

**CITY OF CEDARBURG
COMMON COUNCIL
January 30, 2017**

**CC20170130-1
UNAPPROVED**

A regular meeting of the Common Council of the City of Cedarburg, Wisconsin, was held on Monday, January 30, 2017, at City Hall, W63 N645 Washington Avenue, second floor, Council Chambers. Mayor Kinzel called the meeting to order at 7:00 p.m.

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

Also Present - City Administrator/Treasurer Christy Mertes, Director of Public Works and Engineering Tom Wiza, City Clerk Constance McHugh, Police Chief Tom Frank, Parks, Recreation and Forestry Director Mikko Hilvo, Planner Jon Censky, interested citizens and news media

STATEMENT OF PUBLIC NOTICE

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

APPROVAL OF MINUTES

Motion made by Council Member Thome, seconded by Council Member Dieffenbach, to approve the minutes of the January 9, 2017 meeting of the Common Council as presented. Motion carried unanimously.

COMMENTS AND SUGGESTIONS FROM CITIZENS

Rachel Wilde, N44W6010 Hamilton Road, made comments as a follow up to the January 9, 2017 Council Meeting. She said Council Member Arnett has called the neighbors of St. Francis Borgia the "opposition group". She said the group is not the opposition, it only wants to see buildings that are architecturally complimentary to the neighborhood. She said no information regarding the St. Francis Borgia proposal was made public until last week. This group only wants what is best for the City. She said citizens do not understand the difference between the Zoning Code and the Smart Growth Plan and said a better understanding of the process is needed.

Attorney Herbrand said during the public comment portion of Council meetings the Council must balance the public's ability to speak with public notice requirements. During this time the Council cannot engage in lengthy discussions on topics that have not been properly noticed on the agenda. He suggested Ms. Wilde follow up with City staff and that perhaps some questions will be answered later in the meeting.

Planner Censky said the Comprehensive Smart Growth Land Use Plan for the City is a guide for future planning. The Zoning Code is the law. State law said these two documents must be consistent. Changes to either require public hearings, which the Council is in the process of. He encouraged anyone interested in learning more to stop in his office.

Vera Brissman, W58N432 Hilbert Avenue, made the following comments regarding the January 9, 2017 Council meeting:

"Although the St. Francis Borgia (SFB) project was not on the agenda, two aldermen, Mr. John Czarnecki and Mr. Jack Arnett took it upon themselves, on the record, to denigrate and insult the good people of Cedarburg. It is, in this City of Cedarburg, without precedent, that Common Council members, our elected aldermen, our very representatives in municipal government should verbally assault peaceful, law-abiding citizens of this community.

Our group began with a handful of people in the districts of Mr. Dieffenbach and Mr. Regenfuss, and now we have grown to become a very large part of Cedarburg, encompassing ALL of your districts. We call ourselves "The Friends of Historic Cedarburg."

Our continuously growing group has gathered together and given ourselves a name for one purpose ... to help guide our city government from making onerous mistakes such as the \$8.3 million DPW building, or in essence, squandering our taxpayers hard-earned money on an overgrown garage. Based upon that, in the November 14th Common Council meeting, Mr. O'Keefe turned to the people and announced that if we don't pass the SFB project, the City would have to raise our taxes.

Hence the birth and growth of our group, "The Friends of Historic Cedarburg."

We are people from all parts of Cedarburg who have come together to formally partake in the democratic process of our municipal government. We have worked together respectfully, legally, lawfully, and thoroughly. We have called you, we have written to you, and we have attended these very meetings to which the public is invited and encouraged to attend. You should be proud to call us your constituents. We are not apathetic; we are active, committed, and caring members of the City of Cedarburg.

We did not come here, to the open Common Council meetings, to be insulted. You do not have to agree with us, but as our elected representatives you must treat us with justice, truth, and dignity.

