



# City of Manitowoc

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

## Meeting Minutes

### Common Council

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Monday, January 18, 2016

6:30 PM

Council Chambers

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#### A. CALL TO ORDER

#### B. ROLL CALL

**Alderspersons Present:** 9 - Allan Schema, Patrick Brandel, Dave Soeldner, Jim Brey, Jill Hennessey, Jason Sladky, Scott McMeans, Christopher Able and Eric Sitkiewitz

**Alderspersons Absent:** 1 - Mike Howe

Mayor Justin M. Nickels called the meeting to order at 7:00 p.m.

#### C. PLEDGE OF ALLEGIANCE & INVOCATION

#### D. PRESENTATIONS

[16-0012](#) Clerk administers Oath of Office of Police Chief Nick Reimer.

[16-0016](#) Proclamation presentation to Big Brothers Big Sisters for National Mentoring Month.

**Attachments:** [16-0016.pdf](#)

Michelle Linville of Big Brothers Big Sisters accepted the proclamation from the Mayor.

[16-0011](#) 2015 Holiday Parade Award Presentations.

Ann Juza and Nicole Brahmstadt (Holiday Parade Committee) presented awards.

#### E. PUBLIC HEARINGS

[16-0014](#) Public Hearing to be held at 6:40 p.m. for the purpose of hearing any and all interested parties in the matter of a proposed City initiated street vacation of a portion of Plank Road.

Mayor declared the meeting open for a public hearing for the purpose of hearing any and all interested parties in the matter of proposed City initiated street vacation of a portion of Plank Road. City Clerk reported that the notice of the hearing was published in the Herald-Times-Reporter on December 28, 2015, January 4 & 11, 2016. (Proof of publication is on file in the City Clerk's office). The following persons appeared to address the Council regarding the proposed item:

Don Schanke, 4016 Plank Rd.

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

[16-0022](#) Communication from Mayor Justin M. Nickels submitting his veto of Resolution 15-1304 establishing starting time for public meetings.

**Attachments:** [16-0022.pdf](#)

Veto is sustained.

**Moved by Sitkiewitz, seconded by McMeans, that this Action Item (Veto) be accepted and placed on file. The motion carried by the following vote:**

**Aye:** 7 - Schema, Brandel, Brey, Hennessey, McMeans, Able and Sitkiewitz

**Nay:** 2 - Soeldner and Sladky

[16-0032](#) Appointment of Steven T. Brunner (Kerry/Red Arrow), Industrial Rep., to Wastewater Treatment Facility Board in place of Craig Haan for unexpired term ending 6/1/16.

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

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

## H. CONSENT AGENDA

### 1. Removal of Consent Agenda Items: None

none approved sitk/mc u

### 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 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

## 2. Miscellaneous

[16-0006](#) Minutes of Common Council of Monday, December 21, 2015, recommending approval and place on file.

**Attachments:** [16-0006.pdf](#)

[16-0023](#) Minutes of Citizens Advisory Committee of 12/1/15; Community Development Authority of 11/11/15; Plan Commission of 10/28/15; Police & Fire Commission of 12/15/15, recommending placing on file.

**Attachments:** [cda.pdf](#)  
[cit adv.pdf](#)  
[plan.pdf](#)  
[police fire.pdf](#)

[16-0015](#) Public Notice of Air Pollution Permit Application Review of Tramontina US Cookware, 2005 Mirro Dr., recommending placing on file.

**Attachments:** [16-0015.pdf](#)

## 3. Committee of the Whole (Consent)

[16-0049](#) Report of Special Events Committee relative to approval of the following event: Manitowoc Unit of Fish and Game use of Cabin 1 at Lincoln Park for meetings and waiver of fees for same, recommending acceptance of report and place on file.

**Attachments:** [repor 16-0049.pdf](#)  
[fish.pdf](#)

## 4. Finance Committee (Consent)

[16-0010](#) Report of General City Claims 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:** [report 16-0010.pdf](#)  
[1-15.pdf](#)  
[1-8.pdf](#)  
[12-23.pdf](#)  
[12-31.pdf](#)  
[12-31 with Library.pdf](#)

**5. Licensing, Permits and Inspections Committee (Consent)****6. Parks and Recreation Committee (Consent)**

[15-1119](#) Revisions to the Lincoln Park Zoo Animal Acquisition and Disposition Policy recommending approval of the policy for Consent Agenda.

