDGETARY IMPACT: \$500 annually.

ATTACHMENTS: None

INITIATED/REQUESTED BY: Le Q. Le of Le's Pho

FOR MORE INFORMATION CONTACT: Amy Kletzien, Deputy Clerk

RESOLUTION NO. 2019-09

A Resolution designating Depositories and Authorizing Signatures for the City of Cedarburg Checking and Savings Accounts

RESOLVED, by the Common Council of the City of Cedarburg, that the following banking institutions or their successors:

Associated Bank, Grafton Wisconsin
U.S. Bank, Cedarburg & Milwaukee, Wisconsin
BMO Harris Bank, Milwaukee & Cedarburg, Wisconsin
Local Government Investment Pool, State of Wisconsin
Cornerstone Community Bank, Grafton, Wisconsin
Port Washington State Bank, Cedarburg, Wisconsin
Commerce State Bank, Cedarburg & West Bend, Wisconsin

qualified as depositories under Chapter 34 of the Wisconsin Statutes, shall be and are hereby designated until further action as public depositories for all monies coming into the hands of the City Administrator/Treasurer of the City of Cedarburg, State of Wisconsin, and all other city officers included in the provisions of Chapter 34 of the Wisconsin Statutes.

RESOLVED FURTHER, that Port Washington State Bank, Cedarburg, Wisconsin, be designated as the working bank for May 1, 2019 through April 30, 2020 and that the Common Council and the City Administrator/Treasurer be authorized and directed to distribute the city funds.

RESOLVED FURTHER, that the City Administrator/Treasurer be hereby instructed to deposit city funds only in such institutions as may be approved by the State of Wisconsin Investment Board and are eligible to receive public funds.

RESOLVED FURTHER, that the depositories shall furnish collateral for city funds on deposit pursuant to Investment Policy FC-4.

RESOLVED FURTHER, that withdrawal or disbursement from any of the above named depositories shall be by order check, written wire transfer, telephone wire transfer, or other money transfer techniques, and, in the case of savings accounts, by savings withdrawal form, as provided in Section 66.0607 of the Wisconsin Statutes. Written and telephone wire transfers shall be in accordance with the named depositories guidelines and shall only be made by authorized personnel. In accordance therewith all order check and savings withdrawal forms, effective immediately, shall be signed by any three of the following persons:

S. Claire Woodall-Vogg, City Clerk
Christine L. Mertes, City Administrator/Treasurer
Michael J. O’Keefe, Mayor or
Patricia Thome, Acting Mayor

RESOLVED FURTHER, that in lieu of their personal signatures, the following signatures, which have been adopted by them as below shown:

Michael J. O’Keefe, Mayor

Sarah Claire Woodall-Vogg, City Clerk

Christine L. Mertes, City Administrator/Treasurer

may be affixed on such order checks and savings withdrawal forms that any one of the above named depositories shall be fully warranted and protected in making payment on any other check bearing such facsimiles notwithstanding that the same may have been placed thereon without the authority of the designated person or persons.

Passed and adopted by the Common Council of the City of Cedarburg this 10th day of June, 2019.

Michael J. O’Keefe, Mayor

Attest:

Claire Woodall-Vogg, City Clerk

Approved as to form:

Michael P. Herbrand, City Attorney

RESOLUTION NO. 2019-10

A Resolution designating Depositories and Authorizing Signatures - Cedarburg Light & Water Commission Checking and Savings Accounts

RESOLVED, by the Common Council of the City of Cedarburg, that the following banking institutions and possible successors:

BMO-Harris Bank
Commerce State Bank
Port Washington State Bank
Chase Bank
Cornerstone Community Bank
Wells Fargo
First Bank (DBA Partnership Community Bank)
American Depository Management Company
State of Wisconsin Investment Pool

qualified as depositories under Chapter 34 of the Wisconsin Statutes, shall be and are hereby designated until further action as public depositories for all monies coming into the hands of the City Administrator/Treasurer, Cedarburg Light & Water Commission, City of Cedarburg, State of Wisconsin, and all other city officers included in the provisions of Chapter 34 of the Wisconsin Statutes.

RESOLVED FURTHER, that Harris Bank, NA, – Cedarburg, Wisconsin, Port Washington State Bank – Cedarburg, Wisconsin and Commerce State Bank – Cedarburg, Wisconsin, be designated as the working banks for the years 2018-2019 and that the Common Council and the City Administrator/Treasurer, upon recommendation of the Cedarburg Light & Water Commission, be authorized and directed to distribute said funds.

RESOLVED FURTHER, that the City Administrator/Treasurer or other authorized representatives, including employees of the Cedarburg Light & Water Commission, be hereby instructed to deposit Cedarburg Light & Water Commission funds only in such institutions as may be approved by the State of Wisconsin Investment Board and are eligible to receive public funds.

RESOLVED FURTHER, that withdrawal or disbursement from any of the above named depositories shall be by order of check, written wire transfer, telephone wire transfer, or other money transfer techniques, and, in the case of savings accounts, by savings withdrawal form, as provided in Section 66.0607 of the Wisconsin Statutes. Written and telephone wire transfers shall be in accordance with the named depositories guidelines and shall only be made by authorized personnel appointed by the Cedarburg light & Water Commission. All checks and passbook savings withdrawal forms, effective October 1, 2018, shall be signed by all of the following persons:

Blaine Hilgendorf, President

James W. Coutts, Secretary

S. Claire Woodall-Vogg, City Clerk

RESOLVED FURTHER, that for all check orders and passbook savings withdrawal forms, in lieu of their personal signatures, the following facsimile signatures as shown, which have been adopted by them, may be affixed to such document and will become effective as of October 1, 2018:

Blaine Hilgendorf, President

James W. Coutts, Secretary

Sarah Claire Woodall-Vogg, City Clerk

RESOLVED FURTHER, that any one of the above named depositories shall be fully warranted and protected in making payment on any check order bearing such facsimiles notwithstanding that the same may have been placed thereon with the authority of the designated person or persons.

Passed and adopted by the Common Council of the City of Cedarburg this 10th day of June, 2019.

Michael O'Keefe, Mayor

Attest:

Claire Woodall-Vogg, City Clerk

Approved as to form:

Michael P. Herbrand, City Attorney

CITY OF CEDARBURG
TRANSFER LIST
5/11/19-6/7/19

Date	Amount	Transfer to
PWSB CHECKING ACCOUNT		
5/13/2019	\$2,098.55	Light & Water-April charges
5/20/2019	\$494.54	Light & Water-April charges
5/20/2019	\$38,502.80	Light & Water-April charges
5/23/2019	\$202,000.00	PWSB Payroll
5/23/2019	\$6,323.31	Health Savings Accounts-contributions for 5/5/19-5/18/19
5/23/2019	\$2,492.27	ICMA-contributions for 5/5/19-5/18/19
5/23/2019	\$4,167.91	North Shore Bank-contributions for 5/5/19-5/18/19
5/23/2019	\$495.00	Police Association-contributions for 5/5/19-5/18/19
5/23/2019	\$1,477.82	State of Wisconsin-child support payment
5/31/2019	\$72,165.55	WRS-April remittance
6/4/2019	\$2,576.44	Light & Water-May charges
6/6/2019	\$220,000.00	PWSB Payroll
6/6/2019	\$6,283.31	Health Savings Accounts-contributions for 5/19/19-6/1/19
6/6/2019	\$2,448.60	ICMA-contributions for 5/19/19-6/1/19
6/6/2019	\$4,128.04	North Shore Bank-contributions for 5/19/19-6/1/19
6/6/2019	\$495.00	Police Association-contributions for 5/19/19-6/1/19
6/6/2019	\$1,477.82	State of Wisconsin-child support payment
	<u>\$567,626.96</u>	

PWSB PAYROLL CHECKING ACCOUNT

5/24/2019	\$141,650.79	Payroll for 5/5/19-5/18/19
5/24/2019	\$59,532.70	Payroll for 5/5/19-5/18/19
6/7/2019	\$153,712.80	Payroll for 5/19/19-6/1/19
6/7/2019	\$64,777.36	Payroll taxes for 5/19/19-6/1/19
	<u>\$419,673.65</u>	

PWSB MONEY MARKET ACCOUNT

5/31/2019	\$55,666.15	PWSB Checking
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CORNERSTONE TAX COLLECTION CHECKING ACCOUNT

5/30/2019	\$100,000.00	Cornerstone Money Market
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STATE POOL

5/30/2019	\$100,000.00	PWSB Checking
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COMMERCE STATE BANK CHECKING ACCOUNT

5/13/2019	\$30,000.00	Commerce State Bank Money Market
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CITY OF CEDARBURG

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			Check Amt	Invoice	Comment
111300 PWSB Checking					
Paid Chk#	031728	5/6/2019	GRAEF		
E 400-533750-874	DAM STUDIES		\$1,835.00	0103239	ENG-DAMS ENV. FUND
	Total GRAEF		\$1,835.00		
Paid Chk#	031729	5/10/2019	ADP, LLC.		
G 100-212000	ACCOUNTS PAYABLE		\$445.17	534363764	TREAS-PAYROLL PROCESSING
	Total ADP, LLC.		\$445.17		
Paid Chk#	031730	5/10/2019	AT&T MOBILITY		
G 100-212000	ACCOUNTS PAYABLE		\$248.91	287289051101	PD-WIRELESS PHONE
	Total AT&T MOBILITY		\$248.91		
Paid Chk#	031731	5/10/2019	AT&TPO BOX 5080		
G 100-212000	ACCOUNTS PAYABLE		\$45.66	262375762404	PD-TELEPHONE
G 100-212000	ACCOUNTS PAYABLE		(\$38.70)	414Z45632003	PD-TELEPHONE
	Total AT&TPO BOX 5080		\$6.96		
Paid Chk#	031732	5/10/2019	BIBLIOTHECA, LLC		
G 260-212000	ACCOUNTS PAYABLE		\$6,086.53	SI0050576-US	LIBR-MAINTENANCE
	Total BIBLIOTHECA, LLC		\$6,086.53		
Paid Chk#	031733	5/10/2019	BIRCHWOOD SNOW & LANDSCAPE		
G 260-212000	ACCOUNTS PAYABLE		\$290.00	103015	LIBR-MAINTENANCE
	Total BIRCHWOOD SNOW & LANDSCAPE		\$290.00		
Paid Chk#	031734	5/10/2019	BOERGER, LLC		
G 601-212000	ACCOUNTS PAYABLE		\$29,744.98	34008172	CWRC-SLUDGE PUMPS
	Total BOERGER, LLC		\$29,744.98		
Paid Chk#	031735	5/10/2019	BONAFIDE SECURITY SOLUTIONS		
G 100-212000	ACCOUNTS PAYABLE		\$25.70	2626042219	COMPLEX-MAINTENANCE
	Total BONAFIDE SECURITY SOLUTIONS		\$25.70		
Paid Chk#	031736	5/10/2019	BSN SPORTS LLC		
G 220-212000	ACCOUNTS PAYABLE		\$274.00	CK REQ	PARKS-T-BALL EQUIPMENT
	Total BSN SPORTS LLC		\$274.00		
Paid Chk#	031737	5/10/2019	BUBLITZ CREATIVE		
G 260-212000	ACCOUNTS PAYABLE		\$310.00	3907	LIBR-TECHNOLOGY
	Total BUBLITZ CREATIVE		\$310.00		
Paid Chk#	031738	5/10/2019	BUSINESS CARD		
G 100-212000	ACCOUNTS PAYABLE		\$62.99	3318	PD-AMAZON
G 100-212000	ACCOUNTS PAYABLE		(\$149.99)	3318	PD-AMAZON RETURN
G 100-212000	ACCOUNTS PAYABLE		\$247.70	3318	PD-AMAZON
G 100-212000	ACCOUNTS PAYABLE		\$476.69	3318	PD-AMAZON
G 100-212000	ACCOUNTS PAYABLE		\$52.78	3318	PD-AMAZON
G 100-212000	ACCOUNTS PAYABLE		\$52.78	3318	PD-AMAZON

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G 100-212000 ACCOUNTS PAYABLE	\$17.99	3318	PD-STAMPS
G 100-212000 ACCOUNTS PAYABLE	\$1,414.00	3318	PD-AMAZON
G 100-212000 ACCOUNTS PAYABLE	\$170.89	3318	PD-AMAZON
G 260-212000 ACCOUNTS PAYABLE	\$13.85	7141	LIBR-SUPPLIES
G 260-212000 ACCOUNTS PAYABLE	\$483.99	7141	LIBR-SUPPLIES
G 260-212000 ACCOUNTS PAYABLE	\$353.77	7141	LIBR-PUBLICATIONS
G 260-212000 ACCOUNTS PAYABLE	\$317.73	7141	LIBR-SUPPLIES
G 260-212000 ACCOUNTS PAYABLE	\$187.69	7141	LIBR-TECHNOLOGY
G 100-212000 ACCOUNTS PAYABLE	\$18.85	8215	PD-EQUIPMENT
G 100-212000 ACCOUNTS PAYABLE	\$41.94	8215	PD-AMAZON
G 100-212000 ACCOUNTS PAYABLE	\$94.54	8215	PD-EQUIPMENT
G 100-212000 ACCOUNTS PAYABLE	\$25.57	8215	PD-TRAVEL
G 100-212000 ACCOUNTS PAYABLE	\$294.71	8215	PD-UNIFORMS
G 100-212000 ACCOUNTS PAYABLE	\$37.99	8215	PD-SUPPLIES
G 100-212000 ACCOUNTS PAYABLE	\$111.00	9962	PD-TRAINING
G 100-212000 ACCOUNTS PAYABLE	\$9.87	9967	PD-TRAVEL
G 100-212000 ACCOUNTS PAYABLE	\$20.01	9967	PD-TRAVEL
G 100-212000 ACCOUNTS PAYABLE	\$392.16	9967	PD-TRAVEL
G 100-212000 ACCOUNTS PAYABLE	\$95.00	9967	PD-TRAVEL
G 100-212000 ACCOUNTS PAYABLE	\$94.99	9967	PD-TRAVEL
G 100-212000 ACCOUNTS PAYABLE	\$50.00	9967	PD-GIFT CERT
Total BUSINESS CARD	\$4,989.49		
Paid Chk# 031739 5/10/2019 CARDMEMBER SERVICE			
G 240-212000 ACCOUNTS PAYABLE	\$109.50	APRIL2019	POOL-EQUIPMENT
G 601-212000 ACCOUNTS PAYABLE	\$192.82	APRIL2019	CWRC-MAINTENANCE
G 220-212000 ACCOUNTS PAYABLE	\$42.77	APRIL2019	PARKS-SUPPLIES
G 220-212000 ACCOUNTS PAYABLE	\$1,001.00	APRIL2019	POMS
G 240-212000 ACCOUNTS PAYABLE	\$300.00	APRIL2019	POOL-MAINTENANCE
G 240-212000 ACCOUNTS PAYABLE	\$230.00	APRIL2019	POOL-SUPPLIES
Total CARDMEMBER SERVICE	\$1,876.09		
Paid Chk# 031740 5/10/2019 CCP INDUSTRIES INC			
G 601-212000 ACCOUNTS PAYABLE	\$280.72	IN02309183	CWRC-MAINTENANCE
Total CCP INDUSTRIES INC	\$280.72		
Paid Chk# 031741 5/10/2019 CEDARBURG FIRE DEPARTMENT-POBX			
G 100-212000 ACCOUNTS PAYABLE	\$1,369.50	2019-0426	PD-MEDICAL SUPPLIES
al CEDARBURG FIRE DEPARTMENT-POBX	\$1,369.50		
Paid Chk# 031742 5/10/2019 CEDARBURG LIGHT & WATER			
G 601-212000 ACCOUNTS PAYABLE	\$12,362.16	007364	CWRC-MAY BILLING
G 100-212000 ACCOUNTS PAYABLE	(\$1,917.68)	CK REQ	CREDIT-ASPEN HOMES/DAVID BISHOP W61N343 WASHINGTON AVE
G 100-212000 ACCOUNTS PAYABLE	\$1,973.29	CK REQ	CORNERSTONE DEV. W56N1162 JAMES CIRCLE
G 100-212000 ACCOUNTS PAYABLE	\$1,973.29	CK REQ	ALLAN BUILDINGS N81W4993 SANDHILL TRAILS
G 100-212000 ACCOUNTS PAYABLE	\$1,973.29	CK REQ	ALLAN BUILDERS N49W8108 TANAGER COURT
Total CEDARBURG LIGHT & WATER	\$16,364.35		

