



City of Manitowoc

900 Quay Street
Manitowoc, WI 54220
www.manitowoc.org

Meeting Agenda Common Council

Monday, March 17, 2014

7:00 PM

Council Chambers

Pursuant to Section 19.84(2) and (3) of the Wisconsin Statutes, notice is hereby given to the public, to the Herald-Times-Reporter, the official newspaper of Manitowoc, and to those news media who have filed a written request for this notice that a meeting of the above-referenced will be held at the date, time and location listed above.

The above governmental body will meet to discuss and possibly take action on the agenda items set forth below.

A. CALL TO ORDER

B. ROLL CALL

*Dave Soeldner, Jim Brey, Al Schema, Mike Howe, Chris Able,
Jason Sladky, Scott McMeans, Eric Sitkiewitz, Tyler Martell, and Jill Hennessey*

C. PLEDGE OF ALLEGIANCE

D. INVOCATION

Council President Jill Hennessey

E. PRESENTATIONS

14-449 Swearing In Ceremony for Fire Chief Todd M. Blaser.

F. PUBLIC HEARINGS

None

G. PUBLIC INPUT

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.

H. 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)

I. APPOINTMENTS AND BUSINESS PRESENTED BY THE MAYOR

[14-300](#) Appointment of Michaeleen Gerken Golay to the Brownfields Advisory Committee in place of N. Bishop for an indefinite term.

Attachments: [CC 03-17-2014 Brownfields Advisory Committee Appointment](#)

J. RECESS

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

K. CONSENT AGENDA

These items will be approved by one motion unless any member of the Council wishes to remove an item for discussion.

1. Removal of Consent Agenda Items

Any Common Council Member may request removal of any item from the consent agenda, and such item shall be removed without debate or vote. Any item or part thereof removed from the consent agenda shall be separately considered.

2. Miscellaneous

3. Committee of the Whole

[14-350](#) General City Claims in the amount of \$1,420,506.07 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.

Attachments: [14-350.pdf](#)

4. Finance Committee

[14-190](#) Account balance of customer #45460 (invoice number 17443), recommending write-off of the account.

5. Licensing, Permits and Inspections Committee

[14-062](#) Quit Claim Deed from David W. Maltby for .18 acres of land for S. 26th Street purposes.

Attachments: [14-062.pdf](#)

[14-208](#) Request from Red Arrow Products Company LLC for Change in Zone from B-3 General Business District to C-1 Commercial District for property at 200 E. Waldo Blvd., recommending placing on file.

Attachments: [14-208.pdf](#)

[14-317](#) Home Occupation Accessory Building Application of Michael Miller, Manitowoc Small Engine, 954 S. 29th Street for a detached garage, recommending referral to Plan Commission.

Attachments: [14-317.pdf](#)

[14-322](#) Public Works Petition from Daniel E. and Dorothy Holsen for permanent paving, sidewalks, storm and sanitary sewers and other public utilities to be installed on property abutting on Goodwin Road, as described therein, and shown on the attached map (Parcel No. 001-011-002 & 001-011-003), recommending acceptance of petition with copy to be sent to Director of Public Infrastructure.

Attachments: [14-322.pdf](#)

[14-323](#) Quit Claim Deed from Daniel E. and Dorothy Holsen, for .49 acres of land for Goodwin Road purposes, recommending referral to Plan Commission.

Attachments: [14-323.pdf](#)

[14-324](#) Surrender of License #3 for "Class A" Retail Intoxicating Liquor and Fermented Malt Beverage License of Red Bird, Inc., Sue Rank, Agent, 1807 N. Rapids Road, recommending acceptance of the license and place on file.

Attachments: [Lic No 3.pdf](#)

[14-398](#) Report of City Plan Commission authorizing the issuance of a Special Permit for a fixed animated billboard for Peltier/Autowerks Vehicle Maintenance Center, 1037 S. 26th Street, recommending acceptance of report and place on file.

Attachments: [14-398.pdf](#)

[14-400](#) Report of City Plan Commission of their review of Quit Claim Deed from David Maltby for S. 26th St. purposes, recommending acceptance of report and place on file.

Attachments: [14-400.pdf](#)

6. Parks and Recreation Committee

7. Personnel Committee

[14-320](#) Communication from Jeri Johnson, Human Resources Generalist, submitting her two week notice stating last day of employment as Friday, March 14, 2014, recommending acceptance and place on file.

Attachments: [14-320.pdf](#)

8. Public Infrastructure Committee

[14-399](#) Report of City Plan Commission supporting Three-Year Harbor Assistance Program Statement of Intentions (2014-2016), recommending acceptance of report and place on file.

Attachments: [14-399.pdf](#)

9. Public Safety Committee

10. Approval of the following licenses.(Subject to department endorsements and payment of license fees).

[14-407](#) Two Year Operator's License #328 of Heather M. Laurin, 1124 Wisconsin Ave.

[14-410](#) Two Year Operator's License #329 of James Kaufmann, 1305A S. 14th St.

[14-411](#) Two Year Operator's License #330 of Amanda Baldwin, 1306 Fairmont Lane.

