

**CITY OF TWO RIVERS  
COUNCIL PROCEEDINGS  
Monday, June 19, 2017 - 6:00PM  
Council Chambers, City Hall  
Regular Meeting**

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The meeting was called to order by Council President Kay Koach at 6:00 PM.

Roll Call – Present: John Casavant, David England, Patrick Gagnon, Erin Gonnerman, Kay Koach, Darla LeClair, Jack Powalisz, Bonnie Shimulunas, Mark Bittner; Absent: None

Also present were James McDonald, Public Works Director; Jeff Dawson, Lester Library Director; Dave Buss, Finance Director; Scott Schneider, Fire Chief; Judy Goodchild, Parks and Recreation Director; Brian Kohlmeier, Assistant Police Chief; David Casebeer, Water Utility; Jack Bruce, City Attorney and Greg Buckley, City Manager.

Consideration of any Councilmember request to participate in this meeting from a remote location. None.

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, June 15, 2017.

Input from the Public. No one addressed the Council.

Council Communications:

1. Councilmember Casavant stated he received complaints about water and pot holes on 35<sup>th</sup> Place. James McDonald, Engineering Director stated a completed storm sewer extension has been put in and asphalt tailings have been laid down on the street.
2. Councilmember Bittner stated that he received a suggestion from a citizen for improvements and to volunteer at the dog park. This information has been forwarded to Judy Goodchild, Parks and Recreation Director to follow up.

Council Reports from Boards/Commissions/Committees. There were no reports.

Status/Update Reports:

1. Mr. Buckley stated that some of the traffic lane paving has commenced between 22<sup>nd</sup> to 25<sup>th</sup> Street on the Lincoln Avenue project.
2. Mr. Buckley reported that more dialogue is needed with the WisDOT for specifics regarding the acquisition of the Memorial Drive wayside. -WisDOT's Regional Director has affirmed that his agency remains interested in accomplishing this transfer.
3. Mr. Buckley reported that the City continues to work on an offer to present to Canadian National Railroad, to acquire the railroad right-of-way from Madison Street to Woodland Drive. Mr. Buckley stated that twenty percent of the area is wetlands.
4. Mr. Buckley stated that the U.S. Army Corps of Engineers (USACE) has been given the okay to finalize their report on harbor surge mitigation. Mr. Buckley will be meeting with Brian Hinrichs from Foth regarding strategy going forward on securing funding for proper repairs to the existing structure and getting design work completed for modifications to the harbor entrance, consistent with the USACE report.
5. Mr. Buckley recapped that the City Attorney filed in Circuit Court on June 6, 2017 a Request for Referral to the Manitowoc County Condemnation Commissioners relative to the property at 1326 East River Street (former Blue Goose Tavern).
6. Mr. Buckley informed the Council that a meeting has been scheduled for June 20, 2017 at the Park and Recreation Department with the Two Rivers Youth Sports representative to get together bid specs on the Vietnam Veterans Park lighting system and replacement poles.
7. Mr. Buckley noted that McMahon Associates is working on the Phase 1 Environmental Assessment related to the Hamilton waterfront property acquisition. Also, his office has engaged Vogels Buckman Appraisal Group to do appraisals of the properties proposed for acquisition by the City.

Legislative/Intergovernmental Update.

1. Mr. Buckley reported on his participation as a presenter at the League of Municipalities Urban Policy Forum on Thursday, June 8, 2017 in Madison. The theme for the forum was development of a sustainable long-term structure for financing local government in Wisconsin. He noted that Wisconsin law gives cities very limited revenue options beyond the property tax, and the situation has been made worse by State-imposed levy and spending limits, plus a lack of commitment of funding Shared Revenues. Councilmember Bittner asked if Milwaukee had implemented the County option sales tax; Mr. Buckley said it has, and Manitowoc County is one of just a handful of counties in Wisconsin that have not done so; this option is not available to individual cities and villages, only to counties. Councilmember England asked about the possibility of a referendum for sales tax implementation.
2. Mr. Buckley reviewed the League of Wisconsin Municipalities Bulletins of June 12 and June 19, 2017 and addressed the issues contained in these bulletins.

