



City of Manitowoc

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

Meeting Agenda

Common Council

Monday, July 21, 2014

7:00 PM

Council Chambers

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.

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

D. INVOCATION

Council President Scott McMeans

E. PRESENTATIONS

[14-1399](#) Presentation by Rolf Johnson, CEO of the Wisconsin Maritime Museum on the Marine Sanctuary.

[14-1400](#) Presentation by Mayor Nickels to City Planner David Less on his retirement from the City of Manitowoc.

[14-1401](#) Presentation by David Yeghiaian, Corporate Development Director regarding HFM Community Benefit update.

[14-1404](#) Presentation by Jamie Zastrow on annual update from Mainly Manitowoc.

F. PUBLIC HEARINGS

G. PUBLIC INPUT

Members of the public will be permitted to speak at the first or second scheduled Common Council meeting of 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.

H. STANDING COMMITTEE REPORTS

1. Committee of the Whole (Council President Scott McMeans)
2. Finance (Chairman Eric Sitkiewitz)
3. Licensing, Permits and Inspections (Chair Jim Brey)
4. Parks and Recreation (Chair Jason Sladky)
5. Personnel (Chair Jill Hennessey)
6. Public Infrastructure (Chair Dave Soeldner)
7. Public Safety (Chair Christopher Able)

I. APPOINTMENTS AND BUSINESS PRESENTED BY THE MAYOR

[14-1444](#) Appointments to Sustainable Manitowoc Committee of Judi Northen, in place of E. Hoyer, for a 3 year term expiring 2/15/17 and Christine Mitnacht, in place of A. Evenson, for a unexpired term ending 2/15/15. Reappointment of Gregg Wolf to Wastewater Treatment Facility Board for 3 year term ending 6/1/17.

Attachments: [14-1444.pdf](#)

J. RECESS

During the recess of the Common Council the Mayor will discuss all matters concerning the operation of the City of Manitowoc. Prior to going into recess, the Mayor publicly announces that during the recess the standing committees of the Common Council, as well as the Committee of the Whole, will meet in the Council Chambers to discuss and act upon some of the matters which have been discussed or referred at this Common Council Meeting.

2. CLOSED SESSION: None

K. 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

[14-1423](#) Minutes of Common Council of Monday, June 16, 2014, recommending approval and place on file.

Attachments: [14-1423.pdf](#)

[14-1472](#) Minutes of Brownfields Advisory Committee of 5/22/14; Great Lakes Utilities/Lakeswind Project Committee of 5/20/14; Maritime Metro Transit Commission of 4/9/14; Plan Commission of 5/14/14; Manitowoc Public Utilities Commission of 4/28/14 & 5/27/14; Wastewater Treatment Facility Board of 5/13/14, recommending placing on file.

Attachments: [14-1472.pdf](#)

[14-1414](#) Communication from Wisconsin Dept. of Natural Resources notifying of pending application for proposed dredging by City Centre, LLC, 100 Maritime Drive, recommending placing on file.

Attachments: [14-1414.pdf](#)

[14-1415](#) Tramontina US Cookware Inc. submitted a public notice of an Air Pollution Permit Application Review to the Department of Natural Resources, recommending approval and place on file.

Attachments: [14-1415.pdf](#)

[14-1470](#) Public Notice of Air Pollution Permit Application Review of Briess Industries, 605 Washington St., recommending placing on file.

Attachments: [14-1470.pdf](#)

3. Committee of the Whole

[14-1421](#) Communication from Paul Tittl, State Representative 25th Assembly District, supporting the resolution nomination to NOAA of a national marine sanctuary in the Manitowoc region.

Attachments: [14-1421.pdf](#)

[14-1427](#) Communication from City Attorney Kathleen McDaniel to authorize Director of Public Infrastructure Dan Koski and Finance Director Steve Corbeille to enter into any contracts necessary between 6/30/14 and 7/21/14 to expedite hail damage repairs to damaged City buildings, recommending authorizing the drafting of the resolution and entering into contracts to repair City buildings and property as requested.

