



# City of Manitowoc

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

## Meeting Minutes

### Common Council

# CONSENT

Monday, March 19, 2018

6:30 PM

Council Chambers

#### A. CALL TO ORDER

#### B. ROLL CALL

**Alders Present:** 9 - Dave Soeldner, Jim Brey, Scott McMeans, Eric Sitkiewitz, Lee H. Kummer, Steven Czekala, Jeremiah Novak, Todd Lotz and Rhienna Gabriel

**Alders Absent:** 1 - Mike Howe

#### C. PLEDGE OF ALLEGIANCE & INVOCATION

#### D. PRESENTATIONS

#### E. PUBLIC HEARINGS

#### 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

18-0239

Mayor to make the following appointments: Re-appointments to Harbor Commission: Dave Luckow, Ted Jennejohn, and Doug Borys all for a three year term ending June 1, 2021. Re-appointments to Cemetery Commission: Ted Dirkman, Kent Salomon, and Eric Zabel all for a four year term ending April 30, 2022.

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

**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

#### H. CONSENT AGENDA

##### 1. Removal of Consent Agenda Items

Alderman Brey removed item 18-0200 from the Consent Agenda to be taken up at a later meeting.  
Clerk's Note: Item 18-0203 removed from the Consent Agenda to be taken up at a later meeting.

## Approval of the Consent Agenda

Moved by McMeans, seconded by Brey, to accept the Consent Agenda Items and recommendations of the various committees. The motion carried by the following vote:

Aye: 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

## 2. Miscellaneous

18-0236 Minutes of February 19, 2018 Council meeting, recommending approval and place on file.

## 3. Committee of the Whole (Consent)

18-0275 Report of Special Events Committee relative to approval of the following events: Run4Hope on 5/11/18; WAIVER OF FEES - Bay Lakes Council - Boy Scouts Series of Meetings on 2/22/18 & 3/3/18; WAIVER OF FEES - Young Professionals of Manitowoc County on 4/26/18; WAIVER OF FEES - Hike/Canoe/Kayak/Yoga Event on 9/15/18; Spring Scouting Event on 3/29/18; Children's Safety Network Family Fun Night on 4/27/18; Safety Patrol Picnic on 5/16/18 (Rain Date 5/17/18); Manitowoc Sunrise Rotary Run on 10/20/18; recommending acceptance of report and place on file.

## 4. Finance Committee (Consent)

16-0930 Lowe's Home Centers, LLC Summons and Complaint 2016 Assessment, 16 CV 367, with Order for Dismissal attached. Recommending acceptance and placing on file.

18-0235 Minutes of the Manitowoc Public Utilities Commission Meeting of Monday, January 22, 2018. Recommending acceptance and place on file.

18-0243 Minutes of the February 8, 2018 Finance Committee meeting. Recommending acceptance and place on file.

18-0244 General City Claims in the amount of \$3,417,052.64 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.

## 5. Personnel Committee (Consent)

## 6. Public Infrastructure Committee (Consent)

18-0211 Manitowoc Public School District Annual Ball Diamond Agreement, recommending approval.

18-0212 Junior Ships Annual Ball Diamond Agreement, recommending approval.

- 18-0214 DNR MS4 Annual Permit - 2017 Accomplishments, recommended approving permit.
- 18-0215 Request for Sanitary Sewer Extension on North Rapids Road, recommending approving the request as part of the 2019 Budget.
- 18-0218 2018 Movable Bridge Inspection Proposal, recommending approval.
- 18-0219 Forty-two Properties LLC and City of Manitowoc Parking Lease, recommending approving a lease for 2 stalls on 9th and Jay Street Lot through May 31, 2018.
- 18-0221 Request for Painted Parking Lines at 910 North 8th Street, recommending approving.
- 18-0222 Request for Downtown Snow Pickup Extension to clear snow at 1102 South 8th Street, recommending denying request.
- 18-0240 Report of Board of Public Works of 02/21/2018 for 1st and Final payment of \$28,152.00 to Kaeden Services, Inc. for Carpet Replacement at Rahr West Art Museum, WB-17-24, recommending payment.
- 18-0259 Report of Board of Public Works of March 7, 2018, of quotes received for Ready Mix Concrete for 2018 Construction Season, Project QM-18-1, recommending awarding to low quoter, Carew Concrete & Supply Co., Inc. in the amount of \$88,625.00.
- 18-0260 Report of Board of Public Works of March 7, 2018 of approval to enter into a contract with Chris Lewis Tree Surgery to cut and remove 10 trees at various locations for a contract sum of \$9,850.00. Recommending acceptance and place on file.
- 18-0261 Report of Board of Public Works of March 7, 2018, of bids received for Miracles Park Poured-in-Place Playground Safety Surfacing (Phase II), Project WS-18-12, recommending awarding to low bidder, Seller Bros. Construction Inc. in the amount of \$99,049.70.
- 18-0262 Report of Board of Public Works of March 7, 2018, of bids received for Remove & Replace Existing Sidewalk, Project WS-18-3, recommending awarding to low bidder, Seller Bros. Construction Inc. in the amount of \$142,477.50.