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Paid Chk#	031743	5/10/2019	CENSKY, JON		
G 100-212000	ACCOUNTS PAYABLE		\$6,196.50	19-004	PLAN-APRIL 2019
	Total CENSKY, JON		\$6,196.50		
Paid Chk#	031744	5/10/2019	CERTIFIED LABORATORIES		
G 100-212000	ACCOUNTS PAYABLE		\$364.70	3517465	DPW-GREASE
	Total CERTIFIED LABORATORIES		\$364.70		
Paid Chk#	031745	5/10/2019	CHAMBER OF COMMERCE-CAP IMPR		
G 210-212000	ACCOUNTS PAYABLE		\$3,316.03	CK REQ	ROOM TAX-CAPITAL EXPENDITURES 2019 QTR 1
	Total CHAMBER OF COMMERCE-CAP IMPR		\$3,316.03		
Paid Chk#	031746	5/10/2019	CHAMBER OF COMMERCE-GEN VISITO		
G 210-212000	ACCOUNTS PAYABLE		\$9,948.09	CK REQ	ROOM TAX-GENERAL VISITOR OPS 2019 QTR 1
	Total CHAMBER OF COMMERCE-GEN VISITO		\$9,948.09		
Paid Chk#	031747	5/10/2019	CITY CEDARBURG-PETTY CASH		
G 100-212000	ACCOUNTS PAYABLE		\$50.00	CK REQ	SR CTR-DRIVE TIP
G 100-212000	ACCOUNTS PAYABLE		\$4.39	CK REQ	COMPLEX-POSTAGE THERMOSTAT RETURN
G 100-212000	ACCOUNTS PAYABLE		\$8.99	CK REQ	SR CTR-COFFEE FOR SR. CTR PROGRAM
	Total CITY CEDARBURG-PETTY CASH		\$63.38		
Paid Chk#	031748	5/10/2019	CONLEY MEDIA, LLC		
G 100-212000	ACCOUNTS PAYABLE		\$230.79	265190419	CLERK-LEGAL NOTICES
G 100-212000	ACCOUNTS PAYABLE		\$172.88	7320419	CLERK-LEGAL NOTICES
	Total CONLEY MEDIA, LLC		\$403.67		
Paid Chk#	031749	5/10/2019	DATCP		
G 100-212000	ACCOUNTS PAYABLE		\$2,000.00	MUNI000091	WEIGHTS & MEASURES INSPECTION SERVICE
	Total DATCP		\$2,000.00		
Paid Chk#	031750	5/10/2019	EGELHOFF LAWNMOWER SERVICE		
G 100-212000	ACCOUNTS PAYABLE		\$251.95	251850	FORESTRY-SAFETY EQUIP
	Total EGELHOFF LAWNMOWER SERVICE		\$251.95		
Paid Chk#	031751	5/10/2019	FIVE CORNERS DODGE		
G 100-212000	ACCOUNTS PAYABLE		\$161.38	52339	PD-MAINTENANCE
G 100-212000	ACCOUNTS PAYABLE		\$652.87	52856	PD-MAINTENANCE
	Total FIVE CORNERS DODGE		\$814.25		
Paid Chk#	031752	5/10/2019	GALLS LLC		
G 100-212000	ACCOUNTS PAYABLE		\$102.95	012603478	EM-UNIFORMS
	Total GALLS LLC		\$102.95		
Paid Chk#	031753	5/10/2019	GLENDALE POLICE DEPARTMENT		
G 100-212000	ACCOUNTS PAYABLE		\$167.00	CK REQ	JAMALIA L. TOWNSEND CASE #AE015596-0
	Total GLENDALE POLICE DEPARTMENT		\$167.00		
Paid Chk#	031754	5/10/2019	GREAT AMERICAN COMFORT SHOES		

CITY OF CEDARBURG

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		Check Amt	Invoice	Comment
G 100-212000	ACCOUNTS PAYABLE	\$863.47	0000132	DPW-BOOTS
Total	GREAT AMERICAN COMFORT SHOES	\$863.47		
Paid Chk# 031755	5/10/2019 HERBST OIL, INC.			
G 221-212000	ACCOUNTS PAYABLE	\$5,178.06	71744	DPW-DIESEL
G 221-212000	ACCOUNTS PAYABLE	\$4,886.64	71790	DPW-FUEL
Total	HERBST OIL, INC.	\$10,064.70		
Paid Chk# 031756	5/10/2019 JANI-KING OF MILWAUKEE/ROYAL F			
G 260-212000	ACCOUNTS PAYABLE	\$1,073.16	MIL05190617	LIBR-MAINTENANCE
Total	JANI-KING OF MILWAUKEE/ROYAL F	\$1,073.16		
Paid Chk# 031757	5/10/2019 JOE DE BELAK PLUMBING &			
G 100-212000	ACCOUNTS PAYABLE	\$55.00	CK REQ	BI-REFUND OWNER CANCELLED WORK
Total	JOE DE BELAK PLUMBING &	\$55.00		
Paid Chk# 031758	5/10/2019 LARK UNIFORM OUTFITTERS INC			
G 100-212000	ACCOUNTS PAYABLE	\$14.00	287439	PD-UNIFORMS
G 100-212000	ACCOUNTS PAYABLE	\$76.95	287450	PD-UNIFORMS
Total	LARK UNIFORM OUTFITTERS INC	\$90.95		
Paid Chk# 031759	5/10/2019 LETTERS & SIGNS			
G 601-212000	ACCOUNTS PAYABLE	\$410.00	3895	CWRC-LETTERING TRUCK #62
Total	LETTERS & SIGNS	\$410.00		
Paid Chk# 031760	5/10/2019 LINCOLN CONTRACTORS SUPPLY			
G 240-212000	ACCOUNTS PAYABLE	\$160.46	M17275	POOL-REPAIR
G 240-212000	ACCOUNTS PAYABLE	\$233.26	R33893	POOL-REPAIR
Total	LINCOLN CONTRACTORS SUPPLY	\$393.72		
Paid Chk# 031761	5/10/2019 MASTER PRINTWEAR			
G 220-212000	ACCOUNTS PAYABLE	\$139.00	5142	PARKS-SHIRTS
G 220-212000	ACCOUNTS PAYABLE	\$850.00	5143	PARKS-SHIRTS
Total	MASTER PRINTWEAR	\$989.00		
Paid Chk# 031762	5/10/2019 MILLER, DR. FRANKLIN			
G 100-212000	ACCOUNTS PAYABLE	\$280.00	CK REQ	SRCTR-INSTRUCTION MUSIC APPRECIATION CLASS
Total	MILLER, DR. FRANKLIN	\$280.00		
Paid Chk# 031763	5/10/2019 MONARCH LIBRARY SYSTEM			
G 260-212000	ACCOUNTS PAYABLE	\$16.00	414630	LIBR-SUPPLIES
Total	MONARCH LIBRARY SYSTEM	\$16.00		
Paid Chk# 031764	5/10/2019 NAPA AUTO PARTS			
G 100-212000	ACCOUNTS PAYABLE	\$41.57	5269-006773	DPW-PARTS
G 100-212000	ACCOUNTS PAYABLE	\$15.93	5269-006849	DPW-PARTS
Total	NAPA AUTO PARTS	\$57.50		
Paid Chk# 031765	5/10/2019 NEWMAN CHEVROLET			

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G 100-212000	ACCOUNTS PAYABLE	\$87.78	11409	PD-MAINTENANCE
	Total NEWMAN CHEVROLET	\$87.78		
Paid Chk# 031766	5/10/2019 NORTH AMERICAN POLICE WORK DOG			
G 100-212000	ACCOUNTS PAYABLE	\$45.00	CK REQ	PD-2019 MEMBERSHIP
	laI NORTH AMERICAN POLICE WORK DOG	\$45.00		
Paid Chk# 031767	5/10/2019 ONTECH SYSTEMS, INC			
G 100-212000	ACCOUNTS PAYABLE	\$875.00	40672	CH-HP CARE
	Total ONTECH SYSTEMS, INC	\$875.00		
Paid Chk# 031768	5/10/2019 ORKIN COMMERCIAL SERVICES			
G 260-212000	ACCOUNTS PAYABLE	\$0.25	178090695	LIBR-MAINTENANCE
G 260-212000	ACCOUNTS PAYABLE	\$74.25	180616314	LIBR-MAINTENANCE
	Total ORKIN COMMERCIAL SERVICES	\$74.50		
Paid Chk# 031769	5/10/2019 PACE ANALYTICAL SERVICES, INC.			
G 601-212000	ACCOUNTS PAYABLE	\$550.00	1940065441	CWRC-LAB SUPPLIES
	Total PACE ANALYTICAL SERVICES, INC.	\$550.00		
Paid Chk# 031770	5/10/2019 PITNEY BOWES GLOBAL FINANCIAL			
G 100-212000	ACCOUNTS PAYABLE	\$112.51	3308724167	CLERK-MAINTENANCE
	Total PITNEY BOWES GLOBAL FINANCIAL	\$112.51		
Paid Chk# 031771	5/10/2019 POMP S TIRE SERVICE, INC.			
G 100-212000	ACCOUNTS PAYABLE	\$317.98	430081009	PARKS-EQUIP MAINTENANCE
	Total POMP S TIRE SERVICE, INC.	\$317.98		
Paid Chk# 031772	5/10/2019 RESPONDER SERVICES LLC			
G 100-212000	ACCOUNTS PAYABLE	\$447.65	19170	PD-AED ELECTRODES
	Total RESPONDER SERVICES LLC	\$447.65		
Paid Chk# 031773	5/10/2019 RICOH USA, INC			
G 100-212000	ACCOUNTS PAYABLE	\$991.08	9027232549	PD-LEASE COPIERS
	Total RICOH USA, INC	\$991.08		
Paid Chk# 031774	5/10/2019 RIVISTAS SUBSCRIPTION SERVICES			
G 260-212000	ACCOUNTS PAYABLE	\$5,753.15	8680	LIBR-PUBLICATIONS
	Total RIVISTAS SUBSCRIPTION SERVICES	\$5,753.15		
Paid Chk# 031775	5/10/2019 RNOW INC			
G 100-212000	ACCOUNTS PAYABLE	\$780.45	2019-55029	DPW-PARTS SWEEPER
	Total RNOW INC	\$780.45		
Paid Chk# 031776	5/10/2019 SELECT SOUND SERVICE			
G 100-212000	ACCOUNTS PAYABLE	\$3,636.25	J2023900	COUNCIL CHAMBERS SOUND SYSTEM
	Total SELECT SOUND SERVICE	\$3,636.25		
Paid Chk# 031777	5/10/2019 SIDECAR PUBLICATIONS LLC			

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G 260-212000 ACCOUNTS PAYABLE	\$348.00	INV-1666	LIBR-TECHNOLOGY
Total SIDECAR PUBLICATIONS LLC	\$348.00		
Paid Chk# 031778 5/10/2019 STATE OF WISCONSIN DOJ-PO2688+			
G 100-212000 ACCOUNTS PAYABLE	\$987.00	L4603T-APRIL	PD-APRIL 2019 TIME
Total STATE OF WISCONSIN DOJ-PO2688+	\$987.00		
Paid Chk# 031779 5/10/2019 TIME WARNER CABLE-PO BOX 4639			
G 100-212000 ACCOUNTS PAYABLE	\$434.00	709864401042	PD-INTERNET
Total TIME WARNER CABLE-PO BOX 4639	\$434.00		
Paid Chk# 031780 5/10/2019 TONY YOUNG			
G 100-212000 ACCOUNTS PAYABLE	\$400.00	116	PD-COMPUTER SOFTWARE
Total TONY YOUNG	\$400.00		
Paid Chk# 031781 5/10/2019 TRANSUNION RISK & ALTERNATIVE			
G 100-212000 ACCOUNTS PAYABLE	\$50.00	428298-20190	PD-APRIL FEE
Total TRANSUNION RISK & ALTERNATIVE	\$50.00		
Paid Chk# 031782 5/10/2019 UNIFIRST CORPORATION			
G 100-212000 ACCOUNTS PAYABLE	\$47.47	096-1068414	PD-SUPPLIES
G 601-212000 ACCOUNTS PAYABLE	\$55.67	096-1070552	CWRC-SUPPLIES
Total UNIFIRST CORPORATION	\$103.14		
Paid Chk# 031783 5/10/2019 VIEVU			
G 100-212000 ACCOUNTS PAYABLE	\$26.67	32881	PD-LITE MAY 2019
Total VIEVU	\$26.67		
Paid Chk# 031784 5/10/2019 W.H. JACKLIN, INC.			
G 100-212000 ACCOUNTS PAYABLE	\$234.00	32711	PD-MAINTENANCE HOT WATER VALVE
Total W.H. JACKLIN, INC.	\$234.00		
Paid Chk# 031785 5/10/2019 WASTE MANAGEMENT OF WISCONSIN			
G 100-212000 ACCOUNTS PAYABLE	\$35,524.26	6345282-2275-	COMPLEX-RUBBISH & RECYCLING
G 100-212000 ACCOUNTS PAYABLE	\$17,154.72	6345282-2275-	COMPLEX-RUBBISH & RECYCLING
G 100-212000 ACCOUNTS PAYABLE	\$85.00	6345628-2275-	PD-RUBBISH & RECYCLING
Total WASTE MANAGEMENT OF WISCONSIN	\$52,763.98		
Paid Chk# 031786 5/10/2019 WAYSIDE NURSERIES, INC.			
G 100-212000 ACCOUNTS PAYABLE	\$607.00	136578	PARKS-TREES
G 100-212000 ACCOUNTS PAYABLE	(\$40.00)	CR MEMO 287	PARKS-TREES
Total WAYSIDE NURSERIES, INC.	\$567.00		
Paid Chk# 031787 5/17/2019 AECOM TECHNICAL SERVICES INC			
E 400-533440-472 NR216 COMPLIANCE	\$753.30	2000207057	ENG-BMP ANALYSIS
Total AECOM TECHNICAL SERVICES INC	\$753.30		
Paid Chk# 031788 5/17/2019 AIRGAS USA LLC			
G 100-212000 ACCOUNTS PAYABLE	\$24.60	9961454828	DPW-OPERATING SUPPLIES

