

**CITY OF TWO RIVERS
COUNCIL PROCEEDINGS
Monday, June 6, 2011 – 6:00PM
Council Chambers, City Hall
Regular Meeting**

The meeting was called to order by President Lee Brocher at 6:00 PM.

President Brocher led the Council and those present in the Pledge of Allegiance.

Roll Call – Present: David VanGinkel, Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach, Marcia Krueger, Mark Matthews, Bonnie Shimulunas, Jim Taddy. Also present were: Dave Buss, Finance/Administrative Services Director; Joe Collins, Police Chief; Judy Goodchild, Parks and Recreation Director; Scott Schneider, Fire Chief; Tom Bushman, Electric Utility Director; Jim McDonald, Public Works Director; Dan Pawlitzke, Economic Development Supervisor; Jack Bruce, City Attorney and Gregory Buckley, City Manager.

The Deputy City Clerk reported that notice of the meeting was given to the official newspaper and posted on the bulletin board in City Hall on Thursday, June 2, 2011.

President Brocher opened a Public Hearing on an Ordinance to Repeal and Recreate Sections 10-2-1 through 10-2-10 of the Municipal Code Entitled Floodplain Protection and Control to Comply with Requirements of the Federal Emergency Management Agency and the Wisconsin Department of Natural Resources.

After calling three times and seeing no one wishing to address the Council, President Brocher closed the hearing.

A motion was made by Councilmember Alber, seconded by Councilmember VanGinkel, to waive reading and adopt the Ordinance. Upon a roll call vote, Ayes (9) Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach, Marcia Krueger, Mark Matthews, Bonnie Shimulunas, Jim Taddy, David VanGinkel; Noes (0) None. Motion carried.

President Brocher asked for Input from the Public. The following person addressed the Council:

- Doug Day, 4504 Parkway Blvd, gave a status report on the Carp Fest and Tournament

President Brocher asked the Council if there were any Council Reports from Boards, Commission or Committees. No report.

City Manager's Report.

Mr. Buckley introduced Tom Gray and Paul Levine of the Two Rivers Elks Club who presented the Citizen of Year Award to Park and Recreation Director Judy Goodchild. The Council congratulated Mrs. Goodchild.

Mr. Buckley stated that Mr. Brad Viegut was present to discuss the Final Pricing Summary for the General Obligation Promissory Notes for the 17th Street Bridge Project and asked the Council to suspend rules and address Agenda Item IX. A.

A motion was made by Councilmember Koach, seconded by Councilmember Krueger, to suspend rules and address Agenda Item IX. A. Resolution Authorizing the Issuance of \$3,025,000 General Obligation Promissory Notes and the Issuance and Sale of \$3,025,000 Note Anticipation Notes in Anticipation Thereof. Upon a voice vote, motion carried.

Mr. Viegut addressed the Council and presented the final pricing for the borrowing for the 17th Street Bridge Project. The original amount of the borrowing was \$3,090,000 and the final pricing came in favorably for the City at \$3,025,000.00.

President Brocher presented the Resolution Authorizing the Issuance of \$3,025,000 General Obligation Promissory Notes and the Issuance and Sale of \$3,025,000 Note Anticipation Notes in Anticipation Thereof.

A motion was made by Councilmember Matthews, seconded by Councilmember Yaggie, to waive reading and adopt the Resolution. Upon a roll call vote, Ayes (9) Vince Alber, Lee Brocher, Kay Koach, Marcia Krueger, Mark Matthews, Bonnie Shimulunas, Jim Taddy, David VanGinkel, Brad Yaggie; Noes (0) None. Motion carried.

