

**CITY OF SHEBOYGAN FALLS COMMON COUNCIL MEETING
SHEBOYGAN FALLS MUNICIPAL BUILDING
1ST FLOOR COUNCIL CHAMBERS
375 BUFFALO STREET**

**COUNCIL MEETING
FEBRUARY 1, 2023
6:30 P.M.**

Committee of the Whole

5:45 P.M.

ROLL CALL

MINUTES

GENERAL

1. Appearances
2. Correspondence
3. Announcements

PROPERTY

1. Ordinance #9 - An Ordinance Amending the Zoning Code, Chapter 17 of the Ordinances of the City of Sheboygan Falls, and Accompanying Map by Changing Property From its Present Zoning Classification of A (Agricultural) to I1 (Light Industrial) and R3 (Two Family Residence) - Richardson

CITY SERVICES

1. Engineering Agreement for Fond du Lac Avenue Booster Station
2. File Electric Rate Application with the Public Service Commission of Wisconsin

PUBLIC SAFETY

1. Travel Request – Fire Department Members: State Fire Conference

PUBLIC HEALTH & WELLNESS

1. Application for a Temporary Class “B”/ “Class B” Beer Retailer’s Licenses: Blessed Trinity Parish for a Trivia Night, to be held on March 11, 2023, at 319 Giddings Avenue

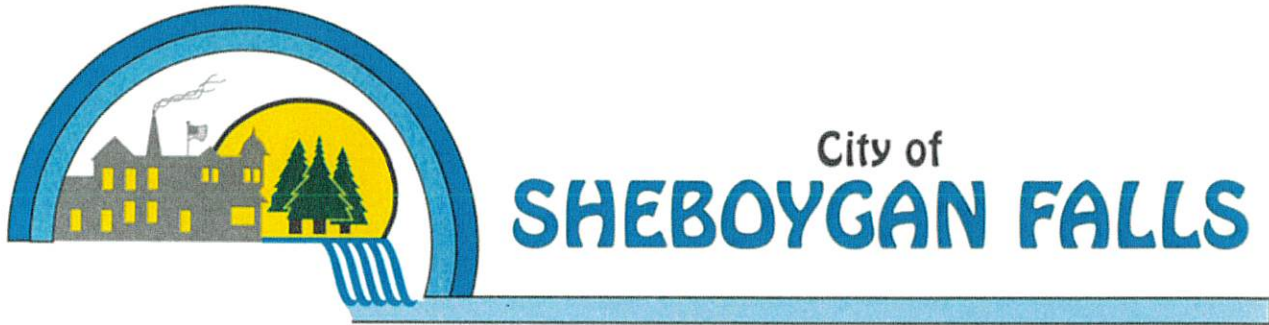
BILLS

1. Assign: T.V.E & A.M.

ADJOURN

Please Note:

There has been a Zoom Conference meeting set up for the Committee of the Whole and Common Council Meeting. Members of the Council may be appearing remotely. The public is welcome to attend online or via phone. Please contact the City Clerk’s office to obtain the Meeting ID at 920-467-7900 ext. 5



MEETING NOTICE

**COMMITTEE OF THE WHOLE
WEDNESDAY, FEBRUARY 1, 2023
1ST FLOOR COUNCIL CHAMBERS
MUNICIPAL BUILDING, 375 BUFFALO STREET**

5:45 P.M.

I. BOARD OF PUBLIC WORKS

1. Filing of Electric Rate Application with the Public Service Commission of Wisconsin – Ehlers Presentation

BY THE ORDER OF CHAIRPERSON:

RANDY MEYER

MEMBERS:

ALAN MAYER

PETER WEBER

JACOB IMMEL

TERRY VAN ENGEN

TOM BIGLER

RACHEL HOWARD

II. CITY SERVICES

1. Fond du Lac Avenue Water Booster Station – Engineering Agreement with Donohue

BY ORDER OF THE CHAIRPERSON:

PETER WEBER

MEMBERS:

RACHEL HOWARD

TOM BIGLER

III. PROPERTY

1. Support Amending Chapter 17 of the Zoning Code – Section 17.08.70 Nostalgic District (R7)

BY ORDER OF THE CHAIRPERSON:

TOM BIGLER

MEMBERS:

PETER WEBER

RACHEL HOWARD

IV. ECONOMIC DEVELOPMENT

1. Move to Closed Session-Pursuant to WI State Statute 19.85 (1)(e)-Deliberating or negotiating 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.
2. Open Session-Committee will consider any motions that arise due to discussion in closed session.

