



# City of Manitowoc

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

## Meeting Minutes

### Common Council

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Monday, July 17, 2023

6:30 PM

Council Chambers

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#### A. CALL TO ORDER

#### B. ROLL CALL

**Alders Present:** 9 - Jim Brey, Eric Sitkiewitz, Steven Czekala, Brett Vanderkin, Chad Beeman, Michael Cummings, Tim Boldt, Todd Reckelberg and Darian Kaderabek

**Alders Absent:** 1 - Bill Schlei

#### C. PLEDGE OF ALLEGIANCE & INVOCATION

#### D. PRESENTATIONS

[23-0574](#) Clerk administers Oath of Office for Firefighter/Paramedic Jorja Ploederl followed by Badge Ceremony

[23-0575](#) Clerk administers Oath of Office for Firefighter/Paramedic Kristopher Klein followed by Badge Ceremony

[23-0576](#) Clerk administers Oath of Office for Firefighter/Paramedic Trevor Buteyn followed by Badge Ceremony

[23-0577](#) Annual Update from Progress Lakeshore

#### 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.

[23-0610](#) Previously submitted public comment

#### G. APPOINTMENTS AND BUSINESS PRESENTED BY THE MAYOR

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

Aldersperson Brey removed item 23-0593

##### Approval of the Consent Agenda

**Moved by Sitkiewitz, seconded by Czekala, to accept the Consent Agenda Items and recommendations of the various committees The motion carried by the following vote:**

**Aye:** 9 - Brey, Sitkiewitz, Czekala, Vanderkin, Beeman, Cummings, Boldt, Reckelberg and Kaderabek

## 2. Miscellaneous

[23-0578](#) Minutes of June 19, 2023 Common Council Meeting, recommending approval and place on file

## 3. Committee of the Whole (Consent)

[23-0592](#) Report of Special Events Committee relative to approval of the following events: Waiver of Fees - Kamogawa Student Exchange Farewell on 8/7/2023; Running-A-Fair on 8/23/2023; Seed Time and Harvest on 9/2/2023; Manitowoc Public Library Trunk or Treat on 10/24/2023; Bridging the Future Hmong on 9/4/23; Kamogawa Student Exchange Farewell; Fall into the Zoo on 9/16/23, Downtown Manitowoc Farmers Market on 8/5/23; recommending approval

[23-0595](#) Proposal from Herald Times Reporter to publish Council proceedings, legal notices, display ads and ordinances, recommending to enter into the agreement

## 4. Finance Committee (Consent)

[23-0554](#) 2nd Quarter 2023 CAWG Requests Report, recommending to accept and place on file

[23-0555](#) 2nd Quarter 2023 Internal Controls to Prevent and Detect Fraud Report, recommending to accept and place on file

[23-0558](#) Service Fee Agreement with USI Insurance Services LLC ("USI"), recommending approval

[23-0559](#) City of Manitowoc Claims Policy & Process Discussion, recommending to place on file

[23-0560](#) City of Manitowoc & Wireless Propco, LLC Easement and Assignment Agreement for Cell Tower at 736 Revere Drive, recommending to approve the easement and assignment and to direct staff to consummate the deal commensurate with the terms therein and further authorize Interim City Attorney and Mayor to execute any documents necessary to complete the transaction.

[23-0563](#) L23-00097 Neidl Claim for >\$5,000 for sewer backup at 1106 Memorial Drive, Manitowoc, WI 54220, recommending to authorize the City Attorney to settle the claim in the amount of \$17,866.14

[23-0564](#) L23-00093 - Lugiari Claim for >\$5,000 for damages caused by City road, recommending to deny the claim

[23-0565](#) Hecker Rd Parcel 052-802-201-000 Transfer from City of Manitowoc to

Manitowoc Public Utilities (MPU), recommending to approve the transfer.

[23-0566](#) Potential Purchase of River Point Property at 00 Buffalo St. River Point PUD, recommend to authorize the Community Development Director to finalize the purchase

[23-0580](#) General City Claims in the amount of \$3,965,549.15 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

[23-0581](#) 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

[23-0582](#) Request from Brix Place for a temporary extension of premise on 6/23/2023 to extend the premise to the south side of the building (west of deck - tight to building); recommending approval

## 5. Personnel Committee (Consent)

## 6. Public Infrastructure Committee (Consent)

[23-0585](#) Report of Board of Public Works of 7/12/2023 of approval to enter into AGMT-23-03 with Lakeland Landscaping, Inc. to furnish and install 44 Trees for Concrete Paving Program (Reed Avenue) as outline in "Exhibit A & B", Lakeland Landscaping, Inc. Proposal and Special Provisions & Conditions; recommending acceptance of report and place on file

[23-0587](#) Report of Board of Public Works of 6/28/2023, of Sourcewell Quotes for Playground Equipment for Rheaume & Riverview Drive Parks received; recommending awarding to Lee Recreation, LLC in the amount of \$102,745.20

[23-0588](#) Report of Board of Public Works of final payments to contractors for Agreements under \$25,000.00; recommending acceptance and place on file

[23-0589](#) Report of Board of Public Works of 7/12/2023 for 1st & final payment of \$113,731.00 to Lee Recreation LLC for Playground Equipment for Parks, WB-22-20R; recommending payment

[23-0590](#) Report of Board of Public Works of 7/12/2023 for 1st & final payment of \$123,816.72 to Brickline Inc. for 2023 Epoxy Pavement Marking Program, WS-23-9; recommending payment

[23-0591](#) Report of Board of Public Works of 7/12/2023 for 3rd & final payment of \$45,569.35 to Crafts Inc for Manitowoc City Hall Re-Roof Project, WB-22-21; recommending payment

[23-0594](#) Report of Board of Public Works of 7/12/2023 of approval to enter into AGMT-23-08 with Custom Manufacturing, Inc. to furnish and install 10' Flat Bridge Extensions x 8' wide to existing 38' Bridge at Camp Vits as outline in "Exhibit A", Custom Manufacturing, Inc. Proposal; recommending acceptance of report and place on file

## 7. Public Safety Committee (Consent)

## 8. Plan Commission (Consent)

### I. COMMITTEE REPORTS

### H. CONSENT AGENDA

#### 1. Committee of the Whole

#### 2. Finance Committee

##### [23-0561](#)

Ordinance to amend Section 11.030 of the MMC regulating Adult Entertainment Taverns

Council discussed implications of sending the ordinance back to Committee. After much discussion, Alderperson Brey called the question.