Under Legislative/Intergovernmental Update, Mr. Buckley presented the following status reports:

1. Joint Tourism Meeting with Manitowoc Common Council and Manitowoc Area Visitor and Convention Bureau Board on May 31, 2011
2. Report on discussions with Officials of the City of Manitowoc, City of Ludington, MI, Economic Development Corporation and Lake Michigan Carferry, regarding the future of the S.S. Bader and the S.O.S. Campaign to save the Carferry
3. Reminder of Joint Meeting with Manitowoc and Kiel City Councils and Economic Development Corporation Board, June 16, 4:30 – 6:30 PM at the EDC Offices, 202 North 8th Street, Manitowoc

The following Consent Agenda items were considered: Minutes of May 16, 2011 regular meeting and May 23, 2011 special meeting; Beverage Operator License Applications for Derick W. Blake, Barbara L. Broehm, Shannon T. Fitzgerald, Angela L. Glover, Laurie A. Green, Neil A. Huletz, Daniel J. Long, Scott N. Machut, Bonnie L. Polzar, Kellie A. Soulier, RaeAnn M. Spevacek, Clark R. Steinhardt, Jr., Jodi L. Tetting, Dale G. VanLaarhoven, Norman E. Wegner; List of six renewal applications for Class A Malt and Liquor Licenses for the period of July 1, 2011 to June 30, 2012; List of three renewal applications for Class A Fermented Malt Licenses for the period of July 1, 2011 to June 30, 2012; List of 30 renewal applications for Class B Fermented Malt/Liquor Licenses for the period of July 1, 2011 to June 30, 2012; List of five renewal applications for Class B Fermented Malt Licenses for

the period of July 1, 2011 to June 30, 2012; List of two renewal applications for Class C Wine License for the period of July 1, 2011 to June 30, 2012; List of eight renewal applications for Beer Garden Permits for the period of July 1, 2011 to June 30, 2012; Special Event Beer Garden Permit for Kurtz's, 1410 Washington Street for September 17, 2011 (Ethnic Festival) from 11:00 AM – 9:30 PM; Temporary Class B License Applications for Women's Auxiliary of Elks, for H.O.G. Rally, June 23-25, 2011, Neshotah Beach, Park Area and Rogers Street Fishing Village, August 12-13, 2011 for Rogers Street Days; Class B Beer License for Two Rivers Polar Bears Baseball, Inc., for 2011 Season, June 7, 2011 through December 7, 2011; Block Party Permits for Rogers Street Fishing Village for August 12-13, 2011 for Rogers Street Days and to waive noise ordinance until midnight on both nights and Debra Knutson, Terrace Court cul de sac on July 23, 2011 for wedding reception and to waive noise ordinance until midnight; Minutes of Meetings for Advisory Recreation Board, May 11, 2011, Board of Review, May 17, 2011, Personnel and Finance Committee, May 23, 2011 and Joint Session of Manitowoc Common Council, Manitowoc Area Visitor and Convention Bureau Board and Two Rivers City Council, May 31, 2011; Summary of Verified Bills for month of May in the amount of \$1,380,907.06 and General Fund Summary Financial Report for February, 2011.

A motion was made by Councilmember Alber, seconded by Councilmember VanGinkel, to approve the Consent Agenda with the noise waiver requests from Rogers Street and Knutson to 11:00 PM, not midnight. Upon a roll call vote, Ayes (3) Jim Taddy, Vince Alber, Lee Brocher; Noes (6) Kay Koach, Marcia Krueger, Mark Matthews, Bonnie Shimulunas, David VanGinkel, Brad Yaggie. Motion failed lack of majority.

A motion was then made by Councilmember VanGinkel, seconded by Councilmember Matthews, to approve the Consent Agenda with the various actions recommended and allow the noise waiver from Rogers Street to 11:00 PM, not midnight. Upon a voice vote, motion carried.

President Brocher presented the Wisconsin Department of Transportation State/Municipal Agreements for Bicycle and Pedestrian Trails to High School; Project #4304-03-00/71 Eastside Trail and Project #4304-04-00/71 Northside Trail.

A motion was made by Councilmember Matthews, seconded by Councilmember Alber, to authorize the City Manager and City Clerk to sign the Agreements on behalf of the City.

Upon a roll call vote, Ayes (9) Kay Koach, Marcia Krueger, Mark Matthews, Bonnie Shimulunas, Jim Taddy, David VanGinkel, Brad Yaggie, Vince Alber, Lee Brocher; Noes (0) None. Motion carried.

