



City of Manitowoc

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

Meeting Agenda

Common Council

Monday, September 19, 2022

6:30 PM

Council Chambers

Note: This meeting will also be held via remote conferencing software (Zoom)

Pursuant to Section 19.84(2) and (3) of the Wisconsin Statutes, notice is hereby given to the public, to the Herald-Times-Reporter, the official newspaper of Manitowoc, and to those news media who have filed a written request for this notice that a meeting of the above-referenced will be held at the date, time and location listed above.

This meeting is being conducted both in Council Chambers at City Hall and via Zoom to maximize opportunities for residents to attend. Those attending the meeting via Zoom who wish to give public input are asked to keep their microphone muted until public input is opened to improve audio quality for all attendees. Those using their phone to call in may hit *6 to mute and unmute themselves. Members of the public may call to listen in at 888 475 4499 US Toll-free, Meeting ID: 893 9628 6649 Password: 669106.

Public input will be accepted at the meeting. Those wishing to make public comment in advance of the meeting should email abaryenbruch@manitowoc.org or call 920-686-6952 with their comment no later than 12:00 p.m. central the day of the meeting. Emailed public input will be attached to the agenda and made part of the public record.

The above governmental body will meet to discuss and possibly take action on the agenda items set forth below.

A. CALL TO ORDER

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE & INVOCATION

D. PRESENTATIONS

[22-0790](#)

City Clerk administers Oath of Office and Badge Pinning of Officer Casey Clarksen

[22-0795](#)

Proclamation declaring the Month of October 2022 as Crime Prevention Month

Attachments:

[Crime Prevention Month 2022](#)

[22-0796](#)

Proclamation declaring the week of October 2 - 8, 2022 as Mental Illness Awareness Week

Attachments:

[Mental Illness Awareness Week 2022](#)

E. PUBLIC HEARINGS

- [22-0791](#) 6:31 PM - Public Hearing for the purpose of hearing any and all interested parties in the matter of a proposed Conditional Use Permit for the establishment of a Transitional Housing Warming Shelter located at 502 N. 8th Street
- [22-0792](#) 6:32 PM - Public Hearing for the purpose of hearing any and all interested parties in the matter of a proposed change in zone from R-1 Residential-Agricultural to I-1 Light Industrial for property located at 4009 Viebahn Street
- [22-0793](#) 6:33 PM - Public Hearing for the purpose of hearing any and all interested parties in the matter of the proposed change to Chapter 15 related to Setback from Major Streets

F. PUBLIC INPUT

Members of the public will be permitted to speak at the Common Council meeting each month on any matter of public interest. The comments from each speaker shall be limited to five minutes in length unless extended by action of the Common Council.

G. APPOINTMENTS AND BUSINESS PRESENTED BY THE MAYOR

H. CONSENT AGENDA

These items will be approved by one motion unless any member of the Council wishes to remove an item for discussion.

1. Removal of Consent Agenda Items

Any Common Council Member may request removal of any item from the consent agenda, and such item shall be removed without debate or vote. Any item or part thereof removed from the consent agenda shall be separately considered.

2. Miscellaneous

- [22-0797](#) Minutes of August 15, 2022 Common Council meeting, recommending approval and place on file

Attachments: [Minutes 8-15-2022](#)

- [22-0798](#) Minutes of September 6, 2022 Common Council Special Meeting, recommending approval and place on file

Attachments: [Minutes 9-6-22](#)

3. Committee of the Whole (Consent)

[22-0809](#) Report of the Special Events Committee relative approval of the following events: Homecoming Tailgate on 10/07/2022; Human Trafficking Awareness on 9/24/2022; Waiver of Fees - Manitowoc County Drug Court Picnic on 9/17/2022; Waiver of Fees - Cardboard City on 10/15 to 10/16/2022; recommending acceptance of report and place on file

Attachments: [SEC Acted On - 2022-08-11 to 2022-09-15](#)
[Homecoming Tailgate.pdf](#)
[Human Trafficking Awareness Drive.pdf](#)
[Waiver of Fees - Drug Court Picnic.pdf](#)
[Waiver of Fees - Cardboard City.pdf](#)

4. Finance Committee (Consent)

[22-0753](#) Memorandum of Understanding between Partners for Community Development and the City of Manitowoc; recommending to approve the Memorandum of Understanding

