

15-1266



## City of Manitowoc

900 Quay Street  
Manitowoc, WI 54220  
www.manitowoc.org

### Meeting Minutes Common Council

# CONSENT

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Monday, November 16, 2015

6:30 PM

Council Chambers

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#### A. CALL TO ORDER

Mayor Justin M. Nickels called the meeting to order at 6:30 p.m.

#### B. ROLL CALL

**Alders Present:** 10 - Allan Schema, Patrick Brandel, Dave Soeldner, Jim Brey, Jill Hennessey, Mike Howe, Jason Sladky, Scott McMeans, Christopher Able and Eric Sitkiewitz

#### C. PLEDGE OF ALLEGIANCE & INVOCATION

#### D. PRESENTATIONS

15-1157 City Clerk administers oath of office to Lieutenant Ben Kraynek of the Manitowoc Fire Department.

15-1181 Presentation relative to Community Public Hearing on proposed National Marine Sanctuary scheduled for Tuesday, November 17, 2015 at 6:30 p.m. at the Wisconsin Maritime Museum.

*Rolf Johnson, Chief Executive Officer of the Wisconsin Maritime Museum spoke on this issue.*

#### E. PUBLIC HEARINGS

15-1170 6:40 p.m. - Public Hearing for the purpose of hearing any citizen or taxpayer on the proposed budget for the upcoming year.

Mayor declared the meeting open for a public hearing for the purpose of hearing any citizen or taxpayer on the General City Budget. City Clerk reported that the notice of the hearing was published in the Herald-Times-Reporter on November 1, 2015. (Proof of publication is on file in the City Clerk's office).

No interested parties appeared.

Mayor declared the public hearing closed. (A recording of the entire hearing is on file).

15-1164 6:50 p.m. - for the purpose of hearing objections to proposed assessments to property owners for abatement of nuisance Parks Forestry Assessments.

Mayor declared the meeting open for this public hearing. City Clerk also reported that the notice of the hearing was published in the Herald Times Reporter on November 2 & 9, 2015. (Proof of publication is on file in the City Clerk's office). No interested parties appeared. Mayor declared the public hearing closed. (A recording of the entire hearing is on file).

## F. PUBLIC INPUT

Mayor declared the meeting open for public input. In accordance with policy, the public input portion of the meeting is not made a part of the official record.

## G. APPOINTMENTS AND BUSINESS PRESENTED BY THE MAYOR

15-1174 Appointments to Farmers' Market Ad Hoc Committee: Janet Zunker in place of Jerry Trembley, for an indefinite term; and Rick Couron, Downtown Business Owner, for an indefinite term.

**Moved by Sitkiewitz, seconded by McMeans, that these Appointments be confirmed. The motion carried by the following vote:**

**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

15-1182 Re-appointment to Zoological Board: Doug Koch, 2 year term expiring 6/1/17.

**Moved by Sitkiewitz, seconded by McMeans, that this Appointment be confirmed. The motion carried by the following vote:**

**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

### 1. Removal of Consent Agenda Items

*Alderspersons asked for the removal of document 15-1126 from the Finance Consent agenda and document 15-1145 from the Personnel Consent agenda.*

## H. CONSENT AGENDA

### Approval of the Consent Agenda

**Moved by Sitkiewitz, seconded by McMeans, to accept the Consent Agenda Items and recommendations of the various committees. The motion carried by the following vote:**

**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

### 2. Miscellaneous

15-1171 Minutes of Common Council of Monday, October 19, 2015, recommending approval and place on file.

- 15-1175 Minutes of Community Development Authority of 9/16/15; Great Lakes Utilities West Power Supply Project of 5/28/15; Great Lakes Utilities Power Supply Project Committee of 5/28/15; Great Lakes Utilities Lakeswind Project Committee of 4/7/15; Great Lakes Utilities Lakeswind Project Committee of 6/19/15; Harbor Commission of 1/27/15; Plan Commission of 9/23/15; Police and Fire Commission of 10/20/15, recommending acceptance and place on file.
- 15-1172 Notice of Air Pollution Permit Application Review of Manitowoc Public Utilities, 701 Columbus St., recommending placing on file.
- 15-1173 Notice of Air Pollution Permit Application Review of briess Industries, 605 Washington Street, recommending placing on file.
- 15-1183 Notice of pending application for proposed seawall from Wisconsin Dept. of Natural Resources relative to St. Mary's Cement, Inc., 1801 Spring Street, recommending placing on file.
- 15-1184 Communication from Wisconsin Dept. of Administration that Gerard & Louise strharsky Annexation was found to be in the public interest, recommending placing on file.

