

**CITY OF TWO RIVERS  
COUNCIL PROCEEDINGS  
Monday, March 21, 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: Mark Bittner, Patrick Gagnon, Jack Powalisz, Bonnie Shimulunas, Jim Taddy, David VanGinkel, Brad Yaggie. Absent and Excused: Vince Alber and Kay Koach.

Also present were Judy Goodchild, Park & Recreation Director; Jeff Dawson, Library Director; James McDonald, City Engineer/Department of Public Works; Scott Schneider, Fire Chief; Ross Blaha, Water Utility Director; Joe Collins, Police Chief; 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, March 17, 2016.

President Yaggie opened a Public Hearing on a Resolution to revise the approved general development plan for Washington Highlands residential Planned Unit Development (PUD), related to the possible deletion of three (3) duplex condominium structures and the addition of one (1) 8-unit apartment building, as requested by developer Abbey Ridge, LLC.

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

Mr. Buckley stated that he had distributed a resolution to Councilmembers that was slightly revised from the resolution contained in their agenda packets; specifically, the new resolution stated that

the new apartments are to be restricted to residents age 55 and older, consistent with the developer's application and with the Plan Commission's recommendation. John Lukas, 1871 Nagle Avenue, Manitowoc, representing Abbey Ridge, LLC, stated that the age 55 was requested by the Washington Highlands condo association as a condition of its support for the change in the development plan. Mr. Buckley noted that the development plan still includes sites for six (6) more duplex condo buildings, and that the developer is committed to building at least three (3) more of those structures within the next three (3) years, or the City can impose financial penalties.

A motion was made by Councilmember Powalysz, seconded by Councilmember Taddy, to waive reading and adopt the revised resolution, as recommended by the Plan Commission. Upon a roll call vote, Ayes (7), Mark Bittner, Patrick Gagnon, Jack Powalysz, Bonnie Shimulunas, Jim Taddy, Dave VanGinkel, Brad Yaggie; Noes (0), None. Motion carried.

President Yaggie asked for Input from the Public. None.

Council Communications. None.

President Yaggie asked the Council if there were any reports from Boards, Commissions or Committees. None.

City Manager's Status/Update Reports:

1. Harbor Park. Mr. Buckley distributed a schedule for the balance of the Phase 1 work at Harbor Park., which indicated that work is to be completed by mid-May. He further stated that staff is working to finalize plans for Phase 2, consisting of three (3) major elements: Park Restroom Shelter near the Coast Guard Station; completion of landscaping at the Phase 1 site; and completion of the bike/ped trail connection along East Street to 17<sup>th</sup> Street..

2. Vets Park Fish Cleaning Station. The City Manager reported that the Contractor has recently begun work and the project should be completed by Memorial Day.
3. Harbor Dredging. Mr. Buckley reported that a pre bid meeting is scheduled for March 29, 2016; bid opening will be April 13. The project involves removal of about 22,000 cubic yards of material.

Legislative Update:

1. APPA Legislative Rally in Washington, D.C. – Mr. Buckley reported that this annual gathering in early March was attended by him, Mr. Bushman and Mr. Kozak. He stated that there was good representation from municipal electric utilities across Wisconsin and the rest of the nation. Main topics included protecting tax exempt financing for municipal projects; and concerns about the Federal Government regulating customer-based, which is better regulated at the state level. The City Manager added that, while in Washington, he met with staff for Senators Baldwin and Johnson and Congressman Grothman, regarding the need for Federal funds for repairs to the south pier (US Army Corps of Engineers funding) and for the proposed storm water management project north of Neshotah Beach (application for EPA “green infrastructure” grant funds).
2. State Government. Mr. Buckley referred to the latest “Capitol Buzz” from the League of Municipalities, which addressed actions taken at the end of the 2015-16 Legislative Session. He noted that the full Legislative approved restoring \$3 million of a \$4 million cut that had been made to recycling grants to local units. The City Manager also expressed concern about a continuing trend of the Legislature usurping local control.

The following Consent Agenda items were considered: Minutes of March 7, 2016 regular meeting; Beverage Operator’s licenses for Dawn M. Oullette, 2118 School Street, Two Rivers, Mary J.

Plansky, 1522 23<sup>rd</sup> Street Two Rivers, Darian D. Schubring, 3639 Monroe Street, Two Rivers; Minutes of Meetings for Public Utilities, March 1, 2016; Public Works March 2, 2016; Advisory Recreation Board, March 8, 2016; Lester Library, February 9, 2016; Plan Commission, March 14, 2016; Department Reports for Electric, February 2016; Fire, February 2016; Fire Training, February 2016; Inspections, February 2016; Parks and Recreation, February 2016; Public Works, February 2016; Safety, February 2016; and Water, February 2016; Summary of Verified Bills for the Month of February 2016 in the amount of \$3,6,19,788.73.