At the last Common Council meeting, you referred to the "neighbors" group many times as "the opposition." Au Contraire, we are here to help you uphold your very own written City of Cedarburg rules and regulations of the Smart Growth Comprehensive Plan. It is YOU who oppose your own plan. We are not the opposition, apparently YOU are. You have made yourselves so by not abiding by your own Mission Statement, and by not following your own Smart Growth Plan. What are your citizens to do? Your priorities are in the wrong place. You are coddling the developers and denigrating your citizens. HSI will one day soon be gone, but you will still have us.

Mr. Czarnecki was rude to one of our citizens when she simply asked him to speak into the microphone - "I am not reading this again; You can read it in the minutes," he arrogantly proclaimed.

Although Mr. Czarnecki has received hundreds of emails, he has chosen **one** in particular to read - to publicly chastise law-abiding, peaceful, caring, and pro-active members of this community.

He has stated publicly that:

- We are not listening to the needs of the residents of the City and do not care about the City's needs;
- We are not listening to the needs of the Downtown businesses – bars, restaurants, shops, salons;
- We are not listening to the School District;
- We are not concerned about the budgets for the pool, parks, Police Department, Recreation Department or the Library;
- We are not concerned about the dwindling volunteers for the Fire Department, or the budget impact of such.
- We are not concerned about tree trimming, trash removal, road repair, brush pick-up, or flower baskets;
- We are not concerned with the rising costs of City personnel or their benefits.

In reading this email aloud and on record, he has shown himself as an elected representative of the people to NOT be looking at the facts before him nor the repercussions in the future for the well-being of our citizens. Neither he, nor Mr. Arnett, appreciate the time, effort, cost, and thorough research of our citizens to discover AND PRESENT TO YOU correct factual information regarding your own Smart Growth Plan.

I do not blame St. Francis Borgia - they just want their money, although in their haste for big money, they have forgotten to work with their neighbors - the same neighbors who for many years have worked and cooperated with them.

I do not blame the developer, HSI - they too just want to come in and make a buck- WHAM, BAM, THANK YOU, MA' M and be on their way. They do not care for Cedarburg. They have no stake here. What do you think will happen when residents cannot afford the extremely high rents of these apartments? History speaks ... the rents will come down, the buildings will become shabby, and HSI will be long gone. Look around, this is not a theory, it is proven everywhere.

In addition, people who pay rent do not pay property taxes.

Who then will CARE for the additional services of the Police Department, the Fire Department, the schools, the trash pick-up, *the care of our beloved flower baskets?*

It is squarely on the shoulders of our elected officials to abide by the rules, regulations, and recommendations of our own governing bodies.

You have begun this process by ignoring the Landmarks Commission's recommendations.

Then you, Mr. Czarnecki, helped to pass this quickly through the Planning Commission - without doing proper research, traffic studies, or even becoming familiar with the details of the City of

Cedarburg's own Comprehensive Smart Growth Plan. This Plan is not to be ignored. It was state-mandated, well-researched, and carefully designed to protect the uniqueness of Cedarburg.

The Smart Growth Plan is a blueprint for INTELLIGENT GROWTH within our city.

You, sir, in construction, should know it like the back of your hand and should have been aware of the serious error in number of units allowed per acre that was presented to the public, and still you let it go.

Mr. Arnett, in the January 9th meeting, has lambasted and denounced our group in that we are not putting forth proper information to the public. That is not our job, that is yours ... as the representatives of the city.

Which brings us to the point ... At the November 14th Common Council meeting, HOW DID IT COME TO BE that the Common Council was first presented with HSI's development plans THAT NIGHT, and then be expected to intelligently vote upon it WITHIN THE HOUR?!?

What was the rush? Or did you count on the apathetic ignorance of your constituents?

Well, here we are. We have come to work side-by-side with you on this development and **future** developments within the city.

Considering all of the inflammatory remarks and actions going on in the world - even as we speak, this issue in Cedarburg is very small potatoes - and I am sure we all expect it to be resolved equitably, intelligently, respectfully, and peacefully.

