

PI
2-17-2020

20-0162

CITY OF MANITOWOC

WISCONSIN, USA
www.manitowoc.org



February 7, 2020

CONSENT

TO: Mayor and Common Council
FROM: Board of Public Works
SUBJECT: Appeal for snow removal assessment for property at 719 York Street

Dear Mayor and Common Council:

At the February 5, 2020 Board of Public Works meeting, the Board met to review the appeal for a snow removal assessment for the property at 719 York Street.

"Comptroller/Deputy Treasurer Kim Lynch explained that an adjacent property that had snow removal on the same day had their snow removal assessment rescinded by the Board in March of 2019. Moved by City Attorney Kathleen McDaniel, seconded by Alderperson Jim Brey, and carried to rescind the assessment. Ayes, Brey, Koski, Lynch, McDaniel, Neuser, Nickels. Nays, Kummer."

Very Truly Yours,

DEBORAH NEUSER
Secretary Board of Public Works

Enclosure

DN:mrk

Deborah Neuser, CMC, City Clerk
CITY HALL · 900 Quay Street · Manitowoc, WI 54220-4543
Phone (920) 686-6950 · Fax (920) 686-6959 · dneuser@manitowoc.org

Feb. 5th

Mackenzie Reed-Kadow

From: Mackenzie Reed-Kadow
Sent: Wednesday, January 8, 2020 2:57 PM
To: 'shimonj@lawrence.edu'
Subject: Snow Removal Appeal

Good afternoon,

Your appeal for your 2019 snow removal assessment at 719 York Street will be taken up at the next Board of Public Works meeting, which will be Wednesday, January 22, 2020 at 4:00 p.m. in Council Chambers at City Hall.

You are encouraged to attend to speak to the Committee regarding your request.

If you have any questions, please feel free to let me know.

Thank you,

Mackenzie Reed-Kadow

Deputy City Clerk
City of Manitowoc
900 Quay St, Manitowoc, WI 54220
P: 920-686-6952 F: 920-686-6959
mreedkadow@manitowoc.org



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John Shimon and Lauren Semivan
826 East Alton St.
Appleton, WI 54911
(920) 946-5934
shimonj@lawrence.edu

19-0281
3-18-19 CC
denied
2-20-19 BPW
denied

December 30, 2019

Board of Public Works
C/o Clerk's Office
900 Quay Street
Manitowoc, WI 54220

To: Deborah Neuser, City Clerk
CC: Mayor Justin M. Nichols, Director of Public Infrastructure Dan Koski, Business Manager Karen Dorow, Councilman Jeremiah Novak

On February 15, 2019 I was disappointed to receive a \$300 fine for not shoveling my sidewalk in front of my property at 719 York Street in Manitowoc. Receiving the fine seemed strange to me, as I have it in my calendar that I had indeed shoveled prior to that day in question. Upon inspection of the photograph of my sidewalk sent to me by the city something did not seem right. I *had* actually shoveled my sidewalk. The measuring stick pictured shows the depth of the snow at the curb. It also shows the visible pavement on my shoveled sidewalk.

Realizing that this fine had likely been given in error, I wrote a letter to city officials as directed. I received an immediate response by mail that my request to rescind the fine was denied. I am aware that the official procedure would have been to invite me to a meeting where the matter could be discussed in person. **This procedure was not followed** and no one from the city seemed willing to explain the situation to me.

I then contacted councilman Jeremiah Novak who agreed that my receiving the fine for not shoveling and then my not being invited to a public meeting to dispute the fine was questionable. As a property owner in Manitowoc for more than 30 years I am disappointed and confused over how this has been handled. I have withheld payment of this fine because it seemed foolhardy to pay it.

Respectfully,



John Shimon

City of New York
Department of Public Works
100 West Street
New York, NY 10038
(212) 312-3334
dw@cityofny.gov

February 12, 2019

Board of Public Works

City of New York
100 West Street
New York, NY 10038

For the Board of Public Works

NY Mayor John L. DeGrasso
NY Deputy Mayor John L. DeGrasso
NY Deputy Mayor John L. DeGrasso

On February 12, 2019 I was dispatched to receive a \$100 fine for not having a sidewalk in front of my property at 111 West Street in Manhattan. I received the fine and a notice to pay it. I had a meeting with the City Engineer and the City Engineer did not seem right. I was not aware of the sidewalk rule. The meeting did not solve the problem of the sidewalk rule. I would like to know the sidewalk rule and how to pay it.

During this time I had been given a letter to pay the fine. I received an amended notice by mail that requested to pay the fine. I was aware that the fine procedure would be done by mail. I was not aware of the fine procedure in person. This fine was not paid and I was not aware of the fine procedure in person. I was not aware of the fine procedure in person. I was not aware of the fine procedure in person.

