

**COMMON COUNCIL
OFFICIAL JOURNAL**

Justin M. Nickels, Mayor

Jennifer Hudon, City Clerk

Monday, November 5, 2012

The Common Council of the City of Manitowoc, Wisconsin, met in regular session at the Council Chambers in City Hall, on Monday, November 5, 2012. Said meeting was duly called, noticed, held and conducted in the manner required by the Common Council and the pertinent Wisconsin Statutes.

Mayor Justin M. Nickels called the meeting to order at 7:00 p.m. and on roll call the following members were present: Alderpersons Eric J. Sitkiewitz, Scott McMeans, Collin Braunel, Tyler Martell, Jim Brey, Dave Soeldner, Allan Schema, Christopher Able, and Jason Sladky.

Absent: Alderperson Jill Hennessey.

Pledge of Allegiance.

Invocation.

Minutes of the regular session of October 15, 2012, were approved as distributed by the City Clerk.

City Clerk announced that the various documents have been referred to the appropriate committees as shown on the November 5, 2012 Common Council agenda.

Mayor Justin Nickels and Captain Nick Reimer presented commendation to Officers Robert P. Block, Matthew J. Wallander, Jason A. Erickson and Adam M. Sohlden along with Lt. Craig R. Jansen of the Manitowoc Police Department.

Mayor declared the meeting open for a public hearing for the purpose of hearing any citizen or taxpayer on the General City Budget (12-570) of proposed 2012 levy for 2013.

Notice of the hearing was published in the Herald-Times-Reporter on October 21, 2012. (Proof of publication is on file in the City Clerk's Office.)

No interested parties appeared regarding the proposed budget.

Mayor declared the public hearing closed. (A recording of the entire hearing is on file in the City Clerk's office.)

Ordinance (12-651) creating Section 8.250 of the Manitowoc Municipal Code regarding ejection and exclusion from parks, was referred to Public Property and Safety Committee.

Mayor declared the meeting open for public input. In accordance with policy, the public input portion of the meeting is not made a part of the official record.

Prior to going into recess, Mayor publicly announced that during the recess the standing committees of the Common Council, as well as the Committee of the Whole, will meet in the Common Council Chambers to discuss and act upon some of the matters which have been discussed or referred at this Common Council meeting.

Recess.

Call back to order.

Committee of the Whole returned ordinance (12-621) creating Section 2.100 of the Municipal Code, establishing city-wide aldermanic seats, recommending placing on file. Motion by Sladky, second by Able, and carried by acclamation to accept the Committee's report. Ayes, 8. Nays, 1.

Committee of the Whole returned ordinance (12-622) creating Section 2.110 of the Municipal Code establishing term limits for Alderpersons and Mayor, recommending placing on file. Motion by Sladky, second by

Able, and carried by acclamation to accept the Committee's report. Ayes, 7. Nays, 2.

Committee of the Whole returned communication (12-623) from Wis. Dept. of Administration indicating that they have reviewed the Heresite Protective Coatings annexation and it does not appear to be against the public interest, recommending placing on file. Motion by Sladky, second by Able, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Finance Committee returned report (12-648) of City Planner David Less relative to mortgage status related to TIF #12 for Jagemann Stamping Company, recommending acceptance of report and adoption of recommendations. Motion by McMeans, second by Able, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Finance Committee returned communication (12-645) from Manitowoc Public School District advising that the 2012 tax levy amount for the City of Manitowoc is \$15,320,907.00, recommending accepting and placing on file. Motion by McMeans, second by Able, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Finance Committee returned communication (12-646) from Lakeshore Technical College advising that the 2012 tax levy amount for the City of Manitowoc is \$2,866,315.51, recommending accepting and placing on file. Motion by McMeans, second by Able, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Parks and Recreation Committee returned request (12-640) to waive fees from Lincoln Park Zoological Society for event at Lincoln Park Cabin 1 on December 7, 2012, recommending waiver of fees. Motion by Sladky, second by Soeldner, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Public Property and Safety Committee returned request (12-625) from Silver Creek Fire Department to waive fees for the placement of a sign to the east of their fire station along Hwy. 151, recommending approval of waiving the fees associated with the sign. Motion by Brey, second by McMeans, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Public Property and Safety Committee returned request (12-628) from Christopher Van requesting permission to bow hunt on City property, recommending allowing bow hunting on this property according to City policy. Motion by Brey, second by McMeans, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Public Property and Safety Committee returned request (12-637) from Chris Stanke for consideration of placement of traffic signage at intersection of Woodridge Drive, Woodridge Court and Stoneybrook Drive, recommending referral to Safety, Traffic and Parking Commission. Motion by Brey, second by McMeans, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Public Property and Safety Committee returned communication (12-638) from Jeff Beyer, Director of Public Works, Manitowoc County, notifying City of tax deed properties, recommending referral to Plan Commission. Motion by Brey, second by McMeans, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Public Property and Safety Committee returned communication (12-639) from Matt Wallander of MPD relative to lack of signage at S. 20th and Division Streets, recommending that DPW place a double arrow sign indicating right/left turn only at the intersection of South 20th and Division Streets. Motion by Brey, second by McMeans, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Public Utilities and Licensing Committee returned communication (12-634) from City Clerk Hudon for