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Total AIRGAS USA LLC		\$24.60		
Paid Chk# 031789	5/17/2019	ARNOLDS ENVIRONMENTAL SERVICES		
G 100-212000	ACCOUNTS PAYABLE	\$95.00	0000692749	PD-HOST ACTIVE SHOOTER TRAINING
Total ARNOLDS ENVIRONMENTAL SERVICES		\$95.00		
Paid Chk# 031790	5/17/2019	BADGER STATE WASTE, LLC		
G 601-212000	ACCOUNTS PAYABLE	\$29,687.00	2342	CWRC-MONTHLY DISPOSAL
Total BADGER STATE WASTE, LLC		\$29,687.00		
Paid Chk# 031791	5/17/2019	BAKER & TAYLOR BOOKS		
G 260-212000	ACCOUNTS PAYABLE	\$110.00	2034509111	LIBR-PUBLICATIONS
G 260-212000	ACCOUNTS PAYABLE	\$52.00	2034509112	LIBR-PUBLICATIONS
G 260-212000	ACCOUNTS PAYABLE	\$17.00	2034509112	LIBR-PUBLICATIONS
G 260-212000	ACCOUNTS PAYABLE	\$392.99	2034509112	LIBR-PUBLICATIONS
G 260-212000	ACCOUNTS PAYABLE	\$355.15	2034509112	LIBR-PUBLICATIONS
G 260-212000	ACCOUNTS PAYABLE	\$316.35	2034520131	LIBR-PUBLICATIONS
Total BAKER & TAYLOR BOOKS		\$1,243.49		
Paid Chk# 031792	5/17/2019	BAKER TILLY VIRCHOW KRAUSE LLP		
G 100-212000	ACCOUNTS PAYABLE	\$6,450.00	BT1416640	2018 AUDIT
Total BAKER TILLY VIRCHOW KRAUSE LLP		\$6,450.00		
Paid Chk# 031793	5/17/2019	BASSETT MECHANICAL		
G 240-212000	ACCOUNTS PAYABLE	\$348.00	656926C	POOL-SERVICE AGREEMENT
Total BASSETT MECHANICAL		\$348.00		
Paid Chk# 031794	5/17/2019	BEYER S HARDWARE STORE		
G 100-212000	ACCOUNTS PAYABLE	\$23.64	147613	PD-SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$15.99	147613	PD-SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$16.18	147783	PD-SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$32.55	147899	COMPLEX-REPAIR
G 100-212000	ACCOUNTS PAYABLE	\$43.46	147906	PARKS-TBALL KEYS
G 200-212000	ACCOUNTS PAYABLE	\$23.37	147965	CEMETARY-MAINTENANCE
G 100-212000	ACCOUNTS PAYABLE	\$1.62	147973	COMPLEX-HARDWARE
G 100-212000	ACCOUNTS PAYABLE	\$14.39	147979	EM-MAINTENANCE
G 100-212000	ACCOUNTS PAYABLE	\$18.88	148078	PD-SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$15.73	148096	DPW-MAINTENANCE
G 100-212000	ACCOUNTS PAYABLE	\$9.03	148099	DPW-MAINTENANCE
G 100-212000	ACCOUNTS PAYABLE	\$2.06	148100	DPW-SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$3.86	148201	DPW-MAINTENANCE
Total BEYER S HARDWARE STORE		\$220.76		
Paid Chk# 031795	5/17/2019	BISHOP, THERESE		
G 220-212000	ACCOUNTS PAYABLE	\$75.00	CK REQ	PARKS-BABYSITTING CLASS REFUND
Total BISHOP, THERESE		\$75.00		
Paid Chk# 031796	5/17/2019	BOEHLKE BOTTLED GAS CORP.		
G 221-212000	ACCOUNTS PAYABLE	\$649.30	C16710	DPW-MOTOR FUEL

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Total	BOEHLKE BOTTLED GAS CORP.	<u>\$649.30</u>		
Paid Chk#	031797 5/17/2019	BOLD TECHNOLOGIES		
G 100-212000	ACCOUNTS PAYABLE	\$704.21	19196	PD-ALARM SERVICES
Total	BOLD TECHNOLOGIES	<u>\$704.21</u>		
Paid Chk#	031798 5/17/2019	BUSINESS CARD		
G 100-212000	ACCOUNTS PAYABLE	\$43.90	6193	DPW-AMAZON
G 100-212000	ACCOUNTS PAYABLE	\$825.63	6193	DPW-CARWELL
G 100-212000	ACCOUNTS PAYABLE	\$256.15	6193	DPW-DULUTH TRADING
G 100-212000	ACCOUNTS PAYABLE	\$162.42	6193	DPW-AMAZON
G 100-212000	ACCOUNTS PAYABLE	\$115.97	6193	DPW-AMAZON
G 100-212000	ACCOUNTS PAYABLE	\$240.00	6193	DPW-JM MINZ
G 100-212000	ACCOUNTS PAYABLE	\$575.00	6193	DPW-TRAINING
G 100-212000	ACCOUNTS PAYABLE	\$29.99	6193	DPW-AMAZON
G 100-212000	ACCOUNTS PAYABLE	\$498.15	6193	DPW-EPCRA FEE
G 100-212000	ACCOUNTS PAYABLE	\$434.00	6193	DPW-TRAVEL
Total	BUSINESS CARD	<u>\$3,181.21</u>		
Paid Chk#	031799 5/17/2019	CARLIN SALES CORPORATION		
G 100-212000	ACCOUNTS PAYABLE	\$2,620.04	360335-01	PARKS-MAINTENANCE
Total	CARLIN SALES CORPORATION	<u>\$2,620.04</u>		
Paid Chk#	031800 5/17/2019	CEDAR CORPORATION		
G 100-212000	ACCOUNTS PAYABLE	\$2,000.00	99449	ENG-PLEASANT VALLEY LANDFILL MONITORING
Total	CEDAR CORPORATION	<u>\$2,000.00</u>		
Paid Chk#	031801 5/17/2019	CINTAS CORP		
G 100-212000	ACCOUNTS PAYABLE	\$141.94	184224079	DPW-SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$141.94	184225542	DPW-SUPPLIES
Total	CINTAS CORP	<u>\$283.88</u>		
Paid Chk#	031802 5/17/2019	CINTAS FIRST AID & SAFETY		
G 100-212000	ACCOUNTS PAYABLE	\$144.24	5013680740	DPW-SUPPLIES
Total	CINTAS FIRST AID & SAFETY	<u>\$144.24</u>		
Paid Chk#	031803 5/17/2019	CIVIC PLUS		
G 100-212000	ACCOUNTS PAYABLE	\$6,750.00	185910	CH-WEBBSITE
Total	CIVIC PLUS	<u>\$6,750.00</u>		
Paid Chk#	031804 5/17/2019	COAST TO COAST COMPUTER PRODUC		
G 100-212000	ACCOUNTS PAYABLE	\$38.99	A1967270	SR CTR-OFFICE SUPPLIES
Total	COAST TO COAST COMPUTER PRODUC	<u>\$38.99</u>		
Paid Chk#	031805 5/17/2019	CODE 2 K-9 SERVICES, LLC		
G 100-212000	ACCOUNTS PAYABLE	\$3,250.00	1003	PD-DOG TRAINING
Total	CODE 2 K-9 SERVICES, LLC	<u>\$3,250.00</u>		
Paid Chk#	031806 5/17/2019	COUNTY MATERIALS CORPORATION		

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G 100-212000	ACCOUNTS PAYABLE	\$595.00	3219041-00	DPW-MAINTENANCE
Total	COUNTY MATERIALS CORPORATION	\$595.00		
Paid Chk# 031807	5/17/2019			CSM CORPORATE WORX - SAUKVILLE
G 100-212000	ACCOUNTS PAYABLE	\$102.00	32270	PD-OFFICER PHYSICAL
Total	CSM CORPORATE WORX - SAUKVILLE	\$102.00		
Paid Chk# 031808	5/17/2019			ENGINEERED SECURITY SOLUTIONS
G 100-212000	ACCOUNTS PAYABLE	\$90.00	45708	PD-REPAIR GYM CAMERA
G 100-212000	ACCOUNTS PAYABLE	\$90.00	45708	TECH-REPAIR GYM CAMERA REPAIR
Total	ENGINEERED SECURITY SOLUTIONS	\$180.00		
Paid Chk# 031809	5/17/2019			FASTENAL COMPANY
G 100-212000	ACCOUNTS PAYABLE	\$11.00	WISAU110264	DPW-MAINTENANCE
Total	FASTENAL COMPANY	\$11.00		
Paid Chk# 031810	5/17/2019			FIVE CORNERS DODGE
G 100-212000	ACCOUNTS PAYABLE	\$53.35	53034	PD-MAINTENANCE
Total	FIVE CORNERS DODGE	\$53.35		
Paid Chk# 031811	5/17/2019			FOX POINT POLICE DEPARTMENT
G 100-212000	ACCOUNTS PAYABLE	\$590.00	CK REQ	LUIS WILFREDO CAMACHO NEGRON #GF800MQKWD
Total	FOX POINT POLICE DEPARTMENT	\$590.00		
Paid Chk# 031812	5/17/2019			GALLS LLC
G 100-212000	ACCOUNTS PAYABLE	\$56.99	012518393	PD-UNIFORMS
G 100-212000	ACCOUNTS PAYABLE	\$110.00	012570336	PD-UNIFORMS
G 100-212000	ACCOUNTS PAYABLE	\$236.87	012605751	PD-UNIFORMS
G 100-212000	ACCOUNTS PAYABLE	\$271.86	012617043	PD-UNIFORMS
Total	GALLS LLC	\$675.72		
Paid Chk# 031813	5/17/2019			GEMPLER S
G 100-212000	ACCOUNTS PAYABLE	\$181.51	INV000440434	DPW-MAINTENANCE
Total	GEMPLER S	\$181.51		
Paid Chk# 031814	5/17/2019			GENERAL COMMUNICATIONS, INC.
G 100-212000	ACCOUNTS PAYABLE	\$50.00	269378	PD-REPAIR
Total	GENERAL COMMUNICATIONS, INC.	\$50.00		
Paid Chk# 031815	5/17/2019			GHD SERVICES, INC
G 350-212000	ACCOUNTS PAYABLE	\$559.50	994853	APRIL PROJECT OVERSIGHT
Total	GHD SERVICES, INC	\$559.50		
Paid Chk# 031816	5/17/2019			GRAFTON SENIOR CENTER
G 100-212000	ACCOUNTS PAYABLE	\$604.12	100	SR CTR-TOURS
Total	GRAFTON SENIOR CENTER	\$604.12		
Paid Chk# 031817	5/17/2019			GRAINGER
G 100-212000	ACCOUNTS PAYABLE	\$11.90	9159125617	COMPLEX-SUPPLIES

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G 100-212000	ACCOUNTS PAYABLE	\$89.52	9160475720	PARKS-MAINTENANCE
	Total GRAINGER	\$101.42		
Paid Chk# 031818	5/17/2019	GUETZKE & ASSOCIATES, INC.		
G 100-212000	ACCOUNTS PAYABLE	\$228.00	9836900-IN	COMPLEX-FIRE ALARM INSPECTION
	Total GUETZKE & ASSOCIATES, INC.	\$228.00		
Paid Chk# 031819	5/17/2019	HARTMANN SAND & GRAVEL CO		
G 240-212000	ACCOUNTS PAYABLE	\$104.00	20872	POOL-REPAIR
	Total HARTMANN SAND & GRAVEL CO	\$104.00		
Paid Chk# 031820	5/17/2019	HETSCHLER, SHIRLEY		
G 100-212000	ACCOUNTS PAYABLE	\$55.00	CK REQ	SR CTR-REFUND
	Total HETSCHLER, SHIRLEY	\$55.00		
Paid Chk# 031821	5/17/2019	HOUSEMAN & FEIND, LLP		
G 100-212000	ACCOUNTS PAYABLE	\$901.55	45160	PD-APRIL TRAFFIC
	Total HOUSEMAN & FEIND, LLP	\$901.55		
Paid Chk# 031822	5/17/2019	JACKSON CONCRETE INC.		
G 100-212000	ACCOUNTS PAYABLE	\$381.00	0093647	DPW-MAINTENANCE
G 100-212000	ACCOUNTS PAYABLE	\$590.00	0094098	DPW-MAINTENANCE
G 100-212000	ACCOUNTS PAYABLE	\$304.00	0096566	DPW-MAINTENANCE
G 100-212000	ACCOUNTS PAYABLE	\$105.30	0096636	DPW-MAINTENANCE
	Total JACKSON CONCRETE INC.	\$1,380.30		
Paid Chk# 031823	5/17/2019	JANI-KING OF MILWAUKEE/ROYAL F		
G 100-212000	ACCOUNTS PAYABLE	\$375.36	MIL05190513	DPW-MAY BILLING
	Total JANI-KING OF MILWAUKEE/ROYAL F	\$375.36		
Paid Chk# 031824	5/17/2019	KJ S BLIND CLEANING		
G 100-212000	ACCOUNTS PAYABLE	\$1,628.17	4254	COMPLEX-BLINDS
	Total KJ S BLIND CLEANING	\$1,628.17		
Paid Chk# 031825	5/17/2019	LARK UNIFORM OUTFITTERS INC		
G 100-212000	ACCOUNTS PAYABLE	\$680.00	287660	PD-UNIFORMS
	Total LARK UNIFORM OUTFITTERS INC	\$680.00		
Paid Chk# 031826	5/17/2019	LEATHERS & ASSOCIATES, INC.		
G 400-212000	ACCOUNTS PAYABLE	\$1,723.80	11036	PARKS-WILLOWBROOK PLAYGROUND
G 400-212000	ACCOUNTS PAYABLE	\$1,253.63	11043	PARKS-WILLOWBROOK PLAYGROUND
G 400-212000	ACCOUNTS PAYABLE	\$17,480.00	11049	PARKS-WILLOWBROOK PLAYGROUND
	Total LEATHERS & ASSOCIATES, INC.	\$20,457.43		
Paid Chk# 031827	5/17/2019	LENNY S POOL SERVICE		
G 240-212000	ACCOUNTS PAYABLE	\$2,275.56	153493	POOL-CHEMICALS
	Total LENNY S POOL SERVICE	\$2,275.56		
Paid Chk# 031828	5/17/2019	LIESENER SOILS INC.		