Attachments: [14-1427.pdf](#)

[14-1543](#) General City Claims in the amount of \$2,208,854.06 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: [14-1543.pdf](#)

4. Finance Committee

[14-1408](#) Report of City Planner David Less relative to TIF #15-Tax Incremental Financing Revenue Note related to Developer-Funded TIF at Dewey and CR, recommending acceptance of report and place on file.

Attachments: [14-1408.pdf](#)

[14-1467](#) Communication from City Assessor Sarah Hoppe notifying of personal property palpable error related to parcel 000-050-955 (Englewood Electrical Supply), recommending to rescind the 2012 and 2013 taxes for personal property.

Attachments: [14-1467.pdf](#)

5. Licensing, Permits and Inspections Committee

[14-1112](#) Report of City Plan Commission relative to Manitowoc Lutheran High School request for a conditional use permit for a future telecommunications tower, recommending Council issue the CUP subject to the conditons outlined herein, recommending restating the Council's motion of May 19, 2014, to accept the report and place on file.

Attachments: [14-1112.pdf](#)

[14-1337](#) Request from Dana Estrada requesting reconsideration of denial of Operator's License #318, recommending granting license.

Attachments: [14-1337.pdf](#)

[14-1397](#) Request from Meadow Links to extend their premise for an event on July 13, 2014, recommending approval of request to extend license.

Attachments: [meadow1397.pdf](#)

[14-1416](#) Surrender of License #62 for "Class B" Retail Intoxicating Liquor and Fermented Malt Beverage of Jessie Snyder, 713 N. Water Street recommending acceptance of the license and place on file.

Attachments: [14-1416.pdf](#)

[14-1417](#) Report from IDC unanimously approving an industrial revolving loan as part of the Jagemann Plating expansion project, recommending acceptance of report and place on file.

Attachments: [14-1417.pdf](#)

[14-1425](#) Public Works Petition from Lakebreeze Apartments to cause permanent paving, sidewalks, storm and sanitary sewers and other public utilities to be installed on Johnston Dr. as described therein and shown on the attached map (parcel #809-302-012), recommending acceptance of petition with copy to be sent to Director of Public Infrastructure.

Attachments: [14-1425.pdf](#)

6. Parks and Recreation Committee

[14-1180](#) Request by Manitowoc Bandits for reduced park rental fees, recommending setting rent at \$1,500 per year pending signing of Maintenance Agreement prepared by City Attorney.

Attachments: [14-1180.pdf](#)

[14-1418](#) Report of Board of Public Works on July 24, 2014, recommending 2nd and final payment to Klein Asphalt Maintenance, Inc. in the amount of \$1,075.00 for Lincoln Park Parking Lot, recommending payment.

Attachments: [14-1418.pdf](#)

[14-1428](#) Report of Board of Public Works of June 25, 2014 of bids received for Lincoln Park Zoo, Chainlink fence for deer pen, Project, WO-14-11, recommending awarding to low bidder, Patriot Fence, in the amount of \$37,938.00.

Attachments: [14-1428.pdf](#)

[14-1466](#) Thank you from LSS-RAYS for the City waiving fees for their event, recommending placing on file.

Attachments: [14-1466.pdf](#)

7. Personnel Committee

[14-1410](#) Communication from Wisconsin Professional Police Association advising of commencement of bargaining for successor agreement, recommending acceptance and place on file.

Attachments: [14-1410.pdf](#)

8. Public Infrastructure Committee

[14-1419](#) Report of Board of Public Works on July 24, 2014, recommending 4th and final payment to Peters Concrete Co. in the amount of \$44,805.63 for WU-13-10 Dewey Street Stormwater Retrofit, recommending payment.

