

**CITY OF TWO RIVERS  
COUNCIL PROCEEDINGS  
Monday, November 21, 2016 - 6:00PM  
Council Chambers, City Hall  
Regular Meeting**

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The meeting was called to order by Council President Patrick Gagnon at 6:00 PM.

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

Roll Call – Present: Mark Bittner, John Casavant, Patrick Gagnon, Kay Koach, Darla LeClair, Jack Powalisz, Bonnie Shimulunas, Jim Taddy, Brad Yaggie.

Also present were Joe Collins, Police Chief; Dave Buss, Finance Director; Judy Goodchild, Parks and Recreation Director; Jim McDonald, Public Works Director; Ken Kozak, Electric Utility Director; 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, November 17, 2016.

President Gagnon convened a Public Hearing for an Ordinance to adopt amendment No. 9 to the City's 20-Year Comprehensive Plan, to change the recommended long-term potential use of the property at 1322 33rd Street from Governmental/Institutional/Utilities to Commercial and Service Business--former St. Peter the Fisherman School property.

After three calls, there were no public comments. President Gagnon declared the hearing closed.

A motion was made by Councilmember Yaggie, seconded by Councilmember Koach, to waive reading and adopt the Ordinance adopting this plan, as Amendment No. 9 to City's Comprehensive Use Plan. Upon Roll Call vote; Ayes (9), Bonnie Shimulunas, Jim Taddy Brad

Yaggie, Mark Bittner, John Casavant, Patrick Gagnon, Kay Koach, Darla LeClair, Jack Powalisz; Noes (0), None. Motion carried.

President Gagnon convened a Public Hearing for an Ordinance to adopt amendment No. 10 to the City's 20-Year Comprehensive Plan, to change the recommended long-term potential use of all properties within the block bounded by 12th, 11th, Webster and Victory Streets from Governmental/Institutional/Utilities and existing urban development to Mixed Residential (One, Two and Multi-Family)--former St. Mark's Catholic Parish property.

President Gagnon gave the first call for public comment.

William Fisher, 1101 Victory Street, stated he is against the scope of the redevelopment project. He asked a question about that status of the CP site on the property and the potential change in property values surrounding this development.

After two more calls, there were no more public comments. President Gagnon declared the hearing closed.

Councilmember Shimulunas stated that she went around the neighborhood asking property owners if they want this project or not; she reported that she received many "noes".

A motion was made by Councilmember Koach, seconded by Councilmember Powalisz, to approve the Conditional Use Permit as recommended by the Plan Commission. Upon Roll Call vote; Ayes (8), Jim Taddy, Brad Yaggie, Mark Bittner, John Casavant, Patrick Gagnon, Kay Koach, Darla LeClair, Jack Powalisz; Noes (1), Bonnie Shimulunas. Motion carried.

President Gagnon convened a Public Hearing for the Proposed 2017 City Budget.

After three calls, there were no public comments. Mr. Buckley reviewed the Budget Highlights Memo.

Councilmember Bittner commented that he believes it is a solid budget and thanked the Personnel and Finance Committee and Finance Department for their work.

Input from the Public. None.

Council Communications.

An email from Adam Wachowski was distributed to the Council. It stated that there is a need for improved lighting at Vietnam Park.

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

City Manager's Reports:

Invited Guests. None.

Mr. Buckley reviewed the Resolutions related to the 2017 Budgets, to be considered by the Council at the November 28, 2016 meeting.

Status/Update Reports.

Mr. Buckley reported on the status of Harbor Park Phase 2 Restroom and Picnic Shelter. He reported that the shelter is almost completely operational.

Harbor Dredging. Mr. Buckley reported that this project is completed, and all paperwork will be submitted in time for the City to receive full reimbursement from the Harbor Assistance Program grant by year-end.

Holy Family Memorial Lakefront Campus Project. Mr. Buckley reported that foundation work is proceeding and structural steel will be delivered in early December. The City will soon own Right-of-Way for Lakefront Way, to be constructed in Spring.

Mr. Buckley reported that the Garfield Street project is wrapped up.

