

**CITY OF TWO RIVERS
COUNCIL PROCEEDINGS
Monday, May 2, 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: Mark Matthews, Bonnie Shimulunas, Jim Taddy, David VanGinkel, Brad Yaggie, Lee Brocher, Kay Koach, Marcia Krueger. Absent and Excused: Vince Alber. 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, April 28, 2011.

President Brocher opened a Public Hearing on a Conditional Use Permit to Establish a Laboratory for Research, Development and Test of food Products in the B-2 Business District at 3120 Memorial Drive, submitted by Andy Konopacki.

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

A motion was made by Councilmember Koach, seconded by Councilmember Yaggie, to approve the Conditional Use Permit. Upon a roll call vote, Ayes (8) Bonnie Shimulunas, Jim Taddy, David VanGinkel, Brad Yaggie, Lee Brocher, Kay Koach, Marcia Krueger, Mark Matthews; Noes (0) None. Motion carried.

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. No report.

City Manager's Report.

Mr. Buckley introduced Elliot Christianson, to present his upcoming Eagle Scout project.

Mr. Buckley introduced Betty Frank and Pearl Luebke, representing Hamilton Care Center, to announce activities marking Nursing Home Week. Mr. Buckley presented the Proclamation Naming the Week of May 8 – 14, 2011 as Nursing Home Week.

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

Mr. Buckley introduced State Representative Andre Jacque, to address current legislative issues. Mr. Jacque answered questions from the Council.

Under Legislative/Intergovernmental Update, Mr. Buckley updated the Council on the Tourism Agreement with City of Manitowoc and Manitowoc Area Visitor and Convention Bureau.

The following Consent Agenda items were considered: Minutes of April 18, 2011 regular meeting, April 19, 2011 Re-organizational Meeting and April 25, 2011 special meeting; Beverage Operator License Applications for Seth C. Frank, Karnie S. Goessl, Tanya A. Lehman, Laura L. Mitcheltree, Nicole J. Ruoho, Michelle M. Waier, Denelle L. Yelmene; Minutes of Meetings for Committee On Aging, April 4, 2011; Proclamations Naming May 1-7, 2011 as Municipal Clerk's Week, May 15-21, 2011 as Police Week and May 15, 2011 as Law Enforcement Officers Memorial Day, and May 15-21, 2011 as Emergency Medical Services Week.

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

President Brocher presented a Resolution Upon Retirement for Robert Dahm.

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

President Brocher presented a Resolution of Commendation for former Councilmember Michael Panosh.

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

President Brocher presented a Resolution of Commendation for former Councilmember Jay Orvis.

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

President Brocher presented a Resolution Expressing Appreciation for Retiring Members of Committees, Commissions and Boards.

A motion was made by Councilmember Koach, seconded by Councilmember Krueger, to read and adopt the Resolution. Upon a roll call vote, Ayes (8) Mark Matthews, Bonnie

Shimulunas, Jim Taddy, David VanGinkel, Brad Yaggie, Lee Brocher, Kay Koach, Marcia Krueger; Noes (0) None. Motion carried. Mr. Buckley read the Resolution aloud.

President Brocher presented the City Manager's appointments to City Boards and Committees.

A motion was made by Councilmember Matthews, seconded by Councilmember VanGinkel, to approve the appointments as recommended by the City Manager. Upon a voice vote, motion carried.

President Brocher presented the Revised State/Local Funding Agreement for 17th Street Bridge Project. Mr. Buckley referred to his memo outlining the information on the construction cost estimates that now reflect a higher cost of \$13,743,897, based on revised cost estimates.

A motion was made by Councilmember Matthews, seconded by Councilmember Koach, to authorize the City Manager to execute the Agreement on behalf of the City. Upon a roll call vote, Ayes (8) Bonnie Shimulunas, Jim Taddy, David VanGinkel, Brad Yaggie, Lee Brocher, Kay Koach, Marcia Krueger, Mark Matthews; Noes (0) None. Motion carried.