[14-408](#) "Class B" Intoxicating Liquor & Fermented Malt Beverage License #14A of Pizza Lodge, LLC, Rebecca Schwarz, Agent, 2204 Washington St.

[14-409](#) Secondhand Jewelry License #8 of Kay Jewelers #2827, Donald Ross, Applicant, 4550 Calumet Ave.

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

2. Finance Committee

- [12-401](#) Summons and Complaint BMO Harris Bank vs. Christine C. Spencer and City, Case No. 12 CV 0395.
- [12-630](#) Notice of Claim of October 17, 2012, from Alpert & Fellows in behalf of Marcella B. Krall, Claim File No. 12-1087.
- [12-679](#) Notice of Claim of November 29, 2012 of Wesco Electric relative to payment bond for public project, Intermodal Transfer Station, Claim No. 12-1089.
- [13-592](#) Summons and Complaint Nationstar Mortgage LLC vs. Matthew M. Kouba, TCF National Bank and City of Manitowoc, Case No. 13 CV 526.
- [13-601](#) Summons and Complaint Wisconsin Housing and Economic Development Authority vs. Kim Rasmussen and John Doe, City of Manitowoc and Community First Credit Union, Case No. 13 CV 528.
- [14-070](#) Agreement for management of Farmers' Market with Mainly Manitowoc of the day-to-day operations of the Market for the term ending January 31, 2016.
- Attachments:** [14-070.pdf](#)
- [14-075](#) Proposal from Sherrie Richards and Janet Zunker for Farmers' Market to be operated and administered in 2015 and beyond by the Friends of the Manitowoc Farmers' Market, or some other non-for-profit whose mission will be to sustain and grow a self-sufficient Market.
- Attachments:** [14-075.pdf](#)
- [14-299](#) Summons and Complaint received March 7, 2014, of CitiMortgage, Inc. vs. Bonnie Rebarck et al, Case No. 14 CV 063.
- Attachments:** [14-299.pdf](#)
- [14-377](#) Capital Project Request (unbudgeted) from Director of Public Infrastructure Dan Koski to upgrade aeriels.
- Attachments:** [14-377.pdf](#)

[14-403](#) Report of Community Development Authority relative to Wisconsin Division of Housing; Community Development Block Grant Non-Regional Housing application with CDA recommending to Council that it remain in the Northeastern Housing Region, as detailed therein.

Attachments: [14-403.pdf](#)

3. Licensing, Permits and Inspections Committee

[14-170](#) Communication from Backus Electric, Inc. conveying their opinion that the City should have a full time electrical inspector every day.

Attachments: [14-170.pdf](#)

[14-301](#) Communication from Angela M. Seefeldt requesting reconsideration of denial of Two Year Operator's license #326 and stating that she has paid her fines and parking tickets.

Attachments: [14-301.pdf](#)

[14-327](#) Communication from Darian R. Kaderabek asking for reconsideration of his application no. 320 for 2013-15 Two Year Operator's license which was denied on March 3, 2014.

Attachments: [14-327.pdf](#)

[14-401](#) Report of City Plan Commission relative to request from Red Arrow Products Company to rezone property at 200 E. Waldo Blvd., recommending that Council instruct the Clerk to call for a public hearing on April 7th and adopt a rezoning ordinance upon completion of the public hearing.

Attachments: [14-401.pdf](#)

[14-402](#) Report of City Plan Commission recommending that Council approve entering into a Termination of Municipal Utility Easement granted from Dennis and Kay Wergin in 1999, for the reasons set forth in the report.

Attachments: [14-402.pdf](#)

[14-405](#) Ordinance amending the amended zone map of the City of Manitowoc for property located north of E. Waldo Blvd. and east of the Little Manitowoc River from "B-3" General Business District to "C-1" Commercial District, was referred to Licensing, Permits and Inspections Committee.

Attachments: [14-405.pdf](#)

4. Parks and Recreation Committee

[14-176](#) Proposal from the Manitowoc Public School District for 2014 ball diamond maintenance

Attachments: [03-03-14 Baseball Softball Rec Proposal 2014](#)

[14-321](#) Special Events Request from Roger Lodel to hold Manitowoc Safety Patrol Picnic at Silver Creek Park on May 21, 2014, with waiver of fees request attached.

Attachments: [14-321.pdf](#)

5. Personnel Committee

[14-083](#) Resolution to set hourly rate of \$40.38 for Interim City Attorney Kathleen McDaniel.

Attachments: [14-083.pdf](#)

[14-084](#) Resolution to set hourly rate of \$39.47 for Interim Fire Chief Gregg Kadow.

Attachments: [14-084.pdf](#)

[14-387](#) Agreements with Serve You relative to request for benefit changes to implement split fee specialty program for drug coverage and copay change to specialty tier, 20% Max \$150.00.

Attachments: [14-387.pdf](#)

[14-397](#) Agreement with BMO Retirement Services for Section 125 Health FSA 5500 Welfare Return.

Attachments: [14-397.pdf](#)

[14-428](#) Resolution setting salary for Fire Chief Todd Blaser recently appointed by Police and Fire Commission on March 11, 2014.

