



11333 N. Cedarburg Road
Mequon, WI 53092
Phone: 262-236-2941
Fax: 262-242-9655

www.ci.mequon.wi.us

Office of the City Administrator

PUBLIC WELFARE COMMITTEE

Tuesday, June 9, 2020

5:30 PM

Virtual Meeting

Agenda

ELECTRONIC MEETING NOTICE: Pursuant to the current recommendation of the CDC limiting the size of public gatherings and the various federal and state orders implementing that recommendation, and to help protect our community from the Coronavirus (COVID-19) pandemic, this meeting will be held virtually through the GoToMeeting platform with each member accessing the meeting remotely. Citizens may also join the meeting online or by phone. Please go to <https://www.gotomeet.me/Mequon/pwelfare> to join the meeting online or call into the meeting by dialing 1-866-899-4679 and enter access code 978-522-373.

PUBLIC COMMENTS will be accepted in writing only. Public comments should be directed at least 2 hours prior to the meeting to the City Administrator's Office in advance by email at jschoenemann@ci.mequon.wi.us or by leaving a written public comment addressed to the intended committee in the drop box at City Hall on 11333 N. Cedarburg Road, Mequon, by 3:30 PM on Tuesday, June 9. Comments received timely will be forwarded to all members of the body for their consideration.

Reasonable accommodations will be made for those citizens who are unable to attend the meeting in the methods identified above upon at least two hours' notice. Notice can be given to the City Clerk's Office at 262-236-2914.

1) Call to Order, Roll Call

2) Approval of Meeting Minutes

Action requested: review and approve

a. May 2020 Minutes

3) Ordinances

Action requested: review and recommend approval

a. **ORDINANCE 2020-1568** An Ordinance Repealing Section 58-42(g)(3) of the Mequon Municipal Code Related to the Re-Referral of Certain Matters Before the Common Council to the Planning Commission

4) Resolutions

Action requested: review and recommend approval

a. **RESOLUTION 3743** A Resolution Approving Cancellation of the 2020 Taste of Mequon

b. **RESOLUTION 3738** A Resolution Amending COVID-19 Proclamation No. 3 (Proclamation Providing for Electronic Meetings) to Allow Expanded Public Input During Meetings

- 5) Discussion Items
 - Action requested: discuss and take action as needed**
 - a. Curbside Service Ordinance Discussion
- 6) Information Items
 - a. Working Calendar
- 7) Adjourn

Dated: June 9, 2020

/s/ Dale Mayr, Chair

.....

Notice is hereby given that a quorum of other governmental bodies may be present at this meeting to present, discuss and/or gather information about a subject over which they have decision-making responsibility, although they will not take formal action thereto at this meeting.

Persons with disabilities requiring accommodations for attendance at this meeting should contact the City Clerk's Office at 262-236-2914, twenty-four (24) hours in advance of the meeting.

Any questions regarding this agenda may be directed to the City Administrator's Office at 262-236-2941, Monday through Friday, 8:00 AM – 4:30 PM



11333 N. Cedarburg Road
Mequon, WI 53092
Phone: 262-236-2941
Fax: 262-242-9655

www.ci.mequon.wi.us

Office of the City Administrator

PUBLIC WELFARE COMMITTEE
Tuesday, May 12, 2020
5:45 PM
Virtual Meeting

Minutes

1) Call to Order, Roll Call

Present:

Chair Dale Mayr
Alderman Glenn Bushee
Alderman Robert Strzelczyk

Also Present: Mayor Wirth (6:04 p.m.), City Administrator Jones, Assistant City Administrator Schoenemann, Community Development Director Tollefson, Public Works Director/City Engineer Lundeen, Deputy Director Public Works Weyker, Parks and Forestry Superintendent Gies, City Attorney Sajdak, Executive Assistant Prosser

2) Elect Committee Chair

Alderman Mayr called for a motion to nominate a Committee Chair.

