

PII  
4-15-19

# CITY OF MANITOWOC

WISCONSIN, USA  
www.manitowoc.org



March 22, 2019

19-0401  
**CONSENT**

TO: Mayor and Common Council  
FROM: Board of Public Works  
SUBJECT: Appeal for snow removal assessment for property at 709 York St.

Dear Mayor and Common Council:

At the March 20, 2019 Board of Public Works meeting, the Board met to review the appeal for a snow removal assessment for the property at 709 York St.

"Property owner Shannon Paquette and private snow removal contractor Tina Kocourek were present to request the assessment be rescinded.

Moved by Assistant City Attorney Liz Majerus, seconded by Mayor Justin Nickels, and carried to rescind the invoice. Ayes, 4. Nays, 1."

Very Truly Yours,

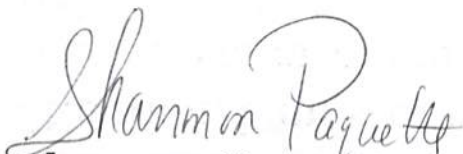
MACKENZIE REED-KADOW  
Acting Secretary Board of Public Works



February 23, 2019

To whom it may concern,

I am the property owner of 709 York street and was issued a \$300.00 citation for not properly having the snow removed. There was a photo that was given to the snow removal company, Seiler's, showing the violation. I was shocked that this was a violation at all. The man's boot is not in snow, you can see the tracks from the bob cat and the meter stick is stuck in the only spot that has snow and there is barely any snow there. I am perplexed that my sidewalk would deem any citation at all. After many calls made by many people to many different departments we were told that I have to write a letter to bring this to attention. I am saddened to think that this is worth \$300.00 or any amount at all, and that I would have to write the letter after being on this corner for as long as I have. The renters that are in the building also make sure that the area is clear and not slippery and have also made phone calls about how inappropriate this citation was. This is so disappointing that the City would find that with the photo a citation was worthy when the streets are so much worse, but that is excusable.

  
Shannon Paquette

SECTION 10

The first part of the section deals with the general principles of the law of contract. It states that a contract is an agreement between two or more parties which is intended to create legal relations. The law of contract is concerned with the legal consequences of such agreements.

The second part of the section deals with the formation of a contract. It states that a contract is formed when there is an offer by one party and an acceptance by another party. The offer must be clear and definite, and the acceptance must be made in response to the offer. The law of contract is concerned with the legal consequences of such agreements.

The third part of the section deals with the discharge of a contract. It states that a contract is discharged when the parties have performed their obligations under the contract. The law of contract is concerned with the legal consequences of such agreements.

SECTION 11

The first part of the section deals with the general principles of the law of tort. It states that a tort is a wrongful act which causes harm to another person. The law of tort is concerned with the legal consequences of such acts.

The second part of the section deals with the formation of a tort. It states that a tort is formed when there is a wrongful act by one party and a resulting harm to another party. The law of tort is concerned with the legal consequences of such acts.

SEILER BROS CONSTRUCTION INC.

4511 EAST WHITETAIL COURT

MANITOWOC, WI 54220

920-682-4726



To Whom it may concern:

Harborside restaurant owner, Shannon got charged \$300 for a half an inch of snow that was on her rental property at 709 York Street in February.

I have seen the picture and it clearly shows a half an inch and only about 7 feet of sidewalk in question. We are the contractor for her snow removal and as you can see there are bobcat skid loader tracks that we did indeed go through it.. It looks like to me that the wind blew snow around the corner from that driveway next to it or it came off the awning and froze. We had been there the day before this was taken to plow her properties. As you can see you can even see the bottom of the city workers shoe and his sole is even showing.

Isn't there a certain amount of a requirement that constitutes getting a \$300 fine? If there isn't, there should be. How can the city of Manitowoc constitute giving a \$300 fine for less than a half an inch of snow, when the city doesn't plow York Street or North 7<sup>th</sup> Street unless there is 3 inches of snow on it?

There needs to be some clarification on this fine of \$300 when clearly if you go to North 8<sup>th</sup> and York Street that sidewalk hasn't been shoveled yet all winter season, but I don't see that being done. And, Secondly, where is the after picture on how you got all the frozen snow of a half an inch off the sidewalk, because unless you salted and scraped that half an inch wasn't moving much. I do have the before picture of the half an inch, but I didn't see an after picture of how the city says it is acceptable after they were done.

Please bring this to council and let me know when the discussion of this will take place, and please bring a picture of what the city deems is acceptable after they were done.

Sincerely,

A handwritten signature in black ink that reads "Irving J. Seiler". The signature is written in a cursive style.

