



CITY OF MANITOWOC

WISCONSIN, USA

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TO: Personnel Committee
FROM: Eric G. Nycz, City Attorney
RE: City Attorney's Office Update – May 2026
DATE: May 27, 2026

In addition to drafting legislation and reviewing contracts as requested by City departments, the City Attorney's Office has worked on the following projects and initiatives since my last update dated April 27, 2026:

Environmental Remediation

- Lemberger Landfill: Work continues as planned. The City incurs quarterly remediation costs that are shared among several parties.
- Gravel Pit: Ned Witte continues as legal counsel. Watermain project continues. Cost recovery for 2024 and 2025 is in progress.
- Mirro Plant No. 9: Godfrey Kahn and Ned Witte are legal counsel for cost recovery efforts pursuant to Wis. Stat. 292.33. A lawsuit seeking damages approaching \$6,000,000 has been filed by the City. Defendant has removed the case to Federal Court, Eastern District of Wisconsin. Judge Byron Conway has been assigned and the defendants specifically declined a jury request.
- WPS Superfund Site: No update.

Open Records Requests

- Open Record Requests specific to the Finance Department.

Litigation, Prosecution, and Neighborhood Improvement

- 88 Albert Drive – This mobile home park is amenable to working with the City to bring the park up to code. Significant work has been accomplished. We are working with the City's new Inspector Supervisor to determine what, if anything, still needs to be accomplished. Another party is working towards acquiring the property, but progress is slow.
- Multiple raze order requests are moving forward.
- A bicycle accident lawsuit against the City is still in the pleading stage. CVMIC has assigned outside counsel to lead the defense. The Plaintiff has answered our written discovery and we are preparing dispositive motions.

Economic Development

- CD Department's upcoming projects
 - Old Heresite property: 8 acres still available, the City moved debris piles from the Gravel Pit to this site to accommodate the solar farm.
 - Olin/Winchester Option to Purchase: this option expired May 31, 2026, after extending the option last year. Community Development met with Olin/Winchester and they expressed interest in a new option and lease for the land.
 - Lakeshore Mall site: we will see buildings going up soon. No news on commercial but there has been plenty of interest.

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Insurance/Risk Management

- Reviewed claims filed against the City, reported to and consulted with insurance (CVMIC) and Finance as appropriate.
- City needs to appoint a new ADA coordinator and issue new policies as appropriate.

Labor Matters

- Assist unionized departments with personnel matters, as needed.
- The Police Union has requested that we begin negotiations for a contract that would commence January 1, 2027.
- Transit Union Grievances (2) following the termination of employee has been resolved. This Committee is aware of the circumstances and the grievances have been withdrawn following a settlement agreement. The employee no longer works for the City.

Office Matters/Additional Information

- The City Attorney's Office Intern, Nadia Kakatsch, began her internship on May 27, 2026. We hope to provide her with a comprehensive educational experience.

Monthly Reporting on Workload

- Numerous Requests for Legal Services received – this is the majority of the Attorney's workload. The Office, generally, is extremely busy.
- Traffic/ordinance prosecution continues to be pre-trialed and scheduled for trial if requested.
- Few requests to reopen this month.
- Trials scheduled into December 2026.
- Jury trials scheduled into June 2026.