



# City of Manitowoc

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

## Meeting Agenda

### Common Council

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Monday, October 16, 2017

6:30 PM

Council Chambers

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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

[17-1054](#) Presentation by Mayor Nickels of the 2018 Budget for the City of Manitowoc.

[17-1061](#) Proclamation declaring October 2017 as Crime Prevention Month.

**Attachments:** [17-1061](#)

#### E. PUBLIC HEARINGS

[17-1003](#) Public Hearing to be held at 6:35 p.m. for the purpose of hearing any and all interested parties in the matter of a proposed change in zone from "R-4" Single and Two Family District to "I-2" Heavy Industrial District for properties located along the east side of the 800 hundred block of South 18th Street and south side of the 1700 hundred block of Clark Street.

**Attachments:** [17-1003](#)

#### 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

[17-1001](#) Mayor to disband Farmers Market Ad hoc Committee.

## 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

[17-0999](#) Minutes of September 18, 2017 Council meeting, recommending approval and place on file.

**Attachments:** [17-0999](#)

[17-1064](#) Public Notice on an Air Pollution Control Permit Application Review for Wisconsin Aluminum Foundry, 838 South 16th Street, recommending placing on file.

**Attachments:** [17-1064](#)

### 3. Committee of the Whole (Consent)

[17-1044](#) Report of Special Events Committee relative to approval of the following events: Winter Farmers Market on the 2nd & 4th Saturdays November 11, 2017 through April 28, 2018; One in Community, One in Communion Unity Mass on September 23-24, 2017; Roncalli annual Cross Country Invite on 9/8/2018; Izaak Walton League Appreciation Dinner on 11/9/2017; MPPA Children's Christmas Party on 12/17/2017; REVISED End Domestic Violence Awareness Month Vigil on 10/19/2017 (denied); MPSD Jr. High Cross Country Invitational on 10/10/2017; Holiday Lights 2K Walk/Run on 12/30/2017; Miracles Special Olympics Tournament on 6/16/2018 (Rain date 6/17/2018); recommending acceptance of report and place on file.

**Attachments:** [17-1044 - Report](#)  
[Winter Farmers Market](#)  
[One in Community Mass](#)  
[Roncalli Cross Country Invite](#)  
[Izaak Walton Appreciation Dinner](#)  
[MPPA Children's Christmas Party](#)  
[In Courage](#)  
[MPSD Jr. High Cross Country](#)  
[Manitowoc Miracles](#)

#### 4. Finance Committee (Consent)

[17-1000](#) General City Claims in the amount of \$4,952,893.86 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:** [17-1000](#)  
[10-13-17](#)  
[10-6-17](#)  
[9-29-17](#)  
[9-22-17](#)

[17-1047](#) 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:** [17-1047](#)

#### 5. Personnel Committee (Consent)

#### 6. Public Infrastructure Committee (Consent)

[17-0574](#) Request from 1311 Spring LLC, Peter and Alex Allie, for a Sidewalk Privilege Agreement for right-of-way encroachment of a berm on Spring Street, recommending placing on file.

**Attachments:** [17-0574](#) [201706011107](#)

[17-0675](#) Changes to the Zoological Board By-Laws, Public Infrastructure Committee recommending approval of request subject approval by the City Attorney.

**Attachments:** [17-0675](#) [201706291347](#)  
[17-0675](#)

[17-0789](#) Rollaire Lease Agreement request for a 4 week lease forgiveness for Floor Refinishing Project, recommending instructing the City Attorney to draft a lease amendment to allow the tenant to forego up to four (4) weeks of rent during floor refinishing.

**Attachments:** [17-0789](#)

[17-0979](#) DPI Re-Organization due to Retirement October, 2017, recommending approval.