Alderman Bushee moved to recommend Alderman Strzelczyk as Committee Chair, seconded by Alderman Mayr.

Alderman Strzelczyk moved to recommend Alderman Mayr as Committee Chair, seconded by Alderman Mayr.

Attorney Sajdak provided instructions on how to proceed with the vote.

A vote was called to nominate Alderman Strzelczyk as Committee Chair.
No voice acclamation.

A vote was called to nominate Alderman Mayr as Committee Chair. Passed 3-0.

3) Approval of Meeting Minutes

a. April 2020 Minutes

RESULT: **Approved by Voice Acclamation [Unanimous]**
MOVED BY: Alderman Mayr
SECONDED BY: Alderman Bushee

Attachment: DRAFT 05 12 2020 Public Welfare Committee Minutes (5212 : May 2020 Minutes)

AYES: Mayr, Bushee, Strzelczyk

4) Ordinances

a. ORDINANCE 2020-1575 An Ordinance Amending Section 2-663 of the Mequon Municipal Code, Reducing the Number of Mayoral Appointments to the Mequon Nature Preserve Board of Directors from Three (3) to One (1)

Assistant City Administrator Schoenemann stated in July 2018 the Common Council approved Resolution 3541 amending the number of Mayoral appointments to the Mequon Nature Preserve Board of Directors from three to one. Mr. Schoenemann pointed out that at the time, Resolution 3541 amended the Articles of Incorporation and the By-Laws of the Mequon Nature Preserve but did not result in a corresponding amendment to the Mequon Municipal Code. At the same time the Ozaukee Washington Land Trust also considered a request from MNP to reduce its representation on the Mequon Nature Preserve Board from three members to one, however at that time, it was unclear if Ozaukee Washington Land Trust would agree to Mequon Nature Preserve's request.

City staff reached out to Mequon Nature Preserve to confirm that both the City and Ozaukee Washington Land Trust are now appointing one person each to the Mequon Nature Preserve Board of Directors. Ordinance 2020-1575 amends the City Code to follow the current practice with the change previously approved by the Common Council in 2018.

A motion was made by Alderman Bushee to recommend Ordinance 2020-1575 to the Common Council for approval.

RESULT: Approved by Voice Acclamation [Unanimous]
MOVED BY: Alderman Bushee
SECONDED BY: Alderman Strzelczyk

AYES: Mayr, Bushee, Strzelczyk

5) Resolutions

a. RESOLUTION 3733 A Resolution Ratifying Mayoral COVID-19 Emergency Proclamation No. 4 Relaxing Regulations on Signage, Tents and Other Equipment in Connection with the Provision of Curbside and Carry-Out Services

Alderman Bushee moved to approve Resolution 3733 with the amendment offered by Mayor Wirth to extend three weeks, 21 days, beyond the termination date of the Safer at Home Order.

Alderman Strzelczyk seconded Alderman Bushee's amendment with a friendly amendment to extend the 21 days to 30 days.

RESULT: Approved with Amendments [Unanimous]
MOVED BY: Alderman Bushee
SECONDED BY: Alderman Strzelczyk

AYES: Mayr, Bushee, Strzelczyk

Alderman Bushee suggested reviewing the existing City ordinances related to curbside pickup should businesses like to continue the current methods of services. Alderman Mayr suggested adding the topic to the Committee’s work plan.

6) Discussion Items

a. Private/Public Road Median Partnership Program: Status Update

Public Works Director/City Engineer Lundeen provided background information on the Adopt-A-Median Pilot Program for Port Washington Road established by the Public Welfare Committee in April 2019. Director Lundeen stated upon completion of the program documents, staff submitted the package to Ozaukee County with a request to incorporate the program into a memorandum of understanding for final approval. The Ozaukee County Public Works Committee did not approve the program based on several concerns; the main concern was having non-municipal employees performing work on the medians. Staff reached out to the Wisconsin Department of Transportation to revisit the potential of operating an Adopt-a-Median Program on Mequon Road. WISDOT had the same concerns as Ozaukee County.

