

**COMMON COUNCIL
OFFICIAL JOURNAL**

Justin M. Nickels, Mayor

Jennifer Hudon, City Clerk
Monday, December 16, 2013

The Common Council of the City of Manitowoc, Wisconsin, met in regular session at the Council Chambers in City Hall, on Monday, December 16, 2013. Said meeting was duly called, noticed, held and conducted in the manner required by the Common Council and the pertinent Wisconsin Statutes.

Mayor Justin M. Nickels called the meeting to order at 7:00 p.m. and on roll call the following members were present: Alderpersons Dave Soeldner, Jim Brey, Christopher Able, Jason Sladky, Scott McMeans, Eric Sitkiewitz, Tyler Martell and Jill Hennessey.

Absent: Alderpersons Mike Howe and Alan Schema.

Pledge of Allegiance.

Invocation.

City Clerk announced that the various documents have been referred to the appropriate committees as shown on the December 16, 2013 Common Council agenda.

Emily Knier and Jamie Zastrow presented awards for the Lakeshore Holiday Parade.

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.

Mayor submitted the list of persons to be appointed to serve as election inspectors and special voting deputies in the City of Manitowoc for the ensuing two year term from 1/1/14 to 12/31/15. (Detailed list on file in the City Clerk's office.)

Moved by Hennessey, second by Sladky and unanimously carried to confirm the Mayor's appointments. Ayes, 8. Nays, none.

Prior to going into recess, Mayor publicly announced that during the recess the standing committees of the Common Council, as well as the Committee of the Whole, will meet in the Common Council Chambers to discuss and act upon some of the matters which have been discussed or referred at this Common Council meeting.

Recess.

During recess, a discussion was held on proposal by Armadillo Marketing to explore joint marketing efforts with the City of Manitowoc, City of Two Rivers, Chamber of Commerce, EDC, MAVCB and Mainly Manitowoc. Representatives from the Manitowoc Area Visitor and Convention Bureau, Mainly Manitowoc, Two Rivers Main Street, Economic Development Corporation of Manitowoc County and The Chamber of Manitowoc County participated in the discussion. No action was taken.

Call back to order.

Items removed from Consent Agenda: Alderperson Brey removed Two Year Operator's license #300 and Alderperson Soeldner removed item 13-653.

Moved by Hennessey, second by Sladky, and unanimously carried to accept the amended Consent Agenda Items and recommendations of the various committees. Ayes, 8. Nays, none. Consent Agenda items approved as follows:

- 1) Thank You (13-662) from Society of St. Vincent de Paul for donation from Schuette, Wernecke, Wilda, Rank Christmas Fund, recommending placing on file.
- 2) Public Notice (13-671) from Dept. of Natural Resources of air pollution permit renewal from Eck Industries, 1602 N. 8th St., recommending placing on file.
- 3) General City Claims (13-672) in the amount of \$941,427.65 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.
- 4) Auditors' Report (13-661) including financial statements of Tax Incremental District No. 7 from date of creation through May 31, 2013, recommending acceptance and placing on file.
- 5) Communication (13-665) from City Assessor Sarah Hoppe to adjust assessment for personal property parcel 000-307-447 due to palpable error resulting in rescinding taxes of \$329.20, recommending to rescind taxes of \$329.20.
- 6) Report (13-667) of City Plan Commission relative to Bamco/Wisconsin Redevelopment request to rezone property from I-2 Heavy Industrial District to B-2 Neighborhood Business District in an area north of Franklin Street, south of Wisconsin Central Railroad, west of S. 24th Street and east of S. 26th Street, recommending acceptance of report, adoption of recommendations, and Clerk to call for public hearing.
- 7) Report (13-668) of City Plan Commission relative to Silver Lake College request to rezone property from R-1 Residential Agricultural District and R-6 Multiple Family to B-2 Neighborhood Business District in an area west of S. Alverno Rd., east of Wimmer Rd. and north and south of Calumet Avenue, recommending acceptance of report, place on file, with Clerk to call for public hearing.
- 8) Report (13-652) of Board of Public Works of December 11, 2013 recommending 2nd and final payment to Express Excavating, Inc. in the amount of \$2,701.04 for Red Arrow Beach Nourishment, WB-13-12, recommending payment.
- 9) Report (13-656) of Board of Public Works of December 11, 2013, recommending 2nd and final payment to Olde Paths, Inc. in the amount of \$1,131.00 for Red Arrow Beach Dune Planting, 13-602, recommending payment.
- 10) Utility Easement (10-585) to Manitowoc Public Utilities for the purpose of constructing, maintaining, repairing and replacing electrical utility facilities, recommending to approve and enter into the easement.
- 11) Report (13-654) of Board of Public Works of December 11, 2013, recommending 1st and final payment to RAMS Contracting in the amount of \$11,987.00 for Tree Cutting & Clearing at City Gravel Pit, recommending payment.
- 12) Report (13-655) of Board of Public Works of December 11, 2013, recommending 2nd and final payment to Vinton Construction Company in the amount of \$12,156.74 for Sanitary Sewer Relay, WU-13-8, recommending payment.
- 13) Report (13-666) of City Plan Commission relative to utility easement to Manitowoc Public Utilities, recommending acceptance of report and place on file.

