

20-0156



# City of Manitowoc

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

## Meeting Minutes

### Common Council

CONSENT

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Monday, January 20, 2020

6:30 PM

Council Chambers

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#### A. CALL TO ORDER

#### B. ROLL CALL

Alders Present: 9 - Jim Brey, Eric Sitkiewitz, Lee H. Kummer, Steven Czekala, Mike Williams, Scott McMeans, Jeremiah Novak, Todd Lotz and Courtney Hansen

#### C. PLEDGE OF ALLEGIANCE & INVOCATION

#### D. PRESENTATIONS

#### E. PUBLIC HEARINGS

20-0028

6:33 p.m. Public Hearing for the purpose of hearing any and all interested parties in the matter of a proposed change in zone from its Town of Manitowoc classification of "RR" Rural Residential to "R-4" Single and Two Family Residential for property located at 1803 Viebahn St., effective upon its annexation to the City of Manitowoc.

Mayor declared the meeting open for a public hearing for the purpose of hearing any and all interested parties in the matter of a proposed change in zone from its Town of Manitowoc classification of "RR" Rural Residential to "R-4" Single and Two Family Residential for property located at 1803 Viebahn St., effective upon its annexation to the City of Manitowoc.

City Clerk reported that the notice of the hearing was published in the Manitowoc Herald Times Reporter on 1/6/2020 & 1/13/2020. (Proof of publication is on file in the City Clerk's office).

Community Development Director Adam Tegen provided an overview of the proposed rezoning.

The following persons appeared to address the Council regarding the proposed change:

No interested parties appeared.

Mayor declared the public hearing closed. (A recording of the entire hearing is on file in the City Clerk's office).

**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**20-0074

Mayor to make the following appointments in place of Mike Howe: Public Safety Chair - Todd Lotz, Public Safety Member - Jeremiah Novak, Public Infrastructure Member - Steve Czekala, Public Safety Vice Chair - Courtney Hansen

Moved by Sitkiewitz, seconded by McMeans, that these Appointment be approved. The motion carried by the following vote:

Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen

**H. CONSENT AGENDA**

## 1. Removal of Consent Agenda Items

None

## 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: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen

## 2. Miscellaneous

- 20-0029 Minutes of December 16, 2019 Common Council meeting, recommending approval and place on file.
- 20-0030 Communication from Ted (Edward) Vallis resigning from Manitowoc Industrial Development Corporation, recommending acceptance and place on file.
- 20-0031 Thank you from The Salvation Army for donation from the Schuette, Wernecke, Wilda, Rank Christmas Fund, recommending placing on file.

## 3. Committee of the Whole (Consent)

- 20-0071 Report of Special Events Committee relative to approval of the following event: Waiver of Partial Fees - Fish & Game Monthly Meetings; recommending acceptance of report and place on file.

## 4. Finance Committee (Consent)

- 20-0012 4th Quarter Claims Report from City Attorney; recommend to accept and place on file.
- 20-0015 Report of City Clerk of summary of fees collected for leased parking stalls for 2019; recommend to accept and place on file.
- 20-0016 Report of City Clerk of proposed schedule of assessments for 2020 Weights and Measures licenses; recommend to accept and place on file.
- 20-0032 General City Claims, recommending that the claims be allowed and ordered paid and Mayor, Clerk and Finance Director/Treasurer are instructed to issue the necessary order.

## 5. Personnel Committee (Consent)

- 20-0004 Out of State Travel Request-Finance-Springbrook User Conference-May 11-14, 2020-Portland, OR, recommending approval.