Alderman Strzelczyk made a motion to table the private/public road median partnership program to obtain further information, seconded by Alderman Bushee.

RESULT: Tabled [Unanimous]
MOVED BY: Alderman Strzelczyk
SECONDED BY: Alderman Bushee

AYES: Mayr, Bushee, Strzelczyk

Alderman Mayr mentioned he would reach out to Mayor Wirth to see how he would like to proceed with the program.

7) Information Items

a. Working Calendar

Additional items for the agenda include an initial discussion on curbside pickup, budget items for consideration and Mayor Wirth’s suggestion of readdressing the Adopt-A-Median Pilot Program with the County.

Attachment: DRAFT 05 12 2020 Public Welfare Committee Minutes (5212 : May 2020 Minutes)

8) Motion to adjourn the meeting at 6:11 P.M.

RESULT: **Approved by Voice Acclamation [Unanimous]**

MOVED BY: Alderman Bushee

SECONDED BY: Alderman Strzelczyk

AYES: Mayr, Bushee, Strzelczyk

Respectfully Submitted,

Lina Prosser



11333 N. Cedarburg Road
Mequon, WI 53092-1930
Phone:
Fax: 262-242-9655

www.ci.mequon.wi.us

Office of City Attorney

TO: Public Welfare Committee
FROM: Brian Sajdak, City Attorney
DATE: March 4, 2020
SUBJECT: ORDINANCE 2020-1568 An Ordinance Repealing Section 58-42(g)(3) of the Mequon Municipal Code Related to the Re-Referral of Certain Matters Before the Common Council to the Planning Commission

Background and Discussion

As part of the review of Section 58-42 to address matters including protest petitions and the general process for handling zoning applications, one item of discussion has been the re-referral of matters to the Planning Commission when the Common Council decides to not follow the Planning Commission's recommended action. The version of the re-referral language before you now reflects the various discussion points and changes discussed at the May Council meeting. In short, the current version provides further detail with respect to the types of action that would require re-referral and limits the process to one re-referral unless the Council suspends the rules.

Fiscal Impact

None.

Recommendation

Approval of the ordinance as proposed, or with such changes as may be recommended.

COMMON COUNCIL
OF THE
CITY OF MEQUON

ORDINANCE 2020-1568

An Ordinance Repealing Section 58-42(g)(3) of the Mequon Municipal Code Related to the Re-Referral of Certain Matters Before the Common Council to the Planning Commission

RECITALS

A. The Common Council previously created Section 58-42(g)(3) of the Mequon Municipal Code, which established a procedure relating to the re-referral of certain matters to the Planning Commission.

B. Following the input of the Planning Commission and a public hearing, the Common Council desires to amend the provisions related to re-referrals.

C. Establishing regulations related to the processing of zoning applications furthers the protection of the health, safety and welfare of the community.

BASED UPON THE FOREGOING RECITALS, THE COMMON COUNCIL OF THE CITY OF MEQUON, OZAUKEE COUNTY, STATE OF WISCONSIN, DO ORDAIN AS FOLLOWS:

SECTION I

Section 58-42(g)(3) of the Mequon Municipal Code is repealed and recreated to read as follows:

The common council shall re-refer any ordinance covered by this section to the planning commission for reconsideration if:

- [a] A motion of the common council to approve the ordinance fails;
- [b] The common council approves a motion to deny the ordinance; or
- [c] The common council approves one or more amendments to the ordinance that are material, as determined by the mayor in the mayor's discretion, unless the applicant does not object to the amendments.

If re-referral is required under this section, the common council shall not take final action until the planning commission once again reviews the ordinance and any related application and reports its recommendation to the common council. The planning commission shall report its recommendation to the common council within 60 days of the re-referral. Only one such re-referral shall be made for any

such ordinance except by a motion to suspend the rules that is approved by the majority of the common council or by six of its members in the event of a valid protest petition.