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

President Yaggie presented Recommendation from Public Works Committee meeting, March 2, 2016 to determine location of Bike/Ped Trail and green space along west side of East Street, 16<sup>th</sup> Street to 17<sup>th</sup> Street.

A motion was made by Councilmember Gagnon, seconded by Councilmember Shimulunas, to direct staff to proceed with implementing a design that provides for 5-6 feet of turf at the far west edge of the right-of-way and approximately 12 feet of concrete from the turf area to the face of the curb on the west side of the street; with the understanding that the Public Works committee and City Council will be giving further consideration to issues of traffic flow (one-way vs. two-way) and on street parking (one-side vs. two-side) in the coming months. Upon voice vote, motion carried.

President Yaggie presented recommendations from Plan Commission Meeting March 14, 2016:

1. Set a public hearing to consider application for rezoning from R-3 single and double family residence district to B-1 business district the property at 2110 Jefferson Street, as submitted by James Meverden (owner) and Kwik Trip, Inc. (contract purchaser).

A motion was made by Councilmember Gagnon, seconded by Councilmember Powalisz, to set public hearing for Monday, April 4, 2016 at 6:00 PM. Upon voice vote, motion carried.

2. Set a public hearing to consider application for rezoning from I-1 industrial district to B-1 business district the property at 1408 21<sup>st</sup> Street, as submitted by Kwik Trip, Inc. (owner).

A motion was made by Councilmember Shimulunas, seconded by Councilmember Bittner, to set a public hearing for Monday, April 4, 2016 at 6:00 PM. Upon voice vote, motion carried.

3. Set a public hearing to review application for conditional use permit for gas station, including convenience store with two-bay car wash at 2107 Washington Street, as submitted by Kwik Trip, Inc. (owner).

A motion was made by Councilmember VanGinkel, seconded by Councilmember Gagnon, to set a public hearing for Monday, April 4, 2016 at 6:00 PM. Upon voice vote, motion carried.

President Yaggie presented the appointment of Sharon Sleger to the Lester Public Library Board of Trustees (appointment to replace Sally Taylor, who recently resigned).

A motion was made by Councilmember Gagnon, seconded by Councilmember Powalisz, to approve the appointment, for the balance of a term expiring May 1, 2017, as recommended by the City Manager. Upon voice vote, motion carried.

City Council Unfinished Business.

President Yaggie presented a TID No. 5 development agreement with WG&R Bedding (tabled from December 7, 2015 meeting), providing \$50,000 in assistance for machinery and equipment, equipment moving and installation, and land purchase.

A motion was made by Councilmember VanGinkel, seconded by Councilmember Shimulunas, to authorize the City Manager and City Clerk to enter into the agreement, as also approved by the Joint Review Board for TID No. 5 on December 3, 2015. Upon a roll call vote, Ayes (7), Brad Yaggie, Mark Bittner, Patrick Gagnon, Jack Powalisz, Bonnie Shimulunas, Jim Taddy, David VanGinkel; Noes (0) None. Motion carried.

For Information Only: The City Manager addressed the following:

- A. Public Information meeting on “Point Beach State Forest: Past, Present, Future” Tuesday, March 29, 2016, 7 PM, Community Room, Lester Public Library
- B. Monthly City Council work session is Monday, March 28, 2016 at 6:00 PM; topics include possible ordinance amendment pertaining to updates to zoning map, ordinance amendment pertaining to pawnbrokers and second hand shops.
- C. TRBA Annual Dinner, Light House Inn, March 24, 2016, 5 PM
- D. Breakfast with the Easter Bunny, Community House, March 26, 2016, 9 AM
- E. Easter Egg Hunt, Neshotah Park, March 26, 2016, 11 AM
- F. Chamber of Commerce 100<sup>th</sup> Anniversary Gala, April 2, 2016 at Fox Hills Resort.

Closed Executive Session. At 7:10 PM, a motion was made by Councilmember Taddy, seconded by Councilmember

Shimulunas, 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 (7), Mark Bittner, Patrick Gagnon, Jack Powalisz, Bonnie Shimulunas, Jim Taddy, David VanGinkel, Brad Yaggie; Noes (0) None. Motion carried.

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

At 7:50 PM, a motion was made by Councilmember Gagnon, seconded by Councilmember Powalisz, to dispense with the reading of the minutes of the meeting and adjourn.

---

Kim M. Graves  
City Clerk