The following Consent Agenda items were considered: Minutes from the May 8, 2017 Regular Meeting, June 5, 2017 Regular Meeting, June 12, 2017 Special Meetings; Applications for Beverage Operator Licenses – Recommended for Approval from; – Cheryl R. Baugniet, 2711 12th Street, Becky L. Beatty, 2113 Jefferson Street, Mykelyn L. Beatty, 2409 16th Street, Elliot A. Christiansen, 3103 Parkway Boulevard, Cathy A. Coenen, 936 North 13th Street, Manitowoc, Nicole R. Flessert, 923 Sunset Court, Stacy S. Frenz, 937 Steiner Drive, Mishicot, Tanya M. Glish, 1022 23rd Street, Cheryl Lynn Jasper, 1610 East Assman Road, Mishicot, Baylee E. Krogh, 1209 35th Street Apt A, Katherine M. Kuecker, 2168 Cappaert Road, Manitowoc, Harley A. Stenzel, 41st Street, Laura J. Wicuhowski, 2013 Emmet Street, Nancy A. Yakoubek, 1801 29th Street;

Application for Temporary Class “B” License - Recommended for Approval for Two Rivers Men’s Softball Club for Beach Bash at Neshotah Beach on Friday July 7, 2017, through Saturday, July 8, 2017, from 4:00 PM to 11:30 PM on Friday and Noon to 11:30 PM on Saturday; Application list of fourteen renewal applications for Landscaping/Tree Removal Licenses for the period July 1, 2017 to June 30, 2018; Application list of nine renewal applications for Cigarette Licenses for the period July 1, 2017 to June 30, 2018, all over-the-counter sales; Application list of nine renewal applications for Beer Garden Permits for the period July 1, 2017 to June 30, 2018; Application list of two renewal applications for Class “A” Fermented Malt Licenses for the period July 1, 2017 to June 30, 2018; Application list of seven renewal applications for “Class A” Malt & Liquor Licenses for the period July 1, 2017 to June 30, 2018; Application list of two renewal applications for Class “B” Fermented Malt Licenses for the period July 1, 2017 to June 30, 2018; Application list of two renewal applications for Class “B” Fermented Malt Licenses for the period July 1, 2017 to June 30, 2018; Application list of twenty-five renewal applications for “Class B” Malt & Liquor Licenses for the period July 1, 2017 to June 30, 2018; Minutes of Meetings for Committee on Aging, May 9, 2017, Lester Public Library Board of Trustees, May 9, 2017, Public Utilities Committee, June 6, 2017; May Monthly Reports for Electric, Fire, Inspections, Lester Public Library, Public Works/Wastewater, Safety Program, Water.

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

President Koach presented the following five recommendations from Plan Commission Meeting of June 12, 2017:

1. Set a Public Hearing to Consider Conditional Use Permit for a warehouse in the 100 Block of Thiede Road, submitted by Mike LeClair d/b/a Avis J, LLC.

A motion was made by Councilmember Gagnon, seconded by Councilmember Powalisz, to set the public hearing for Wednesday, July 5, 2017 at 6:00 PM. Upon a voice vote, motion carried.

2. Set a Public Hearing to Consider Conditional Use Permit to rent, store and service utility trucks and trailers in the B-2 Business District at 1900 School Street, submitted by Lon and Kathleen Wendt, d/b/a K&L Enterprises.

A motion was made by Councilmember Gagnon, seconded by Councilmember Gonnerman, to set the public hearing for Wednesday, July 5, 2017 at 6:00 PM. Upon a voice vote, motion carried.

3. Set a Public Hearing to Consider Conditional Use Permit to allow utility truck and trailer storage at 1910 20th Street, requested by Manitowoc County (owner) and Richard Carey d/b/a Chard International (tenant) and Lon and Kathleen Wendt, d/b/a K&L Enterprises (sublease tenant).