Legislative/Intergovernmental Update.

Mr. Buckley stated that he will have ongoing updates relative to the Legislative agenda as the session begins in Madison.

Mr. Buckley further stated that State Representative Andre Jacque met him at City Hall earlier in the day, to inform Two Rivers of programs to assist with Brownfield sites.

Mr. Buckley reported that Mishicot would like to join the Manitowoc Area Visitors and Convention Bureau. The Manitowoc and Two Rivers Room Tax Commission will be meeting soon to give a response to Mishicot's request.

The following Consent Agenda items were considered: Minutes from the November 7, 2016 regular City Council meeting; Application for Operator's Licenses – Recommended for Approval for Budrecki, Mandy L., 1708 A 23<sup>rd</sup> St., Two Rivers, White, Angela M., 2010 Garfield St, Two Rivers; Application for Landscaping/Tree Removal License for Kurty K's Snow & Lawn, 1026 27<sup>th</sup> St., Two Rivers for the period of November 22, 2016 to June 30, 2017; Minutes of Meetings for Lester Public Library, October 11, 2016, Public Works, November 1, 2016, Public Utilities, November 1, 2016, Plan Commission, November 14, 2016, Department Reports for October 2016 from Electric, Fire, Inspections, Lester Library, Parks & Recreation, Public Works, Safety, Water; Summary of Verified Bills for the Month of October in the Amount of \$2,309,103.22.

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

Council Formal Items.

President Gagnon presented a Resolution of Remembrance for Lee D. Ertman, City Council Member 1977-19.

A motion was made by Councilmember Yaggie, seconded by Councilmember Powalisz, to read and adopt the resolution. Upon Roll Call vote; Ayes (9), Brad Yaggie, Mark Bittner,

John Casavant, Patrick Gagnon, Kay Koach, Darla LeClair, Jack Powalisz, Bonnie Shimulunas, Jim Taddy; Noes (0), None. Motion carried. Mr. Buckley read the resolution aloud.

President Gagnon presented a recommendation to Place Stop Signs on 43<sup>rd</sup> Street at Lowell Street.

A motion was made by Councilmember Shimulunas, seconded by Councilmember Casavant, to authorize the placement of the signs, as recommended by the Public Works Committee. Upon Voice vote, motion carried.

President Gagnon presented a recommendation to eliminate the No Parking restriction and provide for 2-hour parking, south side of 19<sup>th</sup> Street, west of Washington Street.

A motion was made by Councilmember Shimulunas, seconded by Councilmember Bittner, to authorize the elimination of the no parking restriction and provide for 2-hour parking on the south side of 19<sup>th</sup> Street, as recommended by the Public Works Committee. Upon Voice vote, motion carried.

President Gagnon presented a recommendation to amend the City's Comprehensive Plan Land Use Map to change the land use designation from "Commercial and Service Business" to "Mixed Use (Residential, Commercial, Office, Service Business)" for 1715 East Street, submitted by Glen Brower (Owner).

A motion was made by Councilmember Yaggie, seconded by Councilmember Taddy, to set a Public Hearing for Tuesday, January 3, 2017, at 6:00 PM as recommended by the Plan Commission. Upon Voice vote, motion carried.

President Gagnon presented a recommendation to consider a request for a change in zoning from B-1 Business District To R-3 Single and Double Family Residence District for the property located at 1715 East Street, submitted by Glen Brower (Owner).

A motion was made by Councilmember Powalisz, seconded by Councilmember Yaggie, to set a Public Hearing for Monday, January 16, 2017, at 6:00 PM as recommended by the Plan Commission. Upon Voice vote, motion carried.

President Gagnon presented a recommendation to consider a request to amend the City's Comprehensive Plan Land Use Map to change the land use designation from "Existing Urban Development" to "Commercial and Service Business" for 2006 14<sup>th</sup> Street, submitted by Diane Ellerman (Owner) and Dale Eslinger (Buyer).

A motion was made by Councilmember Yaggie, seconded by Councilmember Taddy, to set a Public Hearing for Tuesday, January 3, 2017, at 6:00 PM as recommended by the Plan Commission. Upon Voice vote, motion carried.

