

COMMON COUNCIL AGENDA

Monday, March 2, 2009

7:00 o'clock P.M.

The Common Council of the City of Manitowoc will meet on the above date and time in the Common Council Chambers of the City Hall, at which time the items on this agenda will be introduced, considered, and/or acted upon. In addition to this Agenda, it is possible that action will be taken on any matters at this meeting or previously referred to the Common Council or on any such other matters as are authorized by law.

The Pledge of Allegiance.

PUBLIC HEARINGS: None.

CLOSED SESSION: None.

REPORTS OF OFFICERS:

Report on the pros and cons of implementing a Health Savings Account for the City employees.

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

Mayor may announce appointments to fill vacancies and/or reappointments to various Boards, Committees, Commissions and Ad-Hoc Committees, and requests Council action.

Members of the public will be permitted to speak at the first or second scheduled Common Council meeting of each month on any matter of public interest. The comments from each speaker shall be limited to five minutes in length unless extended by action of the Common Council.

City Clerk announced that the various documents have been placed on file or referred to appropriate committees. Same are as follows:

PLACED ON FILE

Minutes (09-134) of Great Lakes Utilities Board of 12/16/08; Great Lakes Utilities Power Supply Project of 12/16/08; Rahr-West Art Museum Board of 2/18/09.

Notice (09-132) before the Dept. of Natural Resources Air Management Program regarding the air pollution permit for Red Arrow Products Company, 1226 So. Water St.

Report (09-149) of Manitowoc Public Library for 2008.

COMMITTEE OF THE WHOLE

Communication (09-127) from Mayor's Administrative Assistant Tina Prigge submitting her resignation effective April 20, 2009.

General City Claims (09-148) in the amount of \$504,445.15 enumerated on list thereof.

FINANCE

Fleet Claim (09-123) of Dolores R. Berg received February 17, 2009, Fleet Claim No. 09-178.

Communication (09-128) from City Clerk recommending to rescind taxes on duplicate tax parcel #000-917-875 in the amount of \$19.98.

Services Agreement (09-141) between City of Manitowoc and Mainly Manitowoc, Inc.

PARKS AND RECREATION

Communication (09-144) from Chris Tadych and Amanda Meissner requesting permission to hold wedding ceremony at Red Arrow beach on June 6, 2009, as detailed therein.

Communication (09-145) from Phi Theta Kappa at UW Manitowoc requesting permission to hold disc golf tournament at Silver Creek Park on April 25, 2009 from 10:00 a.m. to 4:00 p.m., as detailed therein.

Communication (09-146) from Girl Scout Troop 8099/8225 leader Melanie Johnson requesting permission to hold sock-hop fundraiser at Citizen Park Gym on April 18, 2009, as detailed therein.

PUBLIC PROPERTY AND SAFETY

Communication (09-125) from Seiler Bros. Construction expressing their opposition to placing signal lights at the corner of So. 35th and Dewey Streets.

Communication (09-130) from Roger Vander Logt expressing concerns regarding the proposed sex offender ordinance.

PUBLIC UTILITIES AND LICENSING

Canvass (09-126) of the Municipal Election held on February 17, 2009.

Communication (09-137) from Champs of Manitowoc, LLC, Allen Kubsch, Agent, surrendering the tavern license for 807 Quay Street in favor of PhoolFoz Properties, LLC, Allan Lee Erickson, Agent, effective upon granting of license and issuance.

Communication (09-139) from Eastern Wisconsin Stock Cars asking the City of Manitowoc for a racing permit for the 2009 race season and extension of the noise ordinance to 10:45 p.m. with a grace period of 15 minutes to 11:00 pm. on race dates per attached schedule.

Communication (09-140) from Eastern Wisconsin Stock Cars asking for an extension of beer sales to 12:00 midnight on race dates.

LICENSE APPLICATIONS

"CLASS B" INTOXICATING LIQUOR & FERMENTED MALT BEVERAGE - 2008-09

27A PhoolFoz Properties LLC 807 Quay St.
Allan Lee Erickson, Agent

2008-2010 TWO YEAR OPERATOR'S LICENSE

380 Robert Strazishar 2949 Linveville Rd., Howard
381 Hetem Ademi 4708 Calumet Ave.
382 Tamara Hillmann 710 Woodlawn Dr.
383 Lisa Herman 2723 S. 23rd St., Apt. 2
384 Debbie Lepak 2571 Telluride Trail, Green Bay
385 Cindy Yang 1240 S. 24th St.
386 Christine Ewing 1127 S. 22nd St.
387 Randy Brey 12931 Cty. B, Mishicot
388 Bethany Lindemann 3901 Seneca Ln.
389 Paul Shemchak 1008 N. 15th St.
390 Robert Kornely 420 Riverview Dr.
391 Tanya Lehman 311 Schroeder Dr.
392 Julie Rabida 410A S. Madison St., Chilton

