



MINUTES - SHOREWOOD BOARD OF TRUSTEES
Village Board Meeting
June 17, 2019

1. Call to Order

President Rozek called the meeting of the Village Board to order at 7:34 p.m. in the Court Room.

2. Roll Call

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

Others Present: Village Attorney Nathan Bayer, Village Manager Rebecca Ewald, Public Works Director Leeann Butschlick

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.

Ellen Eckman, 2500 E. Beverly Rd., Shorewood, 53211; wanted to clarify she had not received adequate notification that she was not being reappointed to another term on the Parks Commission and the Parks Commission did not receive names to review for appointments.

Tr. Bockhorst moved, seconded by Tr. Warren to move item 9a, Consider Ordinance 3001 – Prohibiting Conversion Therapy. Motion carried 7 – 0.

The Village Board moved to item 9a.

6. Consent Agenda Items

- a. Accept presentation of Accounts – June 17, 2019
- b. Consider Village Board Minutes – May 20, 2019 (deferred from June 3, 2019 Meeting)
- c. Consider License Renewals for
 1. “Class B” Fermented Malt Beverage and Intoxicating Liquor Licenses
 - a. Harbor Shorewood Management LLC d/b/a Harborchase of Shorewood, 1111 E Capitol Drive, Shorewood, WI 53211
 2. Reserve Class “B” Fermented Malt Beverage and Intoxicating Liquor Licenses
 - a. Mega Marts LLC, d/b/a Metro Markets #6893, 4075 N Oakland Avenue, Shorewood WI 53211
 3. Secondhand Dealer/Pawnbroker Licenses
 - a. ecoATM, 10121 Barnes Canyon Rd., San Diego, CA 92121, 4075 N Oakland Ave (inside Metro Market)
 - b. Swanky Seconds, 2223 E Capitol Drive
 - c. Chattel Changers Inc., E Capitol Drive
 - d. Shorewood Coin Shop, 4409 N Oakland Avenue
 - d. CC Conrad Jewelers, 4014 N Oakland Avenue

- e. Mixa Jewelers, 4320 N Oakland Avenue
- 4. Cigarettes/Tobacco
 - a. Spring East LLC d/b/a BP Pantry 41, 1604 E Capitol Drive, Shorewood
- 5. Cabaret License
 - a. Harry's Bar & Grill, 3549 N Oakland Ave
 - b. Hubbard Park Lodge, 3565 N Morris Blvd
 - c. Brat House Shorewood, 4022 N Oakland Ave
 - d. Three Lions Pub, 4515 N Oakland Ave
 - e. Camp Bar (Capitol), 2107 E Capitol
- d. Consider Service Agreement for Insurance Broker.
- e. Consider 2019 Committee Appointments for the Business Improvement District Board and Community Development Authority.
- f. Consider Authorization to Hire Program Assistant for the Senior Resource Center.

Tr. Bockhorst moved, seconded by Tr. Warren to approve the consent agenda. Tr. Bockhorst requested removing item 6b, President Rozek requested removing item 6c2a, and Tr. Amenta requested removing item 6c3a, President Rozek requested removing item 6c3b, and Tr. Maher requested removing item 6e off the consent agenda. Motion carried 7 – 0 with items 6b, 6c2a, 6c3a, 6c3b, and 6e removed.

7. Items Removed from the Consent Agenda

6b. Consider Village Board Minutes – May 20, 2019 (deferred from June 3, 2019 Meeting)
The minutes were approved at the June 3, 2019 meeting.

6c2a, Consider License renewals for Reserve Class “B” Fermented Malt Beverage and Intoxicating Liquor Licenses, Mega Marts LLC, d/b/a Metro Markets #6893, 4075 N Oakland Avenue, Shorewood WI 53211.

Some Village Board members inquired about the separation between the food court and the grocery store.

Attorney Bayer explained Wis. Stat. §125.51(8). In order to obtain both, the bar area would have to be “disconnected,” or separated, from the retail area. The Metro Market doesn’t have disconnected bar/retail areas. That led to the question of how it is selling retail. The answer lies in Wis. Stat. §125.51(3)(b), which allows the holder of a “Class B” license to sell fermented malt beverages (i.e. beer), and intoxicating liquors (i.e. hard liquor and wine), off premises. Grocery Stores are exempt from the rule of allowing minors without an accompanied adult.

Tr. McKaig moved, seconded by Tr. Bockhorst to approve license renewals for Reserve Class “B” Fermented Malt Beverage and Intoxicating Liquor Licenses, Mega Marts LLC, d/b/a Metro Markets #6893, 4075 N Oakland Avenue, Shorewood WI 53211. Motion carried 7 – 0.