**Attachments:** [15-1119 Animal Acquisition & Disposition Policy](#)

[15-1295](#) Revisions to the Lincoln Park Zoo Dangerous Animal Escape Procedure recommending approval for Consent Agenda.

**Attachments:** [15-1295 Dangerous Animal Escape Procedure](#)

[15-1297](#) Red Arrow Memorial plans recommending approval for consent agenda of the concept plan and authorizing construction.

**Attachments:** [15-1297 Hansen E-mail](#)

[15-1297 Preliminary-Sample-3a](#)

[15-1297 Preliminary-Sample-3b](#)

[15-1297 Preliminary-Sample-3c](#)

Ed Hansen advised the Council of what's happening and Red Arrow Park and presented them with a book and a commemorative coin.

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

[16-0025](#) Progress Invoice from Wisconsin Dept. of Transportation in the amount of \$9,285.88 for Waldo Blvd. CTH R - 8th St., Project 1500-37-00, recommending payment.

**Attachments:** [16-0025.pdf](#)

[16-0026](#) Progress Invoice from Wisconsin Dept. of Transportation in the amount of \$7,513.69 for Waldo Blvd. 8th St. - Maritime Dr. Design/Resurfacing 4 Lane Urban, Project 4570-12-00, recommending payment.

**Attachments:** [16-0026.pdf](#)

[16-0027](#) Report of Board of Public Works of January 6, 2016 for Screw Down Metal Roof Replacement - Hail Damage for 1st and Final Payment to JRT Top Notch Roofs in the amount of \$119,597.00, recommending payment.

**Attachments:** [16-0027.pdf](#)

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

[15-1273](#) Request from Maritime Ford via Jim Brey for no parking at anytime on the West side of the 800 block of South 13th Street from their driveway to the corner of Franklin Street, recommending placing no parking signs to prevent parking along area without curb.

**Attachments:** [Maritime Ford Parking](#)

[15-1299](#) LifeQuest (Ambulance Billing) request for hardship, recommending denial of request with applicant to work with Life Quest for plan to allow ability to pay off.

[15-1303](#) Request to have speed limit signs installed on Straight Street, South 37th St and Robalo Court and removing the 15 mph speed sign on Straight St. and replacing it with 25 mph speed sign, recommending removal of 15 mph speed sign on Straight St.

**Attachments:** [15-1303 speed limit sign request](#)

## I. STANDING COMMITTEE REPORTS

### 1. Committee of the Whole

[15-1322](#) Resolution in support of County's efforts in marketing a portion of the Expo grounds.

**Attachments:** [15-1322.pdf](#)

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

**Aye:** 8 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans and Sitkiewitz

**Nay:** 1 - Able

[16-0017](#) Amended Resolution to create Ward 27, population 0, for the Northwest #19 Annexation Area.

**Attachments:** [16-00147.pdf](#)

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

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

[16-0018](#) Amended 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.

**Attachments:** [16-0018.pdf](#)

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

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

[16-0021](#) Services Agreement with Tyler Technologies, Inc. for assessment services for the period ending November 30, 2016.

**Attachments:** [16-0021.pdf](#)

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

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

[16-0029](#) Communication from Friends of the Manitowoc Farmers Market, Inc. expressing their concerns regarding the future of the Manitowoc Farmers Market.

**Attachments:** [16-0029.pdf](#)

**Moved by Sitkiewitz, seconded by McMeans, that this Communication be placed on file. The motion carried by the following vote:**

**Aye:** 8 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans and Sitkiewitz

**Nay:** 1 - Able

## 2. Finance Committee

[16-0007](#) Memo of Understanding between Manitowoc Public Library Board of Trustees and City of Manitowoc to establish protocols governing the control and use of funds distributed to the Manitowoc Public Library Board of Trustees by the Manitowoc Public Library Foundation Board of Directors from the Manitowoc Public Library Foundation.

**Attachments:** [16-0007.pdf](#)

**Moved by McMeans, seconded by Brandel, that this Memorandum be entered into. The motion carried by the following vote:**

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

[16-0028](#) Agreement to Provide Services with Manitowoc Public Utilities for the performance of IT services and related functions.