Attachments: [14-1419.pdf](#)

[14-1429](#) Report of Board of Public Works of June 25, 2014 of bids received for 2014 Sanitary Sewer Construction, Project WU-14-8, recommending awarding to low bidder, Kip Gulseth Construction, in the amount of \$192,031.54.

Attachments: [14-1429-1.pdf](#)

[14-1431](#) Report of the Board of Public Works of June 25, 2014 of bids received for the construction of a new Bus Wash, Project WB-14-10, recommending awarding to low bidder Ross & White Company in the amount of \$120,303.00.

Attachments: [14-1431.pdf](#)

[bidtab.pdf](#)

[14-1530](#) Report of Board of Public Works of July 17, 2014 for 1st and final payment to Lakeland Landscape Service in the amount of \$7,656.00 for Restoring and reseeded banks of Dewey Street Stormwater Pond, recommending payment.

[14-1531](#) Report of Board of Public Works of July 17, 2014, of 2nd and final revised payment to J.F. Ahern Co. for Wastewater Treatment Waste Gas Burner, Project WB-14-2, in the amount of \$270.00, recommending payment.

9. Public Safety Committee

[14-1141](#) Fire Dept request from Lifequest Billing Office recommending adjustment to account 182-14-0428 in the amount of \$1078.50, recommending denial of the request.

Attachments: 14-1141.PDF

[14-1141a.pdf](#)

[14-1383](#) Fire Department Monthly Report - May 2014, recommending acceptance and place on file.

Attachments: [14-1383.pdf](#)

[14-1384](#) Request by Tyler Kiel and Brian Lodel, MFD Local, for approval of "Fill the Boot" on August 14, 15 & 16, 2014, recommending approval.

- [14-1385](#) Draft of RFP for EMS billing services, recommending approval.
Attachments: [14-1385.pdf](#)
- [14-1386](#) Draft of RFP for collection service, recommending approval.
Attachments: [14-1386.pdf](#)
- [14-1387](#) Police Department Monthly Report - May 2014, recommending acceptance and place on file.
Attachments: [14-1387.pdf](#)
- [14-1390](#) Request from Dennis Riemer for speed limit change from 35 to 25 on Broadway St., recommending denial of the request.

L. NON-CONSENT AGENDA ITEMS INCLUDING ITEMS REFERRED AT THIS MEETING AND ITEMS PREVIOUSLY REFERRED WHICH MAY BE CONSIDERED AT THIS COMMON COUNCIL MEETING

1. Committee of the Whole

2. Finance Committee

- [14-1247](#) Summons and Complaint of CVS Pharmacy, Inc. vs. City of Manitowoc, Case No. 14 CV 247, of June 4, 2014.
Attachments: [14-1247.pdf](#)
- [14-1392](#) Recommendation(s) to the Mayor for the development of the 2015 Executive Budget.
- [14-1402](#) Amended Summons and Complaint for foreclosure of the Shoreline Credit Union v. Christopher J. Seefeldt, Jennifer L. Seefeldt, City of Manitowoc, et al, Case No. 14 CV 147.
Attachments: [14-1402.pdf](#)
- [14-1412](#) Request credit card for Human Resources Director
- [14-1413](#) Communication from Cheryl Duchow, Manitowoc County Treasurer, with public notice of tax foreclosure action In Rem 2014.
Attachments: [14-1413.pdf](#)
- [14-1430](#) Lottery Retailer Contract for sale of Wisconsin Lottery pull tabs.
Attachments: [14-1430.pdf](#)

[14-1544](#) Report of Brownfields Advisory Committee with recommended policies and procedures manual for implementation of the current BRLF program as well as application for funding.

Attachments: [14-1544.pdf](#)

3. Licensing, Permits and Inspections Committee

[14-1253](#) Communication from iMG Development, representing Sprint, to modify equipment at 736 Revere Dr. per antenna lease agreement.

Attachments: [14-1253.pdf](#)

[14-1332](#) Resolution to vacate a portion of Ravenswood Lane.

