

COMMON COUNCIL AGENDA

Monday, November 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:

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.

Appointments to fill vacancies and/or reappointments to various Boards, Committees and Commissions.

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.

Deputy 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 (09-633) of Citizens Advisory Committee of 10/6/09; Crime Prevention Committee of 10/1/09; Great Lakes Utilities Board of 9/10/09; Manitowoc Public Library Board of 9/28/09; Maritime Metro Transit Development Program Review Committee of 9/16/09; Zoological Board of 10/21/09.

COMMITTEE OF THE WHOLE

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

FINANCE

Notice of Claim (09-635) from Armond Kueter of October 30, 2009, Claim File No. 09-1031.

Communication (09-636) from Lakeshore Technical College advising that the 2009 tax levy amount for the City of Manitowoc is \$2,832,622.00.

Notice of Claim and Claim (09-637) from Greg Comstock - Rollaire of October 30, 2009, Claim File No. 09-1032.

PARKS AND RECREATION

Special Events Request (09-628) from American Red Cross to hold fundraising recognition event in Washington Park on May 22, 2010.

Special Events Request (09-634) from Colleen G. Kalt to hold Manitowoc/Two Rivers Community Walk on April 24, 2010 along Mariner's Trail.

PUBLIC PROPERTY AND SAFETY

Communication (09-623) from Mayor Justin M. Nickels advising of his veto of resolution (09-620) implementing vehicle clean up oil dry charge.

Joint Dispatch Agreement (09-626) with Manitowoc County for the period January 1, 2010 through December 31, 2014.

Agreement (09-629) for lease of telephone system and maintenance with Creative Solutions, Inc. for the term December 1, 2009 through November 30, 2011.

Agreement (09-630) for ambulance services with the Town of Newton through December 31, 2014.

PUBLIC UTILITIES AND LICENSING

None.

LICENSE APPLICATIONS

ONE YEAR OPERATOR’S LICENSE 2009-10

47 Mindy M. Ladwig 1114 S. 12th St. #A

TWO YEAR OPERATOR’S LICENSE 2009-11

298 Jessica A. DePrey 1648 Miriam Rd.
299 Chelsea M. Heyduk 1126 S. 12th St.
300 Wendy Strutz 2134 S. 9th St.
301 Justin L. Deprey 1648 Miriam Rd.
302 Marie L. Litersky 242 E. Samz Rd., Mishicot, WI
303 Jennifer R. Fruzen 6827 Oakwood Ln., Whitelaw, WI

STREETS AND SANITATION

No Street Access Agreement (09-631) with Harvey E. & Grace A. Krish to forego 2008 resurfacing special assessments on Nagle Avenue by 90 feet.

Report (09-625) of City Planner David Less relative to Dewey Properties LLC request for release of real estate mortgage in Harbor Town Center.

Communication (09-632) from Spencer’s Total Auto Repair & Towing LLC and Ruzek, Inc. jointly requesting assignment of a conditional use permit recently issued expressly to Ruzek, Inc. to Spencer’s Total Auto Repair & Towing LLC at 734 N. 8th Street.

PERSONNEL

Communication (09-624) from Mayor Justin M. Nickels advising of his veto of ordinance (09-581) establishing employee residency requirements.

RESOLUTIONS

None.

COMMITTEE REPORTS

None.

ORDINANCES

Ordinance (09-627) to amend various sections of Chapter 10 of the Manitowoc Municipal Code relative to angle parking and 2 hour parking on a portion of York Street, was referred to Public Property & Safety Committee.

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)

ONE YEAR OPERATOR’S LICENSE 2009-10

47 Mindy M. Ladwig 1114 S. 12th St. #A

TWO YEAR OPERATOR'S LICENSE 2009-11

298	Jessica A. DePrey	1648 Miriam Rd.
299	Chelsea M. Heyduk	1126 S. 12 th St.
300	Wendy Strutz	2134 S. 9 th St.
301	Justin L. Deprey	1648 Miriam Rd.

DOCUMENTS PREVIOUSLY REFERRED AND/OR SUBJECT MATTER WHICH MAY BE CONSIDERED AT THIS SESSION

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

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.