This means then that our elected representatives have a call to serious action to:

1. **Heed** and **comply** with our governmental bodies' recommendations;
2. **Become knowledgeable** of and **comply** with the rules, regulations, and zoning requirements that lay an outline and define the City of Cedarburg;
3. **Maintain and commit** to an adherence of the City of Cedarburg Mission Statement;
4. **Comply** with the Ethics Code of the City of Cedarburg;
5. **Become intelligent stewards** of Cedarburg - not sell out its character for personal or irresponsible gains;
6. **Be fair, just, honest, and fiscally responsible** in making your decisions;
7. **Come to understand, appreciate, and listen** respectfully to the input of your citizens:
 - a. WE live, own, and pay taxes *in* Cedarburg;
 - b. WE have vibrant businesses in Cedarburg;
 - c. WE have a vital stake in Cedarburg;
 - d. WE know **what** drew us to Cedarburg and **why** we stay;
 - e. WE know our community and our neighbors;
 - f. WE know what is best for our whole community;
 - g. WE have elected YOU to represent us, the Community as a whole, and HERE WE ARE - no longer "The Neighbors," not the "Vote NO" group, certainly not "The Opposition" - as we ask you to adhere to your laws;

We have grown through all parts and areas of Cedarburg and have become "The Friends of Historic Cedarburg." We deserve to be heard and we deserve your respectful and timely responses.

Most of all, we require you to represent us, for which you have been elected, justly, fairly, intelligently, respectfully, honestly, with integrity, and with courage to do the right thing. Thank you very much for the opportunity to speak”.

Aaron Schultz, W59W370 Hilbert Avenue, said there is a need for the public to be informed and there has been a gap in communication. He said this is not an opposition movement. The group simply wants to participate in the process. He said it is difficult when the information is not readily available. The community is not privy to certain information and information has not been available to the City Planner. The public is at these meetings to get information, information that was not made available previously. Mr. Schultz said the Council needs to follow the Comprehensive Smart Growth Plan and needs to do a better job of informing the community. The Friends of Historic Cedarburg is a group to make sure the neighbors are participating in the project. The community wants to be part of the project.

Ellen Wilde, W65N527 St. John Avenue, had the following three questions:

1. What does the amended rezoning petition consist of?
2. If the rezoning request goes back to the Plan Commission, do the neighbors have to start another petition to force the $\frac{3}{4}$ majority vote?
3. Is a referendum possible?

Attorney Herbrand said while he has not thought this through, it may be necessary to file another protest petition. He encouraged Ms. Wilde to contact a private attorney regarding referendums, as he cannot give legal advice to members of the community.

PUBLIC HEARING – CONSIDER ORDINANCE NO. 2017-02 AMENDING SEC. 13-1-55(c) OF THE ZONING CODE TO ALLOW RESIDENTIAL USE OF EXISTING SINGLE-FAMILY AND TWO-FAMILY HOMES AS A PERMITTED USE IN THE B-3 CENTRAL BUSINESS DISTRICT

Mayor Kinzel declared the public hearing on Ordinance No. 2017-02 amending Sec. 13-1-55(c) of the Zoning Code to allow residential use of existing single-family and two-family homes as a permitted use in the B-3 Central Business District at 7:36 p.m.

Planner Censky said the issue of whether or not to list residential uses as permitted in the B-3 District has been discussed on and off for years and out of fear of potentially losing the business climate in our downtown area to residential uses, the issue was dropped a number of years ago. This issue originally surfaced back when a home owner along Cleveland Avenue located within the B-3 District was trying to refinance his home at which time it was discovered that single-family structures/uses are not technically permitted in this District. Consequently, his property title was clouded by the legal non-conforming status of the use and structure.

He said the impacts of having a nonconforming use/structure can be limiting going forward. More specifically, total lifetime structural repairs or alterations are limited to no more than fifty percent (50%) of the City’s assessed value over the lifetime of the structure unless it is permanently changed to conform to the rules of the B-3 District. Furthermore, if the existing residential use is ever discontinued for 12 consecutive months, any future use of the structure must conform to the rules of the B-3 District. Accordingly, to resolve this problem, Council Members are being asked to

consider this zoning text amendment which is intended to simply add to the Permitted Uses of the B-3 District: Residential use of only single-family and two-family structures that existed prior to the adoption of this Ordinance. The Landmarks Commission and Plan Commission unanimously recommended approval of the Ordinance.