### 3. Committee of the Whole (Consent)

- 15-1186 Report of Special Events Committee relative to approval of the following events: Tennis Tournaments at Lincoln Park (Debbie Seehafer) - June 16-19, July 15-17, August 12-14 and August 20-22, 2016; Manitowoc Co. Miracles Special Olympics Tournament on June 18, 2016; Waiver of Fees for Wenger Bandwagon rental by Manitowoc Co. Expo on August 23-29, 2016; Eastern Wis. Conference Cross Country Invite on October 13, 2016, recommending acceptance of report and place on file.

### 4. Finance Committee (Consent)

- 15-1107 Recommend approval of Waiver of Payment in Lieu of Tax (PILOT) on City Reimbursed IT Infrastructure Assets to Manitowoc Public Utility (MPU), recommending acceptance of proposal.
- 15-1155 General City Claims in the amount of \$1,447,461.83 enumerated on list thereof, recommending that the claims be allowed and ordered paid and Mayor, Clerk and Finance Director/Treasurer are instructed to issue the necessary order.
- 15-1178 Recommend 1 year Extension to current Copier Agreement with Wisconsin Document Imaging

### 5. Licensing, Permits and Inspections Committee (Consent)

- 15-1160 Request to make distribution from Poor Fund Reserve

**6. Parks and Recreation Committee (Consent)**

- 15-1122 Request from Cindy Comstock to construct a landscape memorial at Citizen Park honoring the late Greg Comstock, recommending approving the request.
- 15-1124 Removal of fencing and horseshoe pits at Westfield Park, recommending approval.
- 15-1125 Request from Anna Beatty, Stangel Elementary School, for construction of a dog agility course at Indian Creek Park, recommending approving the request.
- 15-1158 Report of Board of Public Works of October 28, 2015 for Playground Equipment at Red Arrow Park for first and Final Payment to Miller & Associates Sauk Prairie Inc. in the amount of \$24,008.00, recommending payment.
- 15-1161 Report of Board of Public Works of November 4, 2015 for WB-15-13 Red Arrow Park Reconstruction of Tennis Court for second and Final Payment to Northeast Asphalt, Inc. in the amount of \$66,703.11, recommending payment.
- 15-1166 Report of Board of Public Works of October 28, 2015 for replace chainlink fence at Schuette Park for first and Final Payment to E.F. Becker & Sons, Inc. in the amount of \$6,927.70, recommending payment.

**7. Personnel Committee (Consent)****8. Public Infrastructure Committee (Consent)**

- 15-1128 Department of Public Infrastructure Capital Improvement Program 5 Year Plan for 2015-2020, recommending approval for Consent Agenda.
- 15-1147 2015 Section 5311 Operating Assistance Grant Agreement Between the State of Wisconsin, Department of Transportation and the City of Manitowoc. The Committee recommended entering into agreement and placed on the consent agenda.
- 15-1148 2015 Section 5311 Capital Assistance Grant Agreement Between the State of Wisconsin, Department of Transportation and the City of Manitowoc. The Committee recommended entering into agreement and placing on Consent Agenda.
- 15-1162 Report of Board of Public Works of October 7, 2015 for WB-15-15R Rahr West Mansion Roof Replacements - Hail Damage for third and Final Payment to PHD Roof Doctors, Inc. in the amount of \$11,521.40, recommending payment.