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G 100-212000	ACCOUNTS PAYABLE	\$250.00	0167987-IN	PARKS-FIELD MAINTENANCE
	Total LIESENER SOILS INC.	\$250.00		
Paid Chk# 031829	5/17/2019 LINCOLN CONTRACTORS SUPPLY			
G 100-212000	ACCOUNTS PAYABLE	\$388.71	M18991	DPW-MAINTENANCE
	Total LINCOLN CONTRACTORS SUPPLY	\$388.71		
Paid Chk# 031830	5/17/2019 MATHESON TRI-GAS			
G 100-212000	ACCOUNTS PAYABLE	\$21.60	51456165	DPW-SUPPLIES
	Total MATHESON TRI-GAS	\$21.60		
Paid Chk# 031831	5/17/2019 MCNAMARA, IRENE			
G 100-212000	ACCOUNTS PAYABLE	\$112.00	CK REQ	SR CTR-REFUND
	Total MCNAMARA, IRENE	\$112.00		
Paid Chk# 031832	5/17/2019 MID-MORaine ASSOCIATION-JACKSO			
G 100-212000	ACCOUNTS PAYABLE	\$28.00	CK REQ	ADMIN-TRAINING
	otal MID-MORaine ASSOCIATION-JACKSO	\$28.00		
Paid Chk# 031833	5/17/2019 NAPA AUTO PARTS			
G 100-212000	ACCOUNTS PAYABLE	\$75.85	5269-008015	DPW-PARTS
G 100-212000	ACCOUNTS PAYABLE	\$33.58	5269-008339	DPW-PARTS
G 100-212000	ACCOUNTS PAYABLE	\$64.57	5269-008463	DPW-PARTS
G 100-212000	ACCOUNTS PAYABLE	\$55.26	5269-999963	DPW-PARTS
	Total NAPA AUTO PARTS	\$229.26		
Paid Chk# 031834	5/17/2019 NATIONAL BUSINESS FURNITURE			
G 100-212000	ACCOUNTS PAYABLE	\$774.30	ZK046817-LE	PD-CHAIRS
	Total NATIONAL BUSINESS FURNITURE	\$774.30		
Paid Chk# 031835	5/17/2019 OFFICE DEPOT			
G 260-212000	ACCOUNTS PAYABLE	\$106.96	306594772001	LIBR-OFFICE SUPPLIES
G 260-212000	ACCOUNTS PAYABLE	\$16.18	306595469001	LIBR-OFFICE SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$21.58	309689026001	SRCTR-OFFICE SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$24.29	309689026001	TREAS-OFFICE SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$21.89	309689369001	TREAS-OFFICE SUPPLIES
	Total OFFICE DEPOT	\$190.90		
Paid Chk# 031836	5/17/2019 OLSEN S PIGGLY WIGGLY			
G 260-212000	ACCOUNTS PAYABLE	\$14.27	36967	LIBR-TEEN EXAM CRAM COFFEE
	Total OLSEN S PIGGLY WIGGLY	\$14.27		
Paid Chk# 031837	5/17/2019 ONTECH SYSTEMS, INC			
G 240-212000	ACCOUNTS PAYABLE	\$386.70	40715	POOL-CONTRACT SERVICES
	Total ONTECH SYSTEMS, INC	\$386.70		
Paid Chk# 031838	5/17/2019 OZ COUNTY-WASH CO PUBL HEALTH			
G 240-212000	ACCOUNTS PAYABLE	\$400.00	138 HSAT-7Q	PARKS-POOL PERMIT
G 240-212000	ACCOUNTS PAYABLE	\$330.00	138 HSAT-7Q	PARKS-CONCESSIONS PERMIT

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Total OZ COUNTY-WASH CO PUBL HEALTH		\$730.00		
Paid Chk# 031839	5/17/2019 OZAUKEE COUNTY CLERK OF COURTS			
G 100-212000	ACCOUNTS PAYABLE	\$150.00	CK REQ	PD-WADE C. AYER #19-9388
Total OZAUKEE COUNTY CLERK OF COURTS		\$150.00		
Paid Chk# 031840	5/17/2019 POMP S SERVICES INC.			
G 100-212000	ACCOUNTS PAYABLE	\$317.98	430081009	DPW-MAINTENANCE
Total POMP S SERVICES INC.		\$317.98		
Paid Chk# 031841	5/17/2019 PORT-A-JOHN			
G 100-212000	ACCOUNTS PAYABLE	\$85.00	0432008-IN	PARKS
Total PORT-A-JOHN		\$85.00		
Paid Chk# 031842	5/17/2019 R A SMITH NATIONAL			
G 100-212000	ACCOUNTS PAYABLE	\$490.00	143611	ENG-THE GLEN AT CEDAR CK CONST. INSP.
Total R A SMITH NATIONAL		\$490.00		
Paid Chk# 031843	5/17/2019 RECOGNITION SPECIALISTS, INC.			
G 100-212000	ACCOUNTS PAYABLE	\$20.00	33189	SR CTR-SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$61.00	33189	COUNCIL OPER EXPENSE
G 100-212000	ACCOUNTS PAYABLE	\$10.00	33189	SUPPLIES
Total RECOGNITION SPECIALISTS, INC.		\$91.00		
Paid Chk# 031844	5/17/2019 RICOH USA, INC			
G 100-212000	ACCOUNTS PAYABLE	\$159.13	5056567584	PD-LEASE COPIERS
Total RICOH USA, INC		\$159.13		
Paid Chk# 031845	5/17/2019 ROLAND MACHINERY EXCHANGE			
G 100-212000	ACCOUNTS PAYABLE	\$1,048.32	47001550	DPW-MAINTENANCE
Total ROLAND MACHINERY EXCHANGE		\$1,048.32		
Paid Chk# 031846	5/17/2019 SHERWIN INDUSTRIES, INC.			
G 100-212000	ACCOUNTS PAYABLE	\$5,123.90	SC042345	DPW-MAINTENANCE
Total SHERWIN INDUSTRIES, INC.		\$5,123.90		
Paid Chk# 031847	5/17/2019 STERN ENTERPRISES			
G 601-212000	ACCOUNTS PAYABLE	\$2,011.00	1803	CWRC-MAINTENANCE
Total STERN ENTERPRISES		\$2,011.00		
Paid Chk# 031848	5/17/2019 SUNSET LAW ENFORCEMENT			
G 100-212000	ACCOUNTS PAYABLE	\$250.00	0002900-IN	PD-UNIFORM
Total SUNSET LAW ENFORCEMENT		\$250.00		
Paid Chk# 031849	5/17/2019 TIME WARNER CABLE-PO BOX 4639			
G 601-212000	ACCOUNTS PAYABLE	\$60.69	708014601050	CWRC-PHONE CHARGES
G 240-212000	ACCOUNTS PAYABLE	\$37.93	708014601050	POOL-PHONE CHARGES
G 100-212000	ACCOUNTS PAYABLE	\$7.59	708014601050	MAYOR-PHONE CHARGES
G 100-212000	ACCOUNTS PAYABLE	\$7.59	708014601050	ADMIN-PHONE CHARGES

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G 100-212000	ACCOUNTS PAYABLE	\$37.93	708014601050	CLERK-PHONE CHARGES
G 100-212000	ACCOUNTS PAYABLE	\$22.76	708014601050	TREAS-PHONE CHARGES
G 100-212000	ACCOUNTS PAYABLE	\$15.17	708014601050	ASSESSOR-PHONE CHARGES
G 100-212000	ACCOUNTS PAYABLE	\$15.17	708014601050	BI-PHONE CHARGES
G 100-212000	ACCOUNTS PAYABLE	\$22.76	708014601050	ENG-PHONE CHARGES
G 100-212000	ACCOUNTS PAYABLE	\$15.17	708014601050	PLAN-PHONE CHARGES
G 100-212000	ACCOUNTS PAYABLE	\$30.34	708014601050	DPW-PHONE CHARGES
G 100-212000	ACCOUNTS PAYABLE	\$15.17	708014601050	SR CTR-PHONE CHARGES
G 100-212000	ACCOUNTS PAYABLE	\$22.76	708014601050	EM-PHONE CHARGES
G 100-212000	ACCOUNTS PAYABLE	\$15.17	708014601050	FD-PHONE CHARGES
G 100-212000	ACCOUNTS PAYABLE	\$68.26	708014601050	CH-PHONE CHARGES
G 220-212000	ACCOUNTS PAYABLE	\$30.34	708014601050	PARKS-PHONE CHARGES
G 100-212000	ACCOUNTS PAYABLE	\$19.88	MAY 2019	PD-TV BOXES
Total TIME WARNER CABLE-PO BOX 4639		\$444.68		
Paid Chk# 031850 5/17/2019 TRANS UNION LLC				
G 100-212000	ACCOUNTS PAYABLE	\$50.91	04906828	PD-MONTHLY SERVICE
Total TRANS UNION LLC		\$50.91		
Paid Chk# 031851 5/17/2019 TRUCK COUNTRY OF WISC				
G 100-212000	ACCOUNTS PAYABLE	\$323.57	X207020857:0	DPW-PARTS
Total TRUCK COUNTRY OF WISC		\$323.57		
Paid Chk# 031852 5/17/2019 UNIFIRST CORPORATION				
G 100-212000	ACCOUNTS PAYABLE	\$46.01	096 1070556	DPW-SUPPLIES
G 601-212000	ACCOUNTS PAYABLE	\$55.67	096 1071644	CWRC-EQUIPMENT
G 100-212000	ACCOUNTS PAYABLE	\$46.01	096 1071648	DPW-SUPPLIES
G 601-212000	ACCOUNTS PAYABLE	\$53.33	096 1071656	CWRC-SUPPLIES
Total UNIFIRST CORPORATION		\$201.02		
Paid Chk# 031853 5/17/2019 VANTAGE FINANCIAL				
G 400-212000	ACCOUNTS PAYABLE	\$3,608.00	42311	PARKS-GRAPPLE SAW TRUCK
Total VANTAGE FINANCIAL		\$3,608.00		
Paid Chk# 031854 5/17/2019 VISUAL IMAGE PHOTOGRAPHY, INC.				
G 260-212000	ACCOUNTS PAYABLE	\$75.00	7192	LIBR-PUBLICATIONS
Total VISUAL IMAGE PHOTOGRAPHY, INC.		\$75.00		
Paid Chk# 031855 5/17/2019 WHITE RICE ADVERTISING & PR,				
G 100-212000	ACCOUNTS PAYABLE	\$690.62	8180	BRANDING
Total WHITE RICE ADVERTISING & PR,		\$690.62		
Paid Chk# 031856 5/17/2019 WISCONSIN COACH LINES				
G 100-212000	ACCOUNTS PAYABLE	\$715.00	24733	SRCTR-TOURS
Total WISCONSIN COACH LINES		\$715.00		
Paid Chk# 031857 5/17/2019 YOUNG, TONY				
G 100-212000	ACCOUNTS PAYABLE	\$400.00	116	PD-IT

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Total YOUNG, TONY		\$400.00		
Paid Chk#	031858 5/17/2019 ZIPS TRUCK EQUIPMENT			
G 100-212000	ACCOUNTS PAYABLE	\$362.97	657794	DPW-PARTS
Total ZIPS TRUCK EQUIPMENT		\$362.97		
Paid Chk#	031859 5/17/2019 WE ENERGIES			
G 100-212000	ACCOUNTS PAYABLE	\$73.10	0073603522	EM
G 100-212000	ACCOUNTS PAYABLE	\$446.01	0461777971	FD
G 100-212000	ACCOUNTS PAYABLE	\$100.53	1010312045	BOY SCOUT HOUSE
G 100-212000	ACCOUNTS PAYABLE	\$100.53	1201902213	GIRL SCOUT HOUSE
G 601-212000	ACCOUNTS PAYABLE	\$12.49	1231799804	SEWER - KENZIE #11
G 260-212000	ACCOUNTS PAYABLE	\$396.55	2664690477	LIBRARY
G 100-212000	ACCOUNTS PAYABLE	\$38.67	3090975495	DPW - ELECTRIC
G 601-212000	ACCOUNTS PAYABLE	\$15.83	3226404229	SEWER - EVERGREEN #7
G 601-212000	ACCOUNTS PAYABLE	\$66.71	3676352296	SEWER - PARK LANE CWRC
G 240-212000	ACCOUNTS PAYABLE	\$27.20	3800407384	POOL
G 100-212000	ACCOUNTS PAYABLE	\$405.94	3867586082	FD
G 100-212000	ACCOUNTS PAYABLE	\$541.64	4273838952	CH
G 601-212000	ACCOUNTS PAYABLE	\$11.21	4840580943	SEWER - HIGHLAND #8
G 100-212000	ACCOUNTS PAYABLE	\$542.78	6030376666	LINCOLN BLDG
G 601-212000	ACCOUNTS PAYABLE	\$204.72	6058143423	SEWER - PARK LANE CONTROL BLDG
G 100-212000	ACCOUNTS PAYABLE	\$547.98	6625353957	DPW FACILITY
G 601-212000	ACCOUNTS PAYABLE	\$11.83	6625972176	SEWER - DORCHESTER #4
G 240-212000	ACCOUNTS PAYABLE	\$14.73	6829107991	POOL
G 601-212000	ACCOUNTS PAYABLE	\$11.83	709148866	SEWER - KEUP #10
G 100-212000	ACCOUNTS PAYABLE	\$479.27	9472045425	GYM
Total WE ENERGIES		\$4,049.55		
Paid Chk#	031860 5/24/2019 A LYNEIS ELECTRIC LLC			
E 240-555320-210	PROFESSIONAL SERVICES	\$1,032.86	5738	POOL-PROFESSIONAL SERVICES
E 100-555510-240	REPAIR AND MAINTENANCE	\$968.39	5739	PARKS-REPAIR
Total A LYNEIS ELECTRIC LLC		\$2,001.25		
Paid Chk#	031861 5/24/2019 ASSOCIATED BENEFIT & RISK CON.			
G 100-212000	ACCOUNTS PAYABLE	\$1,533.00	17143	JUNE CONSULTING
G 100-212000	ACCOUNTS PAYABLE	\$383.00	17143	JUNE CONSULTING
Total ASSOCIATED BENEFIT & RISK CON.		\$1,916.00		
Paid Chk#	031862 5/24/2019 BAKER & TAYLOR AUDIOBOOK PRE			
G 260-212000	ACCOUNTS PAYABLE	\$59.82	2034489071	LIBR-CMD
G 260-212000	ACCOUNTS PAYABLE	\$226.44	2034513948	LIBR-CMD
Total BAKER & TAYLOR AUDIOBOOK PRE		\$286.26		
Paid Chk#	031863 5/24/2019 BAKER & TAYLOR AV VIDMASS			
G 260-212000	ACCOUNTS PAYABLE	\$25.10	H33722750	LIBR-PUBLICATIONS
G 260-212000	ACCOUNTS PAYABLE	\$25.13	H34444800	LIBR-PUBLICATIONS
G 260-212000	ACCOUNTS PAYABLE	\$315.72	H34444800	LIBR-PUBLICATIONS
G 260-212000	ACCOUNTS PAYABLE	\$38.02	H34595750	LIBR-PUBLICATIONS