Council Member Czarnecki said this has to do with the vibrancy of the community. Some commercial uses have become obsolete and no longer are able to function as commercial properties. This will allow the structures to be converted back to residential use if they once existed as residential structures.

Motion made by Council Member Thome, seconded by Council Member Czarnecki, to close the public hearing at 7:42 p.m.

Motion made by Council Member Thome, seconded by Council Member Czarnecki, to adopt Ordinance No. 2017-02 amending Sec. 13-1-55(c) of the Zoning Code to allow residential use of existing single-family and two family homes as a permitted use in the B-3 Central Business District. Motion carried unanimously.

PUBLIC HEARING – CONSIDER ORDINANCE NO. 2017-03 TO REZONE/SHIFT THE LIMITS OF THE 100 YEAR FLOODPLAIN IN AN AREA WITHIN THE THIRD PHASE OF THE GLEN AT CEDAR CREEK SUBDIVISION ON THE EAST SIDE OF SHEBOYGAN ROAD

Mayor Kinzel declared the public hearing to consider Ordinance No. 2017-03 to rezone/shift the limits of the 100 year floodplain in an area within the third phase of the Glen at Cedar Creek subdivision on the east side of Sheboygan Road open at 7:43 p.m.

Planner Censky said as part of the third phase of the Glen at Cedar Creek Subdivision, the applicant is proposing to shift the limits of the 100 year floodplain from the rear of those lots along the east side of the long cul-de-sac in this phase toward the creek and then increase the limits of the floodplain in the area just northeast of the end of that cul-de-sac. Procedurally, this shift will be accomplished through the rezoning ordinance and is needed for this phase of the development to move forward.

Since receiving approval of the preliminary plat in December 2015, the applicant has been working to address the technical issues necessary to satisfy the requirements of the Wisconsin Department of Natural Resources. Having completed that work, they have now received consent from the WI DNR and FEMA to move ahead with this rezoning request. This floodplain change will allow for the introduction of fill to raise the elevation of five lots to improve their buildable status.

Paul Baggagry, N110W5450 West Highland Drive, commented on the extraordinary noise from this development and the non-stop drilling that has gone on for 57 days. He said he is concerned about the loss of vegetation and questioned whether the developer would be allowed to remove more trees under this Ordinance.

Planner Censky said there would be no additional removal of trees.

Motion made by Council Member O’Keefe, seconded by Council Member Czarnecki, to close the public hearing at 7:51 p.m.

Motion made by Council Member Arnett, seconded by Council Member Regenfuss, to adopt Ordinance No. 2017-03 to rezone/shift the limits of the 100 year floodplain in an area within the third phase of the Glen at Cedar Creek subdivision on the east side of Sheboygan Road south of Highway 60 from RS-4/PUD Single Family Residential/Planned Unit Development/Flood Fringe Overlay to RS-4/PUD Single Family Residential/Planned Unit Development. Motion carried unanimously.

REFERRAL TO PLAN COMMISSION OF REZONING PETITION OF ST. FRANCIS BORGIA, C/O HSI PROPERTIES, LLC., FOR THE ST. FRANCIS BORGIA SCHOOL PROPERTIES LOCATED AT N44 W6035 – N43 W6005 HAMILTON ROAD AND THE PARKING LOT PROPERTY ACROSS THE STREET, INCLUDING THE VACANT PARCEL EXTENDING FROM THE PARKING LOT NORTH TO SPRING STREET

Attorney Herbrand said HSI has filed an amended zoning petition and plans for the St. Francis Borgia property. Based on the Zoning Code, the Council is expected to refer this matter to the Plan Commission for a recommendation. This will basically start the land use plan amendment and rezoning process over. It is anticipated this matter will be discussed at the March 6 Plan Commission meeting and March 13 Council meeting. He said this referral is just that, and not a statement for or against the project.

Council Member Verhaalen asked if the neighbors need to file another protest petition.

Attorney Herbrand said it is likely the amended petition would require a new protest petition.