- 15-1163 Report of Board of Public Works of August 5, 2015 for WB-15-12 2015 Lincoln Park - Restoration of Tennis Courts for second and Final Payment to Valley Sealcoat, Inc. in the amount of \$3,000.00, recommending payment.
- 15-1165 Report of Board of Public Works of October 28, 2015 for WB-15-19 DPW Building Tuckpointing for first and Final Payment to Quality Building Restoration Co. Inc. in the amount of \$36,850.00, recommending payment.
- 15-1167 Report of Board of Public Works of October 28, 2015 for WU-15-7 2015 Re-lining Sanitary Sewer for third and Final Payment to Insituform Technologies USA in the amount of \$7,137.62, recommending payment.
- 15-1168 Report of Board of Public Works of October 28, 2015 for WU-15-20 2015 Last Court Drainage Ditch Regrading for first and Final Payment to Vinton Construction in the amount of \$17,164.27, recommending payment.
- 15-1169 Report of Board of Public Works of November 4, 2015 for WS-15-3 2015 Remove & Replace Existing Sidewalks for third and Final Payment to Seiler Bros in the amount of \$13,710.37, recommending payment.
- 15-1205 Public Works Petition from Florence I. Pleuss Trust to cause permanent paving, sidewalks, storm and sanitary sewers and other public utilities to be installed on Florence Drive as described therein and shown on the attached map (parcel #834-401-100), recommending acceptance of petition with copy to be sent to Director of Public Works.

## 9. Public Safety Committee (Consent)

- 15-865 Communication from Paul B Hansen regarding Semi Truck traffic on Huron Street/Michigan Avenue, recommending place on file.
- 15-1063 MFRD Business Plan, recommending approval and place on file.
- 15-1065 Manitowoc Fire Department Reorg. 2015, recommending place on file.

## I. STANDING COMMITTEE REPORTS

### 1. Committee of the Whole

**15-1024** Resolution to approve the appointment of Nick Reimer to Police Chief effective January 9, 2016, to be placed at Grade S, Step 7-6, as a salaried position with an hourly rate of ~~\$45.88~~-\$44.73 in the City of Manitowoc Compensation Step Plan, with further details listed therein.

**Moved by Sitkiewitz, seconded by McMeans, that this Resolution be adopted as amended. The motion carried by the following vote:**

**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

**Clerk's Note:** The first sentence of Paragraph 3 of the Resolution was amended to read "Step 6 as a salaried position with an hourly rate of \$44.73 (\$93,038) . . . in July 2017 at Grade S, Step 7 and July 2018 at Grade S, Step 8."

**15-1194** Report of City Plan Commission recommending Council approve the Annexation Petition of Strharsky and adopt an annexation ordinance and resolution.

**Moved by Sitkiewitz, seconded by McMeans, that this Report be accepted and adopt the recommendations. The motion carried by the following vote:**

**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

**15-1195** Resolution to create Ward 27, population 0, for the Northwest #19 Annexation Area.

**Moved by Sitkiewitz, seconded by McMeans, that this Resolution be adopted. The motion carried by the following vote:**

**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

**15-1196** Ordinance to annex territory from the Town of Manitowoc Rapids to the City of Manitowoc as part of the 10th Aldermanic District and the 19th and 20th Wards of the City in an area located south of Homestead Road and east of Knuell St.

**Moved by Sitkiewitz, seconded by McMeans, that this Ordinance be adopted. The motion carried by the following vote:**

**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

## 2. Finance Committee

**15-1055** General City Budget of proposed 2015 levy for 2016.

Moved by McMeans, second by Brandel to approve the Budget.

Moved by McMeans, second by Brey, to amend the Budget to move to Scenerio 3 borrowing as presented. Ayes, 10. Nays, none. Amendment passes.

Moved by Sladky, second by Soeldner, to amend the Budget to remove City Council membership to League of Municipalities . Alderperson Sladky later clarified his intent is to remove, defund and not be a member for 2016. Upon a vote: Ayes, 3. Nays, 7. Motion fails.

Moved by Hennessey, second by Sladky, to approve additional 2.4 million bonding upon successful passage of April binding referendum. Per friendly amendment, changed to 2.5 million. Upon a vote: Ayes, 2. Nays, 8. Motion fails.