A motion was made by Councilmember Gagnon, seconded by Councilmember England, to set the public hearing for Wednesday, July 5, 2017 at 6:00 PM. Upon a voice vote, motion carried.

4. Consider Certified Survey Map to dedicate of the north 30 feet of 35th Street between Wilson Street and Sayer Avenue; and dedicate an additional 5.25 feet of right-of-way for Riverview Drive between 35th Street and Blue Heron Drive.

A motion was made by Councilmember Gagnon, seconded by Councilmember LeClair, to approve as recommended by the Plan Commission. Upon a voice vote, motion carried.

5. Consider Certified Survey Map to create a 5.0-acre parcel, dedicate the west 33 feet of Sandy Bay Road, and extend an existing easement for bike trail parcel; located approximately 2,220 feet north of Sandy Ridge Drive.

A motion was made by Councilmember Gagnon, seconded by Councilmember Shimulunas, to approve as recommended by the Plan Commission. Upon a voice vote, motion carried.

President Koach presented the Request for a Noise Ordinance Waiver for the Corey Strabhaar and Marcia Taddy Wedding at the Rotary Pavilion at Neshotah Beach on July 15, 2017, 2:00 PM– 11:00 PM.

A motion was made by Councilmember Shimulunas, seconded by Councilmember LeClair to approve the request as submitted. Upon voice vote, motion carried.

President Koach presented the Request for a Noise Ordinance Waiver for Beach Bash at Neshotah Beach on July 7-8, 2017 5:00 PM – 11:30 PM.

A motion was made by Councilmember Gonnerman, seconded by Councilmember Englan to approve the request as submitted. Upon voice vote, motion carried.

President Koach presented the Request for a Noise Ordinance Waiver for Rogers Street Days Picnic at 2102 Jackson Street on August 11-12, 2017 until 11:30 PM.

A motion was made by Councilmember Shimulunas, seconded by Councilmember Powalisz to approve the request as submitted. Upon voice vote, motion carried.

President Koach presented the Resolution Recognizing June 18-24, 2017 as Sundae Week and Thursday, June 22, 2017 as Sundae Thursday.

A motion was made by Councilmember Gagnon, seconded by Councilmember LeClair to adopt and waive reading the Resolution. Upon roll call vote, Ayes (9) David England, Patrick Gagnon, Erin Gonnerman, Kay Koach, Darla LeClair, Jack Powalisz, Bonnie Shimulunas, Mark Bittner, John Casavant; Noes (0) None. Motion carried.

President Koach presented the Resolution Appointing Authorized Representative to File Application for Financial Assistance from the Wisconsin Environmental Improvement Fund (Safe Drinking Water Loan Program) for Water Main Projects: 2018 Adams Street Main Replacement, 37th Street Loop and Public Portion of Lead Service Laterals (\$765,600).

A motion was made by Councilmember Powalysz, seconded by Councilmember LeClair to waive reading and adopt the Resolution. Upon roll call vote, Ayes (9) Patrick Gagnon, Erin Gonnerman, Kay Koach, Darla LeClair, Jack Powalysz, Bonnie Shimulunas, Mark Bittner, John Casavant, David England; Noes (0) None. Motion carried.

President Koach presented the Resolution Declaring Intent to Reimburse Expenditures from Proceeds of Borrowing for 2018 Water Main and Lateral Replacement Projects Listed Above.

A motion was made by Councilmember Gonnerman, seconded by Councilmember Bittner to waive reading and adopt the Resolution. Upon roll call vote, Ayes (9) Erin Gonnerman, Kay Koach, Darla LeClair, Jack Powalysz, Bonnie Shimulunas, Mark Bittner, John Casavant, David England, Patrick Gagnon; Noes (0) None. Motion carried.

President Koach presented the Resolution Authorizing Execution of the Department of Natural Resources Principal Forgiveness Financial Assistance Agreement - 2018 Project Private Side, Lead Service Lateral Replacement (\$300,000)

A motion was made by Councilmember Powalysz, seconded by Councilmember Casavant to waive reading and adopt the Resolution. Upon roll call vote, Ayes (9) Kay Koach, Darla LeClair, Jack Powalysz, Bonnie Shimulunas, Mark Bittner, John Casavant, David England, Patrick Gagnon, Erin Gonnerman; Noes (0) None. Motion carried.