President Brocher presented Resolutions Adopting Proposed Collective Bargaining Agreements with City Employee Units represented by AFSCME Local 76. Mr. Buckley stated two of the four City bargaining units represented by AFSCME Local 76, AFL-CIO have approved 3-year collective bargaining agreements with the City. He also noted that the Council had been provided with a summary of each bargaining agreements.

Mr. Buckley presented a Resolution Adopting Proposed Bargaining Agreement Between AFSCME Local 76, DPW Unit, and the City.

A motion was made by Councilmember Matthews, seconded by Councilmember Krueger, to waive reading and adopt the Resolution. Upon a roll call vote, Ayes (8) Jim Taddy,

David VanGinkel, Brad Yaggie, Lee Brocher, Kay Koach, Marcia Krueger, Mark Matthews, Bonnie Shimulunas; Noes (0) None. Motion carried.

Mr. Buckley then presented a Resolution Adopting Proposed Bargaining Agreement Between AFSCME Local 76, City Hall Unit, and the City.

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

Under Council Communications:

President Brocher presented a request from Elks Lodge to hold a Flag Day Ceremony in Two Rivers in Central Park on Thursday, June 16, 2011 at 7:00 PM.

A motion was made by Councilmember VanGinkel, seconded by Councilmember Yaggie, to approve the request as submitted. Upon a voice vote, motion carried.

President Brocher presented a request from American Legion Post 165, VFW Post 1248 and VFW Post 1248 Ladies Auxiliary to conduct annual poppy sales within the City of Two Rivers on May 25-28.

A motion was made by Councilmember Koach, seconded by Councilmember Matthews, to approve the request as submitted. Upon a voice vote, motion carried.

President Brocher presented a letter from Manitowoc Civil War Round Table, thanking the City Council for passing the Proclamation supporting the Sesquicentennial of the American Civil War, 2011-2015.

A motion was made by Councilmember Taddy, seconded by Councilmember Yaggie, to receive and file. Upon a voice vote, motion carried.

President Brocher presented a letter from Organizers of the Pig to Pig Walk, notifying the City the walk will take place on Saturday, September 10, 2011 from the Manitowoc Piggly Wiggly to the Two Rivers Piggly Wiggly store.

A motion was made by Councilmember Matthews, seconded by Councilmember Koach, to receive and file. Upon a voice vote, motion carried.

President Brocher presented a letter from St. Peter the Fisherman requesting permission to place signage for “Shark Shuffle” walk on Sunday, May 22, 2011, 9AM – 6PM.

A motion was made by Councilmember Matthews, seconded by Councilmember Krueger, to approve the request as submitted. Upon a voice vote, motion carried.

For Information Only:

- A. Announcement of City Council President’s appointments to City Council Committees
Personnel and Finance: Lee Brocher, Chair with members Kay Koach and David VanGinkel; Public Works: Jim Taddy, Chair with members Vince Alber and Marcia Krueger; Utilities: Mark Matthews, Chair with members Bonnie Shimulunas and Brad Yaggie
- B. City Manager’s designation of Police Chief Joe Collins as Acting City Manager
- C. Reminder: Public Information Meeting, Tuesday, May 3, 2011 at 6:00 PM, Council Chambers regarding the reconstruction of 25th Street from Lincoln Avenue to Garfield Street in the summer of 2011
- D. Reminder: Public Information Meeting, Wednesday, May 4, 2011 at 6:00 PM, regarding improvements to STH 310 along Hawthorne Avenue and 14th Street from Columbus Street to Madison Street, planned by WisDOT for 2014

