

**CITY OF TWO RIVERS  
COUNCIL PROCEEDINGS  
Monday, March 7, 2011 – 6:00PM  
Council Chambers, City Hall  
Regular Meeting**

---

The meeting was called to order by President Mark Matthews at 6:00 PM.

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

Roll Call – Present: Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach, Mark Matthews, Jay Orvis, Jim Taddy, David VanGinkel. One vacancy on the Council at this time. Also present were: Dave Buss, Finance/Administrative Services Director; Joe Collins, Police Chief; Judy Goodchild, Parks and Recreation Director; Scott Schneider, Interim 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, March 4, 2011.

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

\* William Freiberg, 1809 Garfield Street, questioned the reason why Two Rivers Police Department Officers were in Madison and who pays for their time. Chief Collins stated that Two Rivers Police Department received a request from the State, requesting assistance. The Department of Administration is paying for the officers' time and carries the related liability coverage.

President Matthews asked the Council if there were any Council Reports from Boards, Commission or Committees. Councilmember Orvis thanked the Public Works Snow Plow Crew for the great job they did in clearing the streets and sidewalks during the recent storm.

City Manager's Report.

Mr. Buckley referred to his memo outlining the Governor's proposed State Budget Repair Bill and its impact on the City. He stated the City will see a reduction in Shared Revenues based on an 8.8% "average" cut, this would amount to \$341,000, which equates to 3.5 percent of total General Fund revenues. Other areas that would affect the City are the Road Aids, Expenditure Restraint, Payments for Municipal Services, Computer Aid Payments, Property Taxes—new limits allow no increases in property taxed for operations, except increases due to new construction, Recycling Grants. He also noted that the proposed Budget does not eliminate Maintenance of Effort mandate for spending on police, fire and ambulance services.

Mr. Buckley called upon Tom Bushman to report on the American Public Power Association Legislative Rally in Washington D.C. that was attended by the City Manager and Mr. Bushman the week of February 27 – March 4, 2011.

The following Consent Agenda items were considered: Minutes of February 21, 2011 regular meeting and February 15, 2011 special meeting; Beverage Operator License Applications for Danielle N. Hett, 2010 29<sup>th</sup> Street.

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

Mr. Buckley presented a Resolution of Intent to Join and Support the Efforts of the Great Lake Small Harbors Coalition.

A motion was made by Councilmember Koach, seconded by Councilmember Yaggie, to read and adopt the Resolution. Upon a roll call vote, Ayes (8) Vince Alber, Lee Brocher, Kay Koach, Mark Matthews, Jay Orvis, Jim Taddy, David VanGinkel, Brad Yaggie; Noes (0) None. Motion carried. Mr. Buckley read the Resolution aloud.

Unfinished Business:

Councilmember Brocher requested a summary of the 2010 budget.

For Information Only:

- A. Wastewater Superintendent Larry Lambries has submitted his letter of intent to retire, effective May 31, 2011
- B. Congratulations to Police Officer of the Year Drew Raatz and Firefighter/Paramedic of the Year, Eric Isselmann who were honored through the Eagles and Elks Club
- C. The Britins Concert at the Community House, Saturday, March 12, 2011, 7:00 PM
- D. Upcoming City Council Candidate Forums, March 16, 2011 sponsored by the Chamber of Commerce and March 29, 2011 sponsored by Two Rivers Business Association
- E. Reminder: Two Rivers Municipal Band Fish Fry, Friday, March 11, 2011 at the Eagles Club
- F. April 4, 2011, Business Meets Government will be meeting in the Behringer Room at the Community House.

At 7:00 PM, a motion was made by Councilmember Koach, seconded by Councilmember VanGinkel, 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 to Economic Development Projects
- Discuss Current Collective Bargaining With City Employee Unions
- Discuss Renewals of Current Agreements Related to City Funding of Manitowoc Area Visitor and Convention Bureau and the Economic Development Corporation of Manitowoc County

Upon a roll call vote, Ayes (8) Lee Brocher, Kay Koach, Mark Matthews, Jay Orvis, Jim Taddy, David VanGinkel, Brad Yaggie, Vince Alber; Noes (0) None. Motion carried.

At 7:50 PM, a motion was made by Councilmember Koach, seconded by Councilmember VanGinkel, to reconvene in open session. Upon a voice vote, motion carried.

Consideration of Memorandum of Agreement Between the City of Two Rivers and AFSCME Local 76, Public Works, Parks and Utilities Bargaining Unit. This agreement addresses the concerns with retirement-related benefits as currently provided in the Collective Bargaining Agreement for the term January 1, 2010 through December 31, 2010.

