



## COMMON COUNCIL AGENDA CITY of MANITOWOC

Monday, October 7th, 2013  
7:00 P.M.

### Call to Order

#### A. ROLL CALL

Dave Soeldner  
Jim Brey  
Al Schema  
Mike Howe  
Chris Able

Jason Sladky  
Scott McMeans  
Eric Sitkiewitz  
Tyler Martell  
Jill Hennessey

#### B. PLEDGE OF ALLEGIANCE

#### C. INVOCATION (Council President Jill Hennessey)

#### D. PRESENTATIONS

1. White Cane Safety Day Proclamation.
2. Proclamation: October is Fire Prevention Month.
3. Presentation by Tom Drill – Showtime.
4. Presentation by Police Chief Tony Dick and Lt. David Remiker of the Manitowoc Metro Drug Unit relative to update on the sale and use of drugs in our community.

#### E. PUBLIC HEARINGS

1. None.

#### F. PUBLIC INPUT

1. 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.

#### G. STANDING COMMITTEE REPORTS

1. Committee of the Whole (Council President Jill Hennessey)
2. Finance (Chairman Scott McMeans)
3. Licensing, Permits and Inspections (Chair Jim Brey)
4. Parks and Recreation (Chair Jason Sladky)
5. Personnel (Chair Chris Able)
6. Public Infrastructure (Chair Dave Soeldner)
7. Public Safety (Chair Eric Sitkiewitz)

#### H. APPOINTMENTS AND BUSINESS PRESENTED BY THE MAYOR

#### I. RECESS

1. Removal of Consent Agenda Items  
Any Common Council Member may request removal of any item from the consent agenda (J), and such item shall be removed without debate or vote. Any item or part thereof removed from the consent agenda shall be separately considered under item (L) on the agenda.
2. **CLOSED SESSION:** None.

#### J. CONSENT AGENDA ITEMS

##### 1. Miscellaneous Reports

- a) Resignation of Gloria Wallace from Crime Prevention Committee.  
✓ **Recommending placing on file.**
- b) Minutes (13-536) of Crime Prevention Committee of 9/5/13; Manitowoc Public Utilities Commission of 7/22/13; Maritime Metro Transit Commission of 7/10/13.

✓ **Recommending placing on file.**

**2. Committee of the Whole Reports**

- a) General City Claims (13-535) in the amount of \$573,053.27 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.**

**3. Finance Committee Reports**

- a) None.

**4. Licensing, Permits and Inspections Committee Reports**

- a) Communication & Ordinances (13-531) from City of Two Rivers to adopt Amendments No. 3 and No. 4 to City of Two Rivers Comprehensive Plan.  
✓ **Recommending placing on file.**

**5. Parks and Recreation Committee Reports**

- a) None.

**6. Personnel Committee Reports**

- a) None

**7. Public Infrastructure Committee Reports**

- a) None.

**8. Public Safety Committee Reports**

- a) None.

**9. Approval of the following Licenses**

**(Subject to department endorsements and payment of license fees)**

**CLASS "B" TEMPORARY BEER & TEMPORARY WINE LICENSE**

- #55 (Beer) St. Francis of Assisi Parish, 2000 Mirro Dr.  
#9 (Wine) St. Francis of Assisi Parish, 2000 Mirro Dr.

**ONE YEAR OPERATOR'S LICENSE – 2013-14**

- #27 Amy L. Waldschmidt 421A N. 5<sup>th</sup> St.

**TWO YEAR OPERATOR'S LICENSE – 2013-15**

- #245 David A. Denis 1425 N. 9<sup>th</sup> St. #7  
#264 Bryant Bartels 1601 Atlanta Ct.  
#265 Ashley Johnson 1122 E. Thomas St.  
#266 Kyle S. Newberg 1048 Glenview Dr.  
#267 Olivia R. Geigel 1316 Hamann Rd.

**K. NON-CONSENT AGENDA ITEMS INCLUDING ITEMS REFERRED AT THIS MEETING AND ITEMS PREVIOUSLY REFERRED WHICH MAY BE CONSIDERED AT THIS COMMON COUNCIL MEETING**

**1. Committee of the Whole Reports**

- a) Petition (13-105) from the tenants of The Riverview Drive Apartments of Manitowoc.  
b) Request (13-441) from Niagara Worldwide LLC to waive requirement for letter of credit for acquisition of Demolition Permit for 1512 Washington Street.  
c) Proposal (13-514) 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.  
d) Petition (13-510) for direct annexation from James and Sandra Schultz of 1.85 acres from the Town of Manitowoc Rapids to the City of Manitowoc at 4813 West Custer St. (referred to Plan Commission).

**2. Finance Committee Reports**

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

- b) Notice of Claim (12-630) of October 17, 2012, from Alpert & Fellows in behalf of Marcella B. Krall, Claim File No. 12-1087.
- c) Notice of Claim (12-679) of November 29, 2012 of Wesco Electric relative to payment bond for public project, Intermodal Transfer Station, Claim No. 12-1089.
- d) 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.
- e) General City Budget (13-527) of proposed 2013 levy for 2014.

**3. Licensing, Permits and Inspections Committee Reports**

- a) Memorandum of Understanding (13-480) from EJ Spirtas Manitowoc LLC relative to 1512 Washington Street complex.
- b) Request (13-522) from The Salvation Army for conditional use permit for operation as a church. (Referred to Plan Commission).

