



MINUTES - SHOREWOOD BOARD OF TRUSTEES
Village Board Meeting
April 15, 2019

1. Call to Order

Trustee McKaig called the meeting of the Village Board to order at 7:40 p.m. in the Court Room.

2. Roll Call

Trustee McKaig called the roll. Present: Trustees Davida Amenta, Tammy Bockhorst, Jessica Carpenter, Michael Maher, Ann McKaig and Wesley Warren. President Rozek was excused

Others Present: Village Attorney Nathan Bayer, Village Manager Rebecca Ewald, Planning and Development Director Bart Griepentrog, Police Chief Peter Nimmer, Police Administrative Manager Debbie Noel Govani, Finance Director/Treasurer Mark Emanuelson

3. Statement of Public Notice

Clerk Bruckman stated that the meeting had been posted and noticed according to law.

4. Special Order of Business – None

5. Citizens to be heard – This item is for matters not on the agenda. Discussion may follow comment on non-agenda items or discussion and action may come at future meetings.

Karen Owecki, 1824 E. Kenmore Pl., Shorewood, WI 53211; expressed concern that her neighbor was approved for a bee keeping permit. Would like the Village Board to review the criteria of the ordinance. (handout included at the end of the minutes)

Mr. Griepentrog clarified bee keeping permits can be administratively approved; any appeal would go to the Board of Appeals.

6. Consent Agenda Items

- a. Accept Presentation of Accounts – April 15, 2019
- b. Consider Village Board Minutes – April 1, 2019
- c. Consider disallowance of claim re: Outlaw, Yasmine v. Village of Shorewood – Claim # WM000401810117.
- d. Consider RFP for crossing guard services
- e. Consider Application for Special Privilege Approval for outdoor seating in the sidewalk public right of way at:
 - i. MOD Pizza, 4151 N. Oakland Ave.
 - ii. Lake Effect Surf Shop, 1926 E. Capitol Dr.
- f. Consider Application for Special Privilege Approval for permanent seating in the sidewalk public right of way at:
 - i. Blue's Egg, 4195 N. Oakland Ave.
- g. Consider Application for Special Privilege Approval for a Loading Zone in the public right of way at:
 - i. Village Center (Senior Resource Center), 3920 N. Murray Ave.
 - ii. Metro Market, 4075 N. Oakland Ave.
 - iii. The Atrium, 2107 E. Capitol Dr.

- iv. Sherwin Williams, 4334 N. Oakland Ave.
- h. Consider Special Event Permit, Short Term Cabaret License, Temporary Class “B” License from the BID, Temporary Extension of Premise for North Shore Boulangerie, 4401 N. Oakland Ave., Cloud Red, 4488 N. Oakland Ave., Draft and Vessel, 4417 N. Oakland Ave., North Star American Bistro, 4518 N. Oakland Ave. and a Short Term Cabaret License and Extension of Premise for Three Lions, 4515 N. Oakland Ave for the Shorewood Criterium and Block Party in the 4500 block of N. Oakland Ave on Thursday, June 27, 2019.
- i. Consider Special Event Permit, Short Term Cabaret License and Temporary Extension of Premise for Three Lions Pub, 4515 N. Oakland Ave., Shorewood for Multicultural Soccer Block Party, July 7, 2019.

Tr. Bockhorst moved, seconded by Tr. Maher to approve the consent agenda. Tr. Maher requested removing items 6fi, 6giii, and 6i, Tr. Carpenter requested removing item 6d off the consent agenda. Motion carried 6 – 0 with items 6d, 6fi, 6giii, and 6i removed.

6. Items Removed from the Consent Agenda

6d; Consider RFP for Crossing Guards.

Tr. Carpenter inquired what stage of discussion the Village was at with the School District in partnering in this process. Ms. Ewald explained, the Bi-Board Meeting will be taking place on Tuesday, April 23, 2019 at 6:00 p.m. at the Shorewood High School. One of the suggested items for discussion will be the crossing guards. Ms. Ewald explained the RFP was not specifically listed, but a copy could be provided.

Tr. Carpenter moved, seconded by Tr. Warren to approve the RFP for Crossing Guards. Motion carried 6 – 0.

Attorney Bayer commented the term date listed in the contract stated TBD and wanted to clarify it wasn't a typo.