distribution from the Schuette, Wernecke, Wilda, Rank Poor Fund Reserve, recommending approval of payments. Motion by Sladky, second by Soeldner, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Streets and Sanitation Committee returned request (12-632) from S.M.I. as representatives of Peter and Alex Allie to change the Official Map eliminating So. 44th Street from the existing end of the street near the Manitowoc Company office to So. 42nd Street, recommending referral to Plan Commission. Motion by Soeldner, second by Brey, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Streets and Sanitation Committee returned request (12-633) from S.M.I. as representatives of Peter and Alex Allie for a change in zone from I-1 to B-2 for an area north of Viebahn Street and west of So. 42nd Street, recommending referral to Plan Commission. Motion by Soeldner, second by Brey, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Streets and Sanitation Committee returned application (12-641) for zone change from R-5 Low Density Multiple Family District to B-1 Office Residential District for property at 118 Cleveland Avenue, and recommending referral to Plan Commission. Motion by Soeldner, second by Brey, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Streets and Sanitation Committee returned special events request (12-642) from Nicole Tudury to sell children's toys at the Holiday Parade, recommending granting request to vend at Holiday Parade, but decline offer to enter into exclusive relationship. Motion by Soeldner, second by Brey, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Streets and Sanitation Committee returned progress invoice (12-643) from Wisconsin Dept. of Transportation in the amount of \$2,676.75 for N Rapids Rd. & Broadway St. Intersection CTH R, Project No. 4327-06-00, recommending payment of invoice. Motion by Soeldner, second by Brey, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Streets and Sanitation Committee returned report (12-647) of the Board of Public Works of Northern Pipe Equipment, recommending 2nd and final payment to Northern Pipe Equipment in the amount of \$1,002.41 for 2012 Televising Miscellaneous Sewers II, WU-12-13, recommending payment. Motion by Soeldner, second by Brey, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Streets and Sanitation Committee returned report (12-649) of the Board of Public Works recommending approval of a 10-year installment plan for concrete paving for Fork and Knife, 2209 S. 44th Street, tax parcel no. 835-401-015, recommending approval of request. Motion by Soeldner, second by Brey, and unanimously carried to accept the Committee's report. Ayes, 9. Nays, none.

Public Utilities and Licensing Committee returned #16 for Class "B" Temporary Wine license; #39-43 for 2012-13 One Year Operator's license; #308-320 for 2012-14 Two Year Operator's license; granting the various licenses, as shown on the committee's report. Motion by Sladky, second by Soeldner, and carried to accept the Committee's report. Ayes, 8. Nays, none. Abstained, 1.

Committee of the Whole returned General City Claims (12-644) in the amount of \$918,821.78 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. Motion by Sladky, second by Able, report accepted. Ayes, 9. Nays, none.

Moved by Sladky, second by Able, Common Council adjourned at 7:38 p.m. Ayes, 9. Nays, none.

Respectfully submitted,

Jennifer Hudon, City Clerk