

COMMON COUNCIL MEETING

CITY OF WISCONSIN DELLS

May 19, 2025

Mayor Wojnicz called the meeting to order at 6:30PM. 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 & Ald. Troy Ryan, Second District Ald. Mike Freel & Ald. Terry Marshall; Third District Ald Dan Anchor & Ald. Ben Anderson & Mayor Ed Wojnicz

Others: Police Chief Nicholas Brinker, City Attorney Joseph Hasler, Fire Chief Steve Smith, Clerk/Treasurer Lisa McClyman, Director of Public Works Chris Tollaksen, Zoning Administrator Kheli Mason.
2. Pledge of Allegiance was said.
3. Motion by Ald. Holzem seconded by Ald. Anchor to approve the following consent agenda items: a. May 5, 2025 Common Council meeting minutes; b. Schedule of Bills Payable. Motion carried unanimously.
4. Norm Gibb came forward and requested that the council address the problems and safety issues that took place on Car Show weekend. A Public Safety meeting was scheduled for June 2nd at 5:30pm.
5. Mayor Wojnicz declared the public hearing open for anyone to speak for or against the vacate of 165 feet of the East end of Washington Ave in Columbia County. No one came forward to speak for or against the vacate.
6. Motion by Ald. Freel seconded by Ald. Anderson to approve a new application for a Seasonal Workforce Housing License submitted by Dan Marsich located at 629 Oak Street for the licensing period of May 20, 2025 through April 30, 2026. Motion carried unanimously.
7. Motion by Ald. Holzem seconded by Ald. Ryan to approve a renewal application for a Seasonal Workforce Housing License submitted by Luis Martinez located at 927 Capital for the licensing period of May 20, 2025 through April 30, 2026. Contingent on inspection and past due utilities being paid. Motion carried unanimously.
8. Motion by Ald. Marshall seconded by Ald. Anchor to approve a renewal application for a Seasonal Workforce Housing License submitted by Izik Cohen located at 817 Oak Street for the licensing period of May 20, 2025 through April 30, 2026. Contingent on inspection. Motion carried unanimously.
9. Motion by Ald. Freel seconded by Ald. Ryan to approve a renewal application for a Seasonal Workforce Housing License submitted by Eric Helland located at 2150 Wisconsin Dells Parkway for the licensing period of May 20, 2025 through April 30, 2026. Contingent on inspection. Motion carried unanimously.
10. Motion by Ald. Holzem seconded by Ald. Freel to approve an Overnight Lodging License and

Room Tax Permit submitted by Stacie Tollaksen, DBA Dells Victorian, LLC located at 629 Broadway for the licensing period of May 20, 2025 through April 30, 2026. Contingent on State Lodging License and Fire Inspection Report. Motion carried unanimously.

11. Motion by Ald. Freel seconded by Ald. Ryan to approve an original application for an Overnight Lodging License submitted by Raj Subramaniam, DBA Sen Properties LLC located at 2504 River Road #7107 for licensing period of May 20, 2025 through April 30, 2026. Contingent on State Lodging License. Motion carried unanimously.
12. Motion by Ald. Marshall seconded by Ald. Ryan to approve an original application for a Golf Cart Permit submitted by Victor Moen located at 103 Bowman Road #730 for the licensing period of May 20, 2025 through Nov 1, 2026. Contingent on inspection by the Police Department. Motion carried unanimously.
13. Motion by Ald. Holzem seconded by Ald. Freel to approve a new application for a Temporary Class “B” License submitted by the Kilbourn Fire Department, located at 712 Oak Street for the licensing period of June 21, 2025. Motion carried unanimously.
14. Motion by Ald. Freel seconded by Ald. Marshall to approve an original application for a Special Event Permit submitted by Kilbourn Fire Department for the licensing period of June 21, 2025. Motion carried unanimously.
15. Motion by Ald. Anchor seconded by Ald. Ryan to approve an original application for a Class “B” Beer and a “Class C” Liquor (wine only) submitted by Gueros Tacos LLC, DBA Tacos El Guero, agent Luis Martinez located at 231 Broadway for the licensing period of May 20, 2025 through June 30, 2025. Motion carried unanimously.
16. Motion by Ald. Marshall seconded by Ald. Holzem to approve an original application for a Class “A” Beer and a “Class A” Liquor submitted by Liberty Gas Station, Inc., DBA Refuel Pantry – American World, agent Mellisa Jacobson located at 2040 Wisconsin Dells Parkway for the licensing period of May 20, 2025 through June 30, 2025. Motion carried unanimously.
17. Motion by Ald. Ryan seconded by Ald. Holzem to approve an original application for a Cigarette, Tobacco and Electronic Vaping Device Retail License submitted by Liberty Gas Station, Inc., DBA Refuel Pantry – American World, agent Mellisa Jacobson located at 2040 Wisconsin Dells Parkway for the licensing period of May 20, 2025 through June 30, 2025. Motion carried unanimously.
18. Ald. Freel introduced and moved for adoption **RESOLUTION NO. 5671**. BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the Plan Commission from their their May 12, 2025 meeting; IT APPROVES the CSM and Quit Claim Deed for the transfer of the School District Tennis Courts to the City of Wisconsin Dells; Columbia County Tax Parcel #11291-1188.02. Ald. Ryan seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.
19. Ald. Freel introduced and moved for adoption **RESOLUTION NO. 5672**. BE IT HEREBY RESOLVED by the City of Wisconsin Dells, Columbia, Sauk, Adams and Juneau Counties,

