

COMMON COUNCIL MEETING

CITY OF WISCONSIN DELLS

JULY 15, 2019

Mayor Wojnicz called the meeting to order at 7:00P.M. Notice of the meeting was provided to the *Dells Events*, WNNO Radio, and posted in accordance with State Statutes.

1. Present: First District Ald. Brian Holzem and Ald. Jesse DeFosse
Second District Ald. Terry Marshall and Ald. Mike Freel
Third District Ald. Dan Anchor and Ald. Ben Anderson

Others: City Clerk/Coordinator Nancy Holzem, City Treasurer Karen Terry, Police Chief Jody Ward, City Planner/Zoning Administrator Chris Tollaksen, Public Work & Utilities Director David Holzem, City Attorney Joseph Hasler, and Adam Makowski.
2. Pledge of Allegiance was said.
3. Motion by Ald. Holzem seconded by Ald. Marshall to approve the following consent agenda items:
 - a. June 17, 2019 Common Council meeting minutes;
 - b. Schedule of Bills Payable dated July 15, 2019;
 - c. Bartender License applications submitted by Carah DeFosse, McKenna Frystak, Krzysztof Furtak, Jaycie Gee, Jade Goetz, Abigail Haseley, John Kovach, Konstartin Ofilov, Amy Palmer, Barbara Presley, Santiago Rinaldi, Nicholas Tenamore, Timothy Wingett, Clint Wolkow, and Kendal Zastrow. Motion carried unanimously.
4. Mayor Wojnicz declared the Public Hearing open on the request to vacate Shady Lane off of Sweet Briar Drive. No one spoke against. Adam Makowski spoke in favor of the vacating for the safety of his guests and for the overall look of the property. Mayor Wojnicz declared the Public Hearing closed.
5. Public Comment/Citizen Appearances: None
6. Motion by Ald. Holzem seconded by Ald. Anderson to approve the application for a Special Events Permit submitted by Wisconsin Dells Cross Country/Tara Anchor for a fundraiser run on Saturday, August 3, 2019. Motion carried unanimously.
7. Motion by Ald. Anchor seconded by Ald. Freel to approve the application for a Special Events Permit submitted by Dells Festivals Inc./Jenifer Dobbs for Dells on Tap weekend festival October 18-19, 2019. Motion carried unanimously.
8. Motion by Ald. Marshall seconded by Ald. DeFosse to approve the application for a Temporary Class B Wine License submitted by Wisconsin Dells Festivals Inc. for a Fall wine walk on Saturday, October 5, 2019. Motion carried unanimously.

9. Motion by Ald. Holzem seconded by Ald. Anchor to approve the application for a Temporary Class B Beer License submitted by Wisconsin Dells Festivals Inc. for Dells on Tap Saturday, October 19, 2019. Motion carried unanimously.
10. Motion by Ald. Freel seconded by Ald. Anderson to approve the application for an Original Class B Beer License submitted by Taco Loco LLC, Abel Villarreal Frausto agent, for El Taco Loco, 808 River Road, licensing period of July 16, 2019 through June 30, 2020. Motion carried unanimously.
11. Ald. Holzem introduced and moved for adoption **RESOLUTION NO. 5069**. BE IT HEREBY RESOLVED by the City of Wisconsin Dells that based upon the recommendation of the Finance Committee from their July 15, 2019 meeting; it approves amending the 2019 Schedule of Fees to include Short-term Rental License for \$50 per sleeping unit for each of the first 15 units, then \$25 for each additional unit at the same location. Motion seconded by Ald. Anchor. Upon roll call vote the motion carried 6-0. Resolution adopted.
12. Ald. Freel introduced and moved for adoption **RESOLUTION NO. 5070**. BE IT HEREBY RESOLVED by the City of Wisconsin Dells that based on the recommendation of the City Plan Commission from their July 11, 2019 meeting; it approves the amending Conditional Use Permit issued to Dells Adventure Development for the use of two storage containers on Sauk County Parcel 291-0133-1000 at 600 Trout Road contingent that a fence be constructed so that the containers, in their existing location, are not visible from the roadway. Color should match the existing fence and not be red or yellow. Motion seconded by Ald. Holzem. Upon roll call vote the motion carried 6-0. Resolution adopted.
13. Ald. Freel introduced and moved for adoption **RESOLUTION NO. 5071**. THE COMMON COUNCIL of the City of Wisconsin Dells hereby consents to the following action per State Statute 66.1003;

