



MINUTES
VILLAGE OF ASHWAUBENON
PUBLIC WORKS & PROTECTION COMMITTEE
TUESDAY, AUGUST 13, 2019

ALLISON WILLIAMS
MICHAEL MALCHESKI

JOANN EUCLIDE

KEN BUKOWSKI
JOSH KOHNHORST

Regular Meeting
6:45 PM

Village Hall Boardroom
2155 Holmgren Way, Ashwaubenon, WI 54304

Phone (920) 492-2301
www.ashwaubenon.com

1. Call to Order

The August 13, 2019 Public Works and Protection meeting was called to order by Mike Malcheski.

2. Roll Call

Attendee Name	Present	Absent	Late	Arrived
Ken Bukowski	<input type="checkbox"/>	<input type="checkbox"/> Excused	<input type="checkbox"/>	
Michael J. Malcheski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Joann Euclide	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Josh Kohnhorst	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Allison Williams	<input type="checkbox"/>	<input type="checkbox"/> Excused	<input type="checkbox"/>	

Others: Kendal Moore, Kaitlyn Rich-Falk, Allison Swanson, Mary Kardoskee, Aaron Schuette, Tony Wachewicz, Mike Skiffington, Randy Tews, Bob Messer, Tom Rolling, Gary Paul, Doug Martin, Patrick Moynihan, and Kevin Boneske.

3. Pledge of Allegiance

The Pledge of Allegiance was recited.

4. Action on Agenda

Motion to approve the August 13, 2019 Public Works and Protection agenda.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Joann Euclide
SECONDER:	Josh Kohnhorst
AYES:	Michael J. Malcheski, Joann Euclide, Josh Kohnhorst
EXCUSED:	Ken Bukowski, Allison Williams

5. Action on Minutes

a. Public Works & Protection Committee - Regular Meeting - Jul 23, 2019 6:15 PM

Motion to approve the July 23, 2019 Public Works and Protection minutes.

6. Comments from the Public

No comments from the public.

7. Action Items

a. **Intermunicipal Agreement for Reciprocal Aid Including Sharing of Equipment and Services**

The local communities in the greater Green Bay area have always worked together in times of emergencies and the additional public works services needed during such time. With the FEMA emergency funding, that, at times, provided reimbursement during such events, agreements and tracking mechanisms need to be in place so that a paper trail is shown as to the use of equipment and services. The Public Works Directors for each of the communities have worked together over the past months to develop an agreement that meets those criteria. The municipal attorneys have reviewed the agreement. Upon approval by each community, the agreement will be copied and sent so each jurisdiction has copy to use in the event of a larger emergency event. To date, the City of Green Bay, City of De Pere, Village of Allouez have completed review and signature. Most of the remaining communities have this item going through committees and boards over the next two months.

Motion to recommend to Village Board to approve the Inter-municipal Agreement for Reciprocal Aid including sharing of equipment and services.

RESULT:	RECOMMEND APPROVAL AT VILLAGE [UNANIMOUS]
MOVER:	Josh Kohnhorst
SECONDER:	Joann Euclide
AYES:	Michael J. Malcheski, Joann Euclide, Josh Kohnhorst
EXCUSED:	Ken Bukowski, Allison Williams

b. **Action on Appeal of Denied Operators License - Kaitlyn L. Rich-Falk**
Motion (Kohnhorst, Euclide) to open the floor. Motion carried.

Kaitlyn L. Rich-Falk stated her appeal to the Public Works and Protection committee.

Motion (Kohnhorst, Euclide) to close the floor. Motion carried.

Motion to recommend to Village Board to deny the request for the appeal of denied operators license for Kaitlyn L. Rich-Falk.

RESULT:	RECOMMEND DENIAL AT VILLAGE BOARD [UNANIMOUS]
MOVER:	Joann Euclide
SECONDER:	Josh Kohnhorst
AYES:	Michael J. Malcheski, Joann Euclide, Josh Kohnhorst
EXCUSED:	Ken Bukowski, Allison Williams

c. **Action of Appeal of Denied Operators License - Kendal L. Moore**
Motion (Kohnhorst, Euclide) to open the floor. Motion carried.

Kendal Moore stated his appeal to the Public Works and Protection committee.

Motion (Kohnhorst, Euclide) to close the floor. Motion carried.