- E. Reminder: May 12, 2011 Manitowoc Area Visitor and Convention Bureau Tourism Breakfast, Holiday Inn, 7:30 AM; Councilmember wishing to attend please RSVP to Kim Graves
 - F. Two Rivers Public Schools Art Show is at the Lester Public Library for the entire month of May
 - G. Heart-a-Rama performances at the JE Hamilton Community House will be Thursday through Saturday, May 5-7 and May 12-14
 - H. Two Rivers Municipal Electric Utility has again received the American Public Power Associations RP3 Award, at the Platinum level
 - I. Bids are now being sought for installation of new, energy-efficient lighting systems at various City facilities, funded through Community Energy Efficiency Block Grant Funds, purchase contract for the various fixtures has already been awarded to Orion Energy Systems
 - J. Two Rivers Main Street Farmers/Crafters Market begins Saturday, May 7, 8AM – 1PM, Central Park
 - K. City Council Members will now have City e-mail addresses. These addresses will be posted on the City's Website and Cable Channel 97
 - L. Mr. Buckley stated Main Street produced its first newsletter, which is included in the packets
 - M. Reminder of upcoming Hazardous Waste Clean Sweep 2011 scheduled for May 13 & 14
- Election of Councilmembers to various City Boards and Committees was the next item on the agenda. President Brocher asked the Council to volunteer for the Committees that they are interested in serving on instead of going through a formal nomination process.

Advisory Recreation Board: Councilmembers Taddy and Yaggie stated their willingness to serve on this committee.

Business and Industrial Development Committee and Community Development Authority:

Councilmembers VanGinkel and Matthews stated their willingness to serve on this committee.

Commission for Equal Opportunities in Housing: Councilmember Shimulunas stated her willingness to serve on this committee.

Committee On Aging: Councilmember Taddy stated his willingness to serve on this committee.

Community Development Block Grant Housing Committee: Councilmembers Yaggie and Shimulunas stated their willingness to serve on this committee.

Environmental Advisory Board: The current Councilmember serving on this committee is Vince Alber and he communicated to the City Manager's Office that he was willing to continue to serve on this committee.

Library Board: Councilmember Krueger stated her willingness to serve on this committee.

Main Street Representative: Councilmember VanGinkel stated his willingness to serve on this committee.

Plan Commission: The current Councilmember serving on this committee is Vince Alber and he communicated to the City Manager's Office that he was willing to continue to serve on this committee.

Economic Development Corporation of Manitowoc County. Councilmember Matthews stated his willingness to serve on this committee.

Manitowoc Area Visitor and Convention Bureau. Councilmember Koach stated her willingness to serve on this committee.

At 7:45 PM, a motion was made by Councilmember Matthews, 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 Assistance to Economic Development Projects
- Discuss Matters Pertaining to Agreements with Manitowoc Area Visitor and Convention Bureau and Manitowoc County Economic Development Corporation
- Discuss Current Labor Negotiations with AFSCME and Fire Bargaining Units

Upon a roll call vote, Ayes (8) Brad Yaggie, Lee Brocher, Kay Koach, Marcia Krueger, Mark Matthews, Bonnie Shimulunas, Jim Taddy, David VanGinkel; Noes (0) None. Motion carried.

At 8:16 PM, a motion was made by Councilmember Matthews, seconded by Councilmember VanGinkel, to reconvene in open session. Upon a voice vote, motion carried.

At 8:16 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
Deputy City Clerk

**CITY OF TWO RIVERS
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Monday, May 16, 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: Vince Alber, Lee Brocher, Kay Koach, Marcia Krueger, Jim Taddy, David VanGinkel, Brad Yaggie, Bonnie Shimulunas (arrived at 6:02 PM). Absent and Excused: Mark Matthews. 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 Thursday, May 12, 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 Taddy announced the Community Health Fair at the Ice Center, Wednesday, May 25 from 1:00 PM – 4:00 PM; Councilmember Krueger reported from the Library Board encouraging all age groups to participate in the Summer Youth and Adult Reading Program; President Brocher reported on the Personnel and Finance Committee meeting where staffing and organizational changes will be recommended at the 5:30 PM, meeting on Monday, May 23, 2011.