President Koach presented the Compliance Maintenance Resolution for Wastewater Treatment Plant.

A motion was made by Councilmember Gonnerman, seconded by Councilmember Shimulunas to waive reading and adopt the Resolution. Upon roll call vote, Ayes (9) Darla LeClair, Jack Powalisz, Bonnie Shimulunas, Mark Bittner, John Casavant, David England, Patrick Gagnon, Erin Gonnerman Kay Koach; Noes (0) None. Motion carried.

President Koach presented the City Manager's appointments to Boards, Committees and Commissions. Robert Reed Jr., Advisory Recreation Board; Rick Inman, Plan Commission.

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

President Koach presented the Temporary "Right Turn Only" Restriction on Jackson Street, Both Northbound and Southbound at 22nd Street (On Agenda for Public Works Committee Meeting of June 19)

A motion was made by Councilmember Casavant, seconded by Councilmember Shimulunas to approve the restriction, for the duration of the 2017 Lincoln Avenue Reconstruction Project. Upon voice vote, motion carried

For Information Only: The City Manager addressed the following:

- A. The Lookout Shipwreck, 4.35 miles northeast of Two Rivers in Lake Michigan, was entered in the Wisconsin State Register of Historic Places and listed in the National Register of Historic Places on June 5, 2017.
- B. Ice Cream Sundae Thursday, June 22, 5:30 PM – 8 PM; event sponsored by Schroeder's Department Store, ice creams by Kemp's; 25-cent sundaes, kids' games, entertainment.
- C. Cool City Classic Car Cruise, Friday, June 23, 2017, 4 PM -9 PM; cruise gathers at UW Manitowoc starting at 4:00 PM and heads up the lakeshore along Memorial Drive at 6:00 PM. Destination: downtown Two Rivers for food, drinks, music and car talk, until 9:00 PM



D. 17th Annual Car Show, Saturday, June 24, 10 AM – 4 PM up and down Washington Street in downtown TR. (Registration for show starts at 7:00 AM and runs to 10:00 AM.)

E. Kids Night “Bike Rodeo”, Wednesday, June 28, 2017, 6 PM, Washington Park

F. Central Park Concert, Becky Markvart and Greg Pagel, Thursday, June 29, 6:30 to 8:00 PM, sponsored by Fox’s Piggly Wiggly

G. Independence Day Program and Fireworks, Tuesday, July 4, 7:15 PM showtime with fireworks at dusk, Walsh Field

H. Central Park Concert, Matthew Schroeder, Thursday, July 6, 6:30 to 8:00 PM, sponsored by Two Rivers Elks Lodge #1380

I. Work Session next Monday, June 26, 2017

At 7:20 PM, a motion was made by Councilmember Gagnon, seconded by Councilmember Powalisz, to enter into Closed Sessions, per Wisc. Stats. 19.85(1)(e) to discuss possible City Assistance to Economic Development Projects; to discuss possible property acquisition and discuss results of recent environmental testing activity on and near City-owned property and property owned by others; discuss possible regulatory agency actions and negotiations related thereto. Upon Roll Call vote; Ayes (9), Jack Powalisz, Bonnie Shimulunas, Mark Bittner, John Casavant, David England, Patrick Gagnon, Erin Gonnerman, Kay Koach, Darla LeClair; Noes (0), None. Motion carried.

At 7:55 PM, a motion was made by Councilmember Gagnon, seconded by Councilmember Casavant, to reconvene in Open Session. Upon Voice vote, motion carried.

At 7:55 PM, a motion was made by Councilmember Shimulunas, seconded by Councilmember LeClair, to dispense with the reading of the minutes and adjourn the meeting. Upon voice vote, motion carried.

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Kim M. Graves  
City Clerk