Vote on the original motion, as amended: Ayes, 6. Nays, 4. Budget passes.

**15-1057**      Audit Services Proposal from Schenck, SC for 2016 - 2018 with option for 2019 & 2020.

Moved by McMeans, seconded by Brandel, that this Action Item be approved.  
The motion carried by the following vote:

Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

**15-1126**      Outdoor public ice skating rink, recommending approval to remove \$20,000 from Mayor's 2016 room tax budget requests and use \$20,000 from current fund balance reserves. (Parks previously approved ice rink in downtown Farmer's Market lot for winter of 2015/16).

Moved by McMeans, seconded by Brandel, that this Action Item be approved to remove \$20,000 from the Mayor's 2016 room tax budget requests and use \$20,000 from the current fund balance reserves. The motion carried by the following vote:

Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

**15-1199**      Resolution authorizing the issuance and establishing parameters for the sale of not to exceed \$7,390,000 General Obligation Refunding Bonds.

Moved by McMeans, seconded by Brandel, that this Resolution be adopted.  
The motion carried by the following vote:

Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

**15-1200**      Scope of Engagement relative to proposed issuance of \$7,390,000 General Obligation Refunding Bonds.

Moved by McMeans, seconded by Brandel, that this Action Item be accepted.  
The motion carried by the following vote:

Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

**15-1213**      Resolution declaring official intent to reimburse expenditures from proceeds of borrowing for Newton Gravel Pit watermain project.

Moved by McMeans, seconded by Brandel, that this Resolution be adopted.  
The motion carried by the following vote:

Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

### 3. Licensing, Permits and Inspections Committee

- 15-1103** Resolution declaring that if three or more candidates file nomination papers for a city office, there shall be a primary election on February 16, 2016, for the nomination of candidates for City offices at the April 5, 2016, Spring election
- Moved by Brey, seconded by Howe, that this Resolution be adopted. The motion carried by the following vote:**
- Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz
- 15-1156** Report of Board of Public Works of October 28, 2015 relative to request of Jeremy Skjold for sidewalk privilege agreement for recently constructed fence which encroaches in City's right-of-way recommending granting request.
- Moved by Brey, seconded by Howe, that this Report be accepted and refer to City Attorney to draft SPA. The motion carried by the following vote:**
- Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz
- 15-1159** Resolution establishing election workers salaries for 2016
- Moved by Brey, seconded by Howe, that this Resolution be adopted. The motion carried by the following vote:**
- Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz
- 15-1191** Report of City Plan Commission relative to request from Holy Family Memorial to replace two existing animated signs with new animated signs, recommending approval of request subject to conditions noted therein.
- Moved by Brey, seconded by Howe, that this Report be accepted and adopt the recommendations. The motion carried by the following vote:**
- Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz
- 15-1192** Report of City Plan Commission relative to request from The Parkbench Inc./The Crossing of Manitowoc County for a conditional use permit for a transitional housing use for women and their children for property located at 419 Park Street, recommending Council to approve subject to the conditions stated therein.
- Moved by Brey, seconded by Howe, that this Report be accepted and adopt the recommendations. The motion carried by the following vote:**
- Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz



15-1201

Report of City Plan Commission relative to proposed City initiated street vacation for Plank Road.

Moved by Brey, seconded by Howe, that this Report be accepted and adopt the recommendations with Clerk to call for public hearing. The motion carried by the following vote:

Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

15-1202

Quit Claim Deed from Florence Pleuss Trust for Florence Drive purposes along with Plan Commission Report recommending approval of the deed and naming of the dedicated street area.