Tr. Bockhorst moved to reconsider the motion to approve the RFP for the Crossing Guards, seconded by Tr. Maher. Motion to reconsider carried 6 – 0.

Discussion continued on RFP for Crossing Guards. The Village Board discussed options for one or three year terms.

Tr. Bockhorst moved, seconded by Tr. Maher to include one and three-year contract term alternatives in the RFP. No vote was taken.

Some Village Board members expressed the concern last year was to have further discussion with the school district before the RFP process this year and that discussion is no further along than it was last year. Some Village Board members expressed it is prudent to submit the RFP sooner rather than later. It was clarified there were several requests for a Bi-Board meeting last year and the School Board was unable to accommodate those requests.

Tr. Bockhorst moved to amend, seconded by Tr. Maher to include a two-year option. Amendment carried 5 – 1 with Tr. Amenta voting nay.

Motion as Amended: To approve the RFP for Crossing Guards with a one year, two years, and three-year contract term alternatives. Motion carried 6 – 0.

6fi; Consider Application for Special Privilege Approval for permanent seating in the sidewalk public right of way at: Blue's Egg, 4195 N. Oakland Ave

Tr. Maher inquired if the extension of liquor license premise had been approved? Clerk Bruckman stated it will be on the May 6, 2019 Village Board agenda. Tr. Maher questioned if the benches were attached to the sidewalk? Mr. Griepentrog explained they would be bolted down; they were approved for the same temporary benches last year.

Tr. Maher moved, seconded by Tr. Bockhorst to approve the application for Special Privilege approval for permanent seating in the sidewalk public right of way at Blue's Egg, 4195 N. Oakland Ave. Motion carried 6 – 0.

6giii; Consider application for Special Privilege Approval for a Loading Zone in the public right of way at: The Atrium, 2107 E. Capitol Dr.

Tr. Maher questioned how many parking spaces would be lost since they are requesting a 26 ft. loading zone beyond their physical property line and if the neighbors have been provided notification of the request. Mr. Griepentrog explained it would be about four spaces with hours 10:00 a.m. until 2:00 p.m. Monday thru Thursday and 10:00 a.m. until 12:00 a.m. Friday thru Sunday. The Village is not required to notify the neighbors.

Donna Pollock, 4395 N. Alpine Ave., Shorewood 53211; questioned that letters should be sent to the residents and businesses in that area as a courtesy since there would be a change in parking.

One Village Board member inquired if the application process for all applicants is handled the same. Mr. Griepentrog explained yes, but the other applicants were not requesting a change in their existing loading zone.

Geoffrey Davidian, 4101 N. Prospect Ave., Shorewood 53211; stated decision should be made based on the facts presented not assumptions.

Some Village Board members expressed there is a concern for parking in this area already and would like more information on how much business is being done during the times requested.

Tr. Warren moved, seconded by Tr. Maher to defer until the May 6, 2019 Village Board meeting. Motion carried 6 – 0.

Geoffrey Davidian, 4101 N. Prospect Ave., Shorewood 53211; suggested the Village have a notice sent.

6i; Consider Special Event Permit, Short Term Cabaret License and Temporary Extension of Premise for Three Lions Pub, 4515 N. Oakland Ave., Shorewood for Multicultural Soccer Block Party, July 7, 2019.

Tr. Maher explained since this a new event, it would warrant some Village Board discussion. Tr. Maher inquired if notice had been sent to the neighbors. Mr. Price explained they will be but have not yet. Some of the Village Board members expressed concern for not having a master calendar to keep track of all the events happening in the Village.

Chief Nimmer explained after reviewing the application and the past World Cup event, it was determined to not have dedicated police service there, it doesn't mean someone won't be monitoring it. If the event grows, that may change.

David Price, Three Lions Pub; explained they expect 4,000 - 7,000 people into the Village that day including exposure to media and press. It's a great way to celebrate women's sports and culture.

Tr. Amenta suggested including the Shorewood High School Girls Soccer Team as they are undefeated at this time.

Tr. Bockhorst moved, seconded by Tr. Maher to approve the Special Event Permit, Short Term Cabaret License and Temporary Extension of Premise for Three Lions Pub, 4515 N. Oakland Ave, Shorewood for a Multicultural Soccer Block Party, July 7, 2019 with the modification to the site map to not block The Cornerstone building's driveway exit located just north of North Star American Bistro on N. Oakland. Motion carried 6 – 0.