SECTION II

The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

SECTION III

All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

SECTION IV

This ordinance shall be in full force and effect upon its passage and on the day after its publication.

Approved by: John Wirth, Mayor

Date Approved: June 9, 2020

I certify that the foregoing Ordinance was adopted by the Common Council of the City of Mequon, Wisconsin, at a meeting held on June 9, 2020.

Caroline Fochs, City Clerk

Published: _____



11333 N. Cedarburg Road
 Mequon, WI 53092
 Phone: 262-236-2941
 Fax: 262-242-9655

www.ci.mequon.wi.us

Office of Administration

TO: Public Welfare Committee
FROM: Lina Prosser, Executive Assistant
DATE: June 9, 2020
SUBJECT: RESOLUTION 3743 A Resolution Approving Cancellation of the 2020 Taste of Mequon

Background

The members of the Festivals Committee have been planning, coordinating and promoting outdoor events for the community since June 2013. Currently eight citizen members serve on the Festivals Committee. According to Sec. 2-562. of the City of Mequon Code of Ordinances, the purpose of the Festivals Committee is to plan special events within the City including gatherings that bring together residents, community groups and businesses to promote neighborliness, civic spirit and a sense of community within the City Hall/Town Center Civic Plaza. The Festivals Committee has created two events; *Taste of Mequon* and *Winter Wonderland*. Over the last seven years *Taste of Mequon* has grown into a well-known community event that brings together residents and event goers from surrounding communities.

The Committee met on January 27 and February 24 to kick off their event planning process. Following the Committee's February 24 meeting, a public health emergency was declared on March 12 by Governor Evers due to the coronavirus and a statewide *Safer at Home Order* went into effect on March 24. The Committee's meetings scheduled for March 30 and April 27 were cancelled due to the public health emergency. The Committee's inability to meet has resulted in a suspension of the Committee's event plans for *Taste of Mequon*. Following the end of the *Safer at Home Order*, the Committee met on May 18 to determine where the plans for the *Taste of Mequon* stood.

Analysis

At the May 18 Committee meeting, members reviewed the Washington Ozaukee Public Health Department's *Blueprint for Reopening Washington Ozaukee Counties* dated May 12, 2020. The Blueprint provides that "mass gatherings whether indoor or outdoor are limited to 50 persons or 25% of capacity, whichever is greater." After discussing how the Committee would move forward with their events, committee members voiced concerns for the guidelines surrounding COVID-19, the uncertainty of the health pandemic and above all the safety of vendors, volunteers and the community. The Committee voted 5-1 to cancel the 2020 *Taste of Mequon*.

Given that the deadline to apply for *Taste of Mequon* was set for June 5, staff was directed by the Committee to inform *Taste of Mequon* vendors of the decision to cancel the event. On May 28 vendors were notified via email of the event cancellation and of the Committee's plan to discuss an alternative event to support vendors, local businesses and the greater community.

Taste of Mequon was created by the Festivals Committee to celebrate community by offering a venue for families, friends and neighbors to gather together. Event goers stand in line to order food from local restaurants and sit together at picnic benches to eat and listen to music. The children's area provides entertainment for children to climb, slide and paint together. Enforcing social distancing would be a challenge for the members of the Committee given that the real essence of *Taste of Mequon* is the gathering of community. Notwithstanding this action, the Committee desires the confirmation of this action by the Common Council because the *Taste of Mequon* is a City event, not a Committee event.

Fiscal

A total of four vendors have submitted their application and fee(s) to participate in *Taste of Mequon 2020*. At the Committee's May 18 meeting, staff was directed to reach out to the vendors and offer a refund or the option to hold the fees over to next year's event. Three vendors have indicated they prefer to hold their space fee over until next year and another vendor indicated they would like their space fee used to support the Committee's initiative to organize an alternative event. The Committee currently has a balance of \$11,235 in their budget for use in planning their events.