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

Summons and Complaint (09-277) from JPMC Specialty Mortgage, LLC vs. Tammy & Brian Heili et al., Case No. 09 CV 0335.

Summons, Complaint and Lis Pendens (09-278) from Mark Balaban vs. Don Klein, Robin Klein & Daniel Tupper et al, Case No. 09-CV-0363.

Amended Summons & Complaint (09-300) from PHH Mortgage Corporation vs. Gosz & City of Manitowoc, Case No. 09-CV-0197.

Communication (09-436) of Christopher Sanchez, 1210 Hamilton Street, expressing concerns for erratic driving and need for more stop signs near his home.

Communication (09-438) from Chief Manis recommending implementing fees for vehicle clean up spills.

Communication (09-475) from Abundant Life Hearing & Health, 2525 Washington St., requesting "Senior Parking Only" for their elderly patients.

An ordinance (09-553) to amend the amended zone map in an area located south of Michigan Avenue, southeast of Winnetka Court, and north of the Manitowoc River, was referred to Streets & Sanitation Committee.

Communication (09-595) from Manitowoc County Corporation Counsel regarding the County's Lakeshore Humane Society Service Contract proposal, as detailed therein.

Ordinance (09-565) to amend Section 7.32 of the Manitowoc Municipal Code relative to assessment for seal coating of streets, was referred to Streets & Sanitation Committee.

Long Range Plan (09-612) for Manitowoc Lincoln Park Zoo (2009 - 2014).

Plan (09-613) for Emerald Ash Borer Management.

Plan (09-616) for City of Manitowoc Park Tree Management.

Ordinance (09-597) to amend various sections of Chapter 10 relating to parking on N. 18th Street and a four-way stop at N. 4th and Huron Streets.

General City Budget (09-618) of proposed 2009 levy for 2010, in the amount of \$12,275,249.00 including the Manitowoc Public Library, with \$1,015,297.00 in proposed tax incremental financing.

Release of Easement (09-587) to Spartech CMD, LLC for storm sewer purposes east of So. 30th Street and north of Division St.

Quit Claim Deed (09-592) from Northland Associates, LLC for a parcel of land to be used for Twin Ponds Drive.

Communication (09-594) from Ralph Kracht and Edward Mahloch relative to abandoned culvert under their driveway approach at 4015/4019 Custer Street.

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

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

Notice of Claim (09-337) of Deborah Kerr dated May 30, 2009, Claim File No. 09-1021.

Summons & Complaint (09-349) from Mercedes M. Wilda v. Shoreline Leasing, Inc., et al, Case No. 09-CV-387.

Notice of Claim (09-390) of Michael E. Augustine of June 26, 2009, Claim File No. 09-1024.

Amended Summons & Complaint (09-391) of BAC Home Loans Servicing, LP vs. Hammersley, et al, Case No. 09 CV 243.

Amended Summons & Complaint (09-392) of Wells Fargo Bank vs. Brooks, et al, Case No. 09 CV 0190.

Summons and Complaint (09-459) between M & I Marshall & Ilsley Bank v. Herman/Knox et al.

Notice of Claim & Claim (09-499) from Bradley J. Olivera of September 1, 2009, Claim File No. 09-1029.

Summons & Complaint (09-498) from BAC Home Loans Servicing, L.P. v. Eric J. & Kristin N. Hrudka et al, Case No. 09CV622.

Notice of Injury (09-494) from Lynn S. Groeschel and Steven Kaczecka, of August 24, 2009, Claim File No. 09-1026.

PENDING APPLICATIONS

BOWLING ALLEY LICENSE - 2009-10

4	Revolutions Bar & Grill, LLC Dana Rohr, Agent	902 York St.
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"CLASS B" INTOXICATING LIQUOR & FERMENTED MALT BEVERAGE - 2009-10

64	Revolutions Bar & Grill, LLC Dana Rohr, Agent	902 York St.
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TWO YEAR OPERATOR'S LICENSE 2009-11

302	Marie L. Litersky	242 E. Samz Rd., Mishicot, WI
303	Jennifer R. Fruzen	6827 Oakwood Ln., Whitelaw, WI