Attachments: [Memo to Finance for MOU - Partners](#)
[Signed Partners and City of Manitowoc MOU TW revisions](#)

[22-0754](#) Application of "Class B" Intoxicating Liquor & Fermented Malt Beverage License, Sack Realty LLC, dba Train Wreck, 835 S 15th Street; recommending to approve the license

Attachments: [Sack Realty LLC Application](#)

[22-0756](#) Request for Amendment to Manitowoc Tool & Manufacturing LLC Development Agreement; recommending to approve the amendment to the agreement and to include a possible amendment for the pond

Attachments: [First Amendment to Development Agreement MTM - Council Version](#)

[22-0760](#) S & C Lowe's Home Centers, LLC Summons & Complaint for 2021 Tax Assessment; recommending to refer to legal counsel

Attachments: [S C Lowes Home Centers LLC . City 2022 Tax Assessment](#)

[22-0800](#) Report of Finance Committee to grant the various licenses subject to approvals, inspections, insurance, payment of license fees and meeting State Statute requirements, as detailed therein

Attachments: [LPI Licensing Report](#)

[22-0801](#) General City Claims in the amount of \$9,292,389.02 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

Attachments: [Committee Report on Claims](#)

[8-19-2022](#)

[8-26-2022](#)

[9-2-2022](#)

[9-9-2022](#)

[9-16-2022](#)

5. Personnel Committee (Consent)

6. Public Infrastructure Committee (Consent)

[22-0805](#) Report of Board of Public Works of 9/7/2022, of bids received for 2022 Televising Miscellaneous Sewers II, WU-22-25; recommending awarding to low bidder, Northern Pipe, Inc., in the amount of \$49,915.87

Attachments: [Report of BPW - WU-22-25](#)

[WU-22-25 Northern Pipe Letter](#)

[WU-22-25 Green Bay Pipe Letter](#)

[22-0806](#) Report of Board of Public Works of 9/7/2022 for 3rd and final payment of \$73,745.83 to Century Fence Co. for 2022 Epoxy Pavement Marking Program, WS-22-9; recommending payment

Attachments: [Report of BPW - Final Payment Century Fence](#)

[22-0807](#) Various Progress Invoices from the Wisconsin Department of Transportation; recommending payment

Attachments: [DOT Progress Invoices](#)

7. Public Safety Committee (Consent)

[22-0776](#) LifeQuest Billing Dispute, call 182A-21-4173, recommend to deny the request.

8. Plan Commission (Consent)

[22-0718](#) PC 20-2022: Rivers Bend Property Holdings, LLC; Assignment of a Conditional Use Permit; 960 N. Rapids Road; recommending to approve the assignment of the Conditional Use Permit to the River's Bend Property Holdings LLC for up to a 100 bed nursing home located at 960 S. Rapids Road subject to the following conditions

Attachments: [22-0718 Report to Council Rivers Bend CUP](#)
[22-0718 PC Report Rivers Bend CUP assignment.pdf](#)

[22-0720](#) PC 1-2022: Setzer Properties ZGBY, LLC; Quit Claim Deed for Viebahn Street, S. 39th Street and an Un-Named East/West Street; recommending to accept the quit claim deed for S. 39th Street, Viebhan Street and an Un-named east/west street

Attachments: [22-0720 Report to Council Fed Ex Setzer 39th Viebahn unnamed](#)
[22-0720 PC Report Setzer Viebahn S 39th qc deed.pdf](#)

I. COMMITTEE REPORTS

1. Committee of the Whole

[22-0799](#) Resolution in Recognition of Curt Witynski and Gail Sumi of the League of Wisconsin Municipalities

Attachments: [Res recognition of League Witynski Sumi retirements](#)

[22-0808](#) Report of Special Events Committee recommending approval for the following events subject to Council action: Hoods and Hops Classic Car Show on 10/09/2022 (Road closure on 10/9/2022 for 9th St. From York St to Chicago St.); Turkey Trot on 11/24/2022 (Road closure approval of several roads. See event application.); Homecoming Parade and Tailgate on 09/30/2022 (Road closure of Grand Avenue from S 9th St to S 21st St.); Residential Block Party - 800 Block of N 13th St. on 10/15/2022 (Street closure on N 13th St in front of 825 N 13th St.)