**6. Public Infrastructure Committee (Consent)**

- 20-0006 Request for new right turn lane at Southwest corner of N. 11th Street and Waldo Blvd., recommending placing on file and the Engineering Dept to perform traffic counts of the Waldo Blvd/N 11th Street Intersection in July 2020 and obtaining accident reports for 6 months.
- 20-0007 Request for roadwork in the 1300 and 1400 block of South 26th Street, recommending approval of patching in Spring and including reconstruction in 2021 budget.
- 20-0020 Purchase wind screen from Carron Net for Lincoln Park Zoo birds of a prey exhibit with the donation tube funds, recommending approval
- 20-0021 Watermain Petitions for Bayshore Drive, recommending approval
- 20-0022 Concrete versus Asphalt for South 29th Street and South 13th Street, recommending to bid both projects with asphalt and concrete.
- 20-0023 Proposed 2020 Aquatic Center Schedule, recommending approval
- 20-0025 High Water Levels impacting Mariner's Trail, recommending to place on file.
- 20-0038 Report of Board of Public Works of 12/18/19 for 1st and Final payment of \$8,895.00 to Maritime Plumbing and Mechanical, LLC for Install Drinking Fountain at Halvorsen Park, AGMT-19-16, recommending payment.
- 20-0039 Report of Board of Public Works of 1/8/2020 for 1st and Final payment of \$6,600.00 to Chris Lewis Tree Surgery for Removal of Trees at Lincoln Park, AGMT-19-22, recommending payment.
- 20-0040 Report of Board of Public Works of 1/8/2020 for 6th and Final payment of \$37,020.11 to Highway Landscapers, Inc. for 2019 Asphaltic Concrete Paving Program, WS-19-4, recommending payment.
- 20-0046 Progress invoices from WI Department of Transportation for Waldo Blvd project, recommending payment.
- 20-0048 Report of Board of Public Works of 1/8/2020, of quotes received for Sewer Jetter with Front Mount Hose Reel, Project QE-20-2, recommending not to award.
- 20-0049 Report of Board of Public Works of 1/8/2020 of appeal for snow removal assessment for property at 411 State Street, recommending to deny the appeal.

20-0052 Report of Board of Public Works of 1/8/2020, of bids received for Tree & Stump Removal of Sidewalk Remove & Replace Program, Project WO-20-11, will re-bid, recommending not to award.

**7. Public Safety Committee (Consent)**

**8. Plan Commission (Consent)**

19-1323 PC 39-2019: Koenig; Petition for Direct Annexation from the Town of Manitowoc to the City of Manitowoc - 1803 Viebahn Street, recommending to approve the annexation petition as presented and recommend a zoning classification of R-4 Single and Two Family Residential and require dedication of Viebahn Street.

**I. COMMITTEE REPORTS**

**1. Committee of the Whole**

19-1326 Possible acquisition of 1216 Washington Street  
**Moved by Sitkiewitz, seconded by McMeans, that this Action Item be placed on file. The motion carried by the following vote:**  
Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen

20-0026 2020 Operations of the Manitowoc Farmers Market  
**Moved by Sitkiewitz, seconded by McMeans, to hire a manager for the 2020 Farmers Market at a cost not to exceed \$6,000.00. The motion carried by the following vote:**  
Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen

20-0050 Resolution to extend water service in the City of Manitowoc and to provide municipal water to impacted properties in the Town of Newton  
**Moved by Sitkiewitz, seconded by McMeans, that this Resolution be adopted. The motion carried by the following vote:**  
Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen

**2. Finance Committee**

20-0011 Ordinance amending Municipal Code 12.170 regulating opening of fire hydrants.  
**Moved by Brey, seconded by McMeans, that this Ordinance be adopted. The motion carried by the following vote:**  
Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen

- 20-0013** Erdman Claim for Hedge Damage
- Committee did indicate that property owner could submit a new claim should the hedge not green up within the next year or two.
- Moved by Brey, seconded by McMeans, that this Claim be denied. The motion carried by the following vote:**
- Aye:** 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen
- 20-0033** Ordinance to implement Central Count of Absentee Ballots on Election Day
- Moved by Brey, seconded by McMeans, that this Ordinance be adopted. The motion carried by the following vote:**
- Aye:** 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen
- 20-0034** Scope of Engagement relative to proposed issuance of \$9,905,000 City of Manitowoc Note Anticipation Note
- Moved by Brey, seconded by McMeans, that this Action Item be approved. The motion carried by the following vote:**
- Aye:** 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen
- 20-0035** Resolution Authorizing the Issuance of \$9,905,000 General Obligation Promissory Notes and the Issuance and Sale of a \$9,905,000 Note Anticipation Note in Anticipation Thereof
- Moved by Brey, seconded by McMeans, that this Resolution be adopted. The motion carried by the following vote:**
- Aye:** 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen
- 20-0036** Resolution Providing for the Sale of Approximately \$2,000,000 General Obligation Promissory Notes
- Moved by Brey, seconded by McMeans, that this Resolution be adopted. The motion carried by the following vote:**
- Aye:** 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen
- 20-0037** Resolution Providing for the Sale of Approximately \$9,905,000 General Obligation Refunding Bonds
- Moved by Brey, seconded by McMeans, that this Resolution be adopted. The motion carried by the following vote:**
- Aye:** 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen
- 20-0070** Ordinance to rescind Section 11.080 of the Municipal Code regulating Hearse Licenses
- Moved by Brey, seconded by McMeans, that this Ordinance be adopted. The motion carried by the following vote:**
- Aye:** 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen

- 20-0073 Palpable error on the following manufacturing personal property accounts:  
Dowco Inc, Red Line Plastics LLC, and Eck Industries Inc
- Moved by Brey, seconded by McMeans, accept the corrected assessments and authorize the Clerk/Finance to send corrected tax bills. The motion carried by the following vote:
- Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen

### 3. Personnel Committee

- 20-0072 Resolution to revise drug and alcohol prevention policy for DOT-regulated drivers
- Moved by Czekala, seconded by Sitkiewitz, that this Resolution be adopted. The motion carried by the following vote:
- Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen

### 4. Public Infrastructure Committee

- 19-1284 Stormwater Management Facility Maintenance Agreement with Calumet Avenue Manitowoc LLC.
- Moved by Novak, seconded by Kummer, that this Agreement be entered into. The motion carried by the following vote:
- Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen
- 20-0008 Resolution for Reconstruct of Reed Avenue from 150 feet east of N. 2nd to North 8th Street in 2022 and Request for Funding under the 2020-2021 Local Roads Improvement Program (LRIP)
- Moved by Novak, seconded by Kummer, that this Resolution be adopted. The motion carried by the following vote:
- Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen
- 20-0051 Agreement between the City of Manitowoc and the Aging & Disability Resource Center of the Lakeshore Senior Nutrition Program regarding the dining site.
- Moved by Novak, seconded by Kummer, that this Agreement be entered into. The motion carried by the following vote:
- Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen
- 20-0053 Resolution Modifying Fee Schedule for Department of Infrastructure
- Moved by Novak, seconded by Kummer, that this Resolution be adopted. The motion carried by the following vote:
- Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen

### 5. Public Safety Committee

**6. Plan Commission**

20-0055 Ordinance to annex certain territory from the Town of Manitowoc to the City of Manitowoc as part of the 7th Aldermanic District and the 31st ward of the City

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

Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen

20-0054 Resolution creating ward #31, population two (2) for the Viebahn South #28 Annexation Area and combine with wards #13 & 14 for voting purposes.

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

Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen

20-0056 Ordinance rezoning the recently annexed tract of land generally located south of Viebahn St. and west of S. 18th St. from "R-R" Rural Residential - Manitowoc County zoning to "R-4" Single and Two Family Residential District

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

Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen

**J. OTHER BUSINESS**

**K. ADJOURN**

Moved by Sitkiewitz, seconded by McMeans, that this meeting be adjourned at 6:54 p.m. The motion carried by the following vote:

Aye: 9 - Brey, Sitkiewitz, Kummer, Czekala, Williams, McMeans, Novak, Lotz and Hansen

**Deborah Neuser  
City Clerk**