Recommendation

As noted, the Festivals Committee voted to cancel the 2020 *Taste of Mequon* by a vote of 5-1. The Public Welfare Committee's recommendation is forthcoming on June 9, 2020.

COMMON COUNCIL
OF THE
CITY OF MEQUON

RESOLUTION 3743

A Resolution Approving Cancellation of the 2020 Taste of Mequon

A. The City of Mequon established a Festivals Committee in 2013 for the purpose of planning special events within the City including gatherings that bring together residents, community groups and businesses to promote neighborliness, civic spirit and a sense of community within the City Hall/Town Center Civic Plaza.

B. The Festivals Committee has created two outdoor events; Taste of Mequon and Winter Wonderland.

C. COVID-19, a novel strain of coronavirus, was detected in December of 2019 and has subsequently spread throughout numerous countries and the United States, including Wisconsin.

D. COVID-19 has been declared to be a Public Health Emergency of International Concern by the World Health Organization and a Public Health Emergency by the United States Department of Health and Human Services.

E. In order to protect the health and well-being of residents and visitors, on March 16, 2020, the Mayor of the City of Mequon, pursuant to Wisconsin Statutes Section 323.11 and 323.14(4)(b) and Sections 26-24 and 26-26 of the Mequon Code of Ordinances, issued a Proclamation Declaring a Public Health Emergency in Response to the Coronavirus Disease 2019 (COVID-19) (the "Proclamation").

F. The Proclamation was ratified by the Common Council on March 17, 2020.

G. On March 12, 2020 Governor Evers declared a public health emergency due to the coronavirus and on March 24, 2020 a statewide *Safer at Home Order* went into effect resulting in a suspension of the Festival Committee's event plans.

D. On May 18, 2020 the Festivals Committee voted 5-1 to cancel the outdoor event, Taste of Mequon due to various health recommendations from the Centers for Disease Control and Prevention, the State Department of Health Services, and the Washington Ozaukee Public Health Department relating to COVID-19, the uncertainty of the health pandemic and the safety of vendors, volunteers and the community.

BASED UPON THE FORGOING RECITALS, BE IT RESOLVED by the Common Council of the City of Mequon that the 2020 Taste of Mequon is cancelled.

Approved by: John Wirth, Mayor

Date Approved: June 9, 2020

I certify that the foregoing Resolution was adopted by the Common Council of the City of Mequon, Wisconsin, at a meeting held on June 9, 2020.

Caroline Fochs, City Clerk



11333 N. Cedarburg Road
Mequon, WI 53092
Phone: 262-236-2941
Fax: 262-242-9655

www.ci.mequon.wi.us

Office of Administration

TO: Public Welfare Committee
FROM: John Wirth, Mayor
DATE: June 2, 2020
**SUBJECT: RESOLUTION 3738 A Resolution Amending COVID-19 Proclamation No. 3
(Proclamation Providing for Electronic Meetings) to Allow Expanded Public
Input During Meetings**

Since the Common Council approved electronic meeting procedures, we have become experienced with holding electronic meetings. I am confident that the Common Council, Planning Commission and other bodies can resume public comments during city meetings without confusion provided that members of the public who want to comment during a meeting register in advance. Therefore, I recommend the attached resolution to you.

COMMON COUNCIL
OF THE
CITY OF MEQUON

RESOLUTION 3738

A Resolution Amending COVID-19 Proclamation No. 3 (Proclamation Providing for Electronic Meetings) to Allow Expanded Public Input During Meetings

A. By Resolution 3717, the Common Council approved COVID-19 Proclamation No. 3 on April 14, 2020 (“Proclamation No. 3”). Proclamation No. 3 requires electronic (virtual) meetings and provides the rules and procedures for such meetings.

B. At the time Proclamation No. 3 was approved, the City had no experience with electronic meetings. Therefore, in order to ensure that meetings could be held in an orderly manner while still enabling public electronic input, Proclamation No. 3 had certain restrictions on who could speak during meetings and provided instead alternative methods for providing public input.

