



COMMON COUNCIL AGENDA CITY of MANITOWOC

Monday, November 4th, 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. None.

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. 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.
2. **CLOSED SESSION:** None.

J. CONSENT AGENDA ITEMS

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. Miscellaneous Reports

- a) Approval of Minutes of the regular Common Council meetings of October 21, 2013.
✓ **Recommending approval of minutes and placing on file**
- b) Minutes (13-587) of Manitowoc Public Utilities Commission of 10/14/13.

- ✓ **Recommending placing on file.**

3. Committee of the Whole Reports

- a) General City Claims (13-589) in the amount of \$963,536.60 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.**

4. Finance Committee Reports

- a) None.

5. Licensing, Permits and Inspections Committee Reports

- a) Quit Claim Deed (13-596) from David C. & Pamela A. Neuser for S. 10th Street purposes.
 - ✓ **Recommending referral to Plan Commission.**

6. Parks and Recreation Committee Reports

- a) None.

7. Personnel Committee Reports

- a) None

8. Public Infrastructure Committee Reports

- a) Public Works Petition (13-595) from David C. and Pamela A. Neuser for permanent paving, sidewalks, storm and sanitary sewers and other public utilities to be installed on property abutting S. 10th Street and an un-named east/west street, as shown on the attached map.
 - ✓ **Recommending acceptance of petition with copy to be sent to Director of Public Infrastructure.**

9. Public Safety Committee Reports

- a) Communication (13-505) from William Gospodarek relative to removal of parking signage at 1134 S. 16th Street.
 - ✓ **Recommending granting request and place on file.**
- b) Communication (13-577) from Sharon Strouf relative to safety concerns at 8th and Reed and 8th and Waldo intersections.
 - ✓ **Recommending placing on file.**
- c) Communication (13-578) from Kim Geiser relative to parking concerns in downtown Manitowoc.
 - ✓ **Recommending placing on file.**
- d) Communication (13-579) from Julie Schreiter relative to safety of Meadow Lane School Zone.
 - ✓ **Recommending placing on file.**
- e) Communication (13-580) from Steven McClelland relative to establishing a Quiet Zone in the City of Manitowoc as it pertains to train horns.
 - ✓ **Recommending placing on file.**

10. Approval of the following Licenses

(Subject to department endorsements and payment of license fees)

PAWNBROKERS, SECONDHAND JEWELRY & ARTICLE, ETC.

12 Milwaukee PC
Brian L. Brotz, Applicant 109 N. 8th St.

TWO YEAR OPERATOR'S LICENSE – 2013-15

277 Chasity L. Springstube 805 N. 12th St.

K. ACTION ON CONSENT AGENDA ITEMS

L. 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.

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.
- f) Summons and Complaint (13-592) Nationstar Mortgage LLC vs. Matthew M. Kouba, TCF National Bank and City of Manitowoc, Case No. 13 CV 526.

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) Communication (13-549) from Steimle Birschbach on behalf of Thomas and Patricia Foster relative to donation of vacant parcel in the Industrial Park.
- c) Quit Claim Deed (13-551) from Walter A. & Karen L. Sprang to City of Manitowoc for Goodwin Road purposes.
- d) Memo (13-560) from Manitowoc County Public Works Dept. notifying City of neighboring vacant land for sale (parcel no. 520-047-010).
- e) Memo (13-561) from Manitowoc County Public Works Dept. notifying City of tax foreclosed real estate parcels for sale.
- f) Communication (13-581) from Federal Mogul for easement in City right-of-way for installation of a buried fiber optic cable, as detailed therein.
- g) Report (13-586) of City Planner relative to hiring of qualified environmental professional to implement 2013 revolving loan fund grant.

4. Parks and Recreation Committee Reports

- a) Request (13-582) from Manitowoc Professional Police Assn. for waiver of fees for rental of Lincoln Park Fieldhouse on December 13 & 14, 2013.
- b) Request (13-583) from John Mahnke for Mariner's Trail Permit for charity event on June 17, 2014.
- c) Contract (13-) with Olde Paths, Inc. for planting of dune grass at Red Arrow Beach in the amount of \$22,620.00.
- d) Contract (13-594) with E.F. Becker & Sons, Inc. for installation of chain link fence at Dewey Street Park in the amount of \$6,895.30.

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 (13-214) 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.
- c) Contract (13-590) with Veolia ES Industrial Services, Inc. relative to former Rockwell Lime above ground storage tank cleaning and demolition.
- d) Special Events Request (13-593) for The Leukemia & Lymphoma Society's Scenic Shore 150 Bike Tour on July 19 & 20, 2014.

7. Public Safety Committee Reports

- a) Contract (13-) with Clancy Systems International, Inc. to provide services for parking tickets.
- b) Special events request (13-591) from Tom Drill for the use of the City Hall parking lot and various equipment for Showtime 2014 scheduled August 13 & 14, 2014; (copies to Public Infrastructure, Parks & Recreation, and Licensing, Permits & Inspections).

8. Licenses

"CLASS B" RETAIL INTOXICATING LIQUOR & FERMENTED MALT BEVERAGE

66 Silver Lake College of the Holy Family Inc.
Hollie Marcola-Pichla, Agent 2406 S. Alverno Rd.

TWO YEAR OPERATOR'S LICENSE – 2013-15

278 Wendy Schmidt 910 E. Cedar Ave. #802
279 Heather M. Kraemer 3002 Custer St.

M. RESOLUTIONS

1. Committee of the Whole

- a) None.

2. Finance Committee

- a) None

3. Licensing, Permits and Inspections Committee

- a) Resolution (13-584) setting salary for Election Board officials serving at various elections to be held in 2014.
- b) Resolution (13-585) that a primary election be held on February 18, 2014 if three or more candidates file nomination papers for a City office.

4. Parks and Recreation Committee

- a) None

5. Personnel Committee

- a) None.

6. Public Infrastructure Committee

- a) None.

7. Public Safety Committee

- a) None

N. ORDINANCES

1. Committee of the Whole

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

7. Public Safety Committee

- a) Ordinance (13-588) to amend Section 10.410(1) of the Municipal Code regulating parking from December 1 to March 31.
- b) Ordinance (13-597) to provide for no parking on South 28th Street from Meadow Lane to the south.
- c) Ordinance (13-598) to repeal a portion of Municipal Code Section 10.390 pertaining to no parking zone on So. 16th Street.

O. DISCUSSION AND POSSIBLE ACTION ON NON-CONSENT AGENDA ITEMS INCLUDING ITEMS REMOVED FROM CONSENT AGENDA, NEWLY REFERRED ITEMS, ITEMS PREVIOUSLY REFERRED, RESOLUTIONS AND ORDINANCES.

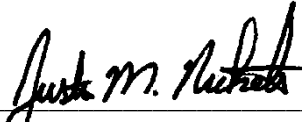
P. OTHER BUSINESS

- 1. None.

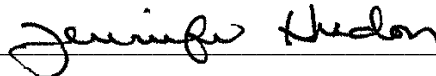
Q. ADJOURN

- 1. Next Scheduled Common Council Meeting: **Monday, NOVEMBER 18, 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.



Mayor Justin M. Nickels



City Clerk Jennifer Hudon