**Attachments:** [Department of Public Infrastructure Org Chart Proposed 092517.pdf](#)  
[Operations Division Manager JD 09.2017](#)  
[Streets Team Leader JD 9.2017](#)  
[Transit Division Manager JD 09.2017](#)  
[Buildings and Grounds Division Manager JD 09.2017](#)

[17-1013](#) Stormwater Management Facility Maintenance Agreement for St Vincent Hospital of the Hospital Sisters of the Third Order of St Francis at 4810 Expo Drive, Parcel #826-403-115, recommended approval of agreement

**Attachments:** [17-1013 201710041514](#)

[17-1016](#) Report of Board of Public Works of 10/04/2017 for 4th and Final payment of \$2,080.00 to Michels Corporation for Manitowoc Marina E Dock Replacement, WB-16-12, recommending payment.

**Attachments:** [17-1016](#)

[17-1017](#) Report of Board of Public Works of 10/04/2017 for 2nd and Final payment of \$2,630.00 to Miller & Associates - Sauk Prairie Inc. for Playground Equipment at Silver Creek Park, recommending payment.

**Attachments:** [17-1017](#)

[17-1018](#) Report of Board of Public Works of 10/04/2017 for 1st and Final payment of \$115,254.41 to Scott Construction, Inc. for 2017 Seal Coating Program, WS-17-6, recommending payment.

**Attachments:** [17-1018](#)

[17-1019](#) Report of Board of Public Works of 10/04/2017 for 1st and Final payment of \$23,707.60 to Vinton Construction Co. for 2017 Mini Storm Sewer Connection, 17-08, recommending payment.

**Attachments:** [17-1019](#)

[17-1023](#) Report of Board of Public Works of October 4, 2017, relative to request from Cha Yang to rescind snow removal charge for property located at 1511 S. 10th St., Parcel No. 122-000-100. Recommending denying the request.

**Attachments:** [17-1023](#)

[17-1024](#) Request to rescind the weed cutting violation at the vacant lot on Stoney Brook Drive that was gifted to Manitowoc Lutheran High School, Committee recommended to deny the request.

**Attachments:** [17-1024\\_201710061421](#)

[17-1025](#) Request to rescind weed cutting invoice for 2220 Stoney Brook Court, Committee recommended granting the request.

**Attachments:** [17-1025\\_201710061440](#)

[17-1026](#) Request made by the Special Events Committee for a Vendor Agreement for a food truck in City right-of-way, recommending approval without a Vendor Agreement to be submitted

**Attachments:** [17-1026\\_201710061445](#)

[17-1027](#) Request for Zoo Parking Street Signs, recommending approval to redirect the traffic to Reed Avenue parking lot.

**Attachments:** [17-1027\\_201710061449](#)

[17-1028](#) Public Works Petition from James Check, to cause permanent paving, sidewalks, storm and sanitary sewers and other public utilities to be installed on Homestead Road as described therein and shown on the attached map, recommending acceptance of petition with copy to be sent to Director of Public Works, recommending approval and placing on file.

**Attachments:** [17-1028\\_201710061456](#)

[17-1029](#) Public Works Petition from James Check, to cause permanent paving, sidewalks, storm and sanitary sewers and other public utilities to be installed on Nicyssa Lane as described therein and shown on the attached map, recommending acceptance of petition with copy to be sent to Director of Public Works, recommending accepting and placing on file.

**Attachments:** [17-1029\\_201710061458](#)

[17-1041](#) Request for Henry Schuette Park Kiosk sign from Donation Tube Funds, recommending approval

**Attachments:** [Schuette park message board kiosk](#)

[17-1048](#) Report of Board of Public Works of October 4, 2017, of bids received for Re-Decking for Manitowoc Marina A, B, C, and D Docks, Project WB-17-11, recommending awarding to low bidder, A.C.E. Building Services in the amount of \$163,111 for A, B and D Dock. City plans to self perform the work on C Dock at a later date.

**Attachments:** [17-1048](#)  
[WB-17-11 Tabulation](#)

## 7. Public Safety Committee (Consent)

[17-0940](#) Request from Manitowoc Church of Christ for No Parking - Loading Zone in front of 1109 North 17th Street. Recommending to approve loading zone for width of property.