Attachments: [14-1332.pdf](#)

[14-1334](#) Ordinance to amend Section 22.010 of the Municipal Code relative to change to the Official Map removing a portion of Ravenswood Lane.

Attachments: [14-1334.pdf](#)

[14-1393](#) Friends of the Farmer's Market Proposal for the 2015-2016 Operation & Management of the Farmers Market

Attachments: [friends1393.pdf](#)

[14-1394](#) Mainly Manitowoc Proposal for 2015 Farmers' Market

Attachments: [mainlyfarm.pdf](#)

[14-1403](#) Quit Claim Deed from Manitowoc Lake Breeze Apartments, LLC to the City of Manitowoc for 1.36 acres for Johnston Drive purposes.

Attachments: [14-1403.pdf](#)

[14-1420](#) Request from George Adelman of 2208 South 18th Street to remove existing curb head to access the west side of South 18th Street.

Attachments: [14-1420.pdf](#)

[14-1501](#) Report of Community Development Authority advising Council of approval for funding commitment of various housing revolving loan funds to the proposed Wis. Redevelopment project of the former Mirro Plant #3.

Attachments: [14-1501.pdf](#)

[14-1507](#) Easement for Federal Mogul Fiber Optic Cables.

Attachments: [14-1507.pdf](#)

[14-1382](#) Special Events Request from Mainly Manitowoc for Balloon Glow event on August 15, 2014 for use of property on southside of river, City equipment, electrical outlets and waiver of fees request, as detailed therein. (Copy to Public Infrastructure Committee).

Attachments: [14-1382.pdf](#)

[14-1545](#) Report of Board of Public Works of July 17, 2014 of bids received for Replace Existing Large "V" LED Animated Sign, Project WO-14-14.

Attachments: [14-1545.pdf](#)
[14-1545bidtab.pdf](#)

[14-1550](#) Report of Board of Public Works of July 17, 2014, of bids received for Replace Existing Small "V" LED Animated Sign, Project No. WO-14-21.

Attachments: [14-1550.pdf](#)
[14-1550bidtab.pdf](#)

[14-1552](#) Payment Agreement with BWVI Associates, LLC relative to "Class B" Retail Intoxicating and Fermented Malt Beverage license and arrearages.

4. Parks and Recreation Committee

[14-873](#) Report of City Plan Commission relative to their review of the location and architectural design for proposed miniature golf course at Citizen Park, recommending Council approve the project.

Attachments: [14-873.pdf](#)

[14-1355](#) Ordinance to amend Section 8.230 of the Municipal Code to allow camping in Lincoln Park and campfires in Lincoln Park.

Attachments: [14-1355.pdf](#)

[14-1358](#) Ordinance to amend Section 14.020(5)(b) of the Municipal Code to allow dogs in the disc golf course at Indian Creek Park.

Attachments: [14-1358.pdf](#)

[14-1409](#) Special Events Request from First Reformed United Church of Christ for CROP Walk on October 11, 2014, with routes attached along with Mariners Trail Permit. (Copy to Public Infrastructure Committee).

Attachments: [14-1409.pdf](#)

[14-1422](#) Special Event Request from Got Heart?!, Alek's Adventure, to hold event in Lincoln Park Fieldhouse on July 12, 2014.

Attachments: [14-1422.pdf](#)