City Manager's Report.

Mr. Buckley called upon Judy Goodchild, Parks and Recreation Director to introduce Matthew Klansky, to present information about an electronics drive sponsored by the Octagon Club and Two Rivers High School Conservation Club, Saturday, June 4 from 9:00 AM – 1:00 PM at the Two Rivers Community House, Koska Room.

Mr. Buckley introduced Connie Loden, Executive Director and Mark Ring, President, Economic Development Corporation of Manitowoc County to present 2010 annual report. Ms. Loden introduced Board Members in attendance: Dean Halverson, Ron Schwalbe, Andrew Steimle, Rick Phillips, Will Casey and Tracy Benter, Assistant Director. Ms. Loden thanked the City of Two Rivers for its partnership in the EDC, highlighted 2010 accomplishments and answered questions from the Council.

Mr. Buckley gave an update on the following items:

1. Governor's proposed State Budget Repair Bill
2. SB 83, Seeking to Restrict Municipal Powers of Condemnation/Eminent Domain, which would make it more difficult for municipalities to condemn blighted property as part of a redevelopment project. A draft Resolution will be forthcoming, opposing this Bill.
3. LRB 1393/1, Seeking to take away the ability of municipalities to place renters' delinquent utility balances on landlords' property tax bills
4. SB 18, requiring municipalities to continue health insurance benefits for families of fallen Police Officers and Firefighters.

The following Consent Agenda items were considered: Minutes of May 2, 2011 regular meeting; Beverage Operator License Applications for Diana M. Brugger, Cathy Coenen, Ashley Dodge, Barb A. Duprey, Paul J. Fencl, Nicole R. Flessert, Tanya M. Kempton, Geraldine M. Kolakowski, Katherine M. Kuecker, Jill A. Madden, Craig G. Milner, James A. Ouradnik, Terri A. Preston, Tyler R. Rohde, Tina M. Sabin, Brooke L. Walesh, Lynn A. Wiese, Barbara A. Wilker, Tabitha J. Winter;

Temporary Class B License Application for Two Rivers Business Association for Carp Fest, June 4-5 in Central Park; Minutes of Meetings for Lester Public Library Board of Trustees, March 8, 2011 and April 12, 2011; Department Reports: 1st Quarter TRIP Report, 4th Quarter Utilities Report, Economic Development, Electric, Fire, Inspections, Lester Public Library, Parks and Recreation, Police, Public Works and Safety Committee for April, 2011; Managers Monthly Financial Report, General Fund Summary, January 2011 and Manager's Monthly Financial Report for Library, January 2011; Summary of Verified Bills for month of April, 2011 in the amount of \$5,513,907.08.

A motion was made by Councilmember Koach, seconded by Councilmember VanGinkel, to approve the Consent Agenda with the various actions recommended. Upon a voice vote, motion carried. Councilmember VanGinkel abstained from checks payable to his business.

President Brocher presented the Official Newspaper Declaration and Bid.

A motion was made by Councilmember VanGinkel, seconded by Councilmember Krueger, to accept bid as submitted and declare the Herald Times Reporter as the official newspaper of the City of Two Rivers. Upon a voice vote, motion carried.

President Brocher presented the Annual Compliance Maintenance Resolution for Wastewater Treatment Plan Compliance with Discharge Permit.

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

President Brocher presented the Award of Purchase Contract for Replacement of Leaf Vacuum as per the Capital Improvement Plan for 2011 (budgeted at \$25,000) for use in Parks and Cemeteries.

A motion was made by Councilmember Alber, seconded by Councilmember VanGinkel, to authorize the City Manager to purchase the Leaf Vacuum from Bruce Municipal Equipment in the amount of \$20,456.00 as recommended by Parks and Recreation Director. Upon a roll call vote, Ayes (8) Kay Koach, Marcia Krueger, Bonnie Shimulunas, Jim Taddy, David VanGinkel, Brad Yaggie, Vince Alber, Lee Brocher; Noes (0) None. Motion carried.

