

**CITY OF TWO RIVERS
COUNCIL PROCEEDINGS
Monday, February 15, 2016 - 6:00PM
Council Chambers, City Hall
Regular Meeting**

The meeting was called to order by Council President Brad Yaggie at 6:00 PM.

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

Roll Call – Present: David VanGinkel, Brad Yaggie, Vince Alber, Mark Bittner, Patrick Gagnon, Kay Koach, Jack Powalisz, Bonnie Shimulunas, Jim Taddy.

Also present were Jeff Dawson, Library Director; James McDonald, City Engineer/Public Works Director; Dave Buss, Finance Director; Scott Schneider, Fire Chief; Ross Blaha, Water Utility Director, Joe Collins, Police Chief; Judy Goodchild, Parks & Recreation Director; Tom Bushman, Electric Utility Director; Jack Bruce, City Attorney and Gregory Buckley, City Manager.

Consideration of any Councilmember request to participate in this meeting from a remote location. President Yaggie stated that Councilmember Alber requested to participate from a remote location for this meeting.

A motion was made by Councilmember Koach, seconded by Councilmember Gagnon, to approve Councilmember Alber's request. Upon a voice vote, motion carried. At this time, Councilmember Alber joined the meeting by phone.

The 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, February 11, 2016.

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

Council Communications. None.

Reports from Boards, Commissions or Committees. None.

City Manager's Status/Update Reports:

1. South Pier Repairs. The City Manager reported that he had recently received a listing of Corps of Engineers projects in the Great Lakes region funded for Federal fiscal year 2016. There was no indication of funding for repairs to the south pier at Two Rivers. He stated that he will be following up with the Corps and Two Rivers' federal representatives.
3. Corps of Engineers Surge Mitigation/Shoaling Study. Mr. Buckley stated that the Corps Detroit staff is reviewing data, and it will be at least a month out before the City receives any information on this.
3. Water System Modeling. The City Manager stated that the distribution system study being conducted by McMahon Associates has begun.
4. Legislative Update. The City Manager shared a communication from the League of Municipalities addressing AB 515, restoring \$3 Mil to the recycling grant program in 2016.
5. Redevelopment Project at Memorial Drive and Roosevelt. Mr. Buckley reported that the City has submitted preliminary designs for the access to WisDOT for review and continues to pursue an easement with Canadian National Railroad that is needed for construction of the street.

The following Consent Agenda items were considered: Minutes of February 1, 2016 regular meeting; Temporary Class "B" License Application for Roncalli Athletic Association for a Volleyball Tournament on March 5 & 6, 2016 at Community House Gym; Minutes of Meetings for Committee on Aging, January 4, 2016; Lester Library, January 12, 2016; Public Works, February 3, 2016; Plan Commission, February 4, 2016; Plan Commission, February 8, 2016; Department Reports for the month of January, 2016 for Electric, Fire, Library, Inspections, Parks and Recreation, Police, Public Works,

Safety and Water; Summary of Verified Bills for the month of January 2016 in the amount of \$5,251,122.22.

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

President Yaggie presented Street Closures for 2016 Special Events.

A motion was made by Councilmember Gagnon, seconded by Councilmember Shimulunas, to approve as recommended by the Parks and Recreation Department. Upon a voice vote, motion carried.

President Yaggie presented a proposal 4-year municipal lease-purchase agreement with US Bank for purchase of police vehicle (purchase at \$42,468.00 approved at February 1, 2016, Council meeting).

A motion was made by Councilmember VanGinkel, seconded by Councilmember Powalisz, to approve the agreement, providing for four (4) annual installments, at \$11,327 each. Upon voice vote, motion carried.

President Yaggie presented a purchase of replacement large rounds mowers and related equipment (budgeted at \$50,000).

A motion was made by Councilmember Gagnon, seconded by Councilmember Shimulunas, to authorize the purchase from Eis Implement, Inc., 8431 County Road B, Two Rivers, WI, for a total cost of \$41,079.00 as recommended by Parks and Recreation Department.

President Yaggie presented a funding agreement with Wisconsin Department of Natural Resources for a \$144,000 grant to assist with rehabilitation of the parking lot at Vets Park Boat Launch. Mr. Buckley noted that the grant will fund 48% of the project.

A motion was made by Councilmember Powalisz, seconded by Councilmember Bittner, to authorize the City Manager to execute the agreement on behalf of the City. Upon voice vote, motion carried.