- [14-1424](#) Request from Porfirio Arredondo to sell popsicles and permission to vend lights, hats, bracelets and other toys and snacks at the Fourth on the Shore. (Copy to Licensing, Permits & Inspections Committee)
- Attachments:** [14-1424.pdf](#)
- [14-1426](#) Request to waive fees for use of Information Center at Lincoln Park Zoo on July 10, 2014 by Mishicot Marvels 4-H Club.
- Attachments:** [14-1426.pdf](#)
- [14-1474](#) Special Events Request from Faith Evangelical Free Church to hold Movie in the Park on September 5, 2014, in Washington Park.
- Attachments:** [14-1474.pdf](#)
- [14-1485](#) Contract with Ryan's Painting Co. to perform painting and staining of wooden playground structures and railings at Henry Schuette Park.
- Attachments:** [14-1485.pdf](#)
- [14-1503](#) Mini Golf Course Rules, Expenses and Suggested Prices.
- Attachments:** [14-1503](#)
[mini golf prices.pdf](#)
- [14-1504](#) Special Events Request from Randy Heinzen, Chr., Lakeshore Weekend, requesting a variance of the sound and beverage ordinance for the annual Lakeshore Weekend event to be held August 1, 2 & 3, 2014, until 12:00 midnight on Friday and Saturday, and permission to block off the access street to the boat launch north of the YMCA, and the use of various equipment, copy to Licensing, Permits & Inspections and Public Safety Committees.
- Attachments:** [14-1504.pdf](#)
[20140716135316223.pdf](#)
- [14-1506](#) Resolution for a Lower Schuette Park kayak launch.
- Attachments:** [14-1506.pdf](#)
- [14-1549](#) Report of Board of Public Works of bids received for Hail Damaged Ball Field/Tennis Court Light Replacements, Project WO-14-20.
- Attachments:** [14-1549.pdf](#)

5. Personnel Committee

- [14-1505](#) Resolution to appoint Paul Braun as City Planner consistent with the restructuring of the Planning/Community Development Department.
- Attachments:** [14-1505.pdf](#)

6. Public Infrastructure Committee

[13-120](#) Ordinance to amend Section 7.210 of the Manitowoc Municipal Code regulating snow removal and deposits.

Attachments: [13-120.pdf](#)

[13-214](#) Request from SMI as representatives of Manitowoc Cinema LLC for approval of a conditional use permit and site plan for a commercial development in an area located south of the south end of So. 44th Street, east of I-43, north of Viebahn St. and west of a lowland area in the vicinity.

[13-606](#) Ordinance amending Sections 10.290 and 10.730 of the Municipal Code to designate a portion of Park Street as a one-way street and to add angle parking.

Attachments: [13-606.pdf](#)

[13-658](#) Ordinance to amend Section 10.410 (1) to remove South 16th Street from Washington Street to 650 feet north of Wollmer Street from the winter parking ban.

Attachments: [13-658.pdf](#)

[14-493](#) Report of Board of Public Works of March 26, 2014, regarding bids received for 2014 Epoxy Painting - Pavement Marking Program, Project WS-14-9.

Attachments: [14-493.pdf](#)

[14-931](#) Communication from Ralph and Karen Kriescher, 603 Meadow Court, relative to various issues with their property.

Attachments: [14-931.pdf](#)

[14-1061](#) Communication from manager of Manitou Manor Apartments relative to condition of Sixth Street from Reed Avenue to Magnolia Drive.

Attachments: [14-1061.pdf](#)

[14-1083](#) Amendment No. 1 to agreement for Wastewater Treatment Facilities Safe Routes to School Assistance with Strand Associates, Inc.

Attachments: [14-1083.pdf](#)

[14-1440](#) Special Event Request from Manitowoc County Special Olympics to hold its 15th annual 5K run/walk at the Manitowoc County Fair on August 19, 2014, with route detailed therein.

Attachments: [14-1440.pdf](#)

[14-1442](#) Special Events Request from STIHL Tour des Trees with a large group of bikes coming through to have a police escort to hold a tree planting ceremony and put on a special program for children in Silver Creek Park on August 1, 2014. Waiver of fees request attached. (Copy to Parks Department)

Attachments: [14-1442.pdf](#)

[14-1468](#) Communication from Robert Schroder, 2123 Lexington Drive, to keep the 1000 block of Menasha Avenue two one-way lanes headed south and opposing any cul-de-sac at Menasha and N. 11th.