C. The City now has significant experience and is comfortable with changing the public comment procedures to make electronic meetings consistent with the procedures more typically used during in-person meetings. Mequon has a proud tradition of hearing from people during its meetings.

D. Continuing electronic meetings for the time being accommodates people who are uncomfortable with public gatherings or who, for health reasons, should not attend public gatherings. The Centers for Disease Control & Prevention and the Washington Ozaukee Public Health Department continue to recommend restrictions on gatherings, social distancing, masks and other precautions that make in-person meetings more difficult. Many residents, elected officials and staff continue to abide by such precautions. Further, although many Mequon businesses and organizations have reopened and implemented precautions, and the City encourages them to do so, the public is generally not required to frequent those businesses; however, public participation in City body meetings is and has always been an integral part of the City’s processes, and the participation of some people is not optional. For the foregoing reasons, continuing electronic meetings for the time being is good public policy.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Mequon, that:

1. Section 3(b) of the Proclamation is amended as follows (the addition is double-underlined and the deletion is ~~stricken~~):

- (b) Notices. The City shall provide notices of the meeting pursuant to state law and the Code. Notices shall (a) inform the public that the meeting will be held remotely, (b) provide all information necessary for the public to monitor the meeting, including the telephone number, video conference link and any necessary passcodes or other login

information; (c) describe the procedures described below for the public to be recognized at public hearings (if applicable), to comment on any matter to be addressed by the body and, with respect to the Common Council meetings, to speak during the Personal Appearances and Public Comment portion of meetings ~~provide that, except with respect to a public hearing, public comments should be sent to an email address specified in the notice or delivered in writing to the City depository at City Hall, in either instance no later than two hours prior to the meeting (except with respect to a morning meeting, no later than 4:00 p.m. on the day prior to the meeting);~~ and (d) provide that reasonable accommodations will be made for people without telephone or internet access or who are deaf or hard of hearing provided that notice of such need is provided to the City in the same manner as public comments.

2. The following provision is added to Section 3(h) of Proclamation No. 3 (the addition is double-underlined):

(h) Speaking at Meetings. Only the following people may speak during a meeting:

...

(vi) Any member of the public who desires to speak about a matter being addressed by the public body and any member of the public who desires to speak during the Public Appearances and Public Comment portion of a Common Council meeting, provided that such speaker notifies the City of his or her request to be recognized by sending an email to an email address specified in the meeting notice or by leaving a message on the voice mail of a person specified in the notice, in either instance no later than two hours prior to the meeting (except with respect to a morning meeting, no later than 4:00 p.m. on the day prior to the meeting). Comments from any such speaker shall be limited to five minutes.

3. Section 3(i) of Proclamation No. 3 relates to public comments at meetings and is replaced by the above provisions; therefore, such Section is deleted.

4. Section 4(b) of Proclamation No. 3 is revised as follows (additions are double-underlined and deletions are stricken):

(b) Public Appearances and Public Comments. A member of the public who desires to speak during ~~The Section of the normal~~ Common Council agenda entitled Public Appearances and Public Comments shall notify the City of that fact pursuant to Section 3(h)(vi) ~~be deleted. To the extent written comments are received by the Clerk that would otherwise be heard in that part of the meeting, the Clerk shall provide copies to the Common Council.~~

5. The Common Council by resolution may terminate Proclamation No. 3 when it is no longer necessary or desirable or may otherwise amend or modify it.

6. The foregoing provisions shall be inserted into Proclamation No. 3 as posted on the City's website.

Approved by: John Wirth, Mayor

Date Approved: June 9, 2020

I certify that the foregoing Resolution was adopted by the Common Council of the City of Mequon, Wisconsin, at a meeting held on June 9, 2020.