Wisconsin, based upon the recommendation of the Plan Commission from their May 12, 2025 meeting; IT APPROVES the Conditional Use Permit submitted by Stacie Tollaksen for an Overnight Lodging /Tourist Rooming House at 629 Broadway, Columbia County Tax Parcel 11291-679 with the following contingencies: 1. The fire/building inspector ensures there are no code or safety issues with the house. 2. The applicant obtains and remains current with a State of Wisconsin DATCP Tourist Rooming House license and the City of Wisconsin Dells Overnight Lodging License. 3. The overnight rental of the house will be subject to PRT, BID assessment, personal property & room tax, as well as commercial garbage, snow removal (if applicable) and electric rates. The applicant is responsible for providing clear accounting of the rental of this property upon request. 4. Any nuisances are addressed to the satisfaction of the City, including but not limited to noise, maintenance, and parking. Failure to address nuisances to the City's satisfaction can cause this permit to be revoked. 5. Applicant abides by the following restrictions: a. Owner provides current, local, primary contact information to the Police Department and Zoning Office. b. Renters sign an agreement not to cause excessive noise, not to trespass on neighboring property, and not to cause any other nuisance. c. This permit is non-transferrable; any new owner or operator of the property will have to obtain a new Overnight Lodging Conditional Use Permit. d. On-site parking is available and is required to be used by occupants. No on-street parking is permitted. Recommended maximum occupancy is 10 persons. Ald. Anchor seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.

20. Ald. Holzem introduced and moved for adoption **RESOLUTION NO. 5673**. BE IT HERBY RESOLVED by the City of Wisconsin Dell, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the Plan Commission from their May 12, 2025 meeting; IT APPROVES the Conditional Use Permit submitted by Arlene Harper for an Overnight Lodging /Tourist Rooming House at 1200 Chula Vista Parkway, Adams County Tax Parcel 291002900040 with the following contingencies: 1. The fire/building inspector ensures there are no code or safety issues with the house. 2. The applicant obtains and remains current with a State of Wisconsin DATCP Tourist Rooming House license and the City of Wisconsin Dells Overnight Lodging License. 3. The overnight rental of the house will be subject to PRT, BID assessment, personal property & room tax, as well as commercial garbage, snow removal (if applicable) and electric rates. The applicant is responsible for providing clear accounting of the rental of this property upon request. 4. Any nuisances are addressed to the satisfaction of the City, including but not limited to noise, maintenance, and parking. Failure to address nuisances to the City's satisfaction can cause this permit to be revoked. 5. Applicant abides by the following restrictions: a. Owner provides current, local, primary contact information to the Police Department and Zoning Office. b. Renters sign an agreement not to cause excessive noise, not to trespass on neighboring property, and not to cause any other nuisance. c. This permit is non-transferrable; any new owner or operator of the property will have to obtain a new Overnight Lodging Conditional Use Permit. d. Maximum occupancy of the rental is 10 people. Ald. Ryan seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.
21. Ald. Anchor introduced and moved for adoption **RESOLUTION NO. 5674**. BE IT HERBY RESOLVED by the City of Wisconsin Dell, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the Plan Commission from their May 12, 2025 meeting; IT APPROVES the Conditional Use Permit submitted by Daniel Marsich for Seasonal Workforce Housing at 629 Oak Street, Columbia County Tax Parcel 11291-155 maximum occupancy is 6 persons, with the following contingencies; The facility shall be properly maintained and managed to prevent it from becoming a nuisance. The

owner/management will ensure the City always has current contact information on record. Ald. Holzem seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.