BY THE ORDER OF CHAIRPERSON:

ALAN MAYER

MEMBERS:

TERRY VAN ENGEN

JACOB IMMEL

Please Note:

There has been a Zoom Conference meeting set up for the Committee of the Whole and Common Council Meeting. Members of the Council may be appearing remotely. The public is welcome to attend online or via phone. Please contact the City Clerk's office to obtain the Meeting ID at 920-467-7900 ext. 5

CITY OF SHEBOYGAN FALLS COMMON COUNCIL MEETING MINUTES

JANUARY 18, 2023

CALLED TO ORDER: 6:30 P.M.

ADJOURNED: 6:35 P.M.

Alderspersons present: Alan Mayer, Terry Van Engen, Peter Weber, Tom Bigler, Jacob Immel, and Rachel Howard. Mayor Randy Meyer presiding.

Minutes:

Aldersperson Immel made a motion to approve the minutes from January 4, 2023. Aldersperson Weber seconded the motion. The motion was carried on unanimous voice vote of the council.

Appearances: None

Correspondence: None

Announcements: None

Property

Aldersperson Bigler made a motion to approve the Park Board Recommendation to Purchase a Handicap Swing for Rochester Park and River Park, not to exceed \$1,500 per swing, or \$3,000 total. Aldersperson Van Engen seconded the motion. The motion was carried on unanimous voice vote of the council.

Aldersperson Bigler made a motion to approve Ordinance #7 – An Ordinance Annexing Territory from the Town of Sheboygan Falls to the City of Sheboygan Falls – Myers-Tomlinson-Ottman. Aldersperson Weber seconded the motion. The motion was carried on unanimous voice vote of the council.

Aldersperson Bigler made a motion to approve Ordinance #8 – An Ordinance Annexing Territory: Richardson Annexation Voting Ward Change. Aldersperson Weber seconded the motion. The motion was carried on unanimous voice vote of the council.

Aldersperson Bigler made a motion to approve Ordinance #9 – An Ordinance Amending the Zoning Code, Chapter 17 of the Ordinances of the City of Sheboygan Falls and Accompanying Map by Changing Property From its Present Zoning Classification of A (Agricultural) to I1 (Light Industrial) and R3 (Two Family Residence) - Richardson. Aldersperson Howard seconded the motion. The motion was carried on unanimous voice vote of the council.

City Services

Aldersperson Weber made a motion to approve the engineering agreement for the Fond du Lac Ave project at a cost of \$449,000. Aldersperson Howard seconded the motion. The motion was carried on unanimous voice vote of the council.

Aldersperson Weber made a motion to approve the travel request for the DPW to attend the 2023 Wisconsin Arborist Convention, February 19-21, 2023, at a cost of \$690, coming out of the training budget. Aldersperson Bigler seconded the motion. The motion was carried on unanimous voice vote of the council.

Finance & Personnel

Aldersperson Van Engen made a motion to approve the travel request for the Mayor to attend the Wisconsin League of Municipalities Board Meeting. Aldersperson Mayer seconded the motion. The motion was carried on unanimous voice vote of the council.

Bills

Aldersperson Bigler made a motion to approve the January bills. Aldersperson Immel seconded the motion. The motion was carried on unanimous voice vote of the council.

Aldersperson Howard made a motion to adjourn. Aldersperson Immel seconded the motion. The motion was carried on unanimous voice vote of the council.

Randy J. Meyer, Mayor

Therese Gabrielse, Deputy City Clerk

CITY OF SHEBOYGAN FALLS COMMITTEE OF THE WHOLE MEETING MINUTES

JANUARY 18, 2023

CALLED TO ORDER: 5:45 P.M.

CLOSED: 6:18 P.M.

Alderspersons present: Alan Mayer, Peter Weber, Jacob Immel, Terry Van Engen, Tom Bigler, and Paul Jensen. Mayor Randy Meyer Presiding.

I. CITY SERVICES

Joe Holzwart, with Donohue & Associates, plans to either remodel or a new build for the Fond du Lac Ave booster station. Construction or remodel start date in 2025. No action was taken.