Caroline Fochs, City Clerk



11333 N. Cedarburg Road
Mequon, WI 53092-1930
Phone: 262-242-3100
Fax: 262-242-9655

www.ci.mequon.wi.us

Office of Administration

TO: Public Welfare Committee
FROM: Justin Schoenemann, Assistant City Administrator
DATE: June 4, 2020
SUBJECT: Curbside Service Ordinance Discussion

Background

Last month, the Public Welfare Committee recommended and the Common Council approved Mayoral Proclamation #4 on *Curbside Service and Special Banner Fees*. During its conversation, the Public Welfare Committee directed staff to add the establishment of an ordinance to incorporate curbside service long-term on its agenda for discussion. A copy of Mayoral Proclamation #4 is attached to assist in the Committee's discussion.

Recommendation

Staff from the Community Development Department will be in attendance to gather the Committee's feedback on a new ordinance that could govern curbside service. If the Committee agrees, Community Development staff will bring back an ordinance for consideration in July.

Attachments:

Proclamation No. 4: Curbside Services; Special Event Banner Fees (PDF)

COVID-19 EMERGENCY PROCLAMATION NO. 4

CURBSIDE SERVICES; SPECIAL EVENT BANNER FEES

I, John M. Wirth, as Mayor and Chief Executive Officer of the City of Mequon, make the following Proclamation in consideration of the following:

A. COVID-19, a novel strain of coronavirus, was detected in December of 2019 and has subsequently spread throughout the world, including every state in the United States.

B. On January 3, 2020, the World Health Organization declared COVID-19 to be a Public Health Emergency of International Concern.

C. On March 12, 2020, Governor Tony Evers declared a public health emergency in connection with COVID-19.

D. On March 13, 2020, President Donald Trump proclaimed a National Emergency in connection with concerning COVID-19.

E. On March 16, 2020, I proclaimed, on behalf of the City of Mequon, a Public Health Emergency as defined in Wisconsin Statutes Section 323.02(16) and a Disaster as defined in Wisconsin Statutes Section 323.02(6); accordingly, the City of Mequon implemented its emergency authority under Wisconsin Statutes Section 323.11. The Common Council affirmed that proclamation at its meeting on March 17, 2020.

F. On March 24, 2020, the Secretary designee of the Wisconsin Department of Health Services, at the direction of Governor Tony Evers, issued a Safer at Home Order (Emergency Order #12) ("Order #12"). Order #12 has been amended numerous times, including by a second Safer at Home Order dated April 16, 2020 (Emergency Order #28) ("Order #28").

G. Order #28 restricts certain businesses to curbside and/or carryout service, including restaurants, bars and Non-Essential Businesses as defined in Order #28 as much as it can.

H. The restrictions in Order #28 severely harm Mequon's restaurants, bars and Non-Essential Businesses. The City of Mequon desires to mitigate such harm.

BASED ON THE FOREGOING and pursuant to Wisconsin Statutes Section 323.14(4)(b), I proclaim as follows:

1. Signage. A restaurant, bar or Non-Essential Businesses, if and to the extent it is limited to curbside and/or carryout service, may do any or all of the following:

(a) Place and maintain signs in doors and windows (i) giving hours of operations, (ii) providing telephone numbers and other contact information for placing orders and

(iii) providing instructions and giving other information related to their curbside and carryout services.

(b) Place and maintain signs in parking lots reasonably necessary to assist in curbside service, such as signs indicating parking space numbers and directional signs indicating travel for motorists to ease traffic congestion and maneuverability within the parking lot.

(c) Display and maintain one banner, as such term is defined in Section 62-1 of the Mequon Code of Ordinances (the "Code") subject to the size limitation set forth in Section 62-13(d)(2) of the Code; however, the requirements for a permit and limitations on duration, number of events and number of banners per site set forth in Section 62-13(d)(2) of the Code shall not apply.

The City of Mequon shall not enforce any ordinance prohibiting any sign described in this Section or otherwise conflicting with this Section however, the Mequon Police Department or Department of Community Development may require the removal of any sign that is unsafe or in disrepair.

