

COMMON COUNCIL AGENDA

Monday, November 5, 2012
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: 7:10 p.m. - For the purpose of hearing any citizen or taxpayer on the General City Budget (12-570) of proposed 2012 levy for 2013.

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.

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

PLACED ON FILE

Communication (12-636) from Public Service Commission of Wisconsin relative to application of American Transmission Company to construct Barnhart-Branch River project.

COMMITTEE OF THE WHOLE

Communication (12-623) from Wis. Dept. of Administration indicating that they have reviewed the Heresite Protective Coatings annexation and it does not appear to be against the public interest.

General City Claims (12-644) in the amount of \$918,821.78 enumerated on list thereof.

FINANCE

Notice of Claim (12-627) of October 17, 2012, from Sherman Edwards, Claim File No. 12-1086.

Notice of Claim (12-630) of October 17, 2012, from Alpert & Fellows in behalf of Marcella B. Krall, Claim File No. 12-1087.

Communication (12-645) from Manitowoc Public School District advising that the 2012 tax levy amount for the City of Manitowoc is \$15,320,907.00.

Communication (12-646) from Lakeshore Technical College advising that the 2012 tax levy amount for the City of Manitowoc is \$2,866,315.51.

Report)12-) of City Planner David Less relative to mortgage status related to TIF #12 for Jagemann Stamping Company.

PARKS AND RECREATION

Special Events Request (12-631) from Tom Chermak requesting the use of Washington Park for Metro Jam Weekend, June 14 & 15, 2013, the use of the Metro Stage, a waiver of rules prohibiting alcohol beverages to be consumed in the park for the weekend, closing So. 11th & So.

12th Street for a portion of the weekend, and City employees to help with the Children's Area and for setup and preparation of the event, as detailed therein. (Copy to Streets & Sanitation, Public Utilities & Licensing).

Special Events Request (12-616) from Manitowoc County Miracles to hold softball practices and tournament on various dates and in various parks during the summer of 2013, with waiver of fee request attached.

Special Events Request (12-635) from Debbie Seehafer to hold four tennis tournaments at the Lincoln Park courts in June, July and August of 2013.

Request (12-640) to waive fees from Lincoln Park Zoological Society for event at Lincoln Park Cabin 1 on December 7, 2012.

PUBLIC PROPERTY AND SAFETY

Request (12-625) from Silver Creek Fire Department to waive fees for the placement of a sign to the east of their fire station along Hwy. 151.

Request (12-624) from Tracey Klickman on behalf of Carrie Curcio to waive fee for ambulance transport on 7/25/11.

Request (12-637) from Chris Stanke for consideration of placement of traffic signage at intersection of Woodridge Drive, Woodridge Court and Stoneybrook Drive.

Communication (12-638) from Jeff Beyer, Director of Public Works, Manitowoc County, notifying City of tax deed properties.

Communication (12-639) from Matt Wallander of MPD relative to lack of signage at S. 20th and Division Streets.

Request (12-628) from Christopher Van requesting permission to bow hunt on City property.

PUBLIC UTILITIES AND LICENSING

Communication (12-634) from City Clerk Hudon for distribution from the Schuette, Wernecke, Wilda, Rank Poor Fund Reserve.

LICENSE APPLICATIONS REFERRED

CLASS "B" TEMPORARY WINE LICENSE

16 (Wine) Holy Family Memorial Harbortown 1650 S. 41st St.

ONE YEAR OPERATOR'S LICENSE - 2012 -13

39	Sarah B. Nienow	1124 N. 8 th St.
40	Abbie Kalbes	416A N. 6 th St.
41	Lolita F. Medina	2406 S. Alverno Rd.
43	Glenn S. Andrews	1607 S. 26 th St.