14) Progress Invoice (13-673) from Wisconsin Dept. of Transportation in the amount of \$1,980.99 for Sidewalk Additions, Project No. 4991-03-00, recommending payment.

15) Progress Invoice (13-674) from Wisconsin Dept. of Transportation in the amount of \$8,239.19 for Waldo Blvd., CTH R – 8th Street, Project 1500-37-00, recommending payment.

Licenses

Change of Agent for #63 “Class B” Intoxicating Liquor & Fermented Malt Beverage license; #1 – 2 Commercial Garbage Haulers license; #3-4 Pawnbroker, Second-Hand Dealer, Flea Market, Etc. license; #296-299 & #301-304 Two Year Operator’s license

Non-Consent Agenda Items

Finance Committee returned First Amendment (13-259) to Services Agreement between City of Manitowoc, City of Two Rivers, City of Kiel and Manitowoc Economic Development Corporation to extend agreement for three year period commencing January 1, 2014, recommending placing on file. Motion by McMeans, second by Able, and unanimously carried to accept the Committee's report. Ayes, 8. Nays, none.

Parks and Recreation Committee returned Special Events Request (13-648) from Broken Spoke Bike Studio to hold Shelltrack Bike Race on February 1, 2014, at Silver Creek Park, recommending granting request per City policy. Motion by Sladky, second by Soeldner, and unanimously carried to accept the Committee's report. Ayes, 8. Nays, none.

Personnel Committee returned resolution (13-649) approving revised job descriptions within the Police Department (Office Manager and Community Service Worker II), recommending approval of the resolution. Motion by Able, second by Hennessey, and unanimously carried to accept the Committee's report. Ayes, 8. Nays, none.

Personnel Committee returned resolution (13-650) approving revised job descriptions within the Wastewater Treatment Facility, recommending approval of the resolution. Motion by Able, second by Hennessey, and unanimously carried to accept the Committee's report. Ayes, 8. Nays, none.

Personnel Committee returned resolution (13-651) approving revised job descriptions within the Maritime Metro Transit Department), recommending approval of the resolution. Motion by Able, second by Hennessey, and unanimously carried to accept the Committee's report. Ayes, 8. Nays, none.

Public Infrastructure Committee returned report (13-628) of Board of Public Works of November 13, 2013, of quotes received for new 2014 41,000 g.v.w. dump truck equipped with local attachment and plow for Dept. of Public Infrastructure, QE-13-6, recommending acceptance of report to award to Packer City International with the low quote of \$152,195.00. Motion by Soeldner, second by Brey, and unanimously carried to accept the Committee's report. Ayes, 8. Nays, none.

Public Safety Committee returned communication (13-604) from Viking Insurance Company on behalf of insured Cecelia Peterson for reduction in hazardous fluid cleanup invoice, recommending approval of settlement request. Motion by Sitkiewitz, second by Martell, and carried by acclamation to accept the Committee's report. Ayes, 5. Nays, 3.

Public Safety Committee returned ordinance (13-645) to create Section 14.135 of the Municipal Code prohibiting individuals from failing to render aid, recommending adoption of ordinance. Motion by Sitkiewitz, second by Martell, and unanimously carried to accept the Committee's report. Ayes, 8. Nays, none.

Public Safety Committee returned Joint Powers Agreement (13-659) with Manitowoc County Dispatch Center and City of Manitowoc for period March 1, 2014, through February 28, 2015, recommending entering into agreement. Motion by Sitkiewitz, second by Martell, and unanimously carried to accept the Committee's report. Ayes, 8. Nays, none.

Moved by Alderperson Hennessey, second by Alderperson Sladky, and unanimously carried, Common Council adjourned at 7:55 p.m. Ayes, 8. Nays, none.

Respectfully submitted,

Jennifer Hudon, City Clerk