**Attachments:** [Church of Christ parking request](#)

[17-1020](#) Request for "No Parking" signs to be placed on the west side of North 8th Street from Eck Industries driveway for 100 feet to the south. Recommending to approve the request.

**Attachments:** [Eck Industries No Parking](#)

[N 8th St Eck Industries 1](#)

[N 8th St Eck Industries 2](#)

[17-1021](#) Discussion regarding the bond schedule amount for Ordinance 14.020(12) Attacking or Biting Dog, Cat or Other Creature. Recommending ordinance increasing fine to \$212.

**Attachments:** [Draft Ordinance 14.020\(12\)](#)

[JUDGE OLSON'S RECOMMENDATION](#)

[Ordinance 14.020](#)

[REIMER EMAIL - CURRENT FINE AMOUNT](#)

## 8. Plan Commission (Consent)

### I. COMMITTEE REPORTS

#### 1. Committee of the Whole

[17-0801](#) Manitowoc Marina, LLC Lease extension request.

**Attachments:** [Marina Lease Extension](#)

[Marina Map-Exhibit A](#)

[2017 Rate Sheet-Exhibit B](#)

[Marina Lease - Edited](#)

[Marina Lease Agreement \(Revised by TMS w-Exhibit\) - Unsigned \(00541815\)](#)

[17-1046](#) Report of Special Events Committee Recommending approval for the following events subject to Council action: Metro Jam on 6/15/2018-6/16/2018 (Waiver of rules prohibiting alcohol in the park; closure of S. 12th Street between Washington & Marshall Sts.); Lights in Lincoln Park 11/24/2017-12/23/2017 (Approval of advertising signs in City right-of-ways); Lakeshore Holiday Parade on 11/22/2017 (Closure of Washington Sts. & N. 8th Sts. for parade); WI Maritime Museum Christmas Tree Ship Day (No parking allowed in lot west of the Maritime Museum for the day).

**Attachments:** [17-1046 - Report](#)  
[Metro Jam](#)  
[Lights in Lincoln Park](#)  
[Holiday Parade](#)  
[Christmas Tree Ship Day](#)

## 2. Finance Committee

[17-0975](#) Resolution to hold Primary Election on February 20, 2018 if there are three or more candidates who file nomination papers for a City office at the April 3, 2018 Spring Election.

**Attachments:** [17-0975.pdf](#)

[17-0988](#) Resolution to allow filling of vacant Arts Instructor position for Rahr West Art Museum.

**Attachments:** [Art Instructor Job Description](#)  
[17-0988](#)

[17-0989](#) Development Agreement Between the City and Doneff's Schuette Building LLC for Tax Incremental Financing Assistance, recommend approval with two additions.

[17-0990](#) Development Agreement Between the City and Briess Industries Inc for Tax Incremental Financing Assistance, recommend approval.

**Attachments:** [17-0990](#)

[17-0991](#) Memorandum of Understanding Between the City and the Community Development Authority for the Blighted Housing Restoration Program, recommend approval.

**Attachments:** [17-0991 MOU-Neighborhood Blight Elimination 09-20-17 FINAL](#)

[17-0992](#) Resolution of the Common Council Authorizing Staff to Procure an Environmental Consultant, Apply for EPA Site Assessment Grant Funds, and Administer Grants if Awarded, recommend to adopt the resolution.

**Attachments:** [17-0992](#)

- [17-1014](#) Resolution Awarding the Sale of \$775,000 General Obligation Promissory Notes.
- Attachments:** [17-1014](#)
- [17-1022](#) Scope of Engagement relative to Proposed Issuance of \$775,000 City of Manitowoc General Obligation Promissory Notes.
- Attachments:** [17-1022](#)
- [17-1030](#) Request for Silver Creek Disc Park Upgrades from Donation Tube Funds and Room Tax Funds.
- Attachments:** [17-1030\\_201710061518](#)  
[17-1030](#)
- [17-1050](#) No Street Access Agreement with Stephen Spindler, 4018 Springhill Drive, prohibiting any new access points within the P-1 Zoning area.
- [17-1051](#) No Street Access Agreement with Jan Paulus, 3906 Springhill Drive for remaining footage not billed.