Ellen Wilde asked what the change in zoning is.

Planner Censky said the request is to change the zoning from I-1 Institutional to Rm-2 Multi-family Residential with a Planned Unit Development overlay. He said the process is confusing and understands the concerns of the neighbors. There is a request to amend the Comprehensive Land Use Plan, a request to rezone the property, and a rezoning request to remove the rectory from the historic district.

Bob Roessler, N47W6075 Spring Street, said he has reviewed three sets of plans regarding this property. None of the drawings were drawn to scale. He urged the Council to ask HSI for scaled drawings that include the physical dimensions of the buildings.

Planner Censky said the City is in the very early stage of the approval process. If the rezonings and land use plan amendment are approved, more detailed plans will need to be submitted.

Mayor Kinzel agreed it would be helpful to have drawings with the proper scale.

Motion made by Council Member Arnett, seconded by Council Member Czarnecki, to refer to the Plan Commission the rezoning petition of St. Francis Borgia, c/o HSI Properties, LLC., for the St. Francis Borgia School properties located at N44W6035 – N43W6005 Hamilton Road and the

parking lot property across the street, including the vacant parcel extending from the parking lot north to Spring Street. Motion carried unanimously.

CONSIDER REQUEST OF JW'S 19TH TEE, LLC AND MESSINA II, INC. TO AMEND THE CLASS "B" BEER LICENSE PREMISE DESCRIPTIONS TO EXCLUDE THE DATES OF FEBRUARY 15, 2017 THROUGH FEBRUARY 19, 2017 FOR THE COLUMBIA ST. MARY'S CENTER AT W67 N890 WASHINGTON AVENUE

Attorney Herbrand said two license holders have licenses to sell beer in the County building used by the Curling Club. The Curling Club in the past did not have a reason to sell beer; however, there is a large tournament in February and the Club would like to sell beer as a fund raiser. The two license holders have agreed to relinquish their licenses and amend the premise descriptions of their licenses for four days to permit the Curling Club to apply for and obtain a temporary Class "B" beer license.

Motion made by Council Member Czarnecki, seconded by Council Member Thome, to amend the Class "B" beer license premise descriptions of JW's Tee, LLC and Messina II, Inc. to exclude the dates of February 15, 2017 through February 19, 2017 for the Columbia St. Mary's Center at W67 N890 Washington Avenue. Motion carried unanimously.

CONSIDER PUBLIC WORKS AND SEWERAGE COMMISSION RECOMMENDATION FOR FUTURE OPERATIONS OF THE NEW PUBLIC WORKS YARD WASTE DROP-OFF SITE, INCLUDING HOURS OF OPERATION, SERVICES PROVIDED AND USER FEE

Director Wiza said the with the new Public Works facility and expanded site, the hours of the drop-off site can be greatly expanded using an automated gate system with a card reader. The Public Works and Sewerage Commission discussed this matter and made the following recommendations:

1. A \$30 one-time and a \$30 replacement fee if the card is lost or damaged. A corrupted card will be replaced without a fee as long as the old card is turned in.
2. Card holders will be issued the list of rules with their cards.
3. Yard waste, grass clippings, brush, cardboard, waste oil, anti-freeze, lead acid batteries will be accepted.
4. Garlic mustard, teasel, purple loosestrife, wild parsnip, and other invasive vegetation will be accepted as long as it is bagged.
5. Free wood chips will be made available to residents on a first-come, first serve basis.
6. The site will be "self-service" only and will not be staffed.
7. The rules will be clearly posted at the site.
8. One-way traffic only through the site with entry at the north gate and exit at the south gate.
9. The site will be open year-round.
10. The site will be open from 7:00 a.m. to 7:00 p.m. six days a week.
11. The site will be closed on Tuesdays to allow for clearing.
12. The site will be the last area cleared of snow.
13. Staff is to investigate issuance of cards, by mail, email or phone and/or made available at the Public Works facility office in addition to in-person.
14. Proof of residence is required.

Council Member Czarnecki asked what neighboring communities do in terms of drop-off sites.