7. Public Hearing(s) - None

8. New Business

- a. Consider Transportation and Parking Analysis project management and communication plan (meeting #4)

Mr. Griepentrog explained the following memo: The project management and communication plans have been drafted to help guide facilitation of the Transportation and Parking Analysis and its associated public engagement efforts. The project management plan outlines communication between staff, stakeholders and the consultant, and composition and expectations of the project's Technical Advisory Groups. The communication plan details expected efforts for public engagement and a proposed project schedule. Both staff and the consultant acknowledge that the schedule of the project may shift, depending on numerous externalities, including public input, additional research efforts and potential revisions and/or additions to recommendations. The timeline includes monthly updates to the Public Works Committee, who would be apprised of any overall revisions to the schedule, as needed.

Village Board members expressed they would have liked to see this vetted through Public Works Committee before it had come to the Village Board. Some Village Board members expressed concern for how the two Technical Advisory Groups are made up; there's no opportunity for people to apply if they have interest. Some Village Board members expressed the structure of communication and public input for the Wilson Drive project was very beneficial.

Tr. Amenta moved, seconded by Tr. Warren to refer the Transportation and Parking Analysis project management and communication plans to the Public Works Committee for consideration. Motion carried 6 – 0.

The Village Board recessed at 8:49 p.m.

The Village Board reconvened at 8:56 p.m.

- b. Consider commitment of General Fund unassigned balances to fund the 2019 Private Lead Lateral Loan Program.

Tr. Amenta explained 14 out of the 27 eligible property owners have decided to replace their private lateral, but the Village did not allocate any fund balance to pay for the upfront cost for the private laterals.

Tr. Maher moved, seconded by Tr. Warren to commit \$100,000 of general fund unassigned fund balance reserves to finance the 2019 private lead service lateral replacement program loans. Motion carried 6 – 0.

9. Reports of Village Officials
 - a. Village President – None
 - b. Village Trustees –

Tr. Maher announced his retirement from his day job.

Tr. Bockhorst shared that Community and Business Relations will be advancing an Ordinance on Conversion Therapy to the full Village Board and had a preliminary discussion on a proposed Special Event Policy.

- c. Village Manager –

Ms. Ewald proposed April 29 as a meeting to conduct a tour of the Public Works facility and review of Public Works services, fleet and organizational structure. A majority of the Village Board could not meet on the proposed date of April 29; Manager Ewald will be sending out a Doodle Poll with alternative options or schedule an earlier Committee of the Whole.

10. Items for future consideration –

- a. Consider Village Board and Committee Code of Conduct/Ethics discussion: online and digital behavior of elected and appointed officials

The Village Board discussed what committee to refer the topics to and if they should be split up; there was concern that combining both topics for one discussion could be confusing. One Village Board member shared there is something stated in the Village Ordinance verified affidavits made in regards to Code of Conduct, but there isn't something defined in policy or procedure. Some Village Board members shared the idea of sending to Judiciary, Personnel and Licensing to prioritize or piece out all the different areas and work with staff to pursue forward.

Tr. Bockhorst moved, seconded by Tr. Maher to refer Village Board and Committee Code of Conduct/Ethics discussion: online and digital behavior of elected and appointed officials to a Committee of the Whole meeting. Motion carried 4 – 2 with Trustees Amenta and Carpenter voting nay.

Geoffrey Davidian; 4101 N. Prospect Ave., Shorewood 53211; explained he would like to see an independent Board that could receive complaints and can enforce the conduct and take action to provide punishment.

- b. Consider legislation limiting the sale and use of vaping devices and accessories to minors.

Some Village Board members questioned if we know for sure if this is occurring in the Village.

Rod DePue; 1818 E. Shorewood Blvd, unit 308, Shorewood 53211; learned about vaping from his son and noticed a sign at the gas station across from the high school.

Tr. Warren moved, seconded by Tr. Bockhorst to refer the matter to the Public Safety Committee following decriminalization of marijuana. Motion carried 6 – 0.

- c. Consider board discussion on board committee liaison appointments as well as committee/commission assignments.

