

COMMON COUNCIL

OFFICIAL JOURNAL

Justin M. Nickels, Mayor

November 2, 2009

Jennifer Hudon, City Clerk

The Common Council of the City of Manitowoc, Wisconsin, met in regular session at the Council Chambers in City Hall, on Monday, November 2, 2009. 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 7:05 p.m. and on roll call the following members were present: Alderpersons Jill Hennessey, Jason Sladky, Dean W. Graunke, Nicholas P. Levendusky, Scott McMeans, Christopher Able, James N. Brey, Raymond T. Geigel, Dave Soeldner and Eric J. Sitkiewitz.

Absent: None.

Pledge of Allegiance.

Invocation.

Deputy City Clerk announced that the various documents have been referred to the appropriate committees as shown on the November 2, 2009 Common Council agenda.

Minutes of the regular session of October 19, 2009, were approved as distributed by the Deputy City Clerk.

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.

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.

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.

Call back to order.

Moved by Sitkiewitz, second by Brey, to override the veto (09-624) from Mayor Justin M. Nickels advising of his veto of ordinance (09-581) establishing employee residency requirements. Ayes, 7. Nays, 3. Motion carried.

Finance Committee returned communication (09-636) from Lakeshore Technical College advising that the 2009 tax levy amount for the City of Manitowoc is \$2,832,622.00, recommending placing on file. Motion by Brey, second by Able, and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Parks & Recreation Committee returned plan (09-613) for Emerald Ash Borer Management, recommending

acceptance of plan and place on file. Motion by Geigel, second by Graunke and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Parks & Recreation Committee returned long range plan (09-612) for Manitowoc Lincoln Park Zoo (2009 - 2014), recommending acceptance of plan and place on file. Motion by Geigel, second by Graunke and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Parks & Recreation Committee returned plan (09-616) for City of Manitowoc Park Tree Management, recommending acceptance of plan and place on file. Motion by Geigel, second by Graunke and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Parks & Recreation Committee returned special events request (09-628) from American Red Cross to hold fundraising recognition event in Washington Park on May 22, 2010, recommending granting request with a waiver of half the fees. Motion by Geigel, second by Graunke and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Public Property & Safety Committee returned joint dispatch agreement (09-626) with Manitowoc County for the period January 1, 2010 through December 31, 2014, recommending entering into agreement. Motion by Sitkiewitz, second by Brey, and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Public Property & Safety Committee returned communication (09-623) from Mayor Justin M. Nickels advising of his veto of resolution (09-620) implementing vehicle clean up oil dry charge, recommending to affirm veto and place on file. Motion by Sitkiewitz, second by Brey, and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Public Property & Safety Committee returned communication (09-436) of Christopher Sanchez, 1210 Hamilton Street, expressing concerns for erratic driving and need for more stop signs near his home, recommending placing on file. Motion by Sitkiewitz, second by Brey, and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Public Property & Safety Committee returned communication (09-475) from Abundant Life Hearing & Health, 2525 Washington St., requesting "Senior Parking Only" for their elderly patients, recommending to deny request and place on file. Motion by Sitkiewitz, second by Brey, and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Public Property & Safety Committee returned agreement (09-629) for lease of telephone system and maintenance with Creative Solutions, Inc. for the term December 1, 2009 through November 30, 2011, recommending entering into agreement. Motion by Sitkiewitz, second by Brey, and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Public Property & Safety Committee returned agreement (09-630) for ambulance services with the Town of Newton through December 31, 2014, recommending entering into agreement. Motion by Sitkiewitz, second by Brey, and

unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Public Property & Safety Committee returned 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, recommending adoption of ordinance. Motion by Sitkiewitz, second by Brey, and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Streets & Sanitation Committee returned 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, recommending referral to Plan Commission. Motion by Soeldner, second by Geigel, and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Streets & Sanitation Committee returned no street access agreement (09-631) with Harvey E. & Grace A. Krish to forego 2008 resurfacing special assessments on Nagle Avenue by 90 feet, recommending entering into agreement. Motion by Soeldner, second by Geigel, and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Streets & Sanitation Committee returned report (09-625) of City Planner David Less relative to Dewey Properties LLC request for release of real estate mortgage in Harbor Town Center, recommending acceptance of report and adoption of recommendations. Motion by Soeldner, second by Geigel, and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Public Utilities & Licensing Committee returned applications #4 for Bowling Alley license; #64 for "Class B" Retail Intoxicating Liquor & Fermented Malt Beverage #47; for 2009-10 One Year Operator's license; #298-303 for 2009-11 Two Year Operator's license; recommending granting the various licenses, as shown on the committee's report. Motion by Graunke, second by Soeldner, and unanimously carried to accept the Committee's report. Ayes, 10. Nays, none.

Committee of the Whole returned General City Claims (09-638) in the amount of \$664,856.84 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. Motion by Sitkiewitz, second by Graunke, report accepted. Ayes, 10. Nays, none.

Moved by Alderperson Sitkiewitz, seconded by Alderperson Graunke, and unanimously carried, Common Council adjourned at 8:50 o'clock P.M.

Respectfully submitted

Deborah Neuser
Deputy City Clerk