Director Wiza said it varies depending upon whether the sites are manual or automated. Grafton has an automated site and charges \$25 for the card and \$25 annually. Thiensville charges a \$20 annual fee. Port Washington has a manual site and does not charge its residents for using it.

Council Member Verhaalen said he does not have a problem charging for the cost of the card but is opposed to an annual fee. He asked if access will be revoked if it is found people outside the community are using the site.

Director Wiza said the site will have cameras and the card will be recorded each time it is used. He said suspicious activity can be investigated.

Council Member Thome said the cost of the card should be no more than the cost to issue and program it. She is not in favor of an annual fee as the Council has said in the past this is a service that should be provided. She said usage should be monitored and violations pursued.

Council Member Arnett said his constituents are excited to hear about the expanded hours of operation.

Council Member Regenfuss asked about liability and whether users should sign a waiver.

Attorney Herbrand said he does not think liability will be much of an issue. The site will be covered if someone hurts themselves just as they are on other City property.

Council Member Dieffenbach asked if there will be industrial or commercial use of the site.

Director Wiza said the site will be for residential use only.

Motion made by Council Member Arnett, seconded by Council Member Regenfuss, to adopt the recommendations of the Public Works and Sewerage Commission regarding the future operations of the drop-off site. Motion carried unanimously.

CONSIDER REQUEST FROM POLICE CHIEF TO FILL A VACANT DISPATCHER POSITION

Chief Frank said a dispatcher will be retiring on February 27. He is requesting authorization to begin the hiring process.

Motion made by Council Member Dieffenbach, seconded by Council Member O'Keefe, to approve the Police Chief's request to fill a vacant Dispatcher position, with the understanding that Chief Frank will engage in discussion for consolidated dispatch. Motion carried without a negative vote.

CONSIDER REVISED PR-1 – PARK RESERVATIONS AS IT RELATES TO ATHLETIC FIELD RESERVATIONS

In order to help cover maintenance costs of park facilities, Director Hilvo is requesting to add athletic field rental fees. The athletic field rental fees would be \$10/hour for residents and \$20/hour for non-residents. In order to receive the resident rate 75% of the participants in an organization must be City of Cedarburg residents.

Council Member Verhaalen said he would like to offer an amendment that non-profit organizations that make a significant contribution to maintain and improve the facilities, as determined by the Director of Parks, Recreation and Forestry, be exempt from the hourly rates.

Motion made by Council Member Verhaalen, seconded by Council Member O’Keefe, to approve revised PR-1 Park Reservations to include athletic field rental fees \$10/hour for residents and \$20/hour for non-residents, with the exception of non-profit organizations that make a significant contribution to the maintenance and improvement of the facilities as determined by the Director of Parks, Recreation and Forestry.. Motion carried unanimously.

DISCUSSION AND POSSIBLE ACTION ON PROPOSED ORDINANCE NO. 2017-04 CREATING SEC. 7-1-26 OF THE MUNICIPAL CODE OF ORDINANCES PERTAINING TO THE KEEPING OF DOMESTICATED CHICKENS

Attorney Herbrand said an ordinance has been drafted that allows the keeping of chickens in the City. The proposed ordinance allows for a maximum of four chickens on parcels zoned as single-family use only. Chicken raising activity will be restricted to the rear yard only and all coops and pens must be located at least 30’ from a neighboring residential structure. Homeowners would have to apply for an annual permit.

Council Member Czarnecki said he cannot find anyone who thinks this ordinance is a good idea.

Council Member Verhaalen said there is a perception that chickens do not belong in a city.

Council Member Arnett said chickens are not allowed under the current Code, with the exception of agricultural districts. He asked who would enforce the ordinance.

Attorney Herbrand said the ordinance would be enforced by the Building Inspector and Police Department.

Council Member Thome said people in the community are starting to talk about this. She said she wants to hear more comments from residents.

Council Member Arnett said constituents in his district have concerns about noise, chickens located 30’ from a bedroom window, conflicts between pets and chickens, the building of unsightly pens or coops, chickens roaming at large, and chickens attracting natural predators.

