



# City of Manitowoc

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

## Meeting Minutes

### Finance Committee

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Tuesday, October 5, 2021

5:30 PM

Council Chambers  
Note - Meeting will also be available via Remote  
Conferencing (Zoom)

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#### 1. Call to Order

#### 2. Roll Call

**Present:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

#### 3. Public Comment

No public comment.

#### 4. Presentations

#### 5. Consent Agenda

##### Approval of the Consent Agenda

**Moved by Sitkiewitz, seconded by Reckelberg, to accept the Consent Agenda Items and recommendations of the various committees The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

These items will be approved by one motion unless any Committee Member wishes to remove an item for discussion.

##### REMOVAL OF CONSENT AGENDA ITEMS:

Any Committee 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.

[21-0937](#)

Minutes of September 7, 2021 Finance Committee meeting

[21-0957](#)

Minutes of various Manitowoc Public Utilities Commission Meetings, recommending accepting and place on file

#### 6. Discussion and Action Items

[21-0938](#) Finance Committee review and recommendation of applicants for open MPU Commissioner position

**Moved by Sitkiewitz, seconded by Reckelberg, that this Action Item be accepted.  
The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

## 7. 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)(g) of the Wisconsin Statutes, which authorizes the governmental body to convene in closed session for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved.

The specific subject matter that may be considered in closed session is:

Alderperson Brey read the Notice to go into Closed Session. Moved by J Brunner, seconded by T Reckelberg to convene in closed session. The motion carried on a roll call vote 5- aye, 0- nay.

[21-0835](#) L21-00092 Koehler Claim for substantial water damage from heavy rain storm at 1305 South 31st Street

[21-0836](#) L21-00122 Bridgeview Bar Claim for sewer backup/basement flooding from heavy rain storm at 2 Maritime Drive

[21-0837](#) L21-00127 Wierman Claim for basement flooding from heavy rain storm at 1622 South 23rd Street

[21-0959](#) L21-00147 HER Claim (1620 South 23rd Street) Basement flooding from heavy rain storm flooding \$35,658.00

[21-0960](#) L21-00148 GATES Claim (1618 South 23rd Street) Basement flooding from heavy rain storm flooding \$8,947.88

[21-0961](#) L21-00149 HUNGERFORD Claim (4547 Andrea Court) Basement flooding from heavy rain storm flooding >\$5,000.00

[21-0962](#) L21-00139 HOWELL Claim - Violation of her liberties while in custody \$1,000,000.00, recommend to deny the claim.

[21-0963](#) L21-00140 STATE FARM SUBROGATION/DAWN YANDA Claim - Insured's vehicle damage from accident w/DPI truck \$5,683.2, recommend to approve the claim as discussed in closed session.

- [21-0964](#) L21-00141 NEUSER (Chad) Claim - Plumber charges for blocked sanitary lateral at 1030 West Crescent Drive - City's main \$8,500.00, recommend to approve the claim.
- [21-0965](#) L21-00146 HOWELL Claim (2nd) - Legal fees and punitive damages - County Jail time \$1,300,000.00, recommend to deny the claim.
- [21-0967](#) US DISTRICT COURT - Kimberly Howell v. City of Manitowoc, recommend to refer to the City Attorney's office.
- [21-0968](#) US DISTRICT COURT - Kimberly Howell v. Detective David McCue, recommend to refer to the City Attorney's office.

## 8. Reconvene In Open Session

Moved by E Sitkiewitz, seconded by M Cummings to convene in Open Session. The motion carried from a roll call vote 5 - aye, 0 - nay.

***Moved by E Sitkiewitz, seconded by T Reckelberg to make one motion for all of the flooding claims. 21-0835; 21-0836; 21-0837; 21-0959; 21-0960; 21-0961 Motion carried 5 - aye, 0 - nay.***

***Motion by E Sitkiewitz, seconded by T Reckelberg to deny all the flood claims. This motion died as a new motion was made and no vote was taken.***

***Moved by T Reckelberg, seconded by J Brunner to table all claims and refer to the City Attorney's office to evaluate the claims as discussed in closed session and bring back for discussion at the next Finance Committee meeting. The motion passed 3 - aye, 2 - nay (E Sitkiewitz and J Brey)***

