



City of Manitowoc

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

Meeting Agenda

Common Council

Monday, March 18, 2019

6:30 PM

Council Chambers/1st Floor Hearing Room - East

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

C. PLEDGE OF ALLEGIANCE & INVOCATION

D. PRESENTATIONS

- [19-0265](#) Presentation of the 2017 Volunteer of the Year Award to Randy Heinzen
- [19-0266](#) Presentation of the 2018 Volunteer of the Year Award to Laura Ziemer
- [19-0267](#) City Clerk administers oath of office to Police Officer Jacob Gardner, followed by badge pinning.
- [19-0268](#) City of Manitowoc 150th Anniversary Logo Contest

E. PUBLIC HEARINGS

- [19-0269](#) 6:35 p.m. - Public hearing for the purpose of hearing any and all interested parties in the matter of a proposed change to the Official Map and Street Vacation to remove a portion of unimproved Archer Street.
- [19-0270](#) 6:38 p.m. - Public hearing for the purpose of hearing any and all interested parties in the matter of a proposed change in zone from "B-1" Office - Residential to "B-3" General Business for property located in the 4600 Block of Calumet Ave.

F. PUBLIC INPUT

Members of the public will be permitted to speak at the Common Council meeting 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. APPOINTMENTS AND BUSINESS PRESENTED BY THE MAYOR

H. 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

[19-0271](#) Minutes of February 18, 2019 Common Council meeting, recommending approval and place on file.

Attachments: [CC Minutes 2-18-19](#)

[19-0289](#) Communication from the Public Service Commission of Wisconsin, recommending acceptance and place on file.

Attachments: [19-0289](#)

3. Committee of the Whole (Consent)

[19-0297](#) Report of Special Events Committee relative to approval of the following events: Kenny's Slow Pitch Softball Tournament on 7/19-26/19; War on the Shore Girls Fastpitch Softball on 8/1-4/19; Faith Church Easter Sunrise Service on 4/21/19; recommending acceptance of report and place on file.

Attachments: [19-0297](#)
[Kenny's Tournament](#)
[War on the Shore](#)
[Faith Church Easter Sunrise Service](#)

4. Finance Committee (Consent)

[19-0224](#) 2019 Borrowing Timeline, recommend to approve the timeline.

Attachments: [TL Manitowoc Cy 2019.xlsm](#)

[19-0229](#) Minutes of February 13, 2019 Finance Committee meeting, recommending approval and place on file.

Attachments: [MeetingMinutes2-13-19](#)

[19-0230](#) Minutes of the MPU Commission meetings of 1/14/19, 1/22/19 and 2/5/19, recommending acceptance and place on file.

Attachments: [19-0230](#)

[19-0236](#) Request to rescind 2018 real estate taxes in the amount of \$3,547.57 due to palpable error and adjusting the assessment for real estate parcel 000-117-080, Michael & Mariluxi Merrill, to zero (exempt property), recommend to approve.

Attachments: [19-0236](#)

[19-0237](#) Request to rescind 2018 real estate taxes in the amount of \$4,736.13 due to palpable error and correct assessment of improvements to \$0 for 2018 for real estate parcel 833-304-111, Jason J. and Jennie Naidl, recommend to approve.

Attachments: [19-0237](#)

[19-0238](#) Kerry Inc. v. Wisconsin Department of Revenue petition for review of determination by State Board of Assessors for manufacturing property: 633 S. 20th St., Manitowoc, WI., recommend to accept and place on file.

Attachments: [Kerry](#)

[19-0264](#) General City Claims in the amount of \$5,411,932.64 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: [19-0264](#)

[3-1-2019](#)

[3-8-2019](#)

[3-15-2019](#)

[3-22-2019](#)

[19-0288](#) Report of Finance Committee to grant the various licenses subject to approvals, inspections, insurance, payment of license fees and meeting State Statute requirements, as detailed therein, recommending acceptance.

Attachments: [March Licenses](#)

5. Personnel Committee (Consent)

[19-0120](#) Out of State Travel Request-Community Development-San Diego for a National GIS Conference, recommending to approve the request.

Attachments: [Out of state request Du Chateau.pdf](#)

[19-0228](#) Request for PTO Increase for New Hire in the Associate Planner-Business and Housing Position, recommending to approve the request.

[19-0253](#) Unpaid Leave Request Extension-Transit, recommending to approve the request.