6c3a, Secondhand Dealer/Pawnbroker License, ecoATM, 10121 Barnes Canyon Rd., San Diego, CA 92121, 4075 N Oakland Ave (inside Metro Market).

Some Village Board members inquired on what an ecoATM is.

Clerk Bruckman explained it is a kiosk an individual can dispose of their old MP3 players, cell phones, etc.

Tr. Amenta moved, seconded by Tr. Warren to approve a Secondhand Dealer/Pawnbroker License, ecoATM, 10121 Barnes Canyon Rd., San Diego, CA 92121, 4075 N Oakland Ave (inside Metro Market). Motion carried 7 – 0

6c3b, Secondhand Dealer/Pawnbroker License for Swanky Seconds, 2223 Capitol Drive.

Tr. Amenta moved, seconded by Tr. Bockhorst to approve a Secondhand Dealer/Pawnbroker License for Swanky Seconds, 2223 Capitol Drive. Motion carried 6 – 1 with President Rozek abstaining.

6e. Consider 2019 Committee Appointments for the Business Improvement District Board and Community Development Authority.

Some Village Board member's expressed they did not want to override the BID Board's recommendations for appointments in the future.

Tr. Amenta moved, seconded by Tr. McKaig to appoint Gene Webb to the Business Improvement District Board. No vote was taken.

Some Village Board members expressed the importance of working together and collaborating with the Village's partners.

Some Village Board members expressed the Village President is knowledgeable in her appointment decisions.

Tr. Amenta moved to call to question. Call to question carried 5 – 2 with Tr. Bockhorst and Maher voting nay.

Vote on the motion was taken: appoint Gene Webb to the Business Improvement District Board. Motion carried 6 – 1 with Tr. Maher voting nay.

Tr. Amenta moved, seconded by Tr. Carpenter to appoint Desty Lorino to the Community Development Authority. Motion carried 5 – 2 with Tr. Bockhorst and Maher voting nay.

8. Public Hearing(s) - None

9. New Business

a. Consider Ordinance 3001 – Prohibiting Conversion Therapy

Tr. McKaig introduced the proposed Ordinance. The ordinance is very similar to the City of Milwaukee with the exception the Health Department and Police Department will not be enforcing, the complaint would be referred to the professional state office from which the license is obtained.

Some Village Board members expressed working with our intergovernmental partners to support any legislation at the state level that would also prohibit conversion therapy. Some Village Board members expressed they would like to see the ordinance passed separately and working with our intergovernmental partners to be considered under items for future consideration.

Shelley Gregory, Strategic Project Coordinator, Forge; shared her information about her role at Forge with the LGBTQ community. Acceptance is critically important for LGBTQ youth's success.

Tony Snell Rodriguez, City of Milwaukee Equal Rights Commission and Board of Directors for Milwaukee LGBTQ Community Center; thoughtful process can be a lengthy process and thanked the Village Board.

Natalie Zanoni, 3152 S. California St., Milwaukee, 53207; voiced her support for the passing of the ordinance

Lance Weinhardt, 4037 N. Stowell Ave, Shorewood, 53211; thanked the Village Board for working on moving this ordinance forward.

Cylest Brooks, 6128 W. Richmond Ave., Milwaukee, 53210; expressed she is a survivor of conversion therapy and thanked the Village Board for passing this ordinance to save other lives.

Jense Kentmeir; thanked the Village Board for passing the ordinance as it provides a community LGBTQ can be comfortable in.

It was noted the Village Manager's Office would handle questions of referral of practice to a State Regulatory Agency.

Tr. Warren moved, seconded by Tr. Bockhorst to approve Ordinance 3001, an ordinance creating section 319-12 of the Shorewood municipal code to prohibit the practice of conversion therapy. Motion carried 7 – 0 by a roll call vote.

- b. Consider application for "Class B" intoxicating liquor and beer for CKC Trio LLC d/b/a Gather, 3948 N. Maryland Ave., Shorewood, WI 53211.
Tr. Carpenter introduced the topic. At Judiciary, Personnel and Licensing they discussed looking into the business obtaining a Class "B" fermented beverage and "Class C" wine. Clerk Bruckman explained, due to their ratios of food sales Gather does not qualify for a Class C wine license. Gather is applying for the last regular "Class B" license.

Chuck Parshall, N96W7303 Country St., Cedarburg, 53012; explained they have an executed LOI on the location pending the approval of the liquor license. The landlord is communicating with the current businesses in that building.

Some Village Board members inquired what can all be considered for approval. Attorney Bayer explained because this is not a renewal, everything can be considered.