Attachments: [SEC Council Approval - 2022-08-11 to 2022-09-15](#)
[Craft Creek Brewing.pdf](#)
[Turkey Trot.pdf](#)
[Homecoming Parade and Tailgate.pdf](#)
[Residential Block Party - 800 Block N 8th St..pdf](#)

2. Finance Committee

3. Personnel Committee

- [22-0743](#) USI Presentation of Health Care Plan Recommendations for 2023
Attachments: [9-8-2022 Personnel Committee Meeting v4.pdf](#)
- [22-0802](#) Resolution to approve revised Pandemic Revised Protocols Policy Employee Policy Manual
Attachments: [Res revise EPM updates to COVID-19 protocols Sept 2022](#)
[Memo to PC Pandemic Policy 09.2022](#)
[Revised Pandemic Protocols for Council - City of Manitowoc-09-20-2022](#)
- [22-0803](#) Resolution to approve pay outs to Wastewater Treatment Facility Employees of their old sick leave banks
Attachments: [RES TO APPROVE OLD SICK LEAVE BANK PAYOUTS TO WWTF EMPLOYE](#)
- [22-0804](#) Ordinance to set the Mayoral Salary at Grade Q Market Rate of the Employee Policy Manual for the 2025-2028 four-year term
Attachments: [Ord to set Mayoral Salary at Grade Q Market Rate of EPM 2025-2028](#)

4. Public Infrastructure Committee

- [22-0765](#) Hecker Road and Viebahn Street Utility, Stormwater and Street Design Proposal
Attachments: [raSmith Proposal Manitowoc Utility Stormwater and Street Design](#)
[22-0765 HECKER & VIEBAHN UTILITY & STREET PROPOSAL](#)

5. Public Safety Committee

- [22-0774](#) Ordinance to amend section 10.750 of the MMC regulating heavy traffic routes.
Attachments: [Ord to amend 10.750 Heavy Traffic Routes Other Vehicle Restrictions](#)
[Maps of DOT Connecting Highways Before & After August 15, 2022](#)

6. Plan Commission

- [22-0716](#) PC 18-2022: Manitowoc Cooperative Ministry, First Presbyterian Church; Conditional Use Permit for establishment of a Transitional Housing Warming Shelter; 502 N. 8th Street
Attachments: [22-0716 Report to Council Warming Shelter First Presbyterian](#)
[22-0716 PC Report First Presbyterian Warming Shelter](#)
- [22-0717](#) PC 19-2022: Seehafer Broadcasting Corporation; Request to Rezone Property from R-1 Residential - Agricultural to I-1 Light Industrial located at 4009 Viebahn Street.
Attachments: [22-0717 Report to Council Seehafer 4009 Viebahn St](#)
[22-0717 PC Report Seehafer 4009 Viebahn St.pdf](#)

[22-0719](#) PC 21-2022: Amendment to Zoning Code Chapter 15.390(14) Setbacks from Major Streets.

Attachments: [22-0719 Report to Council Setbacks Major Streets](#)
[22-0719 PC Report Setbacks Major Streets.pdf](#)

[22-0721](#) PC 1-2022: JAI Petroleum and Investments, LLC; Quit Claim Deed for N. Rapids Road

Attachments: [22-0721 0722 Report to Council JAI Plank Road N Rapids Road qc deed](#)
[22-0721 0722 PC Report JAI Petroleum N Rapids and Plank Roads.pdf](#)

[22-0722](#) PC 1-2022: JAI Petroleum and Investments, LLC; Quit Claim Deed for Plank Road

Attachments: [22-0721 0722 Report to Council JAI Plank Road N Rapids Road qc deed](#)
[22-0721 0722 PC Report JAI Petroleum N Rapids and Plank Roads.pdf](#)

J. OTHER BUSINESS

K. ADJOURN

1. Next Scheduled Common Council Meeting: Monday, October 17, 2022 at 6:30pm in the Common Council Chambers at City Hall.

In accordance with the requirements of Title II of the Americans with Disabilities Act (ADA), the City of Manitowoc will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities. If you need assistance or reasonable accommodations in participating in this meeting or event due to a disability as defined under the ADA, please call the City Clerk's office at 920-686-6950 or the City's ADA Coordinator at (920) 686-6990 or e-mail cityattorney@manitowoc.org at least 48 hours prior to the scheduled meeting or event to request an accommodation. For additional assistance, individuals with hearing or speech disabilities can call 711 and be connected to a telephone relay system.

Mackenzie Reed-Kadow
City Clerk