2009 - 2010 ONE YEAR OPERATOR'S LICENSE

1 Thomas Linders 770 E. Albert Dr. Lot 17

STOCK CAR RACES, RACING EXHIBITIONS, DEMOLITION DERBY

2 Eastern Wisconsin Stock Cars 4921 Expo Dr.; Grandstand Area

STREETS AND SANITATION

Communication (09-124) from Plumbing Inspector recommending rescinding the storm sewer connection fee invoice for 1669 Atlanta Circle in the amount of \$500.00.

Communication (09-131) from Felician Village requesting a conditional use permit to relocate their Community Based Residential facilities to a new location at 1600 So. 18th Street within the Felician Village campus.

Report (09-133) of Board of Public Works of February 25, 2009, regarding bids received for Family Aquatic Center, Project WB-09-16.

Contract (09-135) with OMNNI Associates to perform engineering services in connection with the Dewey Street Corridor Traffic Study.

Communication (09-136) from Ancient Rites Tattoo & Body Piercing, LLC requesting a conditional use permit to relocate their business to a new location at 1802 Washington Street.

Report (09-142) of the Board of Public Works of February 25, 2009, recommending 7th and final payment to Vinton Construction in the amount of \$229,674.40 for 2008 Concrete Paving Reconstruction, WS-08-8.

Report (09-143) of the Board of Public Works of February 25, 2009, regarding special assessments for dust palliatives on parcel 808-301-016.

Sidewalk Privilege Agreement (09-) with Osuld Torrison River Front Condos, LLC for balcony at 2 North 8th St., parcel no. 000-183-201.

Sidewalk Privilege Agreement (09-) with Osuld Torrison River Front Condos, LLC for balcony at 2 North 8th St., parcel no. 000-183-202.

Sidewalk Privilege Agreement (09-) with Osuld Torrison River Front Condos, LLC for balcony at 2 North 8th St., parcel no. 000-183-203.

Sidewalk Privilege Agreement (09-) with Osuld Torrison River Front Condos, LLC for balcony at 2 North 8th St., parcel no. 000-183-301.

Sidewalk Privilege Agreement (09-) with Osuld Torrison River Front Condos, LLC for balcony at 2 North 8th St., parcel no. 000-183-302.

Sidewalk Privilege Agreement (09-) with Triple SSS Investments, LLC for a handicap access ramp at 2 North 8th Street, parcel nos. 000-183-108, 000-183-002 and 000-183-167.

Sidewalk Privilege Agreement (09-) with Triple SSS Investments, LLC for awnings at various locations at 2 North 8th Street, parcel nos. 000-183-104, 000-183-108, 000-183-002 and 000-183-167.

PERSONNEL

None.

RESOLUTIONS

Resolution (09-129) authorizing various appropriations which were budgeted in 2008 for the departments listed therein to be carried forward into the respective 2009 departmental budgets effective as of December 31, 2008, was referred to Finance Committee.

Resolution (09-138) authorizing the Mayor and Clerk to enter into the Mutual Aid Box Alarm System Agreement, was referred to Public Property & Safety Committee.

Resolution (09-147) authorizing assessments for special decorative Christmas lighting on non-residential properties abutting Eighth St. from Washington St. to Chicago St., on Washington St. from So. 8th St. to So. 12th St. and in the Harbor Town Center (Dewey Street from N. Rapids Rd. to Calumet Ave. and Harbor Town Ln. from Dewey St. to S. 41st St., as detailed therein, for the 2008-09 Christmas season, was referred to Streets & Sanitation Committee.

COMMITTEE REPORTS

Streets & Sanitation Committee returned petition (08-681) from residents residing on Remiker Lane asking that the permit for Premier Lawncare to use Remiker Lane for business purposes be stopped, recommending placing on file.

ORDINANCES

None.