Attachments: [14-1468.pdf](#)

[14-1500](#) Special Event Request from Jim Behnke, Rock-N-Blues Haus to hold block party on September 6 & 7, 2014, in conjunction with Court House Pub, requesting Washington Street closure between 7th and 8th, live band performances and extension of liquor license premise. (copy to Licensing, Permits & Inspections)

Attachments: [14-1500.pdf](#)

[14-1502](#) Special Events Request for ALS Walk to be held on August 30, 2014, beginning and ending at Time Out, with map attached.

Attachments: [14-1502.pdf](#)

[14-1509](#) Resolution authorizing Director of Public Infrastructure Dan Koski and Finance Director Steve Corbeille to enter into hail damage contracts.

Attachments: [14-1509.pdf](#)

[14-1546](#) Report of Board of Public Works of July 17, 2014 of bids received for Hail Damaged Architectural Metal Roof Replacement, Project WB-14-17.

Attachments: [14-1546.pdf](#)

[14-1547](#) Report of Board of Public Works of July 17, 2014 of bids received for Hail Damaged Screw-Down Metal Roof Replacement, Project No. WB-14-18.

Attachments: [14-1547.pdf](#)

[14-1548](#) Report of Board of Public Works of bids received for Hail Damaged Trapezoidal Metal Roof Replacement, Project No. WB-14-19.

Attachments: [14-1548.pdf](#)

[14-1551](#) Report of Board of Public Works of July 17, 2014 of bids received for Rahr-West Mansion Roof Replacement, Project WB-14-22.

Attachments: [14-1551.pdf](#)

7. Public Safety Committee

[14-1389](#) Communication from Police Chief Tony Dick regarding military gear for municipalities.

Attachments: [14-1389.pdf](#)

[14-1443](#) Request from Jutta Furca, Towsley, Inc. to extend the noise ordinance to 11:00 pm on August 16, 2014 for a band at the Manitowoc County Airport hangar to raise money for the airshow.

Attachments: [14-1443.pdf](#)

[14-1469](#) Communication from Sharon Strouf relative to speeding and safety concerns.

Attachments: [14-1469.pdf](#)

[14-1508](#) Ordinance establishing forfeiture amounts for violating the worthless check ordinance.

Attachments: [14-1508.pdf](#)

[14-1532](#) Memo from Mayor Justin M. Nickels requesting a parking spot be created on No. 8th Street north of the bridge and south of Maritime Drive (in front of River Loft Condos).

Attachments: [14-1532.pdf](#)

8. Licenses

[14-1510](#) Operator's License Applications. See attached list of operators.

[14-1511](#) Permit for Racing Exhibitions #7 of Manitowoc County Expo at Expo Grandstand on 8/23/14 and #8 of Lakeshore Weekend at breakwater near Marina and YMCA on 8/2/14.

[14-1512](#) "Class B" Retail Intoxicating Liquor & Fermented Malt Beverage license #62A of Habaneros Cantina & Bar, LLC, Begail Gelat, Agent, 214 N. 8th Street along with surrender of license from Jessie Snyder.

[14-1521](#) #43 Temporary Class "B" Beer license of Shoto Conservation Club at 4921 Expo Drive; and
#6 Temporary "Class B" Wine license of Shoto Conservation Club at 4921 Expo Drive

[14-1529](#) Change of Agent to Daniel E. Duncan for #6 "Class A" Retail Intoxicating Liquor & Fermented Malt Beverage license of Ultra Mart Foods, LLC, 3300 Calumet Avenue

M. OTHER BUSINESS

N. ADJOURN

1. Next Scheduled Common Council Meeting: Monday August 18, 2014, at 7:00pm in the Common Council Chambers at City Hall.

If you need accommodations for this meeting, please notify the City Clerk's office at least 48 hours in advance of the meeting (or as soon as possible after the meeting is posted, if posted less than 48 hours prior to the meeting time) at 686-6950. For additional assistance, individuals with hearing or speech disabilities can call 711 and be connected to a telephone relay system.

**Jennifer Hudon
City Clerk**