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Total BAKER & TAYLOR AV VIDMASS	\$403.97		

Paid Chk# 031864 5/24/2019 BAKER & TAYLOR BOOKS

G 260-212000	ACCOUNTS PAYABLE	\$471.78	2034526613	LIBR-DONATIONS
G 260-212000	ACCOUNTS PAYABLE	\$55.00	2034526614	LIBR-DONATIONS
G 260-212000	ACCOUNTS PAYABLE	\$359.97	2034526614	LIBR-PUBLICATIONS
G 260-212000	ACCOUNTS PAYABLE	\$271.58	2034533559	LIBR-PUBLICATIONS
G 260-212000	ACCOUNTS PAYABLE	\$195.00	2034533559	LIBR-DONATIONS
G 260-212000	ACCOUNTS PAYABLE	\$36.87	2034533560	LIBR-PUBLICATIONS

Total BAKER & TAYLOR BOOKS	\$1,390.20
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Paid Chk# 031865 5/24/2019 BRAUN THYSSENKRUPP ELEVATOR

G 100-212000	ACCOUNTS PAYABLE	\$224.61	146836	COMPLEX-MAINTENANCE
Total BRAUN THYSSENKRUPP ELEVATOR	\$224.61			

Paid Chk# 031866 5/24/2019 BSN SPORTS LLC

G 220-212000	ACCOUNTS PAYABLE	\$274.00	905214225	PARKS-REC SUPPLIES
Total BSN SPORTS LLC	\$274.00			

Paid Chk# 031867 5/24/2019 BUDIAC PLUMBING INC

G 100-212000	ACCOUNTS PAYABLE	\$1,755.00	33013	FD-MAINTENANCE
Total BUDIAC PLUMBING INC	\$1,755.00			

Paid Chk# 031868 5/24/2019 CARRICO AQUATIC RESOURCES INC

G 240-212000	ACCOUNTS PAYABLE	\$10,333.88	20191913	POOL-OPERATING
Total CARRICO AQUATIC RESOURCES INC	\$10,333.88			

Paid Chk# 031869 5/24/2019 CEDARBURG CHAMBER OF COMMERCE

G 100-212000	ACCOUNTS PAYABLE	\$200.00	CK REQ	DARLA'S RETIREMENT GIFT
Total CEDARBURG CHAMBER OF COMMERCE	\$200.00			

Paid Chk# 031870 5/24/2019 CHILDRENS PLUS INC.

G 260-212000	ACCOUNTS PAYABLE	\$827.83	170448	LIBR-PUBLICATIONS
Total CHILDRENS PLUS INC.	\$827.83			

Paid Chk# 031871 5/24/2019 DEMCO

G 260-212000	ACCOUNTS PAYABLE	\$196.65	6605715	LIBR-FRIENDS DONATION
Total DEMCO	\$196.65			

Paid Chk# 031872 5/24/2019 DIGITAL EDGE OF GRAFTON

G 100-212000	ACCOUNTS PAYABLE	\$13.11	15166	PLANNING-OFFICE SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$65.57	15166	ADMIN-OFFICE SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$26.22	15166	SR CTR-OFFICE SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$26.22	15166	SR CTR-OFFICE SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$26.22	15166	COUNCIL-OFFICE SUPPLIES
G 601-212000	ACCOUNTS PAYABLE	\$13.11	15166	CWRC-OFFICE SUPPLIES
G 601-212000	ACCOUNTS PAYABLE	\$13.11	15166	CWRC-OFFICE SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$13.11	15166	BI-OFFICE SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$13.11	15166	DPW-OFFICE SUPPLIES

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G 100-212000	ACCOUNTS PAYABLE	\$13.11	15166	BI-OFFICE SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$13.11	15166	ENG-OFFICE SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$39.00	15167	PARKS-OFFICE SUPPLIES
Total DIGITAL EDGE OF GRAFTON		\$275.00		
Paid Chk# 031873 5/24/2019 GRAINGER				
G 100-212000	ACCOUNTS PAYABLE	\$22.87	9161518767	POOL-REPAIR
G 240-212000	ACCOUNTS PAYABLE	\$14.13	9176736560	POOL-REPAIR
Total GRAINGER		\$37.00		
Paid Chk# 031874 5/24/2019 GRUBER, LAURA				
G 220-212000	ACCOUNTS PAYABLE	\$200.00	CK REQ	PARKS-HOME ALONE CLASS
Total GRUBER, LAURA		\$200.00		
Paid Chk# 031875 5/24/2019 GUETZKE & ASSOCIATES, INC.				
G 240-212000	ACCOUNTS PAYABLE	\$71.96	9129000-IN	POOL-SERVICES
G 240-212000	ACCOUNTS PAYABLE	\$189.00	9837000-IN	POOL-SERVICES
Total GUETZKE & ASSOCIATES, INC.		\$260.96		
Paid Chk# 031876 5/24/2019 HOUSEMAN & FEIND, LLP				
G 100-212000	ACCOUNTS PAYABLE	\$3,279.10	45158	MONOPOLE LEASE, ZONING, UTV ORD
G 400-212000	ACCOUNTS PAYABLE	\$438.75	45158	PROCHNOW
Total HOUSEMAN & FEIND, LLP		\$3,717.85		
Paid Chk# 031877 5/24/2019 HOWARD JOHN				
G 220-212000	ACCOUNTS PAYABLE	\$50.00	CK REQ	PARKS-CLASS REFUND
Total HOWARD JOHN		\$50.00		
Paid Chk# 031878 5/24/2019 JAMES IMAGING SYSTEMS, INC.				
G 100-212000	ACCOUNTS PAYABLE	\$358.05	24772740	PARKS-COPIER
G 100-212000	ACCOUNTS PAYABLE	\$253.57	24772740	PARKS-COPIER
G 100-212000	ACCOUNTS PAYABLE	\$327.16	24772740	PARKS-COPIER
Total JAMES IMAGING SYSTEMS, INC.		\$938.78		
Paid Chk# 031879 5/24/2019 JOE JACOBS				
G 100-212000	ACCOUNTS PAYABLE	\$240.00	19-008	BI-MAY 2019
Total JOE JACOBS		\$240.00		
Paid Chk# 031880 5/24/2019 JOHNSON CONTROLS FIRE PROT				
G 100-212000	ACCOUNTS PAYABLE	\$2,900.00	85847033	FD-MAINTENANCE
Total JOHNSON CONTROLS FIRE PROT		\$2,900.00		
Paid Chk# 031881 5/24/2019 LANNON STONE PRODUCTS, INC.				
G 100-212000	ACCOUNTS PAYABLE	\$236.58	121258	PARKS-REPAIR
G 400-212000	ACCOUNTS PAYABLE	\$3,098.35	1213144	PARKS-WILLOWBROOK PLAYGROUND
Total LANNON STONE PRODUCTS, INC.		\$3,334.93		
Paid Chk# 031882 5/24/2019 LENNY S POOL SERVICE				
G 240-212000	ACCOUNTS PAYABLE	\$839.25	153670	POOL-CHEMICALS

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Total LENNY S POOL SERVICE			<u>\$839.25</u>		
Paid Chk#	031883	5/24/2019	MARTINDALE CONDO ASSN PHASE IV		
	G 700-212000	ACCOUNTS PAYABLE	<u>\$100.00</u>	CK REQ	MAILBOX REPLACEMENT
otal MARTINDALE CONDO ASSN PHASE IV			<u>\$100.00</u>		
Paid Chk#	031884	5/24/2019	MASTER PRINTWEAR		
	G 220-212000	ACCOUNTS PAYABLE	<u>\$4.75</u>	5250	PARKS-SOCCER
	G 220-212000	ACCOUNTS PAYABLE	<u>\$1,068.80</u>	5304	PARKS-T-BALL APPAREL
Total MASTER PRINTWEAR			<u>\$1,073.55</u>		
Paid Chk#	031885	5/24/2019	MILWAUKEE RUBBER PRODUCTS		
	G 601-212000	ACCOUNTS PAYABLE	<u>\$451.26</u>	0085664-IN	CWRC-SUPPLIES
Total MILWAUKEE RUBBER PRODUCTS			<u>\$451.26</u>		
Paid Chk#	031886	5/24/2019	MINITEX		
	G 260-212000	ACCOUNTS PAYABLE	<u>\$1,049.00</u>	97929	LIBR-OFFICE SUPPLIES
Total MINITEX			<u>\$1,049.00</u>		
Paid Chk#	031887	5/24/2019	MOEGENBURG WINDOW CLEAN-CHUCK		
	G 100-212000	ACCOUNTS PAYABLE	<u>\$110.00</u>	52019	COMPLEX-MAINTENANCE
il MOEGENBURG WINDOW CLEAN-CHUCK			<u>\$110.00</u>		
Paid Chk#	031888	5/24/2019	NASSCO, INC.		
	G 240-212000	ACCOUNTS PAYABLE	<u>\$621.47</u>	S2467795.001	POOL-SUPPLIES
Total NASSCO, INC.			<u>\$621.47</u>		
Paid Chk#	031889	5/24/2019	ONTECH SYSTEMS, INC		
	G 240-212000	ACCOUNTS PAYABLE	<u>\$216.00</u>	41068	POOL-CONTRACT
Total ONTECH SYSTEMS, INC			<u>\$216.00</u>		
Paid Chk#	031890	5/24/2019	ORKIN COMMERCIAL SERVICES		
	G 260-212000	ACCOUNTS PAYABLE	<u>\$350.00</u>	185241836	LIBR-MAINTENANCE
Total ORKIN COMMERCIAL SERVICES			<u>\$350.00</u>		
Paid Chk#	031891	5/24/2019	OTIS ELEVATOR COMPANY		
	G 260-212000	ACCOUNTS PAYABLE	<u>\$2,782.68</u>	CMO5395619	LIBR-MAINTENANCE CONTRACT
Total OTIS ELEVATOR COMPANY			<u>\$2,782.68</u>		
Paid Chk#	031892	5/24/2019	OZAUKEE COUNTY CLERK OFCOURTS		
	G 100-212000	ACCOUNTS PAYABLE	<u>\$150.00</u>	CK REQ	DAVID J. MCCORMICK #19-9936
otal OZAUKEE COUNTY CLERK OFCOURTS			<u>\$150.00</u>		
Paid Chk#	031893	5/24/2019	OZAUKEE DISPOSAL CORPORATION		
	G 601-212000	ACCOUNTS PAYABLE	<u>\$1,525.00</u>	IN52741	CWRC-APRIL 2019
Total OZAUKEE DISPOSAL CORPORATION			<u>\$1,525.00</u>		
Paid Chk#	031894	5/24/2019	PACE ANALYTICAL SERVICES, INC.		
	G 601-212000	ACCOUNTS PAYABLE	<u>\$21.00</u>	1940066235	CWRC-LAB SUPPLIES

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Total PACE ANALYTICAL SERVICES, INC.		\$21.00			
Paid Chk# 031895	5/24/2019	PENFLEX, INC.			
G 100-212000	ACCOUNTS PAYABLE	\$1,330.00	19-0289	FD-2018 RETIREMENT BENEFIT	
Total PENFLEX, INC.		\$1,330.00			
Paid Chk# 031896	5/24/2019	PORT-A-JOHN			
G 200-212000	ACCOUNTS PAYABLE	\$85.00	0432007-IN	PARKS-MAINTENANCE	
Total PORT-A-JOHN		\$85.00			
Paid Chk# 031897	5/24/2019	SCHAUER ARTS CENTER			
G 100-212000	ACCOUNTS PAYABLE	\$150.00	277643	SRCTR-TOUR DEPOSIT	
G 100-212000	ACCOUNTS PAYABLE	\$150.00	277645	SRCTR-TOUR DEPOSIT	
Total SCHAUER ARTS CENTER		\$300.00			
Paid Chk# 031898	5/24/2019	SCHOLASTIC INC			
G 260-212000	ACCOUNTS PAYABLE	\$9.59	19235948	LIBR-PUBLICATIONS	
G 260-212000	ACCOUNTS PAYABLE	\$9.59	19271182	LIBR-PUBLICATIONS	
Total SCHOLASTIC INC		\$19.18			
Paid Chk# 031899	5/24/2019	SHORT ELLIOTT HENDRICKSON INC			
G 400-212000	ACCOUNTS PAYABLE	\$728.01	367813	ENG-MONOPOLE	
Total SHORT ELLIOTT HENDRICKSON INC		\$728.01			
Paid Chk# 031900	5/24/2019	SUPERIOR CHEMICAL CORP.			
G 100-212000	ACCOUNTS PAYABLE	\$71.40	228307	PARKS-MAINTENANCE	
Total SUPERIOR CHEMICAL CORP.		\$71.40			
Paid Chk# 031901	5/24/2019	SYMBIONT			
G 601-212000	ACCOUNTS PAYABLE	\$4,128.90	48917	CWRC-DASHBOARD	
G 601-212000	ACCOUNTS PAYABLE	\$3,940.30	48985	CWRC-DASHBOARD	
Total SYMBIONT		\$8,069.20			
Paid Chk# 031902	5/24/2019	TIME WARNER CABLE-PO BOX 4639			
G 100-212000	ACCOUNTS PAYABLE	\$68.34	707259401050	PARKS-INTERNET	
G 100-212000	ACCOUNTS PAYABLE	\$134.98	707260101051	EM-INTERNET	
Total TIME WARNER CABLE-PO BOX 4639		\$203.32			
Paid Chk# 031903	5/24/2019	UNIFIRST CORPORATION			
G 601-212000	ACCOUNTS PAYABLE	\$55.67	096 1072690	CWRC-SUPPLIES	
G 100-212000	ACCOUNTS PAYABLE	\$88.30	096 1072701	COMPLEX-SUPPLIES	
Total UNIFIRST CORPORATION		\$143.97			
Paid Chk# 031904	5/24/2019	USA BLUEBOOK			
G 601-212000	ACCOUNTS PAYABLE	\$92.04	890681	CWRC-PARTS	
Total USA BLUEBOOK		\$92.04			
Paid Chk# 031905	5/24/2019	VALU RITE CORPORATION			
G 100-212000	ACCOUNTS PAYABLE	\$1,125.00	CK REQ	ASSESS-CONTRACT	