6. Public Infrastructure Committee (Consent)

- [19-0240](#) Zoo Kayak Launch Grant Funding, recommending placing on file
- Attachments:** [19-0240_201903011025](#)
- [19-0241](#) Agreement for Professional Services with McMahon Associates, Inc. for Sanitary Sewer & Lateral Reconstruction on Waldo Blvd from N. 14th Street to Maritime Drive, recommending approval.
- Attachments:** [19-0241_201903011026](#)
- [19-0242](#) Agreement for Professional Services with McMahon Associates, Inc. for Mini-Storm Sewer Construction on Waldo Blvd from N. 14th Street to Maritime Drive, recommending approval.
- Attachments:** [19-0242_201903011027](#)
- [19-0244](#) Request from David Naidl for Permission to Erect Crosses on Hillside at Evergreen Cemetery facing North 18th Street April 13th through April 22, 2019, recommending approval.
- Attachments:** [19-0244_201903011024](#)
- [19-0246](#) Ordinance to Prohibit Snowplowing City Streets, recommending placing on file
- Attachments:** [19-0246_201903011024](#)
- [19-0247](#) Request for Access Over Unimproved Right-of-Way of Dewey Street West of S. Rapids Road, recommending approval
- Attachments:** [19-0247_201903011030](#)
- [19-0248](#) DNR MS4 Annual Permit - 2018 Accomplishments, recommending approving the report and placing on file.
- Attachments:** [2019 Annual MS4 Permit](#)
- [19-0250](#) Request from Zoo Society to build a garage near Cabin 2 for Light Show Storage, recommending approving the request subject to Zoo Society covering the cost and City Staff approving the site and appearance.
- Attachments:** [19-0250_201903011022](#)
- [19-0251](#) Request from War on the Shore Special Event for Reduced Price Entry to the Aquatic Center during their Tournament, recommending approving request.
- [19-0254](#) Land Use Agreement between City of Manitowoc and Corevac, LLC, for Equipment Storage at 1105 Fleetwood Drive, recommending approval of the agreement
- Attachments:** [19-0254](#)

[19-0272](#) Report of Board of Public Works of 3/8/19, of bids received for 2019 Concrete Paving, Project WS-19-1, recommending awarding to low bidder, Vinton Construction Company in the amount of \$418,068.96.

Attachments: [WS-19-1](#)
[Bid Tab WS-19-1](#)

[19-0273](#) Report of Board of Public Works of 3/8/19, of bids received for 2019 Epoxy Painting - Pavement Marking Program, Project WS-19-9, recommending awarding to low bidder, Brickline Inc Madison in the amount of \$104,417.40.

Attachments: [WS-19-9](#)
[Bid Tab WS-19-9](#)

[19-0274](#) Report of Board of Public Works of 2/20/19, of bids received for 2019 Remove & Replace Existing Sidewalk, Project WS-19-3, recommending awarding to low bidder, Seiler Bros. Construction Inc. in the amount of \$126,682.00.

Attachments: [WS-19-3](#)
[Bid Tab WS-19-3](#)

[19-0275](#) Report of Board of Public Works of 2/20/19, of bids received for 2019 Seal Coating Program, Project WS-19-6, recommending awarding to low bidder, Scott Construction, Inc. in the amount of \$163,289.48.

Attachments: [WS-19-6](#)
[Bid Tab WS-19-6](#)

[19-0276](#) Report of Board of Public Works of 2/20/19, of bids received for 2019 Sewer Re-Lining, Project WU-19-7, recommending awarding to low bidder, Visu-Sewer in the amount of \$166,770.75.

Attachments: [WU-19-7](#)
[Bid Tab WU-19-7](#)

[19-0277](#) Report of Board of Public Works of 2/20/19, of bids received for 2019 Concrete Slab Replacement, Project WS-19-10, recommending awarding to low bidder, Forward Contractors in the amount of \$118,815.25.

Attachments: [WS-19-10](#)
[Bid Tab WS-19-10](#)

[19-0278](#) Report of Board of Public Works of 2/20/19 of approval to enter into a contract with Luiser Plumbing for installation of washout waterline for Parks Maintenance Building, AGMT-19-06, for a contract price of \$2,9002.00. Recommending acceptance and place on file.