Council Member O’Keefe said he shares the concerns of predators who may be attracted to the chickens.

A woman in the audience agreed that predators can be a problem as well as noise and odor.

Kristen Burkart, W67N542 Evergreen Blvd, said she is in favor of the ordinance and said it is a step forward. She said chickens do not smell and four to six chickens generate the same amount of waste as a normal dog.

Tracy Kieckhefer, N76W7292 Linden Street, said chickens do serve an education purpose and the Ozaukee 4-H does have a chicken project.

Another woman in the audience said she was under the impression that the City has a don't ask don't tell policy regarding chickens.

Council Member Czarnecki said he cannot see permits being pulled or the ordinance being enforced.

Council Member Dieffenbach said he has not heard any comments against keeping of chickens.

Motion made by Council Member Verhaalen, seconded by Council Member O'Keefe to table Ordinance No. 2017-04 pertaining to the keeping of chickens until the February 27, 2017 Council meeting. Motion carried unanimously.

PAYMENT OF BILLS

Motion made by Council Member Czarnecki, seconded by Council Member O'Keefe, to approve the payment of the bills for the period 01/12/17 through 01/23/17, ACH transfers for the period 01/07/17 through 01/24/17, and payroll for the period 01/01/17 through 01/14/17. The motion carried unanimously.

LICENSE APPLICATIONS

Motion made by Council Member O'Keefe, seconded by Council Member Thome, to authorize the issuance of new Operators licenses for the period ending June 30, 2017 to Sandra J. Arndt, Michael R. Bennett, Cynthia A. Benning, Clare M. Bergquist, Mica J. Drengler, Margaret Knitter, Paul V. Micha, Amy B. Radtke, and Karen A. Rambadt. Motion carried unanimously.

Motion made by Council Member O'Keefe, seconded by Council Member Czarnecki, to authorize the issuance of a renewal Operators license to Terri J. Heidtke for the period ending June 30, 2017. Motion carried unanimously.

Motion made by Council Member O'Keefe, seconded by Council Member Czarnecki, to authorize the issuance of a Festival Celebration Permit to Festivals of Cedarburg, Inc., for Winter Festival to be held on Saturday, February 18, 2017 from 8:30 a.m. to 10:00 p.m. and on Sunday, February 19, 2017 from 8:30 a.m. to 4:00 p.m.

CITY ADMINISTRATOR'S REPORT

City Administrator/Treasurer Mertes said 179 vendors have signed up with Agilex for payment of invoices since the enrollment process began.

She said that she and Director Hilvo met with representatives of Fox Point to brainstorm ideas for increasing revenue for the Community Pool.

City Administrator/Treasurer Mertes said in January Sgt. Rick Leach completed 30 years of service with the City and Accountant II Kathy Huebl completed 25 years with the City.

Council Member Arnett asked if the new ordinance regarding liquor license hours has been mailed to license holders.

City Clerk McHugh said the ordinance has been mailed as part of the annual mailing to license holders.

COMMENTS AND ANNOUNCEMENTS BY COUNCIL MEMBERS

Council Member Czarnecki said new drawings for the St. Francis Borgia property show 29 less units. This equates to 45 fewer people to shop in the downtown commercial district. Forty five fewer people equates to approximately \$126,000 per year in lost revenue to downtown bars, restaurants and shops.

He said a recent *News Graphic* article quoted a concerned citizen as saying that the HSI plans were "drastically out of character for the City." He said not all residents agree. Council Member Czarnecki said the Friends of Historic Cedarburg would do well to understand that many residents in Cedarburg would like to see this project built.

Council Member Arnett said the St. Francis Borgia plans on the Friends of Historic Cedarburg Facebook page are no longer being considered. He said there have been no changes to the on-line petition. He said he is challenging this group to present signatures under the new plan if a petition is presented to the Council.

ADJOURNMENT

Motion made by Council Member Dieffenbach, seconded by Council Member Thome, to adjourn the meeting at 9:22 p.m. Motion carried unanimously.

Constance K. McHugh, MMC/WCPC
City Clerk