**Attachments:** [IT Agree MPU Redline.pdf](#)  
[IT Agree MPU.pdf](#)

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

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

### 3. Licensing, Permits and Inspections Committee

[15-1198](#) Resolution to vacate a portion of Plank Road.

**Attachments:** [15-1198.pdf](#)

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

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

[15-1271](#) Steimle Birschbach, LLC Request to lease 10 parking spaces in the Maritime Dr. and North 7th Street lot.

**Attachments:** [15-1271.pdf](#)

**Moved by Brey, seconded by Hennessey, that the Committee recommendation be amended to lease 10 spots per the original request. The motion carried by the following vote:**

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

**Moved by Brey, seconded by Hennessey, that this Request be approved as amended. The motion carried by the following vote:**

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

[16-0004](#) Weights & Measures Licenses

**Attachments:** [16-004.pdf](#)

Mayor asked if anyone objected to the assessments. No one objected.

**Moved by Brey, seconded by Hennessey, that these Licenses be approved. The motion carried by the following vote:**

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

[16-0008](#) Report of City Plan Commission relative to Declaration of Dedication of Property for Street Purposes (Orchard Lane), with their recommendation that Council accept and execute the declaration.

**Attachments:** [16-0008.pdf](#)

**Moved by Brey, seconded by Hennessey, that this Report be accepted and execute Declaration of Dedication. The motion carried by the following vote:**

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

[16-0009](#) Report of Plan Commission relative to Sign Me Up request for special permits for placement of one animated and one non-animated billboard located at 2902 Calumet Ave. with Plan Commission recommending granting the permits upon approval of landscaping plan by City Planner.

**Attachments:** [16-0009.pdf](#)

**Moved by Brey, seconded by Hennessey, that this Report be granted to issue the permits upon approval of landscaping plan by City Planner. The motion carried by the following vote:**

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

[16-0019](#) Report of Plan Commission relative to proposed Official Map Amendment for Lone Oak Lane, with Plan Commission's recommendation to approve and instruct City Clerk to call for a public hearing.

**Attachments:** [16-0019.pdf](#)

**Moved by Brey, seconded by Hennessey, that this Report be approved with Clerk to call for public hearing. The motion carried by the following vote:**

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

[16-0020](#) Ordinance amending Section 22.010 of the Municipal Code to remove a portion of Lone Oak Lane from the Official Map.

**Attachments:** [16-0020.pdf](#)

*Clerk's Note: Action to be rescinded until after public hearing is held.*

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

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz



[16-0031](#) Ordinance to amend Section 1.030(6) of the Municipal Code changing the location of the Polling Place for District 6.

**Attachments:** [16-0031.pdf](#)

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

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

[16-0033](#) Report of Licensing, Permits and Inspections Committee with the following licenses for granting: No. TAV-1562 "Class B" Intoxicating Liquor & Fermented Malt Beverage License of Goldiggers, Inc., change of agent to Michael Ray, Sr., 924 Washington St.; No., PS-160005 Secondhand Article Dealer of GameStop, Inc., 4140 Harbor Town Ln.

**Attachments:** [16-0033.pdf](#)

**Moved by Brey, seconded by Hennessey, that this Report be granted. The motion carried by the following vote:**

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

[16-0048](#) Ordinance to amend Section 11.010(10)(c) of the Municipal Code regulating "Class A" licensed premises.

**Attachments:** [16-0048.pdf](#)

**Moved by Hennessey, seconded by Soeldner, that this Ordinance be amended to add the following language after proprietor or designee: "and inaccessible to the general public". The motion carried by the following vote:**

**Aye:** 7 - Schema, Soeldner, Brey, Hennessey, Sladky, Able and Sitkiewitz

**Nay:** 2 - Brandel and McMeans

**Moved by Brey, seconded by Hennessey, that this Ordinance be adopted as amended. The motion carried by the following vote:**

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

**4. Parks and Recreation Committee**

**5. Personnel Committee**

**6. Public Infrastructure Committee**

## 7. Public Safety Committee

[15-1293](#) 2016 Joint Dispatch Service Agreement

Attachments: [2016 Dispatch Service Agreement](#)

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

**Aye:** 9 - Schema, Brandel, Soeldner, Brey, Hennessey, Sladky, McMeans, Able and Sitkiewitz

## J. OTHER BUSINESS

## K. ADJOURN

Meeting adjourned at 8:01 p.m.

**Jennifer Hudon  
City Clerk**