- [21-0835](#) L21-00092 Koehler Claim for substantial water damage from heavy rain storm at 1305 South 31st Street
- [21-0836](#) L21-00122 Bridgeview Bar Claim for sewer backup/basement flooding from heavy rain storm at 2 Maritime Drive
- [21-0837](#) L21-00127 Wierman Claim for basement flooding from heavy rain storm at 1622 South 23rd Street
- [21-0959](#) L21-00147 HER Claim (1620 South 23rd Street) Basement flooding from heavy rain storm flooding \$35,658.00

[21-0960](#) L21-00148 GATES Claim (1618 South 23rd Street) Basement flooding from heavy rain storm flooding \$8,947.88

[21-0961](#) L21-00149 HUNGERFORD Claim (4547 Andrea Court) Basement flooding from heavy rain storm flooding >\$5,000.00

[21-0968](#) US DISTRICT COURT - Kimberly Howell v. Detective David McCue, recommend to refer to the City Attorney's office.

**Moved by Brunner, seconded by Cummings, that this Action Item be accepted to refer to the City Attorney. The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

[21-0967](#) US DISTRICT COURT - Kimberly Howell v. City of Manitowoc, recommend to refer to the City Attorney's office.

**Moved by Brunner, seconded by Sitkiewitz, that this Action Item be accepted to refer to the City Attorney. The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

[21-0965](#) L21-00146 HOWELL Claim (2nd) - Legal fees and punitive damages - County Jail time \$1,300,000.00, recommend to deny the claim.

**Moved by Brunner, seconded by Sitkiewitz, that this Action Item be denied. The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

[21-0962](#) L21-00139 HOWELL Claim - Violation of her liberties while in custody \$1,000,000.00, recommend to deny the claim.

**Moved by Sitkiewitz, seconded by Cummings, that this Action Item be denied. The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

[21-0964](#) L21-00141 NEUSER (Chad) Claim - Plumber charges for blocked sanitary lateral at 1030 West Crescent Drive - City's main \$8,500.00, recommend to approve the claim.

**Moved by Sitkiewitz, seconded by Brunner, that this Action Item be accepted to approve the claim. The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

[21-0963](#) L21-00140 STATE FARM SUBROGATION/DAWN YANDA Claim - Insured's vehicle damage from accident w/DPI truck \$5,683.2, recommend to approve the claim as discussed in closed session.

**Moved by Sitkiewitz, seconded by Cummings, that this Action Item be accepted to approve the claim as discussed in closed session. The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

[21-0939](#) Granicus Renewal Agreement for Term of 12.1.2021 to 11.30.2022, recommend to enter into agreement.

**Moved by Sitkiewitz, seconded by Brunner, that this Agreement be accepted. The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

[21-0940](#) Communication from City Assessor on 2021 Omitted Property Roll for parcel 449-004-050 (Apex Leasing, LLP) in the amount of \$4,237.200, recommend to approve the correction.

**Moved by Sitkiewitz, seconded by Reckelberg, that this Communication be accepted. The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

[21-0941](#) Claim for Refund of Property Taxes from Kerry Inc. for property located at 633 S. 20th St. and property located at 1226 South Water St., recommend to approve refund.

**Moved by Sitkiewitz, seconded by Reckelberg, that this Action Item be accepted. The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

[21-0942](#) 2021 CAWG Request Update, recommend to approve and place on file.

**Moved by Sitkiewitz, seconded by Reckelberg, that this Report be accepted. The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

[21-0943](#) 3rd Quarter 2021 Internal Controls Report, recommend to approve and place on file.

**Moved by Sitkiewitz, seconded by Brunner, that this Report be accepted. The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

[21-0956](#) CAWG recommends to fund up to \$10,000 for concrete/ashpalt repairs at DPW Fuel Pumps, recommend to approve request.

**Moved by Brunner, seconded by Sitkiewitz, that this Action Item be accepted. The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

[21-0944](#)

Financial Guide Book Policy Manual revisions, recommend to approve changes to the policy book.

**Moved by Reckelberg, seconded by Sitkiewitz, that this Action Item be accepted. The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

[21-0945](#)

Committee recommendation for new position and increased wages for the 2022 budget, recommend to place on file.

**Moved by Sitkiewitz, seconded by Brunner, that this Action Item be accepted to place on file. The motion carried by the following vote:**

**Aye:** 5 - Brey, Sitkiewitz, Brunner, Cummings and Reckelberg

## 9. Adjournment

**Moved by Brunner, seconded by Cummings, to adjourn.**