President Brocher presented the Award of Bids for Replacement of all underground utilities and curbing, 25th Street from Garfield Street to Lincoln Avenue (included in 2011 Budget of TIF District No. 7).

A motion was made by Councilmember Koach, seconded by Councilmember Taddy, to award the bid to Vinton Construction in the low bid amount of \$190,877.55. Upon a roll call vote, Ayes (8) Marcia Krueger, Bonnie Shimulunas, Jim Taddy, David VanGinkel, Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach; Noes (0) None. Motion carried.

President Brocher presented the proposed 5-year Tourism Services Agreement with City of Manitowoc and Manitowoc Area Visitors and Convention Bureau, Inc., for a term commencing January 1, 2012 and ending December 31, 2016. Mr. Buckley stated there is a special meeting scheduled for Tuesday, May 31, at 6:00 PM with City of Manitowoc Common Council, Manitowoc Area Visitors and Convention Bureau Board and Two Rivers City Council to sign this agreement.

A motion was made by Councilmember Koach, seconded by Councilmember Krueger, to indicate the City Council's concurrence with the terms of the proposed agreement with a final vote to be taken at a special meeting on Tuesday, May 31, in joint session with the Manitowoc Common Council and the Manitowoc Area Visitors and Convention Bureau Board. Upon a voice vote, motion carried.

Council Communications:

President Brocher presented an invitation from the Robert E. Burns Post of the American Legion, for Council Members to participate in the Memorial Day Parade, May 30, 2011 at 9:00 AM. Assembly begins at 8:30 AM in Central Park.

A motion was made by Councilmember Krueger, seconded by Councilmember Taddy, to receive and file. Upon a voice vote, motion carried.

President Brocher presented a request from the Manitowoc Two Rivers YMCA to hold annual triathlon on Saturday, August 27, 2011.

A motion was made by Councilmember VanGinkel, seconded by Councilmember Alber, to approve the request as submitted. Upon a voice vote, motion carried.

For Information Only:

- A. Citizens Academy Coordinators are seeking people who are interested in participating in the 19th annual City of Two Rivers Citizens Academy. Applications are being accepted until June 30, 2011
- B. Board of Review Organizational Meeting will be held Tuesday, May 17, 2011 at 5:00 PM
- C. Reminder: City Council Work Session, Monday, May 23, 2011 at 6:00 PM
- D. Two Rivers Fire Fighters Local 423 raised \$9,703.01 for Muscular Dystrophy through their annual bowling tournament and shamrock sales
- E. Report on Heart-a-Rama at the Community House
- F. 2011 Music Under the Stars Schedule
- G. AFSCME Library Unit and the Library Board have ratified a new, 3-year contract with terms similar to those for the City Hall and DPW units

- H. Reminder of Special Meeting at the office of the Economic Development Corporation of Manitowoc County, Thursday, June 16, 4:30 – 6:30 PM
- I. Timetable for Issuance of \$2.8 Million in three-year Bond Anticipation Notes for 17th Street Bridge Project (planned award date is June 6)


At 7:26 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 Possible Property Acquisition
- Discuss Strategy for Possible Redevelopment Project

Upon a roll call vote, Ayes (8) Bonnie Shimulunas, Jim Taddy, David VanGinkel, Brad Yaggie, Vince Alber, Lee Brocher, Kay Koach, Marcia Krueger; Noes (0) None. Motion carried.

At 8:25 PM, a motion was made by Councilmember Koach, seconded by Councilmember Krueger, to reconvene in open session. Upon a voice vote, motion carried.

At 8:25 PM, a motion was made by Councilmember VanGinkel, seconded by Councilmember Krueger, to dispense with the reading of the minutes of the meeting and adjourn.



Kim M. Graves
Deputy City Clerk