WHEREAS, the city had received a request to vacate the public right-of-way known as Shady Lane adjacent to real estate owned by RRAD Development LLC (Sauk County Parcels 291-0170-00000 and 291-0177-00000) and DNL of Wisconsin LLC (Sauk County Parcel 291-0142-00000).

WHEREAS, the City of Wisconsin Dells Common Council has determined that their request is reasonable;

WHEREAS, the City of Wisconsin Dells reserves a public 66' utility easement in the vacated public right-of-way for the purpose of permitting public utilities to install, lay, operate, repair and maintain underground pipes and conduits for water, storm sewer, television, telephone, internet, communications, gas, and electric service under the surface of the area vacated including an easement for access. The vacated area may not be utilized in such a way that would interfere with the free use of the utility easement. Any obstructions or impediments to the use of the utility easement may be removed without notice by the city and the cost of such removal shall be borne by the party causing or responsible for such obstruction. This vacation and easement shall not be

deemed to constitute a gift of dedication of the vacated/easement area to the general public or for the benefit of the general public.

NOW THEREFORE BE IT RESOLVED by the City of Wisconsin Dells as follows:

Legal Description of Vacated Lands:

All of Shady Lane lying between Lot 2 & Lot 3, Sauk County Certified Survey Map No. 6496, located in the NE ¼ SE ¼, Sec 9, T13N, R6E, City of Wisconsin Dells, Sauk County, WI.

Legal Description of Lands to Which Vacated Lands Will Be Attached:

Lot 2 & Lot 3, Certified Survey Map 6496, City of Wisconsin Dells, Sauk County, which are Sauk County Parcels 291-01700-00000 and 291-0177-00000.

The discontinuance is subject to the reserved public easement delineated in the third whereas clause above.

Motion seconded by Ald. Holzem. Upon roll call vote the motion carried 6-0. Resolution adopted.

14. Ald. Anderson introduced and moved for adoption the first reading of the following ordinance:

**ORDINANCE NO. A-847
(Campgrounds and Camping Resort Licensing)**

The City of Wisconsin Dells, Adams, Columbia, Juneau and Sauk Counties, Wisconsin, does hereby ordain as follows:

SECTION I: PURPOSE

The purpose of this ordinance is to remove the city licensing requirement for campgrounds since they are licensed by the State.

SECTION II: PROVISIONS REPEALED

- A. Wisconsin Dells Code sec. 16.04
- B. Wisconsin Dells Code sec. 19.708(10)

SECTION III: PROVISIONS AS REPEALED:

- A. 16.04 Repealed in its entirety.
- B. ~~19.708(10) Local Licensing. Prior to establishment of this use and every year thereafter, the operator shall obtain a license from the city consistent with chapter 16 of the municipal code.~~

SECTION IV: VALIDITY

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION V: CONFLICTING PROVISIONS REPEALED

All ordinances in conflict with any provisions of this ordinance are hereby repealed.

SECTION VI: EFFECTIVE DATE

This ordinance shall be in force from and after its introduction and publication and as provided by statute.

SECTION VII: PART OF CODE

This ordinance becomes a part of Wisconsin Dells Code, Chapters 16 and 19.

Ald. Marshall seconded the motion. Upon roll call vote the motion carried 6-0. First reading adopted.

15. Items for referral – none.
16. Motion by Ald. Anchor seconded by Ald. Anderson to adjourn. Motion carried unanimously and the meeting adjourned at 7:10pm.

Nancy R. Holzem
City Clerk/Coordinator
Posted on city's website: July 16, 2019
Published: July 25, 2019