

In attendance: Mayor S. Klein, Aldermen B. Bergman, S. Bierce, J. Kara, J. Wamser. C. Brown and D. Noll were absent and excused. Also present were Clerk/Treasurer K. Tarczewski, City Administrator T. LaBorde, DPW Director J. Weigel, Fire Chief K. Bierce, City Planner H. Clinkenbeard and Attorney V. Anderson.

1.0 Call to Order and Pledge of Allegiance - Mayor Klein called the meeting to order at 7:01 p.m.

2.0 Public Comment – None.

3.0 Consent Agenda – Action

3.1 Accounts Payable Summaries

3.2 Reduce the Cash Deposit down to \$7,500.00 for the Broken Hill Addition No. 2 development

3.3 Concur with the Plan Commission and Approve **Ordinance #16-10** pertaining to the Rezoning of the property located at W240 N3415 Pewaukee Road from Rs-3 Residential to I-2 Rural Institutional (PWC 0904998) (**Second Reading**)

3.4 Concur with the Plan Commission to **Approve** Certified Survey Map PC #151217-1 for the Property Located at W240 N3415 Pewaukee Road Into Two Parcels (PWC 0904998)

3.5 Concur with the Plan Commission to **Approve** the Conditional Use Permit for Eco-Site to Erect and Operate a Cell Tower on the Strieter Property Located at W240 N3415 Pewaukee Road (PWC 0904998)

3.6 Concur with the Plan Commission to **Approve** the Conditional Use Permit for Edgewater of Pewaukee to Operate the ~~Sand Bar Sports Bar~~ Edgewater of Pewaukee Located at W278 N2315 Prospect Avenue (PWC 0935977)

3.7 Concur with the Plan Commission to **Approve** an Outdoor Activity Permit for Edgewater of Pewaukee Located at W278 N2315 Prospect Avenue (PWC 0935977)

Mayor Klein noted there was a request to table items 3.3, 3.4 & 3.5 and requested those items be removed from the consent agenda.

A motion was made and seconded, (J. Wamser, J. Kara) to approve the remaining items on the consent agenda. Motion Passed: 4-For, 0-Against.

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Mayor Klein and Mr. Weigel both noted that there were contingencies that need to be met before approval on these items could be given.

A motion was made and seconded (S. Bierce, J. Wamser) to table Items 3.3, 3.4 & 3.5. Motion Passed: 4-For, 0-Against.

- 4.0 Discussion and Possible Action to Approve **Ordinance 16-01** to Repeal and Recreate Section 4.22 of the City of Pewaukee Municipal Code regarding Fire Inspection of Commercial Structures (**First Reading**)

Chief Bierce was present for this item. The proposed ordinance cleans up the square footage overlap to match fee schedule.

- 5.0 Discussion and Possible Action to Approve **Ordinance 16-02** to Repeal and Recreate Section 5.11 of the City of Pewaukee Municipal Code related to Arterial Stop Signs and Yield Signs (**First Reading**)

Ms. LaBorde stated that the Attorney said we no longer had to list out the stop signs and yield signs. A list of the locations will be maintained and staff is developing a map with their locations.

- 6.0 Discussion and Possible Action to Approve **Ordinance 16-03** to Repeal and Recreate Section 6.10 (7) of the City of Pewaukee Municipal Code regarding Filling of Land and Water (**First Reading**)

Ms. LaBorde stated that in reviewing this chapter an error was discovered in the citation for the penalties section.

- 7.0 Discussion and Possible Action to Approve **Ordinance 16-04** to Repeal and Recreate Section 6.145 of the City of Pewaukee Municipal Code regarding Garbage and Recycling Services (**First Reading**)

Ms. LaBorde stated that the proposed language is in response to complaints received this summer for people not removing their carts in a timely manner. This language would require the cans to be removed 24 hours after collection.

The Sheriff's department has been responsive to complaints received to date. Attorney Anderson suggested adding language that includes tenants as to violations.

- 8.0 Discussion and Possible Action to Approve **Ordinance 16-05** to Repeal and Recreate Section 5.05(2) of the City of Pewaukee Municipal Code regarding Special and Seasonal Weight Limits (**First Reading**)

Attorney Anderson stated that the proposed revisions to this language is a result of new legislation that was recently adopted that addresses exemptions.

- 9.0 Discussion and Possible Action to Approve **Ordinance 16-06** to Create Section 11.13 of the City of Pewaukee Municipal Code regarding Cigarette and Tobacco Products (**First Reading**)

Ms. Tarczewski stated that upon reviewing all of the license fees it was determined that there was no language in the code pertaining to this item.

- 10.0 Discussion and Possible Action to Approve **Ordinance 16-07** to Repeal Section 11.08 of the City of Pewaukee Municipal Code regarding Closing-Out Sale License (**First Reading**)

This item was discussed during the fee schedule discussion at the last meeting where it was recommended to remove the language from the code.

- 11.0 Discussion and Possible Action to Approve **Ordinance 16-08** to Repeal and Create Section 6.035 of the City of Pewaukee Municipal Code regarding Sexual Offender Residency Restrictions; Child Safety Zones (**First Reading**)

A motion was made and seconded, (S. Bierce, J. Wamser) to suspend the rules and waive the second reading of this ordinance. Motion Passed: 4-For, 0-Against.

A motion was made and seconded, (S. Bierce, J. Wamser) to approve Ordinance 16-08 to Repeal and Create Section 6.035 of the City of Pewaukee Municipal Code regarding Sexual Offender Residency Restrictions and Child Safety Zones.

Motion Passed: 4-For, 0-Against.

- 12.0 Discussion and Possible Action to Suspend the Rules and Approve **Ordinance 16-09** to Repeal and Recreate Section 16.0204 of the City of Pewaukee Municipal Code regarding Municipal Water Rates (**First & Second Reading**)

A motion was made and seconded, (J. Kara, B. Bergman) to suspend the rules and waive the second reading of this ordinance. Motion Passed: 4-For, 0-Against.

A motion was made and seconded, (J. Kara, B. Bergman) to approve Ordinance 16-09 to repeal and recreate Section 16.0204 of the City of Pewaukee Municipal Code regarding Municipal Water Rates contingent upon the DPW Director verifying the date in the document. Motion Passed: 4-For, 0-Against.

- 13.0 Public Comment

George Evert (N45 W24434 Lindsay Road) questioned who was liable if a trash can was hit because it was set too far into the road. It was believed the person in the vehicle would be responsible, but it would be the homeowner's responsibility to replace it.

- 14.0 Adjournment

A motion was made and seconded, (J. Wamser, B. Bergman) to adjourn the meeting at 7:28 p.m. Motion Passed: 4-For, 0-Against.

Respectfully Submitted,

Kelly Tarczewski
Clerk/Treasurer