2. Tents and Equipment Used to Assist in Curbside Service. A restaurant, bar or Non-Essential Businesses, if and to the extent it is limited to curbside service, may maintain a tent to assist in curbside service and/or equipment outside for keeping food and beverages hot or cold. No tent shall exceed 225 square feet.

The City of Mequon shall not require any prior approval of or permit for a tent or equipment described in this Section, and the City of Mequon shall not enforce any ordinance prohibiting any such tent or equipment or otherwise conflicting with this Section; however, the Mequon Police Department, Department of Community Development or Building Inspector may require the removal of any such tent or equipment if it is unsafe, conflicts with traffic or reduces parking in a manner that creates a problem on or off site, violates the health, electrical, plumbing or other building code or is in disrepair.

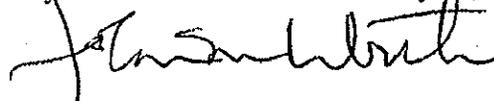
3. Fees for Banners. The City of Mequon shall charge no permit fee for any banner displayed pursuant to Section 62-13(d) of the Code. This Section shall apply to any banner legally displayed by any business in the City.

4. Lease Restrictions. Nothing in this Proclamation shall supersede any restriction set forth in any applicable lease.

5. Common Council Ratification. Pursuant to Wisconsin Statutes Section 323.14(4)(b), this Proclamation is subject to ratification, alteration, modification or repeal by the Common Council at its next meeting, which shall occur as soon as the Common Council can meet, but the subsequent action taken by the Common Council shall not affect the prior validity of this Proclamation.

6. Expiration. This Proclamation shall expire upon the later of (a) the cancellation or termination of the emergency proclamation dated March 16, 2020 as affirmed by the Common Council on March 17, 2020; or (b) 21 days after the cancellation or termination of the Safer at Home Order dated as of April 16, 2020 issued by Wisconsin Department of Health Services Secretary-Designee Andrea Palm, as amended.

Dated May 5, 2020, as amended and ratified by the Common Council on May 12, 2020.



John M. Wirth
Mayor



11333 N. Cedarburg Road
 Mequon, WI 53092-1930
 Phone: 262-242-3100
 Fax: 262-242-9655

www.ci.mequon.wi.us

Office of Administration

TO: Public Welfare Committee
FROM: Justin Schoenemann, Assistant City Administrator
DATE: June 3, 2020
SUBJECT: Working Calendar

Month	Agenda Topics
May	<ul style="list-style-type: none"> Election of Chair Public/Private Median Program Update Mequon Nature Preserve Board Member Appointments Curbside Service; Special Event Banner Fees Proclamation
June	<ul style="list-style-type: none"> Re-referral Ordinance Taste of Mequon 2020 Public Comment During Electronic Meetings Curbside Service Ordinance
July	<ul style="list-style-type: none"> Curbside Service Ordinance (Continued) Zoning and Text Amendment Notification Process (Continued) Public/Private Median Program Update (Continued)

Future Agenda Topics

<ul style="list-style-type: none"> Chapter II Review (Continued) Home Program Review/Renewal (2020) Begging & Soliciting Alms (Spring 2020) Architectural Board Review 	<ul style="list-style-type: none"> Nuisance Ordinance Review Logo Redesign/Branding
--	---

2019 – 2020 Completed Items

<ul style="list-style-type: none"> Electronic Committee Participation Proclamation Sign Code Amendment for I-43 Signs Arc Board Membership Requirement Protest Petition Council/Planning Commission Re-Referral Bird City USA Designation Bee City USA Designation City Sign Code Update Citizen Committee Participation 	<ul style="list-style-type: none"> Chapter 58: Bee Keeping & Dog Leash Begging & Soliciting Alms Record Retention Policy OpenGov Demonstration Begging and Soliciting Alms Ordinance District 5 Polling Place Relocation Ordinance to Limit Future Apartment Projects in the TC Zoning District
---	--