Irv Seiler

President

A handwritten signature in black ink that reads "Tina Kocourek". The signature is written in a cursive style.

Tina Kocourek

Office Manager

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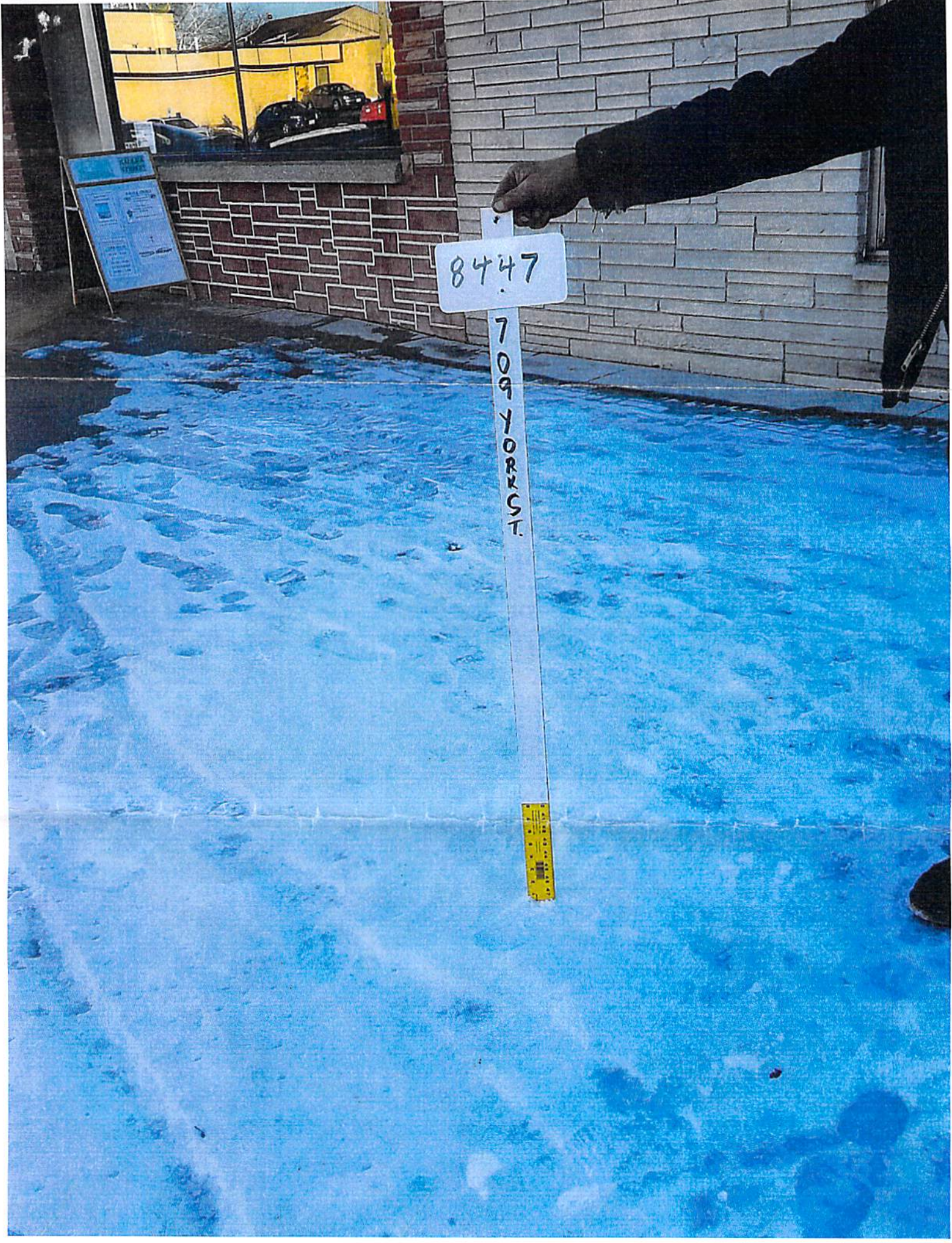
*State of Florida*

