



City of Manitowoc

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

Meeting Minutes

Common Council

Monday, April 20, 2020

6:30 PM

Meeting will be held via remote conferencing

A. CALL TO ORDER

B. ROLL CALL

Alderspersons Present: 8 - Jim Brey, Eric Sitkiewitz, Lee H. Kummer, Steven Czekala, Scott McMeans, Jeremiah Novak, Todd Lotz and Courtney Hansen

Alderspersons Absent: 1 - Mike Williams

C. PRESENTATIONS

[20-0354](#) Presentation to outgoing Alders Lee Kummer and Mike Williams

[20-0356](#) Proclamation declaring the week of May 3rd through May 9th, 2020 as Professional Municipal Clerks Week

Attachments: [Proclamation - Municipal Clerks Week](#)

D. PUBLIC HEARINGS

E. PUBLIC INPUT

F. APPOINTMENTS AND BUSINESS PRESENTED BY THE MAYOR

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

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

[20-0355](#) Appointment of Adam Tegen to Room Tax Commission (pl. of A. Kroner)

[20-0380](#) Appointments of the following individuals to the Industrial Development Corporation: Jeff Grunewald, John Fillingim, Jeff Dvorachek, Sam Grage

Attachments: [IDC Members \(002\)](#)

G. CONSENT AGENDA

1. Removal of Consent Agenda Items

Alderman Kummer removed item 20-0342

Mayor Justin Nickels removed items 20-0363 & 20-0364

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: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

2. Miscellaneous

[20-0382](#) Minutes of March 16, 2020 Common Council meeting, recommending approval and place on file

Attachments: [CC Min - 3-16-2020](#)

3. Committee of the Whole (Consent)

[20-0369](#) Quit Claim Deed for Hecker/Viebahn property, recommending acceptance and place on file.

Attachments: [Hecker - Viebahn Quit Claim Deed](#)

[20-0383](#) Report of Special Events Committee relative to approval of the following events: Waiver of Fees - YP Connect: Decades Dual Kickball Game on 5/19/2020; Waiver of Fees - AmVets Memorial Day Picnic on 5/25/2020; recommending acceptance of report and place on file.

Attachments: [Special Event Committee Events Acted On 3-12-20 to 4-15-20](#)

[YP Connect](#)

[AMVETS](#)

4. Finance Committee (Consent)

[20-0334](#) MSA Professional Services, Inc. contract amendment, recommend to enter into agreement.

Attachments: [2020 CDBG RLF PS Agreement - Manitowoc.doc](#)

[20-0337](#) Renewal of contract with AT&T for PRI Circuits for Phone System, recommend to enter into agreement.

Attachments: [SOW CENTREX RENEWAL CITY OF MANITOWOC \(002\)](#)

[20-0338](#) City of Manitowoc and Central Brown County Water Authority Joint Request for a Sec. 14 Feasibility Study - Emergency Shore Protection Project at Lake Michigan in the City of Manitowoc, recommend to approve.

Attachments: [CBCWA Joint Request](#)
[L-Section 14 Request Final April 6 2020](#)

[20-0339](#) 1st Quarter Claims Report from City Attorney, recommend to accept and place on file.

Attachments: [Claims Report to Finance Committee Jan - Mar 2020.pdf](#)

[20-0340](#) 1st Quarter 2020 Internal Controls Report, recommend to accept and place on file.

Attachments: [2020_01 Check List for Finance Committee \(002\)](#)

[20-0361](#) General City Claims in the amount of \$5,300,658.87 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: [3-20-2020](#)
[April Claims](#)
[3-20-2020 \(2\)](#)
[3-27-2020](#)
[4-3-2020](#)
[4-10-2020](#)
[4-10-2020 \(2\)](#)
[4-17-2020](#)

[20-0362](#) 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, recommending acceptance.

Attachments: [April Licenses](#)

5. Personnel Committee (Consent)

6. Public Infrastructure Committee (Consent)

[20-0330](#) Report of Board of Public Works of 3/25/2020 of bids received for Signalization Harbor Town Lane and Crawford Boulevard, project WS-20-12, recommending awarding to Vinton Construction Company in the amount of \$283,760.52

Attachments: [WS-12-12 Bid Tab](#)

[20-0331](#) Report of Board of Public Works of 3/25/2020 of bids received for 2020 Concrete Paving I, project WS-20-1 recommending awarding to Vinton Construction Company in the amount of \$695,994.58

Attachments: [WS-20-1 Bid Tab](#)

[20-0359](#) Progress Invoice from WI Department of Transportation in the amount of \$1,022.82 for Waldo Blvd, Project 39515003774, recommending payment.

Attachments: [Progress Invoice 20-0359](#)

[20-0360](#) Progress Invoice from WI Department of Transportation in the amount of \$1,167.88 for Waldo Blvd, Project 39515003775, recommending payment.

Attachments: [Progress Invoice - 20-0360](#)

7. Public Safety Committee (Consent)

8. Plan Commission (Consent)

H. COMMITTEE REPORTS

1. Committee of the Whole

[20-0379](#) Proposal from Boys and Girls Club for Mirro property

Attachments: [Offer Proposal for Mirro Site 4-2020](#)

B. Bertche from Boys & Girls Club of Manitowoc provided an overview of their plans and indicated their intent to move forward with this project. City staff provided an updated in terms of clean-up. Item will be brought back to Council in May with a recommendation.

[20-0357](#) Community Development status update on CN Peninsula Property

Community Development Director Adam Tegen and Planner - Business & Housing Development Nick Mueller gave an update on where progress with the first phase is.