Attachments: [AGMT-19-06](#)

[19-0279](#) Report of Board of Public Works of 2/20/19 of approval to enter into a contract with R. Turner Construction for cemetery storage room remodeling at 2221 Michigan Ave., AGMT-19-07, for a contract price of \$23,505.00. Recommending acceptance and place on file.

Attachments: [AGMT-19-07](#)

[19-0280](#) Progress Invoice from Wisconsin Dept. of Transportation in the amount of \$1,074.36 for Waldo Blvd., Project No. 39515003700, recommending payment.

Attachments: [19-0280](#)

[19-0281](#) Report of Board of Public Works of 2/20/19 of denial of appeal for snow shoveling assessment for property at 719 York St., recommending acceptance and place on file.

Attachments: [19-0281](#)

[19-0282](#) Report of Board of Public Works of denial of request for appeal of noxious weed assessment for the property at parcel 785001170, recommending acceptance and place on file.

Attachments: [19-0282](#)

[19-0283](#) Report of Board of Public Works of 3/6/19 of approval to reduce snow shoveling assessment by \$150 for property located at 904 N. 9th St., recommending acceptance and place on file.

Attachments: [19-0283](#)

[19-0284](#) Report of Director of Public Infrastructure Dan Koski of Tonnage Report for the year ending 12/31/18. Recommending acceptance and place on file.

Attachments: [2018 Tonnage Report](#)

[19-0285](#) Report of Board of Public Works of March 6, 2019, of quotes received for Ready Mix Concrete for 2019 Construction Season, Project QM-19-1, recommending awarding to low quoter, Carew Concrete in the amount of \$88,875.00.

Attachments: [QM-19-1](#)

7. Public Safety Committee (Consent)

[19-0255](#) Discussion regarding Jackson Elementary School drop off and pick up locations, recommending to place on file.

Attachments: [Jackson Elementary School - North 17th Street](#)
[North 17th Street - Jackson Elementary School - 2019](#)

[19-0262](#) York Street Parking Discussion, recommending to place on file.

Attachments: [IMG_1244](#)
[IMG_1245](#)
[IMG_1246](#)
[IMG_1247](#)

[19-0263](#) Discussion on ambulance collection, recommending to place on file.

8. Plan Commission (Consent)

[19-0218](#) PC 35-2018: Keil; Archer Street - Proposed Street Vacation under §66.1003(4) and Official Map Amendment under §62.23(6), recommending approval of the Street Vacation and Amendment to the Official Map and instruct City Clerk to schedule the necessary public hearings for the March 18th Council meeting.

Attachments: [19-0218 Archer St](#)
[19-0218 Report to Council Archer Street](#)

[19-0219](#) PC 10-2019: Calumet Ave Manitowoc, LLC: Request to Rezone Property from “B-1” Office - Residential to “B-3” General Business in the 4600 Block of Calumet Avenue, recommending approval of the rezoning request and instruct the City Clerk to call for a public hearing at the Common Council's March 18th meeting.

Attachments: [19-0219 PC packet Calumet Ave LLC rezone](#)
[19-0219 Report to Council Calumet Ave LLC](#)

[19-0222](#) PC 2-2019: Annual Review of Community Living Arrangements under MMC 15.370(19)b. Recommending to approve the associated licenses for the Community Living Arrangements for 2019.

Attachments: [19-0222 Adult Family Homes](#)
[19-0222 Report to Council 2019 CLA Review](#)

[19-0223](#) PC 13-2019: Harbor Assistance Program - Annual Statement of Intentions. Recommending to go on record indicating support of the Annual Statement of Intentions.

Attachments: [19-0223 HAP Intentions](#)
[19-0223 Report to Council 2019 HAP Statement](#)

I. COMMITTEE REPORTS

1. Committee of the Whole

[19-0187](#) Communication from Alder Gabriel.

Attachments: [19-0187](#)
[19-0187 \(2\)](#)
[Gabriel Excused](#)

[19-0298](#) Report of Special Events Committee recommending approval for the following events subject to Council action: Acoustic Fest on 7/20/19 (waiver of rules prohibiting alcohol in the park; no parking on a portion of the east side of S. 12th St.); Sputnikfest on 9/7/19 (waiver of noise ordinance until 10:30 pm.m; Street closures of Park St. from N. 7th to 9th & N 8th from State to St. Clair; no parking on one side of N. 9th from State to St. Clair).