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Total	VALU RITE CORPORATION	\$1,125.00		
Paid Chk#	031906 5/24/2019 WALDSCHMIDTS TOWN & COUNTRY			
G 601-212000	ACCOUNTS PAYABLE	\$257.78	668101	CWRC-SUPPLIES
Total	WALDSCHMIDTS TOWN & COUNTRY	\$257.78		
Paid Chk#	031907 5/24/2019 WE ENERGIES-PO BOX 90001			
G 601-212000	ACCOUNTS PAYABLE	\$12.48	928	CWRC-GARFIELD GAS
Total	WE ENERGIES-PO BOX 90001	\$12.48		
Paid Chk#	031908 5/31/2019 ADAPTOR INC.			
G 601-212000	ACCOUNTS PAYABLE	\$644.00	33509	CWRC-MANHOLE ADJ
Total	ADAPTOR INC.	\$644.00		
Paid Chk#	031909 5/31/2019 ADP, LLC.			
G 100-212000	ACCOUNTS PAYABLE	\$470.64	535688669	TREAS-PAYROLL PROCESSING
G 100-212000	ACCOUNTS PAYABLE	\$458.55	535688843	TREAS-PAYROLL PROCESSING
G 100-212000	ACCOUNTS PAYABLE	\$646.66	535688886	TREAS-PAYROLL PROCESSING
Total	ADP, LLC.	\$1,575.85		
Paid Chk#	031910 5/31/2019 ADVANCED DISPOSAL			
G 100-212000	ACCOUNTS PAYABLE	\$844.72	E10001340082	DPW-SWEEPING
G 100-212000	ACCOUNTS PAYABLE	\$443.00	E10001340082	DPW-SWEEPING
Total	ADVANCED DISPOSAL	\$1,287.72		
Paid Chk#	031911 5/31/2019 ARMBRUSTER JEWELERS			
G 100-212000	ACCOUNTS PAYABLE	\$60.00	193710	MAYOR-GERMAN STUDENT GIFT
Total	ARMBRUSTER JEWELERS	\$60.00		
Paid Chk#	031912 5/31/2019 AT&T MOBILITY			
G 100-212000	ACCOUNTS PAYABLE	\$248.91	287289051101	PD-WIRELESS
Total	AT&T MOBILITY	\$248.91		
Paid Chk#	031913 5/31/2019 AT&TPO BOX 5080			
G 601-212000	ACCOUNTS PAYABLE	\$65.49	262375760305	CWRC-TELEPHONE
G 100-212000	ACCOUNTS PAYABLE	\$66.71	262375760305	CH-TELEPHONE
G 260-212000	ACCOUNTS PAYABLE	\$185.02	262375760305	LIBR-TELEPHONE
G 100-212000	ACCOUNTS PAYABLE	\$50.94	262375760305	PD-TELEPHONE
G 100-212000	ACCOUNTS PAYABLE	\$48.47	262375760305	DPW-TELEPHONE
G 100-212000	ACCOUNTS PAYABLE	\$51.62	262375762405	PD-TELEPHONE
Total	AT&TPO BOX 5080	\$468.25		
Paid Chk#	031914 5/31/2019 ATOZDATABASES			
G 260-212000	ACCOUNTS PAYABLE	\$1,710.00	502579	LIBR-PUBLICATIONS
Total	ATOZDATABASES	\$1,710.00		
Paid Chk#	031915 5/31/2019 AURORA HEALTH CARE			
G 100-212000	ACCOUNTS PAYABLE	\$48.00	222155	SRCTR-DRUG SCREEN

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Total AURORA HEALTH CARE		\$48.00		
Paid Chk# 031916	5/31/2019	BADGER POPCORN & CONCESSION		
G 240-212000	ACCOUNTS PAYABLE	\$3,453.46	437012	POOL-CONCESSIONS
G 240-212000	ACCOUNTS PAYABLE	\$416.75	437017	POOL-CONCESSIONS
G 240-212000	ACCOUNTS PAYABLE	\$66.20	437020	POOL-CONCESSIONS
Total BADGER POPCORN & CONCESSION		\$3,936.41		
Paid Chk# 031917	5/31/2019	BADGERETTE POM PON-NEW BERLIN		
G 220-212000	ACCOUNTS PAYABLE	\$1,496.00	CKREQ	POMS COMPETITION
Total BADGERETTE POM PON-NEW BERLIN		\$1,496.00		
Paid Chk# 031918	5/31/2019	BAKER & TAYLOR AV VIDMASS		
G 260-212000	ACCOUNTS PAYABLE	\$57.37	H34861100	LIBR-PUBLICATIONS
Total BAKER & TAYLOR AV VIDMASS		\$57.37		
Paid Chk# 031919	5/31/2019	BEYER S HARDWARE STORE		
G 220-212000	ACCOUNTS PAYABLE	\$11.29	148040	REC-SUPPLIES
G 601-212000	ACCOUNTS PAYABLE	\$53.27	148241	CWRC-SUPPLIES
G 240-212000	ACCOUNTS PAYABLE	\$18.69	148254	POOL-SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$14.38	148260	DPW-PARTS
G 240-212000	ACCOUNTS PAYABLE	\$25.88	148284	POOL-SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$366.78	148295	DPW-MAINTENANCE
G 100-212000	ACCOUNTS PAYABLE	\$1.26	148384	DPW-PARTS
G 601-212000	ACCOUNTS PAYABLE	\$14.01	148395	CWRC-SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$1.53	148441	DPW-PARTS
G 100-212000	ACCOUNTS PAYABLE	\$4.57	148466	DPW-PARTS
G 100-212000	ACCOUNTS PAYABLE	\$7.52	148468	EM-SHED KEYS
G 100-212000	ACCOUNTS PAYABLE	\$46.94	148475	DPW-PARTS
G 100-212000	ACCOUNTS PAYABLE	\$2.45	148517	DPW-PARTS
Total BEYER S HARDWARE STORE		\$568.57		
Paid Chk# 031920	5/31/2019	BIERMAN, AUDREY		
G 100-212000	ACCOUNTS PAYABLE	\$93.00	CK REQ	SRCTR-FIRESIDE MENOPAUSE
Total BIERMAN, AUDREY		\$93.00		
Paid Chk# 031921	5/31/2019	BOB LURIE GLASS CORP.		
G 100-212000	ACCOUNTS PAYABLE	\$588.00	85960	CH-FRONT DOOR
Total BOB LURIE GLASS CORP.		\$588.00		
Paid Chk# 031922	5/31/2019	BOEHLKE BOTTLED GAS CORP.		
G 221-212000	ACCOUNTS PAYABLE	\$683.25	U003A178	DPW-FUEL INVENTORY
Total BOEHLKE BOTTLED GAS CORP.		\$683.25		
Paid Chk# 031923	5/31/2019	BUSINESS CARD		
G 100-212000	ACCOUNTS PAYABLE	\$215.08	1690	PARKS-MAINTENANCE
G 100-212000	ACCOUNTS PAYABLE	(\$49.21)	1690	PARKS-MAINTENANCE
G 100-212000	ACCOUNTS PAYABLE	\$39.96	1690	PARKS-MAINTENANCE
G 601-212000	ACCOUNTS PAYABLE	\$78.89	1764	CWRC-LIFT STATION MAINTENANCE

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G 601-212000 ACCOUNTS PAYABLE	\$176.97	1764	CWRC-COLLECTIONS
G 601-212000 ACCOUNTS PAYABLE	\$265.97	1764	CWRC-MAINTENANCE
G 601-212000 ACCOUNTS PAYABLE	\$652.65	1764	CWRC-MAINTENANCE
G 601-212000 ACCOUNTS PAYABLE	\$99.00	1764	CWRC-MAINTENANCE
G 601-212000 ACCOUNTS PAYABLE	\$7.23	1764	CWRC-MAINTENANCE
G 601-212000 ACCOUNTS PAYABLE	\$9.92	1764	CWRC-AWS SERVICE CHARGE
G 601-212000 ACCOUNTS PAYABLE	\$160.00	1764	CWRC-TRAINING
G 601-212000 ACCOUNTS PAYABLE	\$435.00	1764	CWRC-TRANSPORATION
G 601-212000 ACCOUNTS PAYABLE	\$104.02	1764	CWRC-TELEPHONE
G 100-212000 ACCOUNTS PAYABLE	\$20.00	3367	PD-TRAINING
G 100-212000 ACCOUNTS PAYABLE	\$20.00	3367	ADMIN-TRAINING
G 100-212000 ACCOUNTS PAYABLE	\$20.00	3367	PARKS-TRAINING
G 100-212000 ACCOUNTS PAYABLE	\$20.00	3367	ASSESS-TRAINING
G 100-212000 ACCOUNTS PAYABLE	\$40.00	3367	ADMIN-TRAINING
G 100-212000 ACCOUNTS PAYABLE	\$162.98	3367	CLERK-OFFICE EXPENSE
G 100-212000 ACCOUNTS PAYABLE	\$20.00	3367	PLAN-TRAINING
G 100-212000 ACCOUNTS PAYABLE	(\$210.00)	3367	ENG-TRAINING
G 100-212000 ACCOUNTS PAYABLE	\$20.00	3367	FD-TRAINING
G 220-212000 ACCOUNTS PAYABLE	\$31.16	3413	REC-POMS
G 220-212000 ACCOUNTS PAYABLE	\$50.13	3413	REC-SUPPLIES SOCCER
G 220-212000 ACCOUNTS PAYABLE	\$25.00	3413	REC-POMS
G 220-212000 ACCOUNTS PAYABLE	\$25.50	3413	REC-SUPPLIES
G 220-212000 ACCOUNTS PAYABLE	\$900.00	3413	REC-SUPPLIES
G 220-212000 ACCOUNTS PAYABLE	\$395.99	3413	REC-SUPPLIES
G 220-212000 ACCOUNTS PAYABLE	\$17.84	3413	REC-SUPPLIES
G 100-212000 ACCOUNTS PAYABLE	\$79.98	3413	PARKS-REPAIR
G 220-212000 ACCOUNTS PAYABLE	\$39.00	3413	REC-SUPPLIES
G 220-212000 ACCOUNTS PAYABLE	\$480.00	3413	REC-SUPPLIES
G 220-212000 ACCOUNTS PAYABLE	\$15.00	3413	REC-SUPPLIES
G 100-212000 ACCOUNTS PAYABLE	\$35.41	3413	PARKS-SUPPLIES
G 100-212000 ACCOUNTS PAYABLE	\$179.00	6193	DPW-OPERATING
G 100-212000 ACCOUNTS PAYABLE	\$89.37	6193	DPW-LATE FEE & PENALTY
G 100-212000 ACCOUNTS PAYABLE	\$11.00	6193	DPW-MAINTENANCE
G 100-212000 ACCOUNTS PAYABLE	\$63.34	6193	DPW-OPERATING
G 260-212000 ACCOUNTS PAYABLE	\$127.80	7141	LIBR-DONATIONS
G 260-212000 ACCOUNTS PAYABLE	\$222.41	7141	LIBR-DONATIONS
G 260-212000 ACCOUNTS PAYABLE	\$10.00	7141	LIBR-FRIENDS DONATION
G 260-212000 ACCOUNTS PAYABLE	\$248.30	7141	LIBR-REPAIR
G 260-212000 ACCOUNTS PAYABLE	\$47.32	7141	LIBR-OFFICE SUPPLIES
G 260-212000 ACCOUNTS PAYABLE	\$0.99	7141	LIBR-TECHNOLOGY
G 260-212000 ACCOUNTS PAYABLE	\$0.99	7141	LIBR-TECHNOLOGY
G 260-212000 ACCOUNTS PAYABLE	\$32.99	7141	LIBR-PUBLICATIONS
G 260-212000 ACCOUNTS PAYABLE	\$59.95	7141	LIBR-COMPUTER SUPPLIES
G 260-212000 ACCOUNTS PAYABLE	\$17.06	7141	LIBR-OPERATING
G 260-212000 ACCOUNTS PAYABLE	\$120.00	7141	LIBR-COMPUTER SUPPLIES
G 260-212000 ACCOUNTS PAYABLE	\$268.13	7141	LIBR-TECHNOLOGY
G 260-212000 ACCOUNTS PAYABLE	\$266.49	7141	LIBR-OFFICE SUPPLIES
G 260-212000 ACCOUNTS PAYABLE	\$84.97	7141	LIBR-OPERATING SUPPLIES

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G 260-212000	ACCOUNTS PAYABLE	\$10.87	7141	LIBR-PUBLICATIONS
G 260-212000	ACCOUNTS PAYABLE	\$79.91	7141	LIBR-FRIENDS DONATION
G 260-212000	ACCOUNTS PAYABLE	\$40.00	7141	LIBR-FRIENDS DONATION
G 260-212000	ACCOUNTS PAYABLE	\$20.00	7141	LIBR-TRAINING
G 260-212000	ACCOUNTS PAYABLE	\$23.47	7141	LIBR-PUBLICATIONS
G 260-212000	ACCOUNTS PAYABLE	\$59.00	7141	LIBR-DONATIONS
G 260-212000	ACCOUNTS PAYABLE	\$64.72	7141	LIBR-COMPUTER SUPPLIES
G 260-212000	ACCOUNTS PAYABLE	\$238.97	7141	LIBR-TECHNOLOGY
Total BUSINESS CARD		\$6,790.52		
Paid Chk# 031924 5/31/2019 C&M PRESENTS				
G 100-212000	ACCOUNTS PAYABLE	\$3,334.00	CBRG-052119	SRCTR-TOUR GREEN BAY
Total C&M PRESENTS		\$3,334.00		
Paid Chk# 031925 5/31/2019 CDW GOVERNMENT, INC.				
G 100-212000	ACCOUNTS PAYABLE	\$58.16	SFQ2804	PD-DVD BURNER
Total CDW GOVERNMENT, INC.		\$58.16		
Paid Chk# 031926 5/31/2019 CEDAR CREST				
G 240-212000	ACCOUNTS PAYABLE	\$1,619.88	61914211	POOL-CONCESSIONS
Total CEDAR CREST		\$1,619.88		
Paid Chk# 031927 5/31/2019 CEDARBURG CHAMBER OF COMMERCE				
G 100-212000	ACCOUNTS PAYABLE	\$25.00	CK REQ	LIBR-SERVICE AWARD - LAUREN PIERRE
G 100-212000	ACCOUNTS PAYABLE	\$25.00	CK REQ	LIBR-SERVICE AWARD - KATHY GIFFORD
G 100-212000	ACCOUNTS PAYABLE	\$25.00	CK REQ	LIBR-SERVICE AWARD-NANCY KRAJECKI
II CEDARBURG CHAMBER OF COMMERCE		\$75.00		
Paid Chk# 031928 5/31/2019 CEDARBURG CHAMBER OF COMMERCE				
G 100-212000	ACCOUNTS PAYABLE	\$200.00	10872	EMPL RELATIONS-CAROL RETIREMENT GIFT
II CEDARBURG CHAMBER OF COMMERCE		\$200.00		
Paid Chk# 031929 5/31/2019 CINTAS CORPORATION				
G 100-212000	ACCOUNTS PAYABLE	\$141.94	184226990	DPW-OPERATING
G 260-212000	ACCOUNTS PAYABLE	\$36.56	184228000	LIBR-OPERATING
G 100-212000	ACCOUNTS PAYABLE	\$141.94	184228416	DPW-OPERATING
Total CINTAS CORPORATION		\$320.44		
Paid Chk# 031930 5/31/2019 CITY CEDARBURG-PETTY CASH				
G 100-212000	ACCOUNTS PAYABLE	\$60.00	CK REQ	SR CTR-DRIVER TIP
G 100-212000	ACCOUNTS PAYABLE	\$6.88	CK REQ	CLERKS-USB CABLE FOR RECORDER
G 100-212000	ACCOUNTS PAYABLE	\$8.45	CK REQ	CLERKS-IPAD COVER S. BUBLITZ
G 100-212000	ACCOUNTS PAYABLE	\$14.35	CK REQ	ENG-MED FLAT RATE POSTAGE
G 100-212000	ACCOUNTS PAYABLE	\$4.00	CK REQ	SR CTR-ENVELOPES
Total CITY CEDARBURG-PETTY CASH		\$93.68		
Paid Chk# 031931 5/31/2019 COMPLETE OFFICE OF WISCONSIN				
G 100-212000	ACCOUNTS PAYABLE	\$77.46	361200	SRCTR-OFFICE SUPPLIES