LICENSE APPLICATIONS TO BE GRANTED
(Subject to approvals and payment of license fees)
(Payment in full due no later than June 15 to be open for July 1
and no later than June 30 to retain license)

2008-2010 TWO YEAR OPERATOR'S LICENSE

380	Robert Strazishar	2949 Linveville Rd., Howard
381	Hetem Ademi	4708 Calumet Ave.
382	Tamara Hillmann	710 Woodlawn Dr.
383	Lisa Herman	2723 S. 23 rd St., Apt. 2
384	Debbie Lepak	2571 Telluride Trail, Green Bay
385	Cindy Yang	1240 S. 24 th St.
386	Christine Ewing	1127 S. 22 nd St.
387	Randy Brey	12931 Cty. B, Mishicot
388	Bethany Lindemann	3901 Seneca Ln.
389	Paul Shemchak	1008 N. 15 th St.
390	Robert Kornely	420 Riverview Dr.
391	Tanya Lehman	311 Schroeder Dr.
392	Julie Rabida	410A S. Madison St., Chilton

2009 - 2010 ONE YEAR OPERATOR'S LICENSE

1	Thomas Linders	770 E. Albert Dr. Lot 17
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**DOCUMENTS PREVIOUSLY REFERRED AND/OR SUBJECT MATTER
WHICH MAY BE CONSIDERED AT THIS SESSION**

Revised City of Manitowoc Comprehensive Position Classification and Compensation Plan (08-532) and Performance Review form.

Communication (08-277) from Ronald F. DeMark requesting that the City vacate a proposed street east of 2014 Lexington Dr., and report (08-322) of City Plan Commission recommending that the Council place communication on file.

Communication (08-461) from Manitowoc Cranes, Inc. relative to traffic flow on So.30th Street between Dewey and Viebahn Streets.

Communication (08-513) from Donald Vogt submitting an ethics complaint against the Mayor and Common Council.

Petition (08-686) signed by residents of the City of Manitowoc requesting adoption of laws protecting citizens and children from sex offenders.

Resolution (08-531) regarding Performance Evaluation Review Committee review of 2007 performance of non-represented personnel and recommendations regarding merit adjustments retroactive to 2008.

Amended Summons and Complaint (09-014) of Wells Fargo Bank, N.A. v. Schroeder, City of

Manitowoc and Capital One Bank, Case No. 08-CV-662.

Communication (09-033) from Tony Bugarino relative to purchase of strip of City land adjacent to 2204 Washington St.

Request (09-025) from Ellen Reinertson to move a home to the corner lot on Pine and N. 9th Streets, as detailed therein.

Appeal (09-061) from August D. Krieser relative to accessibility issues that exist at the Rahr-West Art Museum.

Communication (09-101) from Repeat Performance Resale Store requesting property tax exemption status for their non-profit resale store at 4341 Enterprise Ct.

Declaration of dedication of property (09-053) for 2.48 acres of land for Quay Street and South Lakeview Drive purposes.

Ordinance (09-106) to create Section 10.1015 of the Manitowoc Municipal Code regulating parking for the purposes of street sweeping from April 1st thru September 30th of each year, was referred to Public Property & Safety Committee and Streets & Sanitation Committee.

Amended Summons and Complaint (09-105) between MTGLQ Investors and Radke et al.

Claim (09-095) from Trudy Strauss received February 5, 2009, Fleet Claim No. 09-177.

*Claim (09-034) from Rick & Renee Charlton filed January 9, 2009, Fleet Claim File No. 09-173.

*Claim (09-035) from Allen Jennings filed January 12, 2009, Fleet Claim File No. 09-174.

*Claim (09-023) from Lakeside Foods, Inc. filed January 8, 2009, Claim File No. 09-1014.

*Claim (09-075) from Luis R. Morales received January 27, 2009, Fleet Claim No. 09-176.

Notice of Claim (09-069) of Jane Barton received January 21, 2009, Claim File No. 09-1015.

*Claims (08-057) and (08-058) for Excessive Tax Under Wis. Stat. 74.37 from Holy Family Memorial, Inc. for parcel #817-304-010, 333 Reed Ave.

Summons and Complaint (08-428) from Holy Family Memorial, Inc. vs. City of Manitowoc, Case No. '08 CV 448.

PENDING APPLICATIONS

"CLASS B" INTOXICATING LIQUOR & FERMENTED MALT BEVERAGE - 2008-09

63	Ozone Nightclub, LLC Douglas Scherwinski, Agent	1819 S. 9th St.
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STOCK CAR RACES, RACING EXHIBITIONS, DEMOLITION DERBY

2	Eastern Wisconsin Stock Cars	4921 Expo Dr.; Grandstand Area
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