Aldersperson Weber made a motion to recommend the engineering agreement with Donohue & Associates for the Fond du Lac Ave road project to the council for approval. Aldersperson Howard seconded the motion. The motion was carried out with a unanimous vote of the committee.

Aldersperson Weber made a motion to recommend the travel request for Chris Raab to attend the 2023 Wisconsin Arborist Association Convention on February 19-21, 2023, to the council for approval. Aldersperson Howard seconded the motion. The motion was carried out with a unanimous vote of the committee.

II. PROPERTY

Aldersperson Bigler made a motion to recommend the purchase of a new handicap swing for Rochester and River Park to the council for approval. Aldersperson Howard seconded the motion. The motion was carried out with a unanimous vote of the committee.

Mayor Randy Meyer introduced Ordinance No.7, annexing territory from the Town of Sheboygan Falls to the City of Sheboygan Falls – Myers-Tomlison-Ottman. Aldersperson Bigler made a motion to recommend the ordinance to the council for approval. Aldersperson Weber seconded the motion. The motion was carried out with a unanimous vote of the committee.

Mayor Randy Meyer introduced Ordinance No. 8, amending an ordinance annexing territory – Richardson Annexation voting ward change. City administrator Shad Tenpas informed the committee that City Clerk Paul Seymour would create a new ward for this territory. Aldersperson Bigler made a motion to recommend the ordinance for council approval. Aldersperson Howard seconded the motion. The motion was carried out with a unanimous vote of the committee.

Mayor Meyer closed the Committee of the Whole meeting at 6:19 P.M.

Randy J. Meyer, Mayor

Therese Gabrielse, Deputy City Clerk

AN ORDINANCE AMENDING THE ZONING CODE, CHAPTER 17 OF THE ORDINANCES OF THE CITY OF SHEBOYGAN FALLS, AND ACCOMPANYING MAP BY CHANGING PROPERTY FROM ITS PRESENT ZONING CLASSIFICATION OF A (AGRICULTURAL) TO I1 (LIGHT INDUSTRIAL) AND R3 (TWO FAMILY RESIDENCE)

Document Number

Ordinance No. 9 of 2023

WHEREAS, the City of Sheboygan Falls Common Council enacted Ordinance No. 6 of 2022 annexing three parcels from the Town of Sheboygan Falls into the City of Sheboygan Falls at the request of the property owners; and

WHEREAS, pursuant to City Code § 17.24, upon annexation, parcels shall be placed in the Agricultural District of the City of Sheboygan Falls; and

WHEREAS, property owner, Richardson Industries, Inc., seeks to have its property located at 904 Monroe Street and legally described on Exhibit A (the "Richardson Property") be rezoned from A (Agricultural) to I1 (Light Industrial); and

WHEREAS, property owners Mark and Lynn Wilsing, seek to have their property located at 235 Mill Street and legally described on Exhibit A (the "Wilsing Property") be rezoned from A (Agricultural) to R3 (Two-Family Residence) to be consistent with their abutting R3 (Two-Family Residence) parcel; and

WHEREAS, property owned by Wisconsin Department of Transportation annexed into the City's Agricultural District will remain zoned A (Agricultural) unless and until a request for rezoning is received by the City; and

WHEREAS, the Plan Commission conducted a public hearing on the proposed rezoning on January 24, 2023, and recommends approval of the requested rezoning.

NOW, THEREFORE, the Common Council of the City of Sheboygan Falls, Sheboygan County, Wisconsin, does ordain as follows:

Section 1. Amending Code. The Zoning Code, Section 17.17 of the Ordinances of the City of Sheboygan Falls, is hereby amended so that the zoning map entitled "Zoning Map, City of Sheboygan Falls" redesignates the classification of the Richardson Property as legally described on **Exhibit A** attached hereto from A (Agricultural) to I1 (Light Industrial) and the Wilsing Property as legally described on **Exhibit A** from A (Agricultural) to R3 (Two-Family Residence).

Section 2. Severability. Should any portion of this Ordinance or the affected Zoning Code be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected.

Recording Area

Name and Return Address:

Attorney Michael J. Bauer
HOPP NEUMANN HUMKE LLP
2124 Kohler Memorial Drive, Suite 310
Sheboygan, WI 53081

Section 3. Effective Date. This Ordinance shall take effect upon passage and publication as required by law.