**4. Parks and Recreation Committee Reports**

- a) Special Events Request (13-532) for Washington Junior High School Color Run on May 3, 2014, at Dewey Street Park.
- b) Special Events Request (13-533) from Manitowoc County Miracles Special Olympics to hold summer sports tournament on June 14, 2013, with practice dates attached, along with request for waiver of fees.
- c) Contract (13-537) with Lincoln Park Zoological Society of Manitowoc County, Inc. relative to renovating the large cat exhibit at the Lincoln Park Zoo.

**5. Personnel Committee Reports**

- a) None.

**6. Public Infrastructure Committee Reports**

- a) Utility Easement (10-585) to Manitowoc Public Utilities for the purpose of constructing, maintaining, repairing and replacing electrical utility facilities.
- b) Request (13-133) from SMI as representatives of City Centre LLC for a variance for a commercial driveway width greater than 35 feet for a site at the northeast corner of S. 16th and Wollmer Streets for proposed boat storage building.
- c) Request (13-214) from SMI as representatives of Manitowoc Cinema LLC for approval of a conditional use permit and site plan for a commercial development in an area located south of the south end of So. 44th Street, east of I-43, north of Viebahn St. and west of a lowland area in the vicinity.
- d) Communication (13-504) from Gary Kennedy relative to sidewalk repair notice for 605 State Street.
- e) Agreement (13-538) with Luisier Plumbing for backflow protection and marking non-potable water at the DPW Service Building at 2655 S. 35<sup>th</sup> St. at a cost of \$7,765.00.

**7. Public Safety Committee Reports**

- a) Request (13-427) from Lifequest Billing for adjustment of ambulance bill of call number 182-12-0779 for service on March 19, 2012 in the amount of \$776.32.
- b) Communication (13-464) from Mayor Nickels relative to the feasibility of sharing services or merging of fire protection services and EMS for Manitowoc and Two Rivers.
- c) Communication (13-495) from Ruth Bukowski relative to number of EMS calls. (copy to Finance Committee).
- d) Communication (13-505) from William Gospodarek relative to removal of parking signage at 1134 S. 16<sup>th</sup> Street.
- e) Communication (13-515) from Donna Klinger relative to concerns relating to unmarked intersections in the City.
- f) Communication (13-490) from Jim Duda and Lynn Lesperance relative to safety hazard at corner of Meadow Lane and So. 28<sup>th</sup> Street

**8. Licenses**

**CLASS "A" RETAIL FERMENTED MALT BEVERAGE LICENSE**

#26 ADITHI 4 LLC, 732 N. 11<sup>th</sup> St., Chandra Vasireddy, Agent

**CLASS B" INTOXICATING LIQUOR & FERMENTED MALT BEVERAGE – 2013-14**

#65 Blazin Wings, Inc., 4140 Harbor Town Ln., Ste. 100, Darin Reiger, Agent

**L. ACTION ON CONSENT AGENDA ITEMS**

**M. DISCUSSION AND POSSIBLE ACTION ON NON-CONSENT AGENDA ITEMS**

**INCLUDING ITEMS REMOVED FROM CONSENT AGENDA, NEWLY REFERRED ITEMS AND ITEMS PREVIOUSLY REFERRED.**

**N. RESOLUTIONS**

**1. Committee of the Whole**

a) None.

**2. Finance Committee**

a) None

**3. Licensing, Permits and Inspections Committee**

a) None.

**4. Parks and Recreation Committee**

a) None

**5. Personnel Committee**

a) None.

**6. Public Infrastructure Committee**

a) None.

**7. Public Safety Committee**

a) None

**O. ORDINANCES**

**1. Committee of the Whole**

a) None

**2. Finance Committee**

a) None

**3. Licensing, Permits and Inspections Committee**

a) Ordinance (13-498) amending the amended zone map in an area east of N. 8<sup>th</sup> St. and south of Reed Avenue from "B-2" Neighborhood Business District to "B-3" General Business District.

**4. Parks and Recreation Committee**

a) None

**5. Personnel Committee**

a) None

**6. Public Infrastructure Committee**

a) Ordinance (13-120) to amend Section 7.210 of the Manitowoc Municipal Code regulating snow removal and deposits.

**7. Public Safety Committee**

a) None

**P. OTHER BUSINESS**

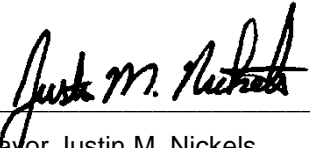
1. Call for Public Hearing on Proposed Budget.

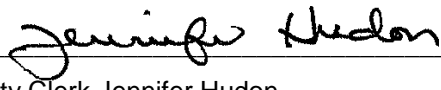
**Q. ADJOURN**

1. Next Scheduled Common Council Meeting: **Monday, OCTOBER 21, 2013 at 7:00pm** in the Common Council Chambers at City Hall.

If you need accommodations for this meeting, please notify the City Clerk's office at least 48 hours in advance of the meeting (or as soon as possible after the meeting is posted, if posted less than 48 hours prior to the meeting time) at 686-6950. For additional assistance, individuals with hearing or speech disabilities can call 711 and be connected to a telephone relay system.

Dated this 4<sup>th</sup> day of October, 2013

  
\_\_\_\_\_  
Mayor Justin M. Nickels

  
\_\_\_\_\_  
City Clerk Jennifer Hudon