- Continued Medical Insurance, as described in Article XI, Section D of the Collective Bargaining Agreement (pages 17-18), shall continue to be available to eligible employees whose official retirement date is on or before December 31, 2011.
- Termination Pay, as described in Article XI, Article F of the Collective Bargaining Agreement (page 18), shall continue to be available to eligible employees whose official retirement date is on or before December 31, 2011
- Crediting of unused sick leave toward the cost of post-retirement health insurance (benefit commonly known as the “five-year look-back), as described in Article VI, Section A of the Collective Bargaining Agreement (page 10), shall continue to be available to eligible employees whose official retirement date is on or before December 31, 2011.

A motion was made by Councilmember Yaggie, seconded by Councilmember Alber, to authorize the City Manager and City Council President to enter into an Memorandum of Agreement affirming the above three benefits will remain in tact through December 31, 2011 contingent on agreement with AFSCME Local 76 Union. Upon a roll call vote, Ayes (8) Kay Koach, Mark Matthews,

Jay Orvis, Jim Taddy, David VanGinkel, Brad Yaggie, Vince Alber, Lee Brocher; Noes (0) None.

Motion carried.

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

A handwritten signature in cursive script that reads "Kim M. Graves". The signature is written in black ink and is positioned above a horizontal line.

Kim M. Graves  
Deputy City Clerk

**CITY OF TWO RIVERS  
COUNCIL PROCEEDINGS  
Monday, March 21, 2011 – 6:00PM  
Council Chambers, City Hall  
Regular Meeting**

---

The meeting was called to order by President Mark Matthews at 6:00 PM.

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

A moment of silence was observed for Police Officer Craig Birkholz of the Fond du Lac Police Department who was killed in the line of duty.

Roll Call – Present: Mark Matthews, Jay Orvis, Jim Taddy, David VanGinkel, Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach. One vacancy on the Council at this time. Also present were: Dave Buss, Finance/Administrative Services Director; Brian Kohlmeier, Captain of Administrative Services; Judy Goodchild, Parks and Recreation Director; Scott Schneider, Interim Fire Chief; Jim McDonald, Public Works Director; Jeff Dawson, Library Director; Dan Pawlitzke, Economic Development Supervisor 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, March 17, 2011.

President Matthews opened a Public Hearing on Ordinance Adopting Amendments to the City of Two Rivers Zoning District Maps, Based on Prior Year (2010) Zoning Actions. After calling three times, and seeing no one wishing to address the Council, President Matthews closed the hearing.

A motion was made by Councilmember Taddy, seconded by Councilmember Yaggie, to waive reading and adopt the Ordinance. Upon a roll call vote, Ayes (8) Jay Orvis, Jim Taddy, Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach, Mark Matthews; Noes (0) None. Motion carried.

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

President Matthews asked the Council if there were any Council Reports from Boards, Commission or Committees.

City Manager's Report.

Mr. Buckley presented the Resolution of Commendation for Police Officer of the Year, Drew Raatz. Officer Raatz could not be in attendance at this meeting.

A motion was made by Councilmember Alber, seconded by Councilmember Yaggie, to read and adopt the Resolution. Upon a roll call vote, Ayes (8) Jim Taddy, David VanGinkel, Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach, Mark Matthews, Jay Orvis; Noes (0) None. Motion carried. Police Captain Brian Kohlmeier read the Resolution aloud.

Mr. Buckley presented the Resolution of Commendation for Firefighter/Paramedic of the Year, Eric Isselmann.

A motion was made by Councilmember Koach, seconded by Councilmember VanGinkel, to read and adopt the Resolution. Upon a roll call vote, Ayes (8) David VanGinkel, Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach, Mark Matthews, Jay Orvis, Jim Taddy; Noes (0) None. Motion carried. Interim Fire Chief Scott Schneider read the Resolution and the Council congratulated Mr. Isselmann.

Mr. Buckley introduced Brad Viegut, Financial Advisor from Robert W. Baird & Company to address the City's 2011 Financing Program for Capital Projects. Mr. Viegut stated the City is looking at issuing \$2 million in General Obligation Promissory Notes, \$1,195,000 to refinance existing debt for interest savings, \$802,000 for new capital projects.

A motion was made by Councilmember Alber, seconded by Councilmember Koach, to move to Item IX B on the Agenda. Upon a voice vote, motion carried.