For Information Only:

- A. Two Rivers Elks Flag Day 2011 Observance, Thursday, June 16 at 7:00 PM, in Central Park
- B. Reminder: Sundae Thursday, June 23 at 5:30 PM, Central Park
- C. Reminder: Cool City Classic Car Show, June 24, 2010, Cruise Party from 4PM – 9PM in Central Park; Saturday, June 25, 2010 9AM -5PM, Washington Park
- D. Reminder: WI State H.O.G. Rally, Neshotah Park, June 24-25
- E. Summer Reading Program begins Monday, June 13 at the Lester Public Library
- F. Recreation Department Summer/Fall Program Booklet
- G. Staff from the WI Department of Commerce conducted a field visit to Two Rivers on June 1 to review project records and view work completed to date under the City's Energy Efficiency and Conservation Block Grant Project
- H. Congratulations to Matthew Klanskey, on his successful Electronics Recycling Drive, June 4

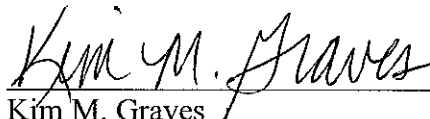
At 7:30 PM, a motion was made by Councilmember Alber, seconded by Councilmember Krueger, to enter into Closed Session per Wisc. Stats. 19.85(1)(e) deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session

- Discuss Possible City Assistance for Economic Development Projects
- Discuss Possible Property Acquisition

Upon a roll call vote, Ayes (8) Marcia Krueger, Bonnie Shimulunas, Jim Taddy, David VanGinkel, Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach; Noes (1) Mark Matthews. Motion carried. At this time, Councilmember Matthews left the meeting, due to a work-related emergency.

At 7:55 PM, a motion was made by Councilmember Krueger, seconded by Councilmember Taddy, to reconvene in open session. Upon a voice vote, motion carried.

At 7:55 PM, a motion was made by Councilmember Yaggie, seconded by Councilmember Taddy, to dispense with the reading of the minutes of the meeting and adjourn.



Kim M. Graves
City Clerk

**CITY OF TWO RIVERS
COUNCIL PROCEEDINGS
Monday, June 20, 2011 – 6:00PM
Council Chambers, City Hall
Regular Meeting**

The meeting was called to order by President Lee Brocher at 6:00 PM.

President Brocher led the Council and those present in the Pledge of Allegiance.

Mr. Buckley announced that he received a letter from Councilmember Mark Matthews, resigning from the City Council immediately. This matter will be included on the July 5, City Council Agenda.

Roll Call – Present: Bonnie Shimulunas, David VanGinkel, Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach, Marcia Krueger. Absent and Excused: Jim Taddy. One Vacancy at this time. Also present were: Dave Buss, Finance/Administrative Services Director; Joe Collins, Police Chief; Judy Goodchild, Parks and Recreation Director; Scott Schneider, Fire Chief; Tom Bushman, Electric Utility Director; Jim McDonald, Public Works Director; Jeff Dawson, Library Director; Dan Pawlitzke, Economic Development Supervisor; Jack Bruce, City Attorney and Gregory Buckley, City Manager.

The Deputy City Clerk reported that notice of the meeting was given to the official newspaper and posted on the bulletin board in City Hall on Friday, June 17, 2011.

President Brocher asked for Input from the Public. No one addressed the Council.

President Brocher asked the Council if there were any Council Reports from Boards, Commission or Committees. Councilmember Koach stated that Kathleen Galas, President of the Manitowoc Area Visitor and Convention Bureau will be retiring in August and the Board is currently interviewing candidates for Mrs. Galas' replacement.

City Manager's Report.

Mr. Buckley called upon Judy Goodchild, Parks and Recreation Director to introduce Dolly McNulty, to present information about the Cold Cache Program for the Ice Age Trail.

Mr. Buckley gave an update on the following items:

1. Governor's proposed State Budget Repair Bill was passed and the City will see a \$170,000 reduction in State Shared Revenues which will affect the General Fund.
2. Status of Act 1- of the Budget Repair Bill where Government Employees will pay 5.8% toward their pension. Current employees in the Police and Fire Departments are exempt from this mandate.
3. Status report on the latest Lakeshore Human Society Board meeting. The consensus of that meeting is to appoint two members from this Council to be on a working board with members of the Lakeshore Humane Society and City of Manitowoc.
4. Joint meeting with the Economic Development Corporation of Manitowoc County, City of Manitowoc and City of Kiel.