Attachments: [19-0298](#)
[Acoustic Fest](#)
[Sputnikfest](#)

2. Closed Session

Notice is hereby given that the above governmental body may adjourn into a closed session during the meeting as authorized by Section 19.85(1)(e) of the Wisconsin Statutes, which authorizes the governmental body to convene in closed session for the purpose of deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. The specific subject matter that may be considered in closed session is:

19-0239 Report requesting authorization to acquire CN Peninsula

19-0296 Hecker Road Property Appraisal

[19-0239](#) Report requesting authorization to acquire CN Peninsula

Attachments: [CN Acquisition Memo.pdf](#)
[20190318 651 GLC Ltr LGU2](#)
[20190318 651 GLC Ltr LGU](#)

[19-0296](#) Hecker Road Property Appraisal

3. Open Session

[19-0239](#) Report requesting authorization to acquire CN Peninsula

Attachments: [CN Acquisition Memo.pdf](#)
[20190318 651 GLC Ltr LGU2](#)
[20190318 651 GLC Ltr LGU](#)

[19-0296](#) Hecker Road Property Appraisal

4. Finance Committee

[19-0225](#) Resolution Terminating TID District 14 and Authorizing Treasurer to Distribute Excess Increment to Overlaying Districts

Attachments: [Res 19-0225](#)

[19-0226](#) Resolution Terminating TID District 15 and Authorizing Treasurer to Distribute Excess Increment to Overlaying Districts

Attachments: [Res 19-0226](#)

[19-0233](#) Request from Wal-Mart to extend alcohol premise to include specific parking stalls designated for online grocery pickup.

Attachments: [Request from Wal-Mart](#)
[Walmart Online Grocery Pickup Procedure Guide](#)
[Walmart #1449 - Site and Floor Plans](#)

[19-0234](#) Resolution Declaring Official Intent to Reimburse Expenditures from Proceeds of Borrowing

Attachments: [Res 19-0234](#)

[19-0249](#) Agreement for Management Services 2019 Manitowoc Farmers Market

Attachments: [Finance Committee Revisions to Final Revised Market Management Services ..](#)

[19-0291](#) Ordinance to amend Section 11.010(4) of the Municipal Code to increase fees for Operator's Licenses and to require a license ID badge be carried on licensed bartenders.

Attachments: [Res 19-0291](#)
[19-0231](#)
[19-0231\(2\)](#)

[19-0292](#) Ordinance to amend 15.510(3) of the Municipal Code to change Mobile Home or Manufactured Home Parks license periods to the calendar year.

Attachments: [Res 19-0292](#)
[19-0232](#)

[19-0295](#) Ordinance amending the amended zone map of the City of Manitowoc rezoning property in the 4600 block of Calumet Ave. from "B-1" Office - Residential to "B-3" General Business.

Attachments: [Ord 19-0295](#)

5. Personnel Committee

[19-0299](#) Resolution to Change to Vendor for Short Term Disability and Addition of Long Term Disability Plan Option

Attachments: [Res 19-0299](#)

6. Public Infrastructure Committee

[19-0243](#) Ordinance to Ban the Sale and Use of High-PAH Coal Tar Sealants in the City.

Attachments: [Ord 19-0243](#)

[19-0245](#) Donation of Exercise Equipment Request for Washington Park.

Attachments: [19-0245 201903011025](#)

[19-0290](#) Resolution Approving the Three Year Harbor Development Statement of Intentions for 2019-2021

Attachments: [Res 19-0290](#)

7. Public Safety Committee

8. Plan Commission

J. OTHER BUSINESS

K. ADJOURN

1. Next Scheduled Common Council Meeting: Monday, April 15, 2019 at 6:30pm in the Common Council Chambers at City Hall.

In accordance with the requirements of Title II of the Americans with Disabilities Act (ADA), the City of Manitowoc will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities. If you need assistance or reasonable accommodations in participating in this meeting or event due to a disability as defined under the ADA, please call the City Clerk's office at 920-686-6950 or the City's ADA Coordinator at (920) 686-6990 or e-mail cityattorney@manitowoc.org at least 48 hours prior to the scheduled meeting or event to request an accommodation. For additional assistance, individuals with hearing or speech disabilities can call 711 and be connected to a telephone relay system.

Deborah Neuser
City Clerk