Mr. Buckley presented a Resolution Authorizing the Issuance and Sale of \$2,000,000 General Obligation Promissory Notes.

A motion was made by Councilmember Yaggie, seconded by Councilmember Alber, to waive reading and adopt the Resolution. Upon a roll call vote, Ayes (8) Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach, Mark Matthews, Jay Orvis, Jim Taddy, David VanGinkel; Noes (0) None. Motion carried.

Mr. Buckley introduced State Representative Andre' Jacque. Mr. Jacque gave an overview of the Governor's proposed State Budget Repair Bill and 2012-13 State Budget and answered questions from the Council and City Manager.

The following Consent Agenda items were considered: Minutes of March 7, 2011 regular meeting; Beverage Operator License Applications for Mark J. DeBauch, Edward B. Kornely, Heather L. Maples-Ouradnik, Wanda M. Ponce, Denise K. Schreiner, Robert A. Signorini, Timothy J. Stevens; Temporary Class B License Application for Lao Mittaphab Community, Lao New Year, April 16, 2011 at the Community House Gym; Minutes of Meetings for Environmental Advisory Board, January 18, 2011, Lester Public Library Board of Trustees, February 8, 2011, Committee On Aging, March 7, 2011, Advisory Recreation Board, March 8, 2011, Plan Commission, March 14, 2011; Department Monthly Reports for: Electric, Fire, Inspections, Lester Public Library, Parks and Recreation, Police and Safety Committee for February and Lester Public Library Annual Report. The Summary of Verified Bills for February in the amount of \$4,170,717.94.

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

Mr. Buckley presented one recommendation from the Plan Commission.

1. Schedule a Public Hearing for 6:00 PM, Monday, April 4, 2011 for a Zoning Code Text Amendment to add Laboratories for Research, Development and Testing as a Conditional Use in the B-2 and B-3 Business Districts.

A motion was made by Councilmember Koach, seconded by Councilmember Orvis, to set the Public Hearing for 6:00 PM, Monday, April 4, 2011. Upon a voice vote, motion carried. Mr. Buckley read the Resolution aloud.

Mr. Buckley presented a Resolution Urging Continuation of State Funding Assistance for Local Recycling Programs.

A motion was made by Councilmember Orvis, seconded by Councilmember Yaggie, to read and adopt the Resolution. Upon a roll call vote, Ayes (8) Vince Alber, Lee Brocher, Kay Koach, Mark Matthews, Jay Orvis, Jim Taddy, David VanGinkel, Brad Yaggie; Noes (0) None. Motion carried. Mr. Buckley read the Resolution aloud.

Mr. Buckley presented the Request from Two Rivers Recreation Department for street closures for 2011 Special Events, Music under the Stars Program and other events hosted by local user groups. He noted that the request including keeping the 17<sup>th</sup> Street Bridge open for a period during the Kiwanis Fish Derby.

A motion was made by Councilmember Orvis, seconded by Councilmember VanGinkel, to approve the street closure request for 2011. Upon a voice vote, motion carried.

For Information Only:

A. Reminder: City Council Work Session, Monday, March 28, 2011 at 6:00 PM

B. TRBA Council Candidate Forum, Tuesday, March 29, 2011 at 6:00 PM, Council Chambers

- C. County Yard Waste Site on Woodland Drive to re-open April 1; Hours of operation is Monday-Friday, 10 AM – 6 PM and Saturdays from 8 AM – 4 PM
- D. Reminder: April 4, 2011, Business Meets Government will be meeting in the Behringer Room at the Community House.

At 7:30 PM, a motion was made by Councilmember Alber, seconded by Councilmember Yaggie, 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 to Economic Development Projects
- Discuss Matters Pertaining to Current Bargaining Activities With City Employee Unions and other Labor-Management Issues
- Discuss Possible Staffing, Compensation and Organizational Changes Related to the 2011 City Budget

Upon a roll call vote, Ayes (8) Lee Brocher, Kay Koach, Mark Matthews, Jay Orvis, Jim Taddy, David VanGinkel, Brad Yaggie, Vince Alber; Noes (0) None. Motion carried.

At 8:20 PM, a motion was made by Councilmember Yaggie, seconded by Councilmember Alber, to reconvene in open session. Upon a voice vote, motion carried.

At 8:20 PM, a motion was made by Councilmember VanGinkel, seconded by Councilmember Orvis, to dispense with the reading of the minutes of the meeting and adjourn.

  
\_\_\_\_\_  
Kim M. Graves  
Deputy City Clerk