22. Ald. Freel introduced and moved for adoption **RESOLUTION NO. 5675**. BE IT HERBY RESOLVED by the City of Wisconsin Dell, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the Plan Commission from their May 12, 2025 meeting; IT APPROVES the Conditional Use Permit and site plan submitted by Steve Uphoff for a Seasonal Workforce Housing facility at 650 Jones Road, Sauk County Tax Parcel 291-0089-51000, with the following contingencies: Conditional Use Permit contingencies: The facility shall be properly maintained and managed to prevent it from becoming a nuisance. The owner/management will ensure the City always has the current contact information on record. Site Plan contingencies: Approval of stormwater, lighting, buffering and utility plans by Staff. Hold harmless agreement with the city for garbage service; 3rd party garbage collection if the proposed access plan for garbage collection does not work for the Public Works Dept. Any nuisance created by aspects of the site will be resolved to the city's satisfaction. Parking requirements for Phase 2 will be evaluated once phase 1 is complete and operational to determine the true necessity of the parking standard requirements in this particular location. Ald Holzem seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.
23. Ald. Holzem introduced and moved for adoption **RESOLUTION NO. 5676**. BE IT HERBY RESOLVED by the City of Wisconsin Dell, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the Plan Commission from their May 12, 2025 meeting; IT APPROVES the CSM submitted by Libertas Securitas, Sauk County Tax Parcel 291-0026-01010. Ald Anderson seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.
24. Ald. Anderson introduced and moved for adoption **RESOLUTION NO. 5677**. BE IT HERBY RESOLVED by the City of Wisconsin Dell, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the Plan Commission from their May 12, 2025 meeting; IT APPROVES the CSM submitted by Dells Resorts Inc to create an additional parcel from portions of Sauk County Tax Parcel 291-0148-00000 and 291-0138-00000. Ald Holzem seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.
25. Ald. Freel introduced and moved for adoption **RESOLUTION NO. 5678**. BE IT HERBY RESOLVED by the City of Wisconsin Dell, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the Public Works Committee from their May 5, 2025 meeting; IT APPROVES the MSA Task Order #R00085142 for the Safe Drinking Water Loan Program (SDWLP) Application to fund Water Utility Upgrades for the Wisconsin Dells Parkway project. Ald Marshall seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.
26. Ald. Holzem introduced and moved for adoption **RESOLUTION NO. 5679**. BE IT HERBY RESOLVED by the City of Wisconsin Dell, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the Public Works Committee from their May 5, 2025 meeting; IT APPROVES the City shall make expenditures as needed from its funds to pay the costs of the Project until loan proceeds become available. The Council of the City of Wisconsin Dells hereby officially declares its intent under 26 CFR Section 1.150-2 to reimburse said expenditures with proceeds of the debt, the principal amount of

which is not expected to exceed \$1,000,000.00. Ald Anchor seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.

27. Ald. Marshall introduced and moved for adoption **RESOLUTION NO. 5680**. BE IT HERBY RESOLVED by the City of Wisconsin Dell, Columbia, Sauk, Adams and Juneau Counties, Wisconsin, based upon the recommendation of the Common Council from their March 10, 2025 meeting: It Recognizes that all of the required procedural steps to vacate 165 feet of the East end of Washington Avenue have been taken and the notice requirements observed. The vacate will start at a point approximately 90 feet east of the east Right-Of Way line of Race Street and extend East to the East termini of Washington Avenue. The final action will be postponed until the approval of the development agreement. Ald Freel seconded the motion. Upon roll call vote the motion carried 6-0. Resolution adopted.