Motion to recommend to Village Board to deny the request for the appeal of denied operators license for Kendal L. Moore.

RESULT:	RECOMMEND DENIAL AT VILLAGE BOARD [UNANIMOUS]
MOVER:	Josh Kohnhorst
SECONDER:	Joann Euclide
AYES:	Michael J. Malcheski, Joann Euclide, Josh Kohnhorst
EXCUSED:	Ken Bukowski, Allison Williams

d. Action on Ordinance No. O8-2-19, An Ordinance Amending Sec. 6-2-156(A), Chapter 6, Businesses

The amendment to the ordinance provides language reflecting that a Managed Market has two or more merchants at each market, whereas it presently does not at this time. The amendment also adds language that if any Mobile Food Establishment is identified as a merchant participating in a Managed Market, the Mobile Food Establishment must comply with Chapter 6, Article 12, Mobile Food Establishment of Ashwaubenon Municipal Code.

Motion to recommend to Village Board to approve Ordinance No. O8-2-19, amending Sec. 6-2-156(A), Chapter 6, Businesses.

RESULT:	RECOMMEND APPROVAL AT VILLAGE [UNANIMOUS]
MOVER:	Josh Kohnhorst
SECONDER:	Joann Euclide
AYES:	Michael J. Malcheski, Joann Euclide, Josh Kohnhorst
EXCUSED:	Ken Bukowski, Allison Williams

e. Action on Resolution No.R8-2-19, Issuance of Class B Beer/Class B Liquor License, Exception to Quota

Dave & Busters of Wisconsin Inc. dba Dave & Busters plans on renovating the former Younkers Furniture Gallery, 431 Bay Park Square, opening in May of 2020 or thereafter. As such, Dave & Busters has applied for a Class B Beer/Class B Liquor License (Combo). Municipal code states that a license which has been issued must be utilized within 90 days or the applicant may request additional time due to construction/remodeling constraints. Thus, at this time, due to the aforementioned, in lieu of a license a resolution of approval authorizing a Class B Beer/Class B Liquor (Combo) is proffered. Further, due to the seating capacity (329) of the facility, Dave & Busters falls under the Exception to the Quota designation (minimum 300) under Wisconsin State Statutes, Chapter 125. Prior to commencement of operations, the Office of the Clerk-Treasurer shall then issue Dave & Busters a Class B Beer/Class B Liquor License (Combo), Exception to the Quota or a regular Class B Beer/Class B Liquor License (Combo), if the village's state-mandated quota limit is not filled.

Motion to recommend to Village Board to approve Resolution No. R8-2-19, Issuance of Class Beer/Class B Liquor License, Exception to the Quota.

RESULT:	RECOMMEND APPROVAL AT VILLAGE [UNANIMOUS]
MOVER:	Joann Euclide
SECONDER:	Josh Kohnhorst
AYES:	Michael J. Malcheski, Joann Euclide, Josh Kohnhorst
EXCUSED:	Ken Bukowski, Allison Williams

f. Possible Discussion and Action on Ordinance 08-1-19 relating to Sexting by Minors

The proposed Ordinance is pursuant to a request by Ashwaubenon Public Safety and School Resource Officers for an additional enforcement tool or punishment for offenses relating to sexting by minors. This creates an ordinance that will allow law enforcement and school resource officers to issue citations as a local ordinance violation with monetary penalties in certain situations instead of pursuing the route of a juvenile or criminal charge. Occasionally, situations may require some form of lesser punishment and this ordinance will give law enforcement and school resource officers the discretion to issue such a citation in those cases.

Motion to recommend to Village Board to approve Ordinance 08-1-19 relating to sexting by minors.

RESULT:	RECOMMEND APPROVAL AT VILLAGE [UNANIMOUS]
MOVER:	Joann Euclide
SECONDER:	Josh Kohnhorst
AYES:	Michael J. Malcheski, Joann Euclide, Josh Kohnhorst
EXCUSED:	Ken Bukowski, Allison Williams

8. Items for Next Agenda

None.

9. Adjourn

Motion to adjourn the August 13, 2019 Public Works and Protection meeting at 7:06 pm.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Josh Kohnhorst
SECONDER:	Joann Euclide
AYES:	Michael J. Malcheski, Joann Euclide, Josh Kohnhorst
EXCUSED:	Ken Bukowski, Allison Williams