Moved by Brey, seconded by Howe, that this Deed be accepted. The motion carried by the following vote:

Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

15-1185

Report of Licensing, Permits and Inspections Committee with the following licenses for granting: Class "A" Retail Fermented Malt Beverage license of Manitowoc Shell, #AMM-1501, 1701 S. 41st St., NEW AGENT - Zachary Clark; "Class A" Retail Cider Licenses of Aldi Inc., #AMC-1509, Lisa M. Watters, Agent, 4111 Harbor Town Lane; Manitowoc Shell LLC, #AMC-1510, Zachary Clark, Agent, 1701 S. 41st St.; 3WC LLC, #AMC-1511, Katy Emmett, Agent, 5050 Hecker Rd.; Class "B" Fermented Malt Beverage license of Hang Li, #BBR-1510, 908 Washington St.; "Class C" Wine license of Hang Li, #CWN-1504, 908 Washington St.; 2016 Pawnbroker/Secondhand Article/Secondhand Jewelry Licenses of Laurie Fettig, #PS-15001, 2217 S. 44th St.; Jody Dubinsky, #PS-15002, 904 S. 8th St.; Kathy Muench, #PS-15003, 2101 Washington St.; Megean Lauson, #PS-16001, 910 S. 8th St.

Moved by Brey, seconded by Howe, that these Licenses be granted. The motion carried by the following vote:

Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

#### 4. Parks and Recreation Committee

15-1021

Request from Mindy Fickett for the City to purchase and install an Expression Swing, preferably at Henry Schuette Park, recommending approval of the use of \$2,220 from the donation tubes for the Expression Swing, painting restrooms and repairing stall locks.

Moved by Sladky, seconded by Schema, that this Request be approved for the use of \$2,220 from teh donation tube for an expression swing, painting restrooms and repairing stall locks. The motion carried by the following vote:

Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

- 15-1120** Report of the Municipal Tree Commission of 2015 assessments for abatement of nuisances per Municipal Code Section 8.190(6).  
**Moved by Sladky, seconded by Schema, that this Report be approved. The motion carried by the following vote:**  
**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz
- 15-1121** Request from Bruce Steinbecker, Manitowoc Youth Baseball Association (MYBA), for \$50,000 from the Parkland Dedication Fund to construct a 4-plex youth baseball complex at Citizen Park, recommending reserving \$50,000 of Parkland Dedication Fund for use as final dollars for MYBA 4-Plex Youth Baseball Complex at Citizen Park.  
**Moved by Sladky, seconded by Schema, that this Request be amended to give the MYBA one year to fund raise the necessary dollars. The motion carried by the following vote:**  
**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz  
**Moved by Sladky, seconded by Schema, that this Request be approved as amended. The motion carried by the following vote:**  
**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz
- 15-1127** Resolution of City of Manitowoc support for the Manitowoc Youth Baseball Association (MYBA) 4-plex project at Citizen Park and new baseball diamond at Dewey Street Park.  
**Moved by Sladky, seconded by Schema, that this Resolution be adopted. The motion carried by the following vote:**  
**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz
- 15-1187** Contract with Miller & Associates Sauk Prairie, Inc. to furnish labor, equipment and material to install a Play System and Wood Mat at Silver Ridge Park for the sum of \$29,695.00.  
**Moved by Sladky, seconded by Schema, that this Contract be entered into. The motion carried by the following vote:**  
**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz  
**Abstain:** 1 - Howe
- 15-1188** Contract with Miller & Associates Sauk Prairie, Inc. to furnish labor, equipment and material to install a Play System at Lincoln Park for the sum of \$21,940.00.  
**Moved by Sladky, seconded by Schema, that this Contract be entered into. The motion carried by the following vote:**  
**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

**15-1189**

Contract with Miller & Associates Sauk Prairie Inc. to provide materials and delivery of bleachers for Citizen Park, for the sum of \$20,422.00.

**Moved by Sladky, seconded by Schema, that this Contract be entered into. The motion carried by the following vote:**

**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

## 5. Personnel Committee

**15-1145**

City Attorney Office Proposed Staffing, recommending approval of funding the part time Attorney position in the 2016 budget.

**Moved by Hennessey, seconded by Able, that this Report be approved to fund the part-time Attorney position in the 2016 Budget. The motion carried by the following vote:**

**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

**15-1207**

Resolution to approve the hiring of budgeted vacant part-time and full-time Transit Driver positions through the end of 2016.

**Moved by Hennessey, seconded by Able, that this Resolution be adopted. The motion carried by the following vote:**

**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

**15-1209**

Resolution to approve a self-insured Workers Comp plan.