The following Consent Agenda items were considered: Minutes of June 6, 2011 regular meeting; Beverage Operator License Applications for Kassie L. Ahlswede, Geralyn A. Barcnas, Becky L. Beatty, Mykelyn Beatty, Cheryl J. Decker, Michelle L. Hutchinson, James J. Johnson, Vess R. Miller, Brian G. Osterloth, Linda M. Radtke, Timothy J. Stevens; Class B Beer and Liquor License Application for Darwin J. Whitman, d/b/a Blue Goose Pub & Grill, LLC, 1326 E River Street, for the period of July 1m, 2011 through June 30, 2012, Class B Beer and Liquor License Application for Ryan VandeYacht and Carl Payton, d/b/a Brickyard No. 42, 3312 Lincoln Avenue, for the period of July 1, 2011 through June 30, 2012, Class B Beer License Application for Donald Radtke, d/b/a Pato's Place, LLC, 1606 Washington Street, for the period of July 1, 2011 through June 30, 2012, Temporary Class B License Application for Two Rivers Main Street for Cool City Car Cruise, June 24, 2011; Two Rivers Kiwanis Club for Fish Derby, July 15-17, 2011; Special Event Beer Garden Permits for James VanLanen, Sr. d/b/a Lighthouse Inn for Thursday,

June 23, 2011 from 3-9PM; Kari Pries and Judy DeBauche, d/b/a City Central Bar and Grill for June 24-26, 2011 from Noon – 11:00 PM; Donna Prausa, d/b/a Dick's Wonder Bar, for July 2, 2011 from 1:00 PM - 6:00 PM; Beer Garden Permit for Brickyard No. 42, 3312 Lincoln Avenue as requested by Ryan VadeYacht and Carl Payton; List of 9 renewal applications and 2 new applications for Landscaping/Tree Removal License for the period of July 1, 2011 – June 30, 2012; Commercial Garbage Hauler Licenses for Blue Water Services and Manitowoc Disposal; Department Reports for 1st Quarter Utilities Financial, Economic Development, Electric, Fire, Inspections, Library, Manager's General Fund Summary Financial Report, Parks and Recreation, Public Works and Safety for May, 2011; Minutes of Meetings for Lester Public Library Board of Trustees, May 10, 2011, City Council Personnel and Finance Committee, June 6, 2011; Proclamation Naming the week of June 19 -25, 2011 as Sundae Week and Thursday, June 23, 2011 as Sundae Thursday.

A motion was made by Councilmember Koach, seconded by Councilmember Krueger, to approve the Consent Agenda with the various actions recommended. Upon a voice vote, motion carried.

President Brocher presented the Award of Purchase Contract for Jeep Liberty budgeted to replace 2000 Jeep Cherokee in Electric Department (budgeted at \$25,000)

A motion was made by Councilmember Yaggie, seconded by Councilmember Koach, to authorize the purchase of the 2011 Jeep Liberty from First Chrysler in its low quote of \$22,494. Upon a roll call vote, Ayes (7) Bonnie Shimulunas, David VanGinkel, Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach, Marcia Krueger; Noes (0) None. Motion carried.

President Brocher presented the Amendment to Section 9-3-4 of the City Code, Entitled Destruction of Noxious Weeds and Regulation of Height of Lawns and Weeds to establish

penalties for violation of this Ordinance in addition to the cost recovery provisions currently in effect.

A motion was made by Councilmember Koach, seconded by Councilmember Krueger, to waive reading and adopt the Ordinance. Upon a roll call vote, Ayes (7) David VanGinkel, Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach, Marcia Krueger, Bonnie Shimulunas; Noes (0) None. Motion carried.

President Brocher presented an Amendment to the Economic Development Agreement with Abbey Ridge, LLC, pertaining to the Washington Highlands/T.I.D. 8 Redevelopment project, to allow for a change in the membership of the LLC.

A motion was made by Councilmember Koach, seconded by Councilmember Shimulunas, to authorize the City Manager and City Clerk to execute the Amendment on behalf of the City. Upon a roll call vote, Ayes (7) David VanGinkel, Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach, Marcia Krueger, Bonnie Shimulunas; Noes (0) None. Motion carried.