Attachments: [14-428-1.pdf](#)

6. Public Infrastructure Committee

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

Attachments: [13-120.pdf](#)

[13-214](#) Request 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.

[13-606](#) Ordinance amending Sections 10.290 and 10.730 of the Municipal Code to designate a portion of Park Street as a one-way street and to add angle parking.

Attachments: [13-606.pdf](#)

[13-639](#) Policy of Maritime Metro Transit Passenger Behavior. (Tabled: 12/2/13)

Attachments: [13-639.pdf](#)

[13-658](#) Ordinance to amend Section 10.410 (1) to remove South 16th Street from Washington Street to 650 feet north of Wollmer Street from the winter parking ban.

Attachments: [13-658.pdf](#)

[14-073](#) Request from Chuck and Kathy Behnke, 5126 Sunset Road, for a temporary access agreement for the purpose of planting a vegetable/herb garden in the un-improved right-of-way of Remiker Road.

Attachments: [14-073.pdf](#)

[14-078](#) Special Events Request from Holy Family Memorial to utilize sidewalks and streets along their marathon route as well as Mariner's Trail on June 22, 2014 as well as closure of east lanes of Lakeside Blvd.

Attachments: [14-078.pdf](#)

[14-081](#) Revised Policy of Maritime Metro Transit Passenger Behavior

Attachments: [14-081.pdf](#)

[14-129](#) Special Events Request from Amvets Post 99 to use Conroe Street for the 2014 Gravity Hill Derby on June 14, 2014.

Attachments: [14-129.pdf](#)

[14-134](#) Special Events Request from Lakeshore Humane Society for 1st Annual Run for Shelter 5k on May 3, 2014, utilizing streets, sidewalks and Lincoln Park, with route attached. (Copy to Parks and Recreation Committee).

Attachments: [14-134.pdf](#)

[14-266](#) Letter from Priscilla Schroeder requesting refund of half of the disinterment fees.

Attachments: [20140303150758281.pdf](#)

[14-316](#) Request from David J. Naidl to erect three crosses on the hillside located at Evergreen Cemetery facing North 18th Street from April 13 thru April 22, 2014.

Attachments: [14-316.pdf](#)

[14-318](#) Memorandum from Dan Koski, Director of Public Infrastructure, recommending accepting low quote of A.C.E. Building Service for Marina dock repairs (contract attached).

Attachments: [14-318.pdf](#)

[14-336](#) Report of Board of Public Works of March 12, 2014, regarding bids received for 2014 Seal Coating & Preparation Work on Various Streets, Project WS-14-6.

Attachments: [14-336.pdf](#)

[14-343](#) Report of the Board of Public Works of March 12, 2014, regarding quotes received for furnishing ready mixed concrete to be used by the Department of Public Works during the 2014 construction season.

Attachments: [14-343.pdf](#)

[14-344](#) Task Order 14-02 pursuant to Technical Services Agreement dated April 11, 2013 with Strand Associates, Inc. for 2014 Collection System Infiltration/Inflow (I/I) Program Assistance.

Attachments: [14-344.pdf](#)

[14-360](#) Task Order No. 14-03 with Strand Associates, Inc. pursuant to Technical Services Agreement dated April 11, 2013, for Horseshoe Drive Pumping Station rehabilitation.

Attachments: [14-360.pdf](#)

[14-369](#) Special Events Request from Michael Demske, Vietnam Veterans of America, Chapter 731, to use certain streets in the City for the annual Memorial Day Parade on May 26, 2014, beginning at 9:00 a.m. and in case of inclement weather to use the Citizen Park building for the ceremonies.

Attachments: [14-369.pdf](#)

[14-404](#) Resolution approving the Three Year Harbor Development Statement of Intentions for 2014-2016.

Attachments: [14-404.pdf](#)

7. Public Safety Committee

[14-039](#) Request from Lifequest Billing Office recommending adjustment to account 182-13-3006 in the amount of \$849.50.

Attachments: [14-039.pdf](#)

[14-090](#) Communication from Jodi Teesch relative to concerns at uncontrolled intersection of 19th and Columbus Streets.

Attachments: [14-090.pdf](#)

[14-315](#) Regional Fire Department Hiring Process Agreement between City and Fox Valley Technical College.

Attachments: [14-315.pdf](#)

8. Licenses

[14-412](#) Two Year Operator's License #331 of Allan Brixius, 520A Buffalo St.

[14-413](#) Two Year Operator's license #332 of Michael J. Demske, 928 N. 16th St.

[14-414](#) Temporary Operator's License #37 of Russell J. Zipperer, 1405 Hampton Circle, Cato, WI

[14-415](#) Temporary Operator's license #38 of Scott P. Pankratz, 7402 CTH J, Valders, WI

[14-416](#) Temporary Operator's License #39 of Gregg A. Gaedtke, 2506 Marshall St.

[14-417](#) Temporary Operator's license #40 of Brenda L. Kaufmann, 11202 Westview Rd., Newton, WI

M. OTHER BUSINESS

N. ADJOURN

1. Next Scheduled Common Council Meeting: Monday, April 7, 2014 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.

**Jennifer Hudon
City Clerk**