**Moved by Brey, seconded by Sitkiewitz, that this Ordinance be referred to the Finance Committee. The motion failed by the following vote:**

**Aye:** 3 - Brey, Sitkiewitz and Beeman

**Nay:** 6 - Czekala, Vanderkin, Cummings, Boldt, Reckelberg and Kaderabek

**Moved by Czekala, seconded by Kaderabek, that this Ordinance be amended to include line i. "Any other establishment licensed as a class B tavern that sells intoxicating liquor" as presented to the Finance Committee. The motion carried by the following vote:**

**Aye:** 5 - Czekala, Cummings, Boldt, Reckelberg and Kaderabek

**Nay:** 4 - Brey, Sitkiewitz, Vanderkin and Beeman

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

**Aye:** 6 - Sitkiewitz, Czekala, Cummings, Boldt, Reckelberg and Kaderabek

**Nay:** 3 - Brey, Vanderkin and Beeman

##### [23-0192](#)

Term Sheet for Tax Incremental Financing for project located at 2434 S. 39th Street (FedEx)

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

**Aye:** 9 - Brey, Sitkiewitz, Czekala, Vanderkin, Beeman, Cummings, Boldt, Reckelberg and Kaderabek

##### [23-0567](#)

Resolution authorizing Payment In-Lieu of On-Site Stormwater Management Practice for 4221 Calumet Ave.

**Moved by Brey, seconded by Reckelberg, that this Resolution be adopted and to**

**accept the payment in lieu of on-site stormwater management. The motion carried by the following vote:**

**Aye:** 9 - Brey, Sitkiewitz, Czekala, Vanderkin, Beeman, Cummings, Boldt, Reckelberg and Kaderabek

[23-0599](#)

Report of IDC of Firelight Group I LLC (Ammo Inc) Land Lease and Option to Purchase part of parcel 449-008-010 north of Vits Drive extended

**Moved by Brey, seconded by Reckelberg, to approve the land lease and option to purchase, and instruct City staff to complete all facets of same. The motion carried by the following vote:**

**Aye:** 9 - Brey, Sitkiewitz, Czekala, Vanderkin, Beeman, Cummings, Boldt, Reckelberg and Kaderabek

[23-0600](#)

Report of IDC of Beamaco Precision Machining & Fabrication land sale approval, review of site plan and building design, and waiver of building square footage ratio

**Moved by Brey, seconded by Reckelberg, to approve the site plan and architectural design of the proposed building and approve the waiver of the building square footage to lot size coverage. The motion carried by the following vote:**

**Aye:** 9 - Brey, Sitkiewitz, Czekala, Vanderkin, Beeman, Cummings, Boldt, Reckelberg and Kaderabek

[23-0601](#)

Resolution authorizing a Harbor Assistance Program (HAP) grant application

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

**Aye:** 9 - Brey, Sitkiewitz, Czekala, Vanderkin, Beeman, Cummings, Boldt, Reckelberg and Kaderabek

### 3. Personnel Committee

### 4. Public Infrastructure Committee

[23-0583](#)

Design Agreement for South Side Watermain Extension Phases 2-4 Associated with the Newton Gravel Pit

**Moved by Czekala, seconded by Boldt, that this agreement be entered into. The motion carried by the following vote:**

**Aye:** 9 - Brey, Sitkiewitz, Czekala, Vanderkin, Beeman, Cummings, Boldt, Reckelberg and Kaderabek

[23-0596](#)

Resolution to replace 26 High Pressure Sodium fixtures on 13 poles with 12 LED fixtures on 12 poles within the Reed Ave. reconstruction project scope

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

**Aye:** 9 - Brey, Sitkiewitz, Czekala, Vanderkin, Beeman, Cummings, Boldt, Reckelberg and Kaderabek

[23-0597](#)

MOU between the City of Manitowoc and Genesis Energy Technology for sewer and water to serve property at 601 Reed Ave.

**Moved by Czekala, seconded by Boldt, that this Agreement be approved. The motion carried by the following vote:**

**Aye:** 9 - Brey, Sitkiewitz, Czekala, Vanderkin, Beeman, Cummings, Boldt, Reckelberg and Kaderabek

[23-0598](#)

Professional services agreement with RA Smith for south side watermain extension phases 2-4 associated with the Newton Gravel Pit

**Moved by Czekala, seconded by Boldt, that this Agreement be approved. The motion carried by the following vote:**

**Aye:** 9 - Brey, Sitkiewitz, Czekala, Vanderkin, Beeman, Cummings, Boldt, Reckelberg and Kaderabek

**5. Public Safety Committee**

**6. Plan Commission**

**J. OTHER BUSINESS**

**K. ADJOURN**

**Moved by Sitkiewitz, seconded by Czekala, that this meeting be adjourned at 8:19 p.m. The motion carried by the following vote:**

**Aye:** 9 - Brey, Sitkiewitz, Czekala, Vanderkin, Beeman, Cummings, Boldt, Reckelberg and Kaderabek

**Mackenzie Reed  
City Clerk**