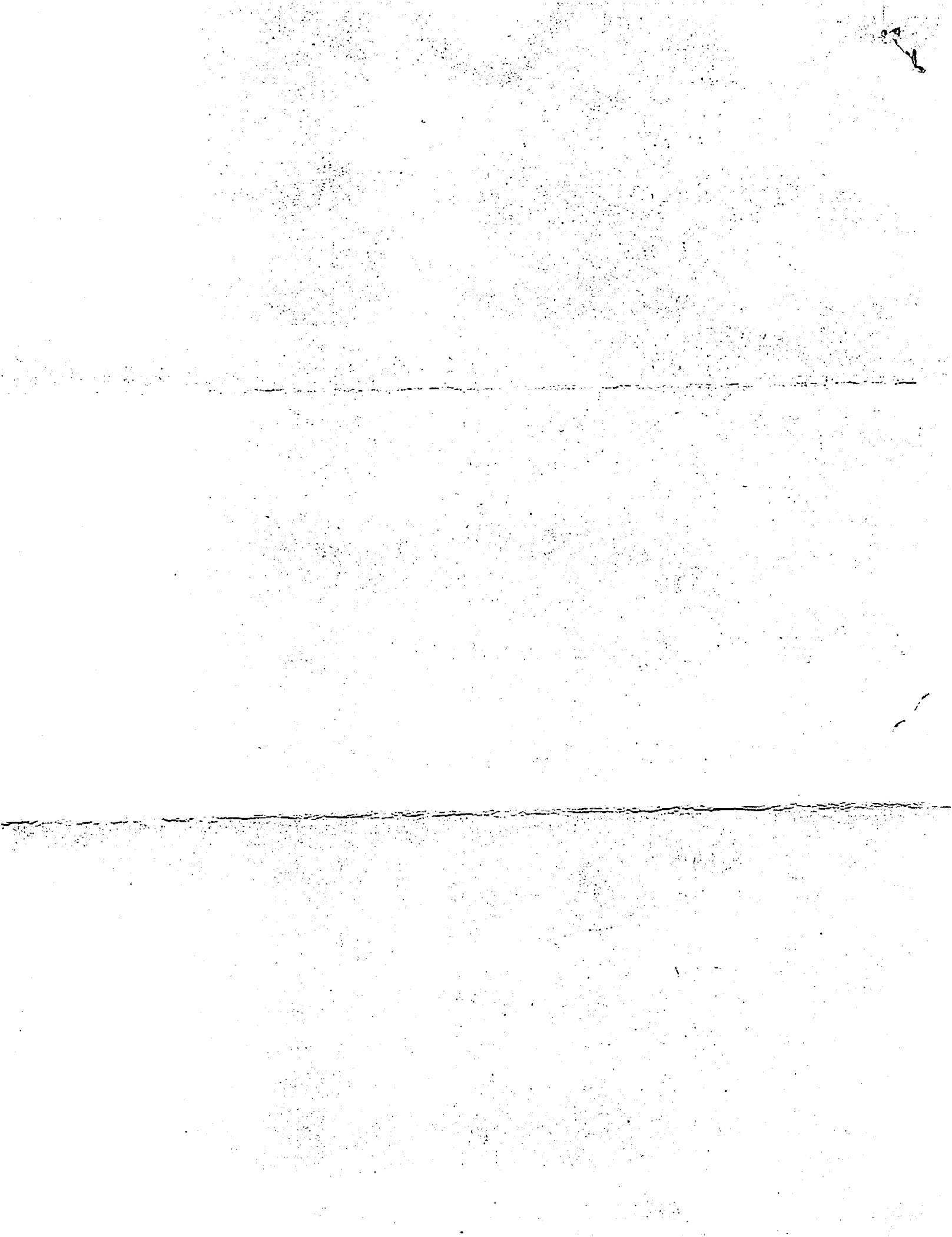
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8447

709 YORK ST.

CLUBHOUSE  
SCHEDULE  
MEMBERSHIP





8447

City of Manitowoc

Department of Public Infrastructure

Sidewalk snow removal violation and removal form

Location: 709 YORK ST	Complaint Date: 1/4/2019 12:00:00 AM
Parcel Number: 000176030 (Lot #820)	Complainant Name:
Owner Name: HARBORSIDE RESTAURANT LLC, (Cust #30311)	Complainant Phone:
Owner Address: 1301 PHILIPPEN ST MANITOWOC, WI 54220	Subsequent Complaint (circle if applicable) If circled proceed to 2 <sup>nd</sup> inspection and removal

Initial inspection date: 1/4/19	Inspector: BH
Action taken: (circle one)	GIVEN TO CONTRACTOR
Date issue given to contractor: 1/4/19	

COMP INSP DATE SHOVELED	INSP INITIALS	COMPLIANCE YES OR NO	EMPLOYEE	LABOR HRS	EQUIP	EQUIP HRS	DATE BILLED	MINIMUM CHARGE	ADDITIONAL CHARGES
1-4-19		No	LM JL	.5/B				\$300	1/2 Bag \$3.25