President Yaggie presented a recommendation from the Plan Commission meeting on February 4, 2016, to set a public hearing to review request to amend the site plan for the Washington Highlands Planned Unit Development (PUD) to replace three (3) proposed duplex buildings (six units) with one 8-unit apartment building; submitted by John Lukas d/b/a Abbey Ridge, LLC (owner).

A motion was made by Councilmember Koach, seconded by Councilmember Gagnon, to set a public hearing for Monday, March 21, 2016, 6:00 PM. Upon voice vote, motion carried.

President Yaggie presented a recommendation from the Plan Commission meeting on February 4, 2016, to set a public hearing regarding adoption of the proposed 2016 District Zoning Map, reflecting all changes in zoning approved in the prior year.

A motion was made by Councilmember Taddy, seconded by Councilmember Powalisz, to set a public hearing for Monday, March 7, 2016, 6:00 PM. Based on questions from several Council members, City Attorney, Jack Bruce, agreed to research whether the City could add language in each zoning amendment ordinance to also modify the zoning map as part of said zoning action, thereby eliminating the need for this annual hearing. Upon voice vote, motion carried.

President Yaggie presented a recommendation from the Plan Commission meeting on February 8, 2016, to consider a request for a Right-of-Way privilege agreement related to encroachments into the north side of the undeveloped 16th Street Right-of-Way adjacent to 1602 East Street and Harbor Park, submitted by Daniel and Roxanne Scanlan (property owners).

Councilmember Gagnon stated that this should go back to Plan Commission for consideration of vacating the street.

Councilmember Alber stated that such a vacating action might prevent the City from addressing future needs.

Councilmember VanGinkel stated that the right-of-way in question is public property and that the City should not just give it away. He stated support for the recommendation of the Plan Commission.

Councilmember Bittner stated he does not want to give away City property, and supports Plan Commission recommendation, including the fencing requirement.

A motion was made by Councilmember VanGinkel, seconded by Councilmember Alber, to direct City Staff to prepare Right-of-Way privilege agreement, consistent with Plan Commission recommendations, for Council action on Monday, March 7, 2016. Upon roll call vote; Ayes (6), Vince Alber, Mark Bittner, Kay Koach, Jack Powalisz, David VanGinkel, Brad Yaggie; Noes (3), Patrick Gagnon, Bonnie Shimulunas, Jim Taddy. Motion carried.

President Yaggie presented a resolution from the Lester Library Board of Trustees relative to property acquisition.

A motion was made by Councilmember Koach, seconded by Councilmember Gagnon, to refer to Plan Commission for consideration. Upon voice vote, motion carried.

City Council Unfinished Business.

President Yaggie presented a resolution determining need and adopting a relocation order for acquisition of property in connection with future development of Garfield Street and extension of storm water facilities from Garfield Street to Lincoln Avenue (tabled from February 1, 2016 meeting). The City Manager recommended that this resolution again be tabled, due to

uncertainties as to the best location for the stormwater main connection between Garfield Street and Lincoln Avenue.

A motion was made by Councilmember Koach, seconded by Councilmember VanGinkel, to table consideration of the resolution until the Monday, March 7, 2016 meeting. Upon voice vote, motion carried.

For Information Only:

- A. Reminder: Tuesday, February 16, 2016, Spring Primary Election
- B. Reminder: Council Work Session, Monday, February 22, 2016, 6:00 PM
- C. Reminder: Friends of the Senior Center fund raiser, Ultimate Legends Band, Friday, March 11, 2016, 7 PM
- D. Congratulations to Marcos Alfara, Manitowoc County Mariners 2015 WSFL Champions
- E. Casa Mexico Great Addition

At 7:35 PM, a motion was made by Councilmember Gagnon, seconded by Councilmember Powalisz, 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 bargaining reasons require a closed session.

-- Discuss Possible City Assistance to Economic Development Projects

-- Discuss Possible Property Acquisition

Upon a roll call vote, Ayes (9), Vince Alber, Mark Bittner, Patrick Gagnon, Kay Koach, Jack Powalisz, Bonnie Shimulunas, Jim Taddy; Noes (0) None. Motion carried.

Councilmember Alber ended telephone participation in the meeting at this time.

At 8:11 PM, a motion was made by Councilmember VanGinkel, seconded by Councilmember Powalisz, to reconvene in open session. Upon a voice vote, motion carried.

At 8:11 PM, a motion was made by Councilmember Koach, seconded by Councilmember Gagnon, to dispense with the reading of the minutes of the meeting and adjourn. Upon a voice vote, motion carried.

Kim M. Graves
City Clerk