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

- 18-0241 Contract with Spectrum Pyrotechnics, Inc. for St. Patrick's Day fireworks display on March 17, 2018. Recommending acceptance and place on file.

## 8. Plan Commission (Consent)

### I. COMMITTEE REPORTS

#### 1. Committee of the Whole

18-0276 Report of Special Events Committee recommending approval for the following events subject to Council action: Memorial Day Parade & Ceremony on 5/28/18 (street closures for parade); HFM Maritime Marathon on 6/10/18 (Closure of lift bridge & one-way closure on Viebahn Street & Lakeside Blvd.; waiver of noise ordinance from 7 AM to 8 AM); Allens in the Alley/Sputnikfest on 9/7/18-9/8/18 (Waiver of noise ordinance Friday until 11:30 PM; Street closures of Park St. from N 7th to 9th and N 8th from State to St. Clair; No parking on one side of N 9th from State - St. Clair).

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

**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

18-0280 Resolution Authorizing Execution of the Department of Natural Resources Principal Forgiven Financial Assistance Agreement with the Department of Natural Resources for MPU Safe Drinking Water Loan Program loan.

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

**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

#### 2. Finance Committee

18-0225 Eternal Flame Fund - Designated Fund Agreement with Lakeshore Community Foundation

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

**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

18-0226 Update regarding the 2018 financing plan including the issuance of approximately \$7,005,000 Note Anticipation Notes to fund 2018 capital projects (March 2018) and approximately \$8,855,000 General Obligation Refunding Bonds to refund the Note Anticipation Notes and certain other debt of the City (August 2018)

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

**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

- 18-0256** Resolution Authorizing the Issuance of \$7,005,000 General Obligation Promissory Notes and the Issuance and Sale of \$7,005,000 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 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel
- 18-0279** Scope of Engagement relative to Proposed Issuance of \$7,005,000 City of Manitowoc Note Anticipation Note  
**Moved by Brey, seconded by McMeans, that this Communication be accepted. The motion carried by the following vote:**  
**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel
- 18-0246** Request to increase 2018 Budgeted amount by up to \$11,000 for replacement of Washington Park Electronic Sign (2018 budget \$20,000, current estimate \$31,000) funding to come from Room Tax Reserves

After some discussion, it was decided to bring this item to the Finance Committee for more discussion, and then bring back to the Common Council.

### 3. Personnel Committee

- 18-0178** Resolution establishing the health insurance coverage offered by the City in 2019 will be the City insurance plan, unless otherwise required by collective bargaining agreements.  
**Moved by Sitkiewitz, seconded by Czekala, that this Resolution be placed on file. The motion carried by the following vote:**  
**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel
- 18-0274** Resolution to Reclassify Engineering Technician II to GIS/Land Records Analyst  
**Moved by Sitkiewitz, seconded by Czekala, that this Resolution be adopted. The motion carried by the following vote:**  
**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

### 4. Public Infrastructure Committee

- 18-0237** Annual Request from David Naidl to place crosses at Evergreen Cemetery March 24, 2018 through April 2, 2018.  
**Moved by Kummer, seconded by Soeldner, that this Request be approved. The motion carried by the following vote:**  
**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

**18-0273** Resolution approving Three Year Harbor Development Statement of Intentions for 2018-2020.

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

**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

**18-0277** Temporary Access Easement Agreement Over Unimproved Right-of-Way Agreement with Brent Hansen for property on Homestead Road

**Moved by Kummer, seconded by Soeldner, that this Easement be entered into. The motion carried by the following vote:**

**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

## **5. Public Safety Committee**

**17-1217** An Ordinance to create Section 14.180 of the Manitowoc Municipal Code regulating Security Cameras at Convenience Stores.

**Moved by Soeldner, seconded by Czekala, that this Ordinance be placed on file. The motion carried by the following vote:**

**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

**18-0253** Manitowoc Sex Offender Residency Board Appeal for Christopher Klein.

**Moved by Soeldner, seconded by Czekala, that this Request be denied. The motion carried by the following vote:**

**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

**18-0254** EMS LifeQuest billing dispute for Troy Duckett.

**Moved by Soeldner, seconded by Czekala, that this Request be denied. The motion carried by the following vote:**

**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

## **6. Plan Commission**

**18-0196** PC 6-2018: Schultz, Request for a Conditional Use Permit for the Establishment of a Micro-Blading Establishment at 2510 Washington Street

**Moved by Brey, seconded by McMeans, that the City Clerk call for Public Hearing on this item on April 16, 2018:**

**Aye:** 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

18-0206

PC 3-2017: Knutson / Terp; Request for a Conditional Use Permit for an Open Sales Lot located at 2020 Dufek Drive.

Moved by Brey, seconded by McMeans, that the City Clerk call for Public Hearing on this item on April 16, 2018:

Aye: 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

**J. OTHER BUSINESS**

**K. ADJOURN**

Moved by McMeans, seconded by Brey, that this meeting be adjourned at 7:08 pm. The motion carried by the following vote:

Aye: 9 - Soeldner, Brey, McMeans, Sitkiewitz, Kummer, Czekala, Novak, Lotz and Gabriel

**Deborah Neuser  
City Clerk**