28. Ald. Marshall introduced and moved for adoption the Second reading of the following ordinance:

CITY OF WISCONSIN DELLS
ORDINANCE NO. A-921
(ALL-TERRAIN VEHICLES)

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

SECTION I: PURPOSE.

This ordinance repeals specific penalty provisions of code sec. 10.02 concerning the operation of all- terrain vehicles because they are subsumed in code sec 10.40 which regulates all aspects of AT/UTV operation in the city.

SECTION II: PROVISIONS AMENDED AND CREATED:

Code Secs. 10.02 is repealed.

SECTION III: PROVISION AS AMENDED AND CREATED:

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, Chapter 10.

Ald. Anderson seconded the motion. Upon roll call vote the motion carried 6-0. Ordinance adopted and in full force after publication.

29. Ald. Freel introduced and moved for adoption the Second reading of the following ordinance:

**CITY OF WISCONSIN DELLS
ORDINANCE NO. A-922
(Traffic Code)**

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 update the listing of stop signs for the signs added to Capital Street and Illinois Ave to control North & South bound traffic.

SECTION II: PROVISION AMENDED:

Wisconsin Dells Codes Sec. 10.21(1) is amended.

SECTION III: PROVISION AS AMENDED:

10.21 TRAFFIC CONTROL AREA AND SIGNS

(1) Stops Signs. Stop signs shall be erected on the following streets at the location as indicated:

<u>On Street</u>	<u>At Street</u>	<u>Traffic Direction Controlled</u>
Bowman	Washington	North, South
Race	Vine	North
Race	Washington	North, South
Pioneer	Stand Rock	East
Minnesota	Bowman	East, West
Race	Iowa	South
Wisconsin	River Road	East, West
Minnesota	Cedar	East, West
Bowman	Wisconsin	North, South
Valley	Weber	E, W, N & S
Iowa	Bowman	East, West
South Frontage	Trout	East
North Frontage	CTH H	North
North Frontage	CTH H	East
Wisconsin	Vine	East, West

Capital	Wisconsin	North, South
Church	Wisconsin	North, South
Cedar	Minnesota	North, South
La Crosse	Superior	Southeast
La Crosse	Eddy	Southeast
Minnesota	Race	East
Veterans	Minnesota	North
Superior	La Crosse	North
La Crosse	Veterans	East
Minnesota	Oak	West, South
Elm	Minnesota	South
Elm	Washington	North, South
Superior	Washington	East, West
Illinois	Church	East, West
Fitzgerald	Pioneer	South
Fitzgerald	CTH H	West
Dee Ann Court	Cynthia	East
Dee Ann Court	Weber	West
Capital	Bauer	North, South
Bowman	Bauer	East, West
Vine	Iowa	North, South
Capital	Minnesota	North, South
La Crosse	Superior	Northwest
Business Park	Broadway	South
Business Park	STH 23	North
Cedar	Washington	North, South
Michigan	Weber	East, West
Race	Illinois	North, South
Church St.	Minnesota	North, South
Cynthia Lane	Michigan	North, South
Wisconsin Ave	Bowman Rd	East, West
Valley Drive	Pine Street	East, West
Michigan	Pine Street	East, West
Michigan	Hwy. 13	West
Illinois Ave	River Road	East, West
Indiana Ave	River Road	East, West
Kansas Ave	River Road	East, West
Waubeek Road	River Road	South
Waubeek Road	Hwy 13 (Ramp)	Southeast
Golden Avenue	River Road	West
Ninth Avenue	Waubeek Rd	East
Pioneer Drive	Fitzgerald Rd	West
Capital	Ramsey	East, West
Waubeek Rd	Hwy13 Ramp	South
Hwy. 13	Hwy13 Ramp	North
Oak	Wisconsin	South
River Road	Chula Vista Blvd	North, South
Chula Vista Blvd	River Road	West

Chula Vista Blvd	Highway 13	East
Fitzgerald Road	Pioneer Drive	East
Vine	Indiana	North
Wisconsin	Oak Street	West
Wisconsin Ave	Race Street	East
Deerwood Trl	Glen Becker Trl	East, West
Glen Becker Trl	Deerwood Trl	North, South
Wisconsin Ave	Oak St	East, West
Washington	Church	East, West
Vine	Michigan	North, South, East, West
Race	Michigan	North, South
Capital	Illinois	North, South, East, West

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, Chapter 10.