**Moved by Hennessey, seconded by Able, that this Resolution be adopted. The motion carried by the following vote:**

**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

**15-1211**

Agreement between the City of Manitowoc and Department of Public Works Employees for 2016.

**Moved by Hennessey, seconded by Able, that this Agreement be entered into. The motion carried by the following vote:**

**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

## 6. Public Infrastructure Committee

**15-1129**

Winter Parking Ban Ordinance. The Committee recommended Accepting and placing the Ordinance on file as there are no changes. Referred to Council.

**Moved by Soeldner, seconded by Brey, that this Ordinance be accepted and placed on file as there are no changes. The motion carried by the following vote:**

**Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

- 15-1134** Information regarding Hot in Place Recycled Asphalt (HRA). The Committee recommended approval of the concept with Engineering staff to develop a work plan and assessment recommendations. The request was accepted and referred to Council.
- Moved by Soeldner, seconded by Brey, that this concept be approved with Engineering staff to develop work plan and assessment recommendations. The motion carried by the following vote:**
- Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz
- 15-1190** Contract with Luisier Plumbing to perform plumbing and supply material to run water from pond to pond and provide water to the bird sanctuary at the Lincoln Park Zoo for the sum of \$12,921.00.
- Moved by Soeldner, seconded by Brey, that this Contract be entered into. The motion carried by the following vote:**
- Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, McMeans, Able and Sitkiewitz
- Nay:** 1 - Sladky
- 15-1203** Development Agreement between City of Manitowoc, 924 York LLC and Forefront Management LLC for 924 York Street Parking Lot.
- Moved by Soeldner, seconded by Brey, that this Agreement be entered into. The motion carried by the following vote:**
- Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

## 7. Public Safety Committee

- 15-1013** Resolution authorizing Mayor and Clerk to enter into Ambulance Service Agreements for events within the City limits if the event will be budget neutral due to being staffed by on-duty personnel.
- Moved by Able, seconded by Sitkiewitz, that this Resolution be adopted. The motion carried by the following vote:**
- Aye:** 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz
- 15-1099** Ordinance amending Section 10.730 of the Municipal Code to designate two handicap parking stalls on a portion of Jay Street to accommodate Manitowoc County Human Services clients.
- Moved by Sitkiewitz, seconded by Brandel, that this Ordinance be tabled. The motion carried by the following vote:**
- Aye:** 7 - Brandel, Soeldner, Hennessey, Howe, McMeans, Able and Sitkiewitz
- Nay:** 3 - Schema, Brey and Sladky

**15-1210** Ordinance creating Section 14.575 of the Manitowoc Municipal Code establishing residency restrictions for certain sexual offenders.

Moved by Able, second by Sitkiewitz to adopt the ordinance.

Moved by Soeldner, second by Sitkiewitz to amend by deleting paragraph (3) Residency Restrictions, deleting the first cause of Section (4) Original Domicile Restriction and deleting (5) Property Owners Prohibited from Renting Real Property to Certain Sexual Offenders and Sexual Predators.

Moved by Soeldner, second by Sitkiewitz, to amend the original amendment to add after Wis. Stat. Ch. 980: "or any offender who has been convicted of a crime against children as defined in subsection (2)(b)". Upon a vote: Ayes, 8. Nays, 2. Motion to amend, as amended, passed.

Moved by Brey, second by Brandel to amend paragraph (7) Appeal, to remove the 1,500/2,000 foot residency restriction from the appeal process. Upon a vote: Ayes, 10. Nays, none. Amendment passed unanimously.

Aldersperson Able withdrew his original motion to adopt the ordinance and to send the ordinance, as amended, to Committee of the Whole to clean up the revisions and return to Council. Second by Aldersperson Brey. Upon a vote: Ayes, 10. Nays, none.

## K. ADJOURN

Moved by Sitkiewitz, seconded by McMeans, that this meeting be adjourned at 9:25 p.m. The motion carried by the following vote:

Aye: 10 - Schema, Brandel, Soeldner, Brey, Hennessey, Howe, Sladky, McMeans, Able and Sitkiewitz

Jennifer Hudon  
City Clerk