The situation to me.

I then contacted the City Engineer who agreed that my receiving the fine was not appropriate and that my not being invited to a public meeting to discuss the fine was a procedural error. As a property owner in Manhattan I have the right to be heard and to be heard over the fine. I have the right to be heard and to be heard over the fine. I have the right to be heard and to be heard over the fine.

Respectfully,



John L. DeGrasso

Deborah Neuser

From: Justin Nickels
Sent: Wednesday, January 8, 2020 2:13 PM
To: Deborah Neuser
Subject: RE: Snow Appeal

You can add this to the next Board of Public Works agenda and notify the property owner.

Thanks.



Justin M. Nickels
Mayor
City of Manitowoc, WI
City Hall | 900 Quay Street | Manitowoc, WI 54220
Office Phone | (920) 686-6930
Cell Phone | (920) 374-0499
Assistant | Stacey Groll | sgroll@manitowoc.org

From: Deborah Neuser
Sent: Wednesday, January 8, 2020 10:51 AM
To: Justin Nickels; Dan Koski; Steve Corbeille; Kathleen McDaniel; James Brey - D4; Lee Kummer - D5; Michael Williams - D8
Cc: Mackenzie Reed-Kadow
Subject: Snow Appeal

The attached was received today. I will be looking for the Committee's direction.

HISTORY:

Went to BPW on 2/20/19. Appeal was denied.
Went to Council on 3/18/19. Report Accepted - Denied.

It is our practice to notify claimant of the BPW meeting. We believe in this case it was via telephone, however, it was so long ago we can't be sure. We cannot locate an e-mail to Mr. Shimon in the archives.

Does committee want to allow Mr. Shimon to attend a future BPW meeting?



Deborah A. Neuser
City Clerk, WCMC, City of Manitowoc
900 Quay St., Manitowoc, WI 54220
(Ph) 920-686-6951; (Fax) 920-686-6959
E-Mail: dneuser@manitowoc.org
Population: 33,692
City Website: www.manitowoc.org

John Shimon and Lauren Semivan
826 East Alton St.
Appleton, WI 54911
(920) 946-5934
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19-0281
3-18-19 CC
denied
2-20-19 BPW
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December 30, 2019

Board of Public Works
C/o Clerk's Office
900 Quay Street
Manitowoc, WI 54220

To: Deborah Neuser, City Clerk
CC: Mayor Justin M. Nichols, Director of Public Infrastructure Dan Koski, Business Manager Karen Dorow, Councilman Jeremiah Novak

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Respectfully,



John Shimon

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Thanks.



Justin M. Nickels
Mayor
City of Manitowoc, WI

City Hall | 900 Quay Street | Manitowoc, WI 54220
Office Phone | (920) 686-6360
Cell Phone | (920) 374-0439
Assistant | Stacey Groll | sgroll@manitowoc.org

From: Deborah Neuser
Sent: Wednesday, January 8, 2020 10:51 AM
To: Justin Nickels; Dan Koski; Steve Corbeille; Kathleen McDaniel; James Brey - D4; Lee Kummer - D5; Michael Williams - D8
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Deborah A. Neuser

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CITY OF MANITOWOC
WISCONSIN, USA
www.manitowoc.org



February 25, 2019

TO: Mayor and Common Council
FROM: Board of Public Works
SUBJECT: Appeal for snow shoveling violation for property at 719 York St.

19-0281

CONSENT

Dear Mayor and Common Council:

At the February 20, 2019 Board of Public Works meeting, the Board met to review the appeal for a snow shoveling violation for the property at 719 York St.

"Moved by Assistant City Attorney Liz Majerus, seconded by Director of Public Infrastructure Dan Koski, and unanimously carried to deny the request. Ayes, 6. Nays, none."

Very Truly Yours,

DEBORAH NEUSER
Secretary Board of Public Works

Deborah Neuser, CMC, City Clerk
CITY HALL • 900 Quay Street • Manitowoc, WI 54220-4543
Phone (920) 686-6950 • Fax (920) 686-6959 • dneuser@manitowoc.org



8446

719 YORK ST.

Sue Reilly

From: Justin Nickels
Sent: Tuesday, February 5, 2019 2:02 PM
To: Sue Reilly
Cc: Kathleen McDaniel; Dan Koski; Deborah Neuser
Subject: RE: CITY OF MANITOWOC SNOW SHOVELING PICTURE - 1/4/19

Assuming this will be sent to Board of Public Works?