TWO YEAR OPERATOR'S LICENSE - 2012-14

308	Paul Mihalakakos	1840 Abby Ridge Ln.
309	Nicholas Meyer	826 Dueno Ct.
310	Jenna Dose	2611 Clark St.311
311	Nicole E. Keil	1821 S. 14 th St.
312	Meghan Sweetman	3918 Ray Street
313	Anna Vigue	4244 Ray St.
314	Glenn A. Schwalbe	7747 Northeim Rd., Newton, WI 53063
315	Keithann Rice	1120 Waldo Blvd.
316	Brian L. Engelbrecht	16831 W. Hillcrest Rd., Reedsville, WI 54230
317	Shirley M. Basken	6304 Rawley Rd., Two Rivers, WI 54241
318	Ashley Haveck	475 Wallender Rd., Reedsville, WI 54230
319	Leanne Boes	88 Albert Dr., #33
320	Chelsea Heyduk	1126 S. 12 th St.

STREETS AND SANITATION

Request (12-632) from S.M.I. as representatives of Peter and Alex Allie to change the Official Map eliminating So. 44th Street from the existing end of the street near the Manitowoc Company office to So. 42nd Street.

Request (12-633) from S.M.I. as representatives of Peter and Alex Allie for a change in zone from I-1 to B-2 for an area north of Viebahn Street and west of So. 42nd Street.

Application (12-641) for zone change from R-5 Low Density Multiple Family District to B-1 Office Residential District for property at 118 Cleveland Avenue.

Sidewalk Privilege Agreement (12-) with The Bytof Family Limited Partnership for the purpose of constructing an addition to their building located at 2406 Washington Street which will extend 8” into the City right-of-way.

Special Events Request (12-642) from Nicole Tudury to sell children’s toys at the Holiday Parade.

Progress invoice (12-643) from Wisconsin Dept. of Transportation in the amount of \$ 2,676.75 for N Rapids Rd. & Broadway St. Intersection CTH R, Project No. 4327-06-00.

Report (12-647) of the Board of Public Works of Northern Pipe Equipment, recommending 2nd and final payment to Northern Pipe Equipment in the amount of \$1,002.41 for 2012 Televising Miscellaneous Sewers II, WU-12-13.

Report (12-) of the Board of Public Works recommending approval of a 10-year installment plan for concrete paving for Fork and Knife, 2209 S. 44th Street, tax parcel nol. 835-401-015.

PERSONNEL

None.

RESOLUTIONS

None.

COMMITTEE REPORTS

None.

ORDINANCES

Ordinance (12-) creating Section 8.250 of the Manitowoc Municipal Code regarding ejection and exclusion from parks, was referred to Public Property and 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)

CLASS “B” TEMPORARY WINE LICENSE

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ONE YEAR OPERATOR’S LICENSE - 2012-13

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40 Abbie Kalbes 416A N. 6th St.
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TWO YEAR OPERATOR’S LICENSE - 2012-14

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309 Nicholas Meyer 826 Dueno Ct.
310 Jenna Dose 2611 Clark St.311
311 Nicole E. Keil 1821 S. 14th St.
312 Meghan Sweetman 3918 Ray Street
313 Anna Vigue 4244 Ray St.

314 Glenn A. Schwalbe
315 Keithann Rice

7747 Northeim Rd., Newton, WI 53063
1120 Waldo Blvd.

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

**COMMITTEE OF THE WHOLE
Previously Referred**

**FINANCE
Previously Referred**

Summons and Complaint (08-428) of Holy Family Memorial, Inc. v. City of Manitowoc, Case No. 08-CV 488.

Notice of Claim (12-217) from EMC Insurance Companies on behalf of Patricia McCarthy of April 10, 2012, Claim File No. 12-1083.

Summons and Complaint (12-303) between Bank of America vs. Hrudka, et al, Case No. 12 CV 0256.

Summons and Complaint (12-401) BMO Harris Bank vs. Christine C. Spencer and City, Case No. 12 CV 0395.