Ald. Holzem seconded the motion. Upon roll call vote the motion carried 6-0. Ordinance adopted and in full force after publication.

30. Ald. Holzem introduced and moved for adoption the First reading of the following ordinance:

**CITY OF WISCONSIN DELLS
ORDINANCE NO. A-923
(PARENTAL RESPONSIBILITY FOR JUVENILE MISCONDUCT)**

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 reduce the incidence of misconduct by juveniles by requiring proper supervision on the part of custodial parent.

SECTION II: PROVISIONS AMENDED AND CREATED:

Code Sec. 18.19 is renumbered Code Sec 18.99.

Code Sec. 18.19 is created "Parent Responsibility"

SECTION III: PROVISION AS CREATED:

Code Sec. 18.19: Parent Responsibility

1. Definitions: In this section:

- a) 'Child' means a person under the age of 18 years.
- b) 'Custodial Parent' means a parent or legal guardian of a minor child who has custody of said child.
- c) 'Custody' means either physical custody of a child under a court order under Wis. Stats. §§ 767.23 or 767.24, custody of a child under a stipulation under Wis. Stats. § 767.10, or actual physical custody of the child. Custody does not include legal custody, as defined under Wis. Stats. § 938.02(12) by an agency or a person other than a child's birth or adoptive parent. In determining which parent has custody of a child for purposes of this section, the court shall consider which parent had responsibility for caring for and supervising the child at the time that the child's ordinance violations occurred.

2. Required conduct.

- a) Every custodial parent has a duty to properly supervise their child. Any custodial parent whose child is convicted of a Wisconsin Dells Code violation twice in a six-month period or three or more times within a 12-month period is guilty of failing to properly supervise said child. The six-month and 12-month period shall be measured from the date of the first violation.
- b) A custodial parent of a child residing with the custodial parent will be liable for payment of restitution ordered as party of any adjudication of guilt entered against the child.
- c) Nothing in this section will be in lieu of state law concerning parent responsibility for the acts of the child.

3. Defenses.

- a) The following shall be defenses to a violation of subsection (2) of this section:
 - 1. Where the parent has made all reasonable and available efforts under the circumstances to prevent the juvenile misconduct.
 - 2. Where the parent is not legally responsible for the supervision of the juvenile

at the time the misconduct occurred; or

3. Where the parent has a physical or mental disability or incompetency rendering them incapable of supervising the juvenile at the time the misconduct occurred.

- b) It is not a defense where the parent assigns parental responsibility to another, except pursuant to legal proceedings which result in a court order effectuating the same.
- c) The parent has the burden of proving a defense by clear and satisfactory evidence.

4. Notice.

- a) Custodial parents will receive a written notice, in substantially the following form, before the imposition of liability under this section:

You are hereby notified that _____ has been involved in the violations of the ordinances of the City of Wisconsin Dells, specifically section _____.

If your child or juvenile, in your custody, is again involved in a violation of city ordinances or state statutes prohibiting willful and malicious acts causing injury to any person or property, you will be cited for failure to exercise responsibility. Conviction for violation of this Parent Responsibility Ordinance may result in a forfeiture of not less than \$_____, nor more than \$_____, for the costs of prosecution as the Court provides.

- b) The notice will be mailed or electronically delivered to the last known address of the custodial parent.

5. Penalty. The penalty provisions of Code Secs. 18.19 and 34.04(1)(c) will apply to violations of this code section.

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, Chapter 18.

Ald. Freel seconded the motion. Upon roll call vote the motion carried 6-0. Second reading is scheduled for June 16, 2025.

31. Business for Referral – Special Common Council meeting is Wednesday, June 4, 2025 at 6:15pm. Public Safety Meeting is scheduled for Monday, June 2, 2025 at 5:30 pm.
32. Motion by Ald. Freel seconded by Ald. Holzem to adjourn. Motion carried unanimously and the meeting adjourned at 6:52 pm.

A handwritten signature in black ink, reading "Lisa McClyman". The signature is written in a cursive, flowing style.

Lisa McClyman
City Clerk/Treasurer
Published: June 12, 2025