### 3. Personnel Committee

- [17-0987](#) Teamsters No. 662 2017-2019 Bargaining Agreement
- Attachments:** [Transit Agreement Final Agreement for Ratification 9.2017](#)
- [17-1042](#) Resolution to approve Participation Agreement with Anthem Blue Cross Blue Shield - Well Priority Plan Health and Dental insurance and National Vision Administrators (NVA) Vision Insurance for 2018.
- Attachments:** [17-1042](#)  
[Health Plan Recommendations](#)  
[Analysis of Health Insurance Rates](#)

### 4. Public Infrastructure Committee

- [17-0969](#) Lease Agreement with the Zoological Society for Lights in Lincoln Park Cabin 1.
- Attachments:** [17-0969](#)
- [17-0981](#) Resolution to Backfill WWTF Electrician Position Prior to Current Employee Retirement
- Attachments:** [WWTF Electrician JD 2016.pdf](#)  
[17-0981](#)
- [17-1034](#) Resolution Authorizing Emergency Repairs to Broadway Street Bridge.
- Attachments:** [17-1034](#)



[17-1049](#) Contract (AGMT 17-13) with A.C.E. Building Service for the office remodel work at the Manitowoc Senior Center.

**Attachments:** [17-1049](#)

[17-1053](#) Amendment No. 1 to Lease Agreement between City of Manitowoc and Lemberger Enterprises LLC allowing Lessees to forego \$1,000 (one month) of rent due to floor refinishing in 2017.

**Attachments:** [17-1053](#)

[17-1055](#) Resolution to Approve the Reorganization of Department of Public Infrastructure.

**Attachments:** [17-1055](#)  
[DPI Re-Org](#)

## 5. Public Safety Committee

[17-0998](#) Request for second batch of judgements to be authorized for expungement by TiPSS software program.

**Attachments:** [Alder Able-PSC Ltr 11 17 15](#)  
[Alder Howe Ltr 09 26 17](#)  
[Citation Report Totals](#)  
[Council Document 15-907](#)  
[TIPSS Proposal](#)

[17-1002](#) Pedestrian Sign Installation and Maintenance Agreement between the City of Manitowoc and Holiday House of Manitowoc County.

**Attachments:** [17-1002](#)

[17-1043](#) Ordinance to amend Section 10.390 of the Manitowoc Municipal Code regulating Parking on North 17th Street.

**Attachments:** [17-1043](#)

[17-1052](#) Ordinance to amend the Bond Schedule for violations of Section 14.020 of the Manitowoc Municipal Code regulating Attacking or Biting Dog, Cat, or Other Creatures.

**Attachments:** [17-1052](#)

## 6. Plan Commission

[17-0948](#) Ordinance amending Section 15.050 of the amended zone map of the City to provide that the property East of S. 18th St. and South of Clark St. be changed from "R-4" Single and Two Family District to "I-2" Heavy Industrial District.

**Attachments:** [17-0948](#)

[17-1060](#) Tax Incremental Financing District #11 Proposed Boundary Amendment to Subtract Territory Subject to Development Agreement and Adoption of Related Resolution.

**Attachments:** [17-1060 Report to Council TID 11](#)

[17-1063](#) Updates to Project Plan, Boundary Creation, and Common Council Resolution for Tax Incremental Financing District #19.

**Attachments:** [17-1063 Report to Council TID 19](#)

## J. OTHER BUSINESS

[17-1004](#) Call for Public Hearing on General City budget to be held at 6:35p.m. on Monday, November 20, 2017.

## K. ADJOURN

*1. Next Scheduled Common Council Meeting: Monday, November 20, 2017 at 6:30pm 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.

**Deborah Neuser**  
**City Clerk**