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Total	COMPLETE OFFICE OF WISCONSIN	\$77.46		
Paid Chk#	031932 5/31/2019			CONNECT CELL
G 100-212000	ACCOUNTS PAYABLE	\$29.95	CONNDIN286	BI-SUPPLIES
Total	CONNECT CELL	\$29.95		
Paid Chk#	031933 5/31/2019			CONVERGENT SOLUTIONS, INC.
G 100-212000	ACCOUNTS PAYABLE	\$158.95	47037	PD-COMPUTER MAINTENANCE
Total	CONVERGENT SOLUTIONS, INC.	\$158.95		
Paid Chk#	031934 5/31/2019			DORNER COMPANY PO BOX 180
G 601-212000	ACCOUNTS PAYABLE	\$798.73	147859-IN	CWRC-PARTS
Total	DORNER COMPANY PO BOX 180	\$798.73		
Paid Chk#	031935 5/31/2019			EGELHOFF LAWNMOWER SERVICE
G 100-212000	ACCOUNTS PAYABLE	\$39.75	255170	DPW-CHAIN SHARPEN
Total	EGELHOFF LAWNMOWER SERVICE	\$39.75		
Paid Chk#	031936 5/31/2019			ELLISON EDUCATIONAL EQUIPMENT
G 260-212000	ACCOUNTS PAYABLE	\$30.00	3245015	LIBR-FRIENDS DONATION
Total	ELLISON EDUCATIONAL EQUIPMENT	\$30.00		
Paid Chk#	031937 5/31/2019			FACTORY MOTOR PARTS CO.
G 100-212000	ACCOUNTS PAYABLE	\$576.70	45-579528	DPW-PARTS
Total	FACTORY MOTOR PARTS CO.	\$576.70		
Paid Chk#	031938 5/31/2019			FASTENAL COMPANY
G 100-212000	ACCOUNTS PAYABLE	\$80.76	WISAU110760	DPW-PARTS
Total	FASTENAL COMPANY	\$80.76		
Paid Chk#	031939 5/31/2019			FIRST CHOICE TREE CARE, INC.
G 100-212000	ACCOUNTS PAYABLE	\$1,954.00	27862	PARKS-TREES & SUPPLIES
Total	FIRST CHOICE TREE CARE, INC.	\$1,954.00		
Paid Chk#	031940 5/31/2019			FIVE CORNERS DODGE
G 100-212000	ACCOUNTS PAYABLE	\$88.33	53798	PD-MAINTENANCE
Total	FIVE CORNERS DODGE	\$88.33		
Paid Chk#	031941 5/31/2019			FORE BETTER GOLF
G 220-212000	ACCOUNTS PAYABLE	\$78.00	19-1078	REC-CONTRACTED SERVICES
Total	FORE BETTER GOLF	\$78.00		
Paid Chk#	031942 5/31/2019			GALLS, LLC-DBA LARK UNIFORMS
G 100-212000	ACCOUNTS PAYABLE	\$47.79	012638275	PD-INIFORMS
G 100-212000	ACCOUNTS PAYABLE	\$9.95	012638275	PD-INIFORMS
Total	GALLS, LLC-DBA LARK UNIFORMS	\$57.74		
Paid Chk#	031943 5/31/2019			GENERAL COMMUNICATIONS, INC.
G 400-212000	ACCOUNTS PAYABLE	\$4,764.19	269438	PD-VEHICLE REPLACEMENT

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Total	GENERAL COMMUNICATIONS, INC.		<u>\$4,764.19</u>		
Paid Chk#	031944	5/31/2019	GLOBAL EQUIPMENT COMPANY, INC		
	G 240-212000	ACCOUNTS PAYABLE	<u>\$976.47</u>	114376033	POOL-SUPPLIES
Total	GLOBAL EQUIPMENT COMPANY, INC		<u>\$976.47</u>		
Paid Chk#	031945	5/31/2019	GREAT LAKES COCA-COLA DISTR		
	G 240-212000	ACCOUNTS PAYABLE	<u>\$1,469.22</u>	2691207678	POOL-CONCESSIONS
Total	GREAT LAKES COCA-COLA DISTR		<u>\$1,469.22</u>		
Paid Chk#	031946	5/31/2019	GUETZKE & ASSOCIATES, INC.		
	G 100-212000	ACCOUNTS PAYABLE	<u>\$687.00</u>	9403800-IN	DPW-MAINTENANCE
Total	GUETZKE & ASSOCIATES, INC.		<u>\$687.00</u>		
Paid Chk#	031947	5/31/2019	HOME DEPOT CREDIT SERVICES		
	G 100-212000	ACCOUNTS PAYABLE	<u>\$223.97</u>	603532201041	DPW-SUPPLIES
	G 240-212000	ACCOUNTS PAYABLE	<u>\$102.23</u>	603532201041	POOL-EQUIPMENT
	G 220-212000	ACCOUNTS PAYABLE	<u>\$349.00</u>	603532201041	REC-SUPPLIES
Total	HOME DEPOT CREDIT SERVICES		<u>\$675.20</u>		
Paid Chk#	031948	5/31/2019	INTOUCH THERAPEUTIC MASSAGE LL		
	G 100-212000	ACCOUNTS PAYABLE	<u>\$225.00</u>	CK REQ	6/11 CHAIR MESSAGES
Total	INTOUCH THERAPEUTIC MASSAGE LL		<u>\$225.00</u>		
Paid Chk#	031949	5/31/2019	JANI-KING OF MILWAUKEE/ROYAL F		
	G 100-212000	ACCOUNTS PAYABLE	<u>\$375.36</u>	MIL06190511	DPW-JUNE CLEANING
Total	JANI-KING OF MILWAUKEE/ROYAL F		<u>\$375.36</u>		
Paid Chk#	031950	5/31/2019	KEMIRA WATER SOLUTIONS, INC.		
	G 601-212000	ACCOUNTS PAYABLE	<u>\$3,117.31</u>	9017632632	CWRC-COAGULANTS
Total	KEMIRA WATER SOLUTIONS, INC.		<u>\$3,117.31</u>		
Paid Chk#	031951	5/31/2019	KLUPPER,KATHY		
	G 100-212000	ACCOUNTS PAYABLE	<u>\$11.45</u>	CK REQ	EM-ICE & WATER MAXWELL ST. DAYS
Total	KLUPPER,KATHY		<u>\$11.45</u>		
Paid Chk#	031952	5/31/2019	KRAUSE, KATHRYN		
	G 100-212000	ACCOUNTS PAYABLE	<u>\$25.00</u>	CK REQ	DPW-APPLIANCE PICKUP REFUND
Total	KRAUSE, KATHRYN		<u>\$25.00</u>		
Paid Chk#	031953	5/31/2019	L W ALLEN LLC		
	G 601-212000	ACCOUNTS PAYABLE	<u>\$4,806.28</u>	107958	CWRC-PARTS
	G 601-212000	ACCOUNTS PAYABLE	<u>\$4,806.28</u>	107959	CWRC-PARTS
Total	L W ALLEN LLC		<u>\$9,612.56</u>		
Paid Chk#	031954	5/31/2019	LAKESIDE INTERNATIONAL LLC-WB		
	G 100-212000	ACCOUNTS PAYABLE	<u>\$69.38</u>	3071018P	DPW-PARTS
Total	LAKESIDE INTERNATIONAL LLC-WB		<u>\$69.38</u>		

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Paid Chk# 031955	5/31/2019	LETTERS & SIGNS		
G 601-212000	ACCOUNTS PAYABLE	\$510.00	3927	CWRC-LETTERING
	Total LETTERS & SIGNS	\$510.00		
Paid Chk# 031956	5/31/2019	MATHESON TRI-GAS		
G 100-212000	ACCOUNTS PAYABLE	\$18.00	19657110	DPW-PARTS
	Total MATHESON TRI-GAS	\$18.00		
Paid Chk# 031957	5/31/2019	MCMANUS, SUZANNE		
G 220-212000	ACCOUNTS PAYABLE	\$60.00	CK REQ	REC-REFUND FOR ARCHERY
	Total MCMANUS, SUZANNE	\$60.00		
Paid Chk# 031958	5/31/2019	NAPA AUTO PARTS		
G 100-212000	ACCOUNTS PAYABLE	\$9.24	5269-009554	DPW-PARTS
G 100-212000	ACCOUNTS PAYABLE	\$14.70	5269-010377	DPW-PARTS
G 100-212000	ACCOUNTS PAYABLE	\$24.84	5269-010466	DPW-PARTS
G 100-212000	ACCOUNTS PAYABLE	\$34.19	5269-010562	DPW-PARTS
G 100-212000	ACCOUNTS PAYABLE	\$17.79	5269-010565	DPW-PARTS
G 100-212000	ACCOUNTS PAYABLE	\$7.40	5269-010748	DPW-PARTS
	Total NAPA AUTO PARTS	\$108.16		
Paid Chk# 031959	5/31/2019	NASSCO, INC.		
G 100-212000	ACCOUNTS PAYABLE	\$472.36	S2473546.001	PD-SUPPLIES
	Total NASSCO, INC.	\$472.36		
Paid Chk# 031960	5/31/2019	OFFICE DEPOT		
G 100-212000	ACCOUNTS PAYABLE	\$110.58	317090906600	PD-OFFICE SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$64.36	318816954001	CLERKS-OFFICE SUPPLIES
	Total OFFICE DEPOT	\$174.94		
Paid Chk# 031961	5/31/2019	OLIVER FIONTAR LLC		
G 350-212000	ACCOUNTS PAYABLE	\$40,310.00	513	TIF #4-DRAW #13
G 350-212000	ACCOUNTS PAYABLE	\$15,356.15	514	TIF #4-DRAW #13
	Total OLIVER FIONTAR LLC	\$55,666.15		
Paid Chk# 031962	5/31/2019	OLSEN S PIGGLY WIGGLY		
G 100-212000	ACCOUNTS PAYABLE	\$79.01	36861	RETIREMENT PARTY
G 260-212000	ACCOUNTS PAYABLE	\$17.67	37041	LIBR-PROGRAM SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$49.77	37055	DPW-TRAINING
G 100-212000	ACCOUNTS PAYABLE	\$13.67	37079	RETIREMENT PARTY
G 100-212000	ACCOUNTS PAYABLE	\$22.45	37103	SRCTR-SENIOR GAMES OPENING CEREMONY
G 100-212000	ACCOUNTS PAYABLE	\$37.44	37111	PD-SUPPLIES
G 100-212000	ACCOUNTS PAYABLE	\$37.69	37117	EMPLOYEE MEETING REFRESHMENTS
	Total OLSEN S PIGGLY WIGGLY	\$257.70		
Paid Chk# 031963	5/31/2019	OZAUKEE ACE HARDWARE		
G 100-212000	ACCOUNTS PAYABLE	\$21.59	159388	EM-SUPPLIES
	Total OZAUKEE ACE HARDWARE	\$21.59		

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Paid Chk#	031964	5/31/2019	OZAUKEE CO LAND INFORM. OFFICE		
G 100-212000	ACCOUNTS PAYABLE		\$500.00	1	ENG-GIS MAPPING
Total OZAUKEE CO LAND INFORM. OFFICE			\$500.00		
Paid Chk#	031965	5/31/2019	PRIORITY DISPATCH CORP		
G 100-212000	ACCOUNTS PAYABLE		\$1,120.00	SIN222507	PD-MAINTENANCE
G 100-212000	ACCOUNTS PAYABLE		\$1,120.00	SIN222507	FD-MAINTENANCE
Total PRIORITY DISPATCH CORP			\$2,240.00		
Paid Chk#	031966	5/31/2019	QUALITY STATE OIL CO.,INC.		
G 221-212000	ACCOUNTS PAYABLE		\$3,029.10	1247795	DPW-GAS/OIL
G 221-212000	ACCOUNTS PAYABLE		\$5,000.92	1247796	DPW-GAS/OIL
G 601-212000	ACCOUNTS PAYABLE		\$29.39	2840167	CWRC-COOLANT
G 100-212000	ACCOUNTS PAYABLE		\$52.35	3231710	DPW-GAS/OIL
Total QUALITY STATE OIL CO.,INC.			\$8,111.76		
Paid Chk#	031967	5/31/2019	RAMBOLL ENVIRON US CORPORATION		
G 400-212000	ACCOUNTS PAYABLE		\$5,338.66	1690033707	PROCHNOW MONITORING
Total RAMBOLL ENVIRON US CORPORATION			\$5,338.66		
Paid Chk#	031968	5/31/2019	REGISTRATION FEE TRUST		
G 400-212000	ACCOUNTS PAYABLE		\$70.50	CK REQ	PD-LICENSE NEW VEHICLE
Total REGISTRATION FEE TRUST			\$70.50		
Paid Chk#	031969	5/31/2019	REMM, TAMI		
G 220-212000	ACCOUNTS PAYABLE		\$120.00	CK REQ	REC-REFUND
Total REMM, TAMI			\$120.00		
Paid Chk#	031970	5/31/2019	RMC IMAGING INC		
G 260-212000	ACCOUNTS PAYABLE		\$845.00	2112	LIBR-MAINTENANCE
Total RMC IMAGING INC			\$845.00		
Paid Chk#	031971	5/31/2019	ROAD EQUIPMENT PARTS CENTER		
G 100-212000	ACCOUNTS PAYABLE		\$224.34	889087	DPW-PARTS
Total ROAD EQUIPMENT PARTS CENTER			\$224.34		
Paid Chk#	031972	5/31/2019	SHEFFIELD, MARY		
G 100-212000	ACCOUNTS PAYABLE		\$2,297.50	CK REQ	ED-MAY 2019
Total SHEFFIELD, MARY			\$2,297.50		
Paid Chk#	031973	5/31/2019	STREICHER S POLICE EQUIPMENT		
G 100-212000	ACCOUNTS PAYABLE		\$145.99	I1367821	PD-UNIFORMS
G 100-212000	ACCOUNTS PAYABLE		\$209.91	I369490	PD-UNIFORMS
Total STREICHER S POLICE EQUIPMENT			\$355.90		
Paid Chk#	031974	5/31/2019	SUNSET LAW ENFORCEMENT		
G 100-212000	ACCOUNTS PAYABLE		\$2,656.80	0002943-IN	PD-EQUIPMENT
Total SUNSET LAW ENFORCEMENT			\$2,656.80		