Tr. Bockhorst explained in the past the Village President has reached out to Trustees individually and inquired on their committee preferences. In the spirit of collaboration, if the Village Board could have a discussion on what Committees they would like to be a part of in the future. Discussion will continue during the Committee structure meetings.

11. Adjournment

Tr. Bockhorst moved and Tr. Maher seconded to adjourn at 9:40 p.m. Motion carried 6 - 0.

Respectfully submitted,

Sara Bruckman, CMC/WCMC
Village Clerk

April 15, 2019

Village Board of Shorewood

Beekeeping Objection and Concerns RE: 1828 E. Kenmore Place

Request a Denial of Application

History

Objection of Application

Letter of concern/objection given to Village

Application Granted

Questions

How many people are needed to oppose an application?

Why were the neighbors to the south not asked to sign the application?

Location – will he have the proper 6' flyaway barrier in place?

Location – will he have a water source larger or as large as mine?

How many bees will there be in his hive? 5,000 – 50,000?

How many bee hives will he have?

When will the hive be put in? When will it be removed?

What happens if a new home (new queen bee) is started on my property?

Liability for family and friends on my property?

Guarantee of behavior of bees on my property – what do I do if they swarm my pond, swarm my yard when gardening

Will removal of the hive happen if there are incidents I document?

How could an application be granted when the house next door is an Airbnb property?

April 1, 2019

Village of Shorewood

Tim Koepp

Burt Griepentrog

STRONG OBJECTION to Beekeeping at 1828 E. Kenmore Place, Shorewood

From Karen at 1824 E. Kenmore Place, Shorewood, 414-943-1824

My neighbors, Daniel Burkholder, to the east of me are putting in an application for beekeeping. He attempted one in 2018, but both neighbors to the east and west had objections and he was able to do it off-site. He is planning to put an application in again for 2019. I feel that the houses on East Kenmore are too close to allow this and the risk factors outweigh any of his personal reasons.

I STRONGLY object to the beekeeping for the reasons listed below:

Huge Risks

- He has never had a backyard bee hive
- I have the major water source – a pond in my backyard. A water source is necessary for the bees and my water source is larger than what my neighbor has indicated he will use. I do not want hundreds of bees ruining my experience of my pond that I have had for years.
- I have a garden in the backyard, both sides of my driveway and front yard that include plants honeybees are attracted to including coneflowers and lavender
- The number of bees could exceed over 1,000
- Close to public sidewalk where children, adults, and dogs walk every day
- The house to the east is an AirBnb property at 1900 E. Kenmore Place – this would need to be disclosed to all people staying at her property
- My property will lose depreciation – I consulted with two realtors from Shorewood WI and they both said yes
- It will affect my home insurance costs – I spoke to my insurance company

Safety – Allergies

- Frequent guests that are my neighbor (with her dog) and friend's daughter who are both allergic to bees
- I will need to ask every person that visits me if they are allergic
- Honeybees have painful stings – their stingers are barbed and remain inside the skin releasing more venom
- Liability risk – I will not want to bear the cost for medical emergency bills if someone is stung on my property
- You can die from a bee sting – I do not want that added risk of having an entire hive next to me
- No high fencing around the hive
- No water source – he said he will put a birdbath in which is ridiculous when I have an 8 foot pond

Selfish Reasons and Disregard to Neighbors

- He has never done backyard beekeeping, not skilled in that environment
- He cannot guarantee no bees will come in my yard with their flight pattern
- He cannot guarantee bee non-aggression due to lawn mower, weed trimmer
- No guarantee of bee "rain" – yellow spots on my car in the driveway, patio furniture and house, roof and porch
- Last year he came into my home and acted aggressive and in a bullying manner when I objected – he made me fearful to talk to him for a long period of time and feel uncomfortable in my own yard
- This year I had a neighbor with me on my front porch and did not have him enter my home and yet he still acted in a dismissive and intimidating manner when I objected
- No advantage to me – it will make me fearful to be in my own yard, to entertain guests. I have lived in this house since the 1990's and they have only been here a few years
- He says the reasons are for his hobby, pollination and their honey – none of which are a benefit to me or the neighborhood
- I HAVE educated myself by reading articles and watching videos of swarming bees in an urban setting

Off-Site Advantage

- **He has done his beekeeping off site last year. I see no reason to maintain his hobby there again and not subject the neighbors to the negatives it will bring**
- **He can certainly have family and friends visit his beehive at the off site location any time**



Current Garden

Raised Bed

Hive Placement

Fence

My House



BEEKEEPING LICENSE APPLICATION

Village of Shorewood
Planning & Development Department
3930 N. Murray Avenue, Shorewood, WI 53211
Phone (414) 847-2640 Facsimile (414) 847-2648
www.villageofshorewood.org

COPY

34090

The Planning and Development Director has the authority to grant approval or denial of beekeeping license applications based on the requirements put forth in the Village Code Section 192-16.