Some Village Board members inquired if this automatically approves them for outdoor seating. Clerk Bruckman clarified Mr. Parshall would need to return with a premise modification once the buildout was complete.

Some Village Board members expressed they like the concept but are concerned about parking.

Tr. McKaig moved, seconded by Tr. Bockhorst to approve the application for "Class B" License for CKC Trio LLC dba Gather, 3948 N Maryland Ave., Shorewood WI 53211 and direct the Clerk to issue the license upon approval of occupancy with Planning and Development. Motion carried 7 – 0.

The Village Board recessed at 9:23 p.m.

The Village Board reconvened at 9:34 p.m.

- c. Consider Special Event Permit, Short Term Cabaret License, Temporary Class "B"/"Class B" License for the BID and a Temporary Extension of Premise for Draft and Vessel for The Feast – September 4, 2019.
Bid Director Ericka Lang took questions from the Village Board.
Some Village Board members questioned what the purpose of the event was if outside businesses were included.

Ms. Lang explained it's an awareness to bring people to the Shorewood Business District.

Some Village Board members expressed concern about closing Oakland Ave. It's a celebration of all things Shorewood.

Ms. Butschlick clarified all the safety concerns were resolved at the staff meeting.

It was noted Blue's Egg will be coming in with a temporary extension of premise.

Tr. Bockhorst moved, seconded by Tr. Warren to approve the Special Event Permit, Short Term Cabaret Application, Temporary Class "B"/"Class B" License for the BID and a Temporary Extension of Premise for Draft and Vessel for The Feast, September 14, 2019. Motion carried 6 – 1 with President Rozek voting nay.

- d. Consider sidewalk replacement program criteria (meeting #5)
Some Village Board members expressed they would like to see this on the tax roll.

Tr. Maher moved, seconded by Tr. Warren approval of the sidewalk replacement criteria revisions. Motion carried 6 – 1 with President Rozek voting nay.

- e. Consider meter replacement program project management and communication plan (meeting #7)

Tr. Warren moved, seconded by Tr. Maher to approve the preliminary Water Meter Replacement Program project management and communication plan. Motion carried 7 – 0.

- f. Consider Resolution #2019-13 regarding the Wisconsin Department of Natural Resources NR 2018 2018 Compliance Maintenance Annual Report.

Tr. Maher moved, seconded by Tr. Bockhorst to approve Resolution #2019-13 regarding the Wisconsin Department of Natural Resources NR 2018 2018 Compliance Maintenance Annual Report. Motion Carried 7 – 0 by a roll call vote

10. Reports of Village Officials

- a. Village President –
 - 1. Proclamation – Wisconsin 19th Amendment Ratification Day
 - 2. Intergovernmental Relations – request of Village Board to not speak of other Village Board members in a negative way.
 - 3. Appoint Trustee Liaison to the Pedestrian and Bicycle Safety Committee – Tr. Warren

- b. Village Trustees –

Tr. Carpenter requested to collect money for shared candy at the 4th of July parade.

Tr. Amenta found the statement of inappropriate discussion by the BID Director disturbing and is further investigating if they are accurate.

Tr. Bockhorst attended Pride Fest and many people expressed they were pleased on the Conversion Therapy ban. The lifeguard will be starting at Atwater beach soon. The League of Municipalities has their summer Board Planning Meeting.

Tr. Maher reminded everyone of the Transportation Town Hall Meetings on June 26 at 1:00 p.m. and 6:00 p.m. Shorewood Historical Society had a walking tour of the terracotta on Capitol Drive.

c. Village Manager –

1. 2018 WDNR Compliance Annual Reports: MS4/NR 216, Recycling, and Capacity Management Operations and Maintenance (CMOM/Sewer).
2. Joint Village and School Board Meeting June 19.

11. Items for future consideration – None

12. Closed Session – the Village Board will adjourn into closed session pursuant to 19.85(1)(c) to discuss the annual performance evaluation of the village manager.

Tr. Warren moved, seconded by Tr. Maher to adjourn into closed session pursuant to 19.85(1)(c) to discuss the annual performance evaluation of the village manager at 10:20 p.m. Motion carried 7 – 0 by a roll call vote.

Tr. Maher moved, seconded by Tr. McKaig to reconvene into open session at 10:41 p.m. Motion carried 7 – 0 by a roll call vote.

13. Adjournment

Tr. Carpenter moved and Tr. Warren seconded to adjourn at 10:41 p.m. Motion carried 7 - 0.

Respectfully submitted,

Sara Bruckman, CMC/WCMC
Village Clerk