Enacted this _____ day of February, 2023.

CITY OF SHEBOYGAN FALLS

By _____
RANDY MEYER, Mayor

Date Approved: _____

Introduced by:

CERTIFICATE OF ENACTMENT

I hereby certify that the foregoing Ordinance was duly enacted by the Common Council and approved by the Mayor of the City of Sheboygan Falls on the _____ day of February, 2023.

PAUL SEYMOUR, Clerk

EXHIBIT A
Legal Descriptions

PARCEL 1 (Richardson Property):

Part of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of Section 35, Town 15 North, Range 22 East, Town of Sheboygan Falls, Sheboygan County, Wisconsin, being described as:

Commencing at a point in the north line of the Southeast quarter (SE 1/4) of Section Thirty-five (35), Town Fifteen (15) North, Range Twenty-Two (22) East, also being the center line of Mill Street in the Town of Sheboygan Falls, one hundred thirty-five (135) feet west of the northeast corner of said Southeast quarter (SE 1/4), thence south one hundred fifty (150.0) feet, thence west one hundred fifty-eight and nine-tenths (158.9) feet, to the east line of State Trunk Highway 28, thence northeasterly along said east line of State Trunk Highway 28, one hundred eighty-nine and nine-tenths (189.9) feet to the said center line of Mill Street thence east forty-two and forty-five hundredths (42.45) feet to beginning.

PIN: 59026-391750

PARCEL 2 (Wilsing Property):

Part of the NE 1/4 of the SE 1/4 of Section 35, Town 15 North, Range 22 East, Town of Sheboygan Falls, Sheboygan County, Wisconsin, being described as:

Commencing 120 feet West of the NE corner of said SE 1/4; thence south 150 feet; thence West 15 feet; thence North 150 feet to the center of Mill Street; thence East on the center of said street, 15 feet to the point of beginning.

PIN: 59026-391760

APPLICATION FOR TEMPORARY CLASS "B"/"CLASS B" RETAILER'S LICENSE

See Additional Information on reverse side. Contact the municipal clerk if you have questions.

FEE \$ 10.00

Application Date: 1/26/2023

Town Village City of Sheboygan Falls County of Sheboygan

The named organization applies for: (check appropriate box(es).)

- A Temporary Class "B" license to sell fermented malt beverages at picnics or similar gatherings under s. 125.26(6), Wis. Stats.
A Temporary "Class B" license to sell wine at picnics or similar gatherings under s. 125.51(10), Wis. Stats.

at the premises described below during a special event beginning and ending and agrees to comply with all laws, resolutions, ordinances and regulations (state, federal or local) affecting the sale of fermented malt beverages and/or wine if the license is granted.

1. ORGANIZATION (check appropriate box) Bona fide Club Church Lodge/Society Veteran's Organization Fair Association

(a) Name Blessed Trinity Parish

(b) Address 115 Summer St (Street) Town Village City

(c) Date organized 2001

(d) If corporation, give date of incorporation 2001

(e) If the named organization is not required to hold a Wisconsin seller's permit pursuant to s. 77.54 (7m), Wis. Stats., check this box: [X]

(f) Names and addresses of all officers:

President Archbishop Listeb

Vice President Father Jonathan Schmechel

Secretary Christopher Andino

Treasurer Terry Ritter

(g) Name and address of manager or person in charge of affair:

2. LOCATION OF PREMISES WHERE BEER AND/OR WINE WILL BE SOLD:

(a) Street number 319 Giddings Ave

(b) Lot Block

(c) Do premises occupy all or part of building?

(d) If part of building, describe fully all premises covered under this application, which floor or floors, or room or rooms, license is to cover:

3. NAME OF EVENT

(a) List name of the event Trippa Night

(b) Dates of event Saturday March 11, 2023

DECLARATION

The Officer(s) of the organization, individually and together, declare under penalties of law that the information provided in this application is true and correct to the best of their knowledge and belief.

Officer Carol Schusob (Signature/date)

(Name of Organization) Officer (Signature/date)

Officer (Signature/date)

Officer (Signature/date)

Date Filed with Clerk 1/26/2023

Date Reported to Council or Board 2/1/2023

Date Granted by Council

License No.