Summons and Complaint (12-402) EMC Mortgage vs. Estate of James G. Mott and City, Case No. 12 CV 0407.

Communication (12-441) from Nash, Spindler, Grimstad & McCracken LLP relative to final settlement of Novak v. Cities and Villages Mutual Insurance Co., et al, Case No. 11-CV-366.

Notice of Claim (12-476) of Carolyn Barnett of August 1, 2012, Claim File No. 12-1085.

Notice of Appeal (12-494) in the matter of Swetlik v. Kevin Crawford, et al, Case No. 09-CV-1157.

Amended Summons and Complaint (12-536) between EMC Mortgage LLC and Estate of James G. Mott and City of Manitowoc, Case No. 12-CV-0407.

Claim (12-568) of Carolyn Barnett filed 9/24/12, Claim No. 12-1085-1.

General City Budget (12-570) of proposed 2012 levy for 2013.

**PARKS AND RECREATION
Previously Referred**

**PUBLIC PROPERTY AND SAFETY
Previously Referred**

Communication (10-285) from Manitowoc Yacht Club requesting extension of their occupancy of the real property commonly known as the Manitowoc Yacht Club.

Communication (12-399) from Manitowoc City Center Association expressing their concerns regarding pedestrian safety in our cross walks.

Communication (12-371) from Malcolm Shaw relative to posted two-hour parking limit in the 600 block of Chicago Street.

Communication (12-557) from Jay Xiong expressing concerns regarding the current traffic problems around Lincoln High School.

Communication (12-573) from Rita Schroeder, requesting the removal of no parking sign at 819 S. 20th St.

**PUBLIC UTILITIES & LICENSING
Previously Referred**

PENDING APPLICATIONS

TWO-YEAR OPERATOR'S LICENSE 2012- 2014

316	Brian L. Engelbrecht	16831 W. Hillcrest Rd., Reedsville, WI 54230
317	Shirley M. Basken	6304 Rawley Rd., Two Rivers, WI 54241
318	Ashley Haveck	475 Wallender Rd., Reedsville, WI 54230
319	Leanne Boes	88 Albert Dr., #33
320	Chelsea Heyduk	1126 S. 12 th St.

STREETS AND SANITATION
Previously Referred

Request (10-506) from SMI as representatives of the Allie Family Partnership and St. Francis of Assisi Parish for a change to the Official Map removing three streets south of Michigan Ave. and west of N. Rapids Rd.

Utility Easement (10-585) to Manitowoc Public Utilities for the purpose of constructing, maintaining, repairing and replacing electrical utility facilities.

Communication (10-064) from SMI requesting that Streets and Sanitation Committee take action on various issues relating to storm water pond maintenance costs.

Communication (12-335) from Doneff Companies relative to streetscape improvements and changes to Jay Street between 8th and 9th.

Communication (12-417) from Luisier Plumbing relative to sewer repair at 1403 Nagle Avenue.

Petition (12-598) from citizens of the City of Manitowoc requesting that a conditional use permit for the property at 610 29th Street for the purpose of operating a men's shelter be denied.

Communication (12-601) from Rebecca Watt requesting that the Plan Commission deny granting of a conditional use permit to The Haven for operation of a men's homeless shelter.

Communication (12-603) from TLC Homes for an exception to the 2500' rule for CBRF's at 703-705 E. Cedar Avenue.

Report (12-609) of City Plan Commission recommending the Council grant a CUP to The Haven pursuant to Section 15.150(3)(1) of the Municipal Code, subject to conditions contained in the report.

PERSONNEL
Previously Referred

Ordinance (12-613) to adjust the salary for the position of Mayor for the terms beginning April 2013, April 2014, April 2015 and April 2016.

Ordinance (12-621) creating Section 2.100 of the Municipal Code, establishing city-wide aldermanic seats.

Ordinance (12-622) creating Section 2.110 of the Municipal Code establishing term limits for Alderpersons and Mayor.