- Justin



Assistant: Stacey Groll
sgroll@manitowoc.org

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From: John A. Shimon [<mailto:shimonj@lawrence.edu>]
Sent: Monday, February 04, 2019 3:55 PM
To: Sue Reilly
Cc: Justin Nickels
Subject: Re: CITY OF MANITOWOC SNOW SHOVELING PICTURE - 1/4/19

Hi Sue,

I was disappointed that I did not hear back from you. Still thinking that the picture you sent me was a valid attempt to deal with a difficult sidewalk situation and not worthy of a \$300 fine. I have been diligently shoveling that 21 feet of sidewalk for 30 years now and the standards were never very high. For many years the adjoining properties were seldom shoveled at all. I will make it a point to do everything in my power in the future if higher standards are in order.

I definitely want to formally contest this fine.

John Shimon
Associate Professor of Art
Department of Art & Art History
Wriston Art Center 109
Lawrence University
711 East Boldt Way

Appleton, WI 54911

https://www.flickr.com/photos/semivan_shimon

From: Sue Reilly <sreilly@manitowoc.org>

Sent: Friday, February 1, 2019 2:36:58 PM

To: John A. Shimon

Subject: CITY OF MANITOWOC SNOW SHOVELING PICTURE - 1/4/19

Sue Reilly

City of Manitowoc DPI

Administrative Support Specialist

Streets & Sanitation, Parks,

Cemetery, Buildings & Grounds

Office: (920)686-6550)

Fax: (920)686-6525

Shop: (920)686-6526

Sue Reilly

From: Sue Reilly
Sent: Tuesday, February 5, 2019 7:08 AM
To: Chad Scheinoha
Subject: FW: CITY OF MANITOWOC SNOW SHOVELING PICTURE - 1/4/19
Attachments: 8446 - 719 YORK ST - 1 - 20190104_145152.jpg

He received an invoice for snow shoveling. He does not agree with it as he believes it was shoveled as well as can be expected when people walk over it. Please contact him. The picture is attached.

From: John A. Shimon [<mailto:shimonj@lawrence.edu>]
Sent: Monday, February 4, 2019 3:55 PM
To: Sue Reilly
Cc: Justin Nickels
Subject: Re: CITY OF MANITOWOC SNOW SHOVELING PICTURE - 1/4/19

Hi Sue,

I was disappointed that I did not hear back from you. Still thinking that the picture you sent me was a valid attempt to deal with a difficult sidewalk situation and not worthy of a \$300 fine. I have been diligently shoveling that 21 feet of sidewalk for 30 years now and the standards were never very high. For many years the adjoining properties were seldom shoveled at all. I will make it a point to do everything in my power in the future if higher standards are in order.

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https://www.flickr.com/photos/semivan_shimon

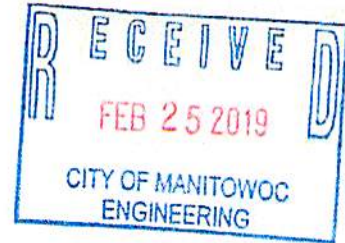
From: Sue Reilly <sreilly@manitowoc.org>
Sent: Friday, February 1, 2019 2:36:58 PM
To: John A. Shimon
Subject: CITY OF MANITOWOC SNOW SHOVELING PICTURE - 1/4/19

Sue Reilly

City of Manitowoc DPI
Administrative Support Specialist
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John Shimon
719 York Street
Manitowoc, WI 54220
(920) 946-5934
shimonj@lawrence.edu



February 15, 2019

Board of Public Works
C/o Clerk's Office
900 Quay Street
Manitowoc, WI 54220

To Whom It May Concern,

I was disappointed to receive a \$300 fine for not shoveling my sidewalk, which was indeed shoveled, at 719 York Street. I have been diligently shoveling that 21 feet of sidewalk for 30 years. For many years the adjoining properties were seldom shoveled at all. Usually my parcel has been the only clear pavement on my end of the block.

The snowfall in question occurred on January 1st. I shoveled my sidewalk on the 2nd. This picture was taken on the 4th. Close observation of this photo shows that much of the pavement is showing through with a fraction of an inch of material left in the areas that are snow covered. The reason for this is that the neighbors had been driving over the sidewalk before I shoveled, causing it to be packed down and impossible to scrape. Your stick is clearly stuck in where the snow was shoveled into the street and the city neglected to pick it up, which is where you are measuring 4 inches.

What the city is doing here seems absolutely ridiculous and may qualify as harassment. I look forward to hearing from you.

Sincerely,

John Shimon

Attachments: One 8 ½ x 11" enlargement of your photo of the pavement in front of 719 York Street taken January 4th, 2019.