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Paid Chk#	031975	5/31/2019	THIERFELDER, BETH		
G	220-212000	ACCOUNTS PAYABLE	\$165.00	12630673	REC-CIVIC BAND
		Total THIERFELDER, BETH	\$165.00		
Paid Chk#	031976	5/31/2019	TIME WARNER CABLE-PO BOX 4639		
G	100-212000	ACCOUNTS PAYABLE	\$1,026.50	702696601051	CH-INTERNET
G	100-212000	ACCOUNTS PAYABLE	\$117.48	707258501052	PARKS-INTERNET & TELEPHONE
G	100-212000	ACCOUNTS PAYABLE	\$117.48	707258501052	DPW-INTERNET & TELEPHONE
G	240-212000	ACCOUNTS PAYABLE	\$134.98	709737801051	POOL-INTERNET
G	100-212000	ACCOUNTS PAYABLE	\$418.50	709872301050	PD-TELEPHONE
		Total TIME WARNER CABLE-PO BOX 4639	\$1,814.94		
Paid Chk#	031977	5/31/2019	TYLER TECHNOLOGIES		
G	100-212000	ACCOUNTS PAYABLE	\$2,460.00	025-254121	TECH-MY CIVIC APP
G	220-212000	ACCOUNTS PAYABLE	\$2,460.00	025-254121	REC-MY CIVIC APP
		Total TYLER TECHNOLOGIES	\$4,920.00		
Paid Chk#	031978	5/31/2019	WASHINGTON COUNTY TREASURER		
G	100-212000	ACCOUNTS PAYABLE	\$1,017.89	6311	DPW-SNOW & ICE
		Total WASHINGTON COUNTY TREASURER	\$1,017.89		
Paid Chk#	031979	5/31/2019	WELLS, PATRICK		
G	220-212000	ACCOUNTS PAYABLE	\$50.00	CK REQ	REC-REFUND SAND VOLLEYBALL CAMP
		Total WELLS, PATRICK	\$50.00		
Paid Chk#	031980	5/31/2019	ZIINO, KARISSA		
G	220-212000	ACCOUNTS PAYABLE	\$60.00	CK REQ	REC-REFUND FOR ARCHERY
		Total ZIINO, KARISSA	\$60.00		
		111300 PWSB Checking	\$479,239.43		

Fund Summary

111300 PWSB Checking	
100 GENERAL FUND	\$179,087.34
200 CEMETERY FUND	\$108.37
210 ROOM TAX FUND	\$13,264.12
220 RECREATION PROGRAMS FUND	\$10,838.57
221 FUEL SYSTEM - WASH BAY	\$19,427.27
240 SWIMMING POOL FUND	\$26,559.65
260 LIBRARY FUND	\$29,392.55
350 TIF DISTRICT FUND #4	\$56,225.65
400 CAPITAL IMPROVEMENTS FUND	\$41,092.19
601 WATER RECYCLING CENTER	\$103,143.72
700 RISK MANAGEMENT FUND	\$100.00
	\$479,239.43



City of Cedarburg

City Administrator's Report

June 6, 2019

Department News

The following information is provided to keep the Common Council and staff informed on some of the activities and events of the City. Points of clarification may be addressed during the City Administrator's Report portion of the agenda; however, if discussion of any of these items is necessary, placement on a future Council agenda should be directed.

Engineering & Public Works— The 2019 Street & Utility Project began on Wednesday, June 5, 2019.

Victoria Guthrie started employment yesterday as the new Engineering and Planning Secretary.

The Asphalt Repair Program is tentatively scheduled for June 12 and 13 with work being done on the southbound lane of Washington Avenue between Fair Street and Evergreen Blvd.

The Columbia Mills Dam project is almost complete. The Highland Lift Station project is next and will likely take a year to complete.

A Highland Drive Lift Station preconstruction meeting was held on Tuesday, June 4.

The Sidewalk Replacement program is completed and restoration is underway.

Parks, Recreation & Forestry— The Community Pool opened on Saturday, June 1 and will be open on weekends only until June 10.

Adlai Horn Park is close to completion with the landscaping and tennis courts to be finished by the end of June. The Willowbrooke Playground is completed.

The Department is holding a Kick-off to Summer event on June 8, in collaboration with the Library.

The City Survey is being extended; to-date, 480 citizens have responded.

The Forestry Crew is working on stump grinding.

Police— The Department held a Coffee with Cops at Starbucks on Monday afternoon.

New Patrol Officer Dominic Andrews began employment on Monday.

Patrol Officer Chojnacki will be the new K-9 handler and is attending training in Nebraska for the next two or three weeks.

The Department is seeking their third Law Enforcement Accreditation next week.

Clerk—Claire Woodall-Vogg began her employment as City Clerk on Monday, June 3.

Clerk McHugh explained that all agendas and minutes will now be distributed through the new website. Each employee will need to sign up through the Notify Me tab on the City's website to continue receiving this information.

Water Recycling Center— The Utility is cleaning and televising the west side of Washington Avenue.

Two projects are underway to replace sludge pumps at the Center and repair two pumps at the Garfield Lift Station.

Senior Center—Aubrey Suppinger attended the staff meeting and was introduced as the new Senior Center Director.

The 25th Annual Senior games are underway through June 20. The Ozaukee Senior Conference event will be held on June 18 at Grafton High School.

Library— Work is continuing on the Strategic Plan. Community conversations will be held on June 6 and June 8 at the Library with the Department of Public Instruction.

Director Pierschalla and Assistant Director Nimmer are serving on a Library Advisory Committee that was formed by the School District to address the need for support of library services in the schools and one of their goals is to collaborate with the public library.

The Cedarburg Public Library will be celebrating its 5th anniversary in the current building on July 13, along with special events leading up to the celebration.

Assessor—The Board of Review was held on May 20. There was \$49 million in new construction this year.

Light & Water—The Utility is designing the new water tower on Wauwatosa Road and Sherman Road this year, for construction in the future.

Fire—The Department went through a comprehensive ISO audit and has retained the highest rating possible for a volunteer department and remains in the top 20% in the nation.

Training—Superintendent Hackert received a Certificate in Management and Lead Operator Grulkowski received a Certificate in Supervision through CVMIC.

Administrator— I attended a State of the Community Breakfast through the Chamber of Commerce on Tuesday. Tuesday evening, I attended the ad hoc Dispatch Review Committee meeting.

Respectfully submitted,



Christy Mertes
City Administrator/Treasurer

2019 PERMIT SUMMARY BY MONTH

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
Coops	1				1								2
Single Family	3	3	1	4	2								13
Assessory Building			1	1	6								8
Addition/Alteration	8	6	19	17	15								65
Commercial Additions/Alterati	2	1	2	2	3								10
Pools	1												1
Razing				2	1								3
Heat/Vent	13	22	21	21	28								105
Signs	1	3	4	3	3								14
Plumbing	33	41	30	30	36								170
Electrical	32	33	30	25	39								159
Occupancy	6	16	6	10	5								43
TOTAL VALUE TO CITY	1,540,926	1,148,680	1,460,138	1,905,046	1,281,375								7,336,165
INSPECTIONS													
JOE JACOBS	12	7	3	13	4								39
MICHAEL BAIER	175	229	191	207	193								1000
ROGER KISON			16										16

Occupant Name	Location Zone	Address	Last Completed Date
Cardinal - A1 Storall	City of Cedarburg	W60 N151 Cardinal Avenue	4/3/2019
Cardinal - A1 Storall Office	City of Cedarburg	W60 N128 Cardinal Avenue	4/3/2019
Cardinal - ATI	City of Cedarburg	W60 N171 Cardinal Avenue	4/3/2019
Cardinal - Car-Isma	City of Cedarburg	W59 N196 Cardinal Avenue	4/3/2019
Cardinal - Charter Cable (Spectrum)	City of Cedarburg	W59 N196A Cardinal Avenue	4/3/2019
Cardinal - Infinite Motion Control Inc.	City of Cedarburg	W60 N151 Cardinal Avenue	4/3/2019
Cardinal - Krueger's Auto Tech	City of Cedarburg	W61 N225 Cardinal Avenue	4/3/2019
Cardinal - Momberg & Associates	City of Cedarburg	W59 N259 Cardinal Avenue	4/3/2019
Cardinal - Sammons Lawn & Landscape	City of Cedarburg	W59 N210 Cardinal Avenue	4/3/2019
Cleveland - 3 Unit Apartment	City of Cedarburg	N65 W6345 Cleveland Street	4/10/2019
Cleveland - Dig Enterprises	City of Cedarburg	N66 W6404 Cleveland Street	4/10/2019
Commerce - VACANT	City of Cedarburg	W66 N200 Commerce Court	4/10/2019
Wash Ave - Java House	City of Cedarburg	W63 N653 Washington Avenue	4/10/2019
Wauwatosa - Cedarburg Police Department	City of Cedarburg	W75 N444 Wauwatosa Road	4/10/2019
Center - Apartments	City of Cedarburg	N56 W6395 Center Street	4/16/2019
Center - Fleur Salon	City of Cedarburg	N56 W6393 Center Street	4/16/2019
Center - Historic Interurban Depot	City of Cedarburg	N57 W6406 Center Street	4/16/2019
Center - Rachel's Roses	City of Cedarburg	N56 W6393 Center Street	4/16/2019
Center - Silver Spring Coin	City of Cedarburg	N56 W6351 Center Street	4/16/2019
Wash Ave - 4H Exhibition Hall	City of Cedarburg	W67 N866 Washington Avenue	4/16/2019
Wash Ave - 4H Pavilion	City of Cedarburg	W67 N866 Washington Avenue	4/16/2019
Wash Ave - Budiak Plumbing, Inc	City of Cedarburg	W68 N940 Washington Avenue	4/16/2019
Wash Ave - Columbia St. Mary's Center (Curling)	City of Cedarburg	W67 N890 Washington Avenue	4/16/2019
Wash Ave - Condos (4 Unit)	City of Cedarburg	W68 N915 Washington Avenue	4/16/2019
Wash Ave - Condos (6 Unit)	City of Cedarburg	W68 N903 Washington Avenue	4/16/2019
Wash Ave - Grand Motorsports & Service	City of Cedarburg	W68 N954 Washington Avenue	4/16/2019
Hanover - Knuth Building Company	City of Cedarburg	W63 N549 Hanover Avenue	4/19/2019
Portland - Temperature Pro	City of Cedarburg	N52 W5338 Portland Road	4/19/2019
Wash Ave - Creative Detailing, LLC	City of Cedarburg	W63 N132/N132A Washington Avenue	4/19/2019
Wash Ave - MTC Nest Agency	City of Cedarburg	W62 N281 Washington Avenue	4/19/2019
Center - 4 Unit Apartment	City of Cedarburg	N56 W6251 Center Street	4/23/2019
Center - 4 Unit Apartments	City of Cedarburg	N56 W6351 Center Street	4/23/2019
Center - Apartments	City of Cedarburg	N56 W6283 Center Street	4/23/2019

Center - Dr. Hansen DDS	City of Cedarburg	N57 W6296 Center Street	4/23/2019
Center - From Scratch Catering	City of Cedarburg	N56 W6287 Center Street	4/23/2019
Center - Mulcahy Shaw Water	City of Cedarburg	N57 W6316 Center Street	4/23/2019
Center - On Center	City of Cedarburg	N56 W6351 Center Street	4/23/2019
Wash Ave - 3 Unit Apartment	City of Cedarburg	W63 N690 Washington Avenue	4/23/2019
Wash Ave - 4 Unit Apartment	City of Cedarburg	W63 N652 Washington Avenue	4/23/2019
Wash Ave - Apartments	City of Cedarburg	W63 N692 Washington Avenue	4/23/2019
Wash Ave - Ashley's Confectionary	City of Cedarburg	W63 N650 Washington Avenue	4/23/2019
Wash Ave - August Weber Haus	City of Cedarburg	W63 N678 Washington Avenue	4/23/2019
Wash Ave - Cedar Creek Clothing	City of Cedarburg	W63 N656 Washington Avenue	4/23/2019
Wash Ave - Herman's Tire	City of Cedarburg	W63 N691 Washington Avenue	4/23/2019
Wash Ave - Leap of Faith	City of Cedarburg	W64 N707.2 Washington Avenue	4/23/2019
Wash Ave - ReMax	City of Cedarburg	W63 N647 Washington Avenue	4/23/2019
Wash Ave - The Gem Shop	City of Cedarburg	W64 N723 Washington Avenue	4/23/2019
Wash Ave - Access Boutique	City of Cedarburg	W63 N672.2 Washington Avenue	4/25/2019
Wash Ave - Corner Closet	City of Cedarburg	W63 N655 Washington Avenue	4/25/2019
Wash Ave - Design Direction	City of Cedarburg	W63 N671 Washington Avenue	4/25/2019
Wash Ave - Downtown Dough	City of Cedarburg	W63 N658 Washington Avenue	4/25/2019
Wash Ave - Garden Goodies	City of Cedarburg	W63 N664 Washington Avenue	4/25/2019
Wash Ave - Port Washington State Bank	City of Cedarburg	W61 N526 Washington Avenue	4/25/2019
Wash Ave - Sisters Salon	City of Cedarburg	W63 N671 Washington Avenue	4/25/2019
Wash Ave - Valley Skin Studios	City of Cedarburg	W63 N672.1 Washington Avenue	4/25/2019
Columbia - Briar Patch	City of Cedarburg	N58 W6204 Columbia Road	4/30/2019
Columbia - Cedarburg History Museum	City of Cedarburg	N58 W6194 Columbia Road	4/30/2019
Columbia - Groth Design Group	City of Cedarburg	N58 W6181 Columbia Road	4/30/2019
Columbia - Karl Schefft Attorney	City of Cedarburg	N58 W6212 Columbia Road	4/30/2019
Columbia - Landmark Feed & Supply	City of Cedarburg	N58 W6181 Columbia Road	4/30/2019
Columbia - The Pagoda	City of Cedarburg	N58 W6189 Columbia Road	4/30/2019