[20-0374](#) Resolution to Authorize Purchase of Land for Vetter Trailhead and Camp Vits Access

Attachments: [Vetter Trailhead Offer to Sell 20200416](#)
[Camp Vits PropertyPurchase](#)
[CampVitsVetterTrailhead 11x17](#)
[Camp Vits PC Report 1984](#)
[Quick History Camp Vits](#)
[Resolution to Authorize Purchase of Land for Vetter Trailhead and Camp Vits Access](#)

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

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

2. Finance Committee

[20-0232](#) Ordinance amending Manitowoc Municipal Code 11.010(10) restricting "Class A" licensed premises

Attachments: [Liquor ordinance - photo 1](#)
[Liquor ordinance - photo 2](#)
[Liquor ordinance - photo 3](#)
[Ordinance to Expand Liquor Sales from 10 sq ft to 100 sq ft.pdf](#)

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

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

[20-0336](#) Resolution approving carryforward requests from 2019 to 2020 budget from departments

Attachments: [Resolution 2019 to 2020](#)

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

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

[20-0341](#) Resolution Approving Rahr-West Art Museum's Mission Statement, Code of Ethics, and Collections Management Policy

Attachments: [Res to approve RWAM Mission Stmt Ethics](#)

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

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

[20-0358](#) Statement of the Board of Canvassers relative to the April 7, 2020 Spring Election for Municipal Judge and Alderpersons in Districts 1, 4, 5, 6, 8, 9 & 10.

Attachments: [Statement of Board of Canvassers - April 7, 2020 Spring Election](#)

Moved by Brey, seconded by McMeans, that this Report be approved and placed on file. The motion carried by the following vote:

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

[20-0365](#) Resolution Awarding the Sale of \$9,900,000 General Obligation Refunding Bonds

Attachments: [Manitowoc C of - 2020 GORBs - Resolution \(4-20-20\)](#)

[Manitowoc C of - 2020 GORBs - Resolution \(4-20-20\)](#)

[BPA - Manitowoc Cy](#)

[PB - Manitowoc Cy](#)

[FINAL PRICING \\$9.860mm gorb 050520 manitowoc.cy](#)

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

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

[20-0366](#) Resolution Awarding the Sale of \$2,000,000 Taxable General Obligation Promissory Notes

Attachments: [Manitowoc C of - 2020 Taxable GOPNs - Resolution \(4-20-20\)](#)

[Manitowoc C of - 2020 Taxable GOPNs - Resolution \(4-20-20\)](#)

[NPA - Manitowoc CY TGOPNs](#)

[PB - Manitowoc Cy](#)

[FINAL PRICING \\$2.000mm tgopn 050520 manitowoc.cy](#)

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

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

[20-0367](#) Scope of Engagement relative to the Proposed Issuance of \$9,900,000 City of Manitowoc General Obligation Refunding Bonds

Attachments: [City of Manitowoc - Scope of Engagement \(GORBs\)](#)

Moved by Brey, seconded by McMeans, that this Agreement be approved. The motion carried by the following vote:

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

[20-0368](#) Scope of Engagement Relative to Proposed Issuance of \$2,000,000 City of Manitowoc Taxable General Obligation Promissory Notes

Attachments: [City of Manitowoc - Scope of Engagement \(Taxable GOPNs\)](#)

Moved by Brey, seconded by McMeans, that this Agreement be approved. The motion carried by the following vote:

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

[20-0371](#) Smaglik claim settlement recommendation due to sewer main blockage

Attachments: [Memo to Council re Smaglik Claim](#)
[Smaglik Emergency Sewer Call Report](#)
[Claim - Smaglik.pdf](#)

Moved by Brey, seconded by McMeans, to pay Ms. Joan Smaglik the amount of \$10,000.00 subject to Ms. Smaglik executing a release of claims. The motion carried by the following vote:

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

[20-0342](#) Refinancing Agreements for Manitowoc Lodging Associates (Baymont), recommend to enter into agreement.

Attachments: [City Attorney Recommendation Memo to Finance.pdf](#)
[Non Disturbance and Attornment Agreement.pdf](#)
[Estoppel - Ground Lease Amendment.pdf](#)

Moved by Brey, seconded by McMeans, that this Agreement be approved subject to the building owner providing their agreement in writing that this agreement does not extend the term of the ground lease. The motion carried by the following vote:

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

3. Personnel Committee

4. Public Infrastructure Committee

[20-0363](#) Report of Board of Public Works of 4/8/2020, of bids received for 2020 Concrete Paving III, Project WS-20-7, recommending awarding to low bidder, Vinton Construction Company in the amount of \$732,577.06.

Attachments: [WS-20-7](#)
[WS-20-7 Bid Tab & Memo](#)

Moved by Novak, seconded by Kummer, to award to low bidder, Vinton Construction Company in the amount of \$732,577.06.. The motion carried by the following vote:

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

[20-0364](#) Report of Board of Public Works of 4/8/2020, of bids received for 2020 Asphaltic Concrete Paving II, Project WS-20-13, recommending awarding to low bidder, Vinton Construction Company in the amount of \$679,379.16.

Attachments: [WS-20-13](#)
[WS-20-13 Bid Tab & Memo](#)

Project was bid out for both concrete and asphalt. Awarding for concrete.

Moved by Novak, seconded by Kummer, not to award. The motion carried by the following vote:

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

5. Public Safety Committee

6. Plan Commission

I. OTHER BUSINESS

J. ADJOURN

Moved by Sitkiewitz, seconded by McMeans, to adjourn sine die at 7:50 p.m. The motion carried by the following vote:

Aye: 8 - Brey, Sitkiewitz, Kummer, Czekala, McMeans, Novak, Lotz and Hansen

Deborah Neuser
City Clerk