Application due by April 1

OFFICE USE ONLY			
Permit #	0-0434		
Initial Fee \$25	<input checked="" type="checkbox"/>	Renewal Fee \$10	<input type="checkbox"/>
Triple Fee:	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	
Fee Total: \$25			
Date Received:	04/02/2019		

Property Type: Single Family	Property Address: 1828 E Kenmore Pl		
Owner's Information	Applicant Information Beekeeper? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		
Name Daniel Burkholder	Name Daniel Burkholder		
Address 1828 E Kenmore Pl	Address 1828 E Kenmore Pl		
City/State/Zip Shorewood, Wi, 53211	City/State/Zip Shorewood, Wi 53211		
Phone #414-897-7206	Alt #414-236-0518	Phone #414-897-7206	Alt #414-236-0518
Email dburkholder21@gmail.com	Email dburkholder21@gmail.com		

MATERIALS REQUIRED WHEN APPLYING FOR LICENSE :

- Proof of Formal Beekeeper Education and/or Sufficient Practical Experience as a beekeeper
- Site Plan – A Scaled Dimensional Drawing showing all adjoining structures and property lines and the proposed apiary
- Proof of Neighbor Notification – certified mailing and/or Village of Shorewood Beekeeping Neighbor Notification Form
- Proof of Waiver by Neighbors for distance requirements (if applicable)
- Letter of Approval from property owner if beekeeper is tenant (if applicable)

OFFICE USE ONLY – Findings of the Planning Director after consideration of the code criteria	
LICENSE STATUS - APPROVED DATE: 04/04/2019	DENIAL DATE:
Reason for Denial (if applicable):	

APPLICANT SIGNATURE

DATE

In accordance with Village of Shorewood Code Section 192-16 I acknowledge that the Bee Hive(s) operated at the listed address meets all requirements of the Ordinance and that I have notified all property owners of adjoining or diagonally abutting properties including neighbors across alleys.

APPLICANT Daniel Burkholder DATE 3/24/19

NAME: CHRISTINA ROBITKA DATE: 3/26/19 SIGNATURE: [Signature]

ADDRESS: 1900 E. KENMORE PL.

approve object household resident with demonstrable medical condition
 grant site waiver - This waiver voids distance and location requirements as stated in Village Code 192-16

NAME: Karen Frnk DATE: 3/26/19 SIGNATURE: [Signature]

ADDRESS: 1825 E. JAMES ST.

approve object household resident with demonstrable medical condition
 grant site waiver - This waiver voids distance and location requirements as stated in Village Code 192-16

NAME: Holly Sprackman DATE: 3-26-19 SIGNATURE: [Signature]

ADDRESS: 1829 E. JAMES ST.

approve object household resident with demonstrable medical condition
 grant site waiver - This waiver voids distance and location requirements as stated in Village Code 192-16

NAME: Karen Owecki DATE: 3/29/19 SIGNATURE: [Signature]

ADDRESS: 1824 E. Kenmore Place

approve object household resident with demonstrable medical condition neighbor friend
 grant site waiver - This waiver voids distance and location requirements as stated in Village Code 192-16

NAME: Jean Roberts Gueguere DATE: 3/31/19 SIGNATURE: [Signature]

ADDRESS: 1901 E. JAMES Street Shorewood WI 53211

approve object household resident with demonstrable medical condition
 grant site waiver - This waiver voids distance and location requirements as stated in Village Code 192-16

NAME: _____ DATE: _____ SIGNATURE: _____

ADDRESS: _____

approve object household resident with demonstrable medical condition
 grant site waiver - This waiver voids distance and location requirements as stated in Village Code 192-16

NAME: _____ DATE: _____ SIGNATURE: _____

ADDRESS: _____

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ADDRESS: _____

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