President Brocher asked the Council for its Consideration of acquiring property and an easement from the Two Rivers Public School District for continued public use of portions of the former Case School Campus for public park use.

A motion was made by Councilmember Alber, seconded by Councilmember VanGinkel, to authorize the acquisition of the property and the easement, as requested by the Two Rivers Public School District and St. Peter the Fisherman Parish, and as recommended by the Advisory Recreation Board, contingent upon review and recommendation of the Plan Commission. Upon a voice vote, motion carried.

President Brocher presented a Resolution Supporting continued operation of the *S.S. Badger*, and encouraging community support for the SOS: Save Our Ship Campaign being

pursued by the City of Ludington in Michigan and the Cities of Manitowoc and Two Rivers in Wisconsin.

A motion was made by Councilmember Alber, seconded by Councilmember Krueger, to read and adopt the Resolution. Upon a roll call vote, Ayes (7) Vince Alber, Lee Brocher, Kay Koach, Marcia Krueger, Bonnie Shimulunas, David VanGinkel, Brad Yaggie; Noes (0) None. Motion carried. Mr. Buckley read the Resolution aloud.

President Brocher presented a Resolution Opposing AB 182, Legislation that would change existing State Law to deny municipal utilities the ability to place Renters' delinquent utility bills on their Landlords' tax bills.

A motion was made by Councilmember Krueger, seconded by Councilmember Alber, to read and adopt the Resolution. Upon a roll call vote, Ayes (7) Lee Brocher, Kay Koach, Marcia Krueger, Bonnie Shimulunas, David VanGinkel, Brad Yaggie, Vince Alber; Noes (0) None. Motion carried. Mr. Buckley read the Resolution aloud.

President Brocher and Mr. Buckley asked for two volunteers of the Council to serve along with representatives of the Manitowoc Common Council and Lakeshore Humane Society Board as a working group to consider alternatives to the current contract for pound services. Councilmembers Bonnie Shimulunas and David VanGinkel volunteered to be appointed to this Working Group.

President Brocher presented an Ordinance Establishing Regulations related to removal of salvageable, non-structural materials from vacated buildings. Mr. Buckley stated this was presented for preliminary review and discussion only.

A motion was made by Councilmember Koach, seconded by Councilmember VanGinkel, to direct the City Attorney to put into final ordinance form for consideration at the July 5, 2011 City Council Meeting. Upon a voice vote, motion carried.

Unfinished Business:

Councilmember Koach asked about the abatement process at 1520 20th Street. City Attorney Bruce stated June 15, 2011 was the deadline given to Mr. Dobbs, therefore the City is in the position currently to get bids for the work and proceed with a judgment against Mr. Dobbs.

Councilmember VanGinkel requested that a committee of TRBA, Main Street and Plan Commission get together and revisit the current sign ordinance.

Council Communications:

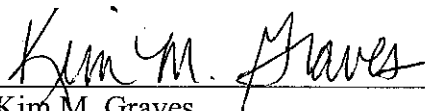
Mr. Buckley stated he received a letter of resignation from Councilmember Mark Matthews. The Council will need to discuss how it wants to proceed with the filling of this vacancy. This item will be added to the July 5th City Council Agenda.

For Information Only:

- A. Reminder: Sundae Thursday is June 23 at 5:30 PM, Central Park; Cool City Classic Car Cruise, June 24, 4:00 PM – 9:00 PM in Central Park, Car Show June 25, 9:00 AM – 5:00 PM, downtown Washington Street
- B. Reminder: 2011 Wisconsin Harley Owners Group (H.O.G.) Rally is Friday – Saturday, June 24-25 in Neshotah Beach
- C. Reminder: Special City Council Work Session is scheduled for Monday, June 27th, topic for discussion is City Owned Properties
- D. City Hall will be closed Monday, July 4 for Fourth of July Holiday – City Council Meeting is Tuesday, July 5, 2011

- E. Fireworks at Dusk at Walsh Field on Monday, July 4 - - Thank you Fireworks Contributors
- F. Update on 25th Street Reconstruction Project

At 7:55 PM, a motion was made by Councilmember Koach, seconded by Councilmember Krueger, to dispense with the reading of the minutes of the meeting and adjourn.



Kim M. Graves
City Clerk