President Gagnon presented a recommendation to consider a Zoning Code Text Amendment to include "Art Studio" as a Conditional Use in the R-3 Single and Double Family Residence District.

A motion was made by Councilmember Taddy, seconded by Councilmember LeClair, to set a Public Hearing for Monday, December 5, 2016, at 6:00 PM as recommended by the Plan Commission. Upon Voice vote, motion carried.

President Gagnon presented a recommendation to consider revisions to the proposed Ordinance to amend Municipal Code Sections 10-1-7, entitled "Definitions" to define Agriculture; Section 10-1-21, entitled "Single Family Residence District (R-1)" to amend the list of Agriculture land uses as a Conditional Use and to include Keeping of Chickens as a permitted land use; and Section 10-1-22, entitled "Single and Double Family Residence District (R-2)" to amend the list of Agriculture land uses as a Conditional Use and include Keeping of Chickens as a permitted land use; and Section 10-1-23, entitled "Single and Double Family

Residence District (R-3)" to amend the list of Agriculture land uses as a Conditional Use and to include Keeping of Chickens as a permitted land use in the City.

A motion was made by Councilmember Koach, seconded by Councilmember Taddy, to set a Public Hearing for Monday, December 5, 2016, at 6:00 PM as recommended by the Plan Commission. Upon Voice vote, motion carried.

President Gagnon presented a recommendation to consider Zoning Code Text amendment to Section 10-1-3 to state that the Zoning District boundary lines on the Zoning District Map are established along the centerlines of Right-of-Way lines, unless otherwise indicated.

A motion was made by Councilmember Yaggie, seconded by Councilmember Taddy, to set a Public Hearing for Monday, December 5, 2016, at 6:00 PM as recommended by the Plan Commission. Upon Voice vote, motion carried.

City Council Unfinished Business.

Councilmember Koach asked about South Pier Communications with the Army Corps of Engineers. Mr. Buckley stated the City Engineer's Office is in communication with the Corps' Detroit office regarding design options for modifying the harbor entrance, and will follow up on the repair issue.

For Information Only: The City Manager addressed the following:

- - Fall Leaf Pickup: East Side on Mondays; North Side (between rivers) on Tuesdays, Wednesdays & Thursdays; South Side on Fridays; continues until Thanksgiving
- - City Hall Closed for Thanksgiving, Thursday & Friday, November 24 & 25, 2016
- - Community Thanksgiving Dinner, Thursday, November 24, 2016, Noon, Two Rivers Senior Center. Please call 793-5596 for reservations

- - Lester Public Library Black Friday Event, Friday, November 25, 2016
- - Hometown Christmas Parade, Saturday, November 26, 2016, 5:30 PM
- - Mac and a Movie, Sunday, November 27, 2016, Koska Room at Community House, 3:30 PM.  
Bring the kids and the grand kids. Call 793-5592 for reservations
- - City Council Work Session, to include action on 2017 budget resolutions, Monday, November 28, 2016, City Hall, 6:00 PM
- - State Historic Preservation Review Board Meeting, Friday, December 2, 2016, Wisconsin Historical Society will be considering the Lookout and La Salle Shipwrecks for nomination to the Wisconsin State and National Register of Historic Places
- - Breakfast with Santa, Saturday, December 3, 2016, Community House Behringer Room.  
Seatings at 9:30 AM, 10:00 AM and 10:30 AM. Call 793-5592 for reservations.

Closed Executive Session.

At 7:15 PM a motion was made by Councilmember Powalisz, seconded by Councilmember Yaggie to enter into Closed Sessions, per Wisc. Stats. 19.85(1)(e) to discuss possible City assistance to economic development projects, property acquisition and matters pertaining to City utility easement and the City's rights under said easement. Upon Roll Call vote; Ayes (9), Mark Bittner, John Casavant, Patrick Gagnon, Kay Koach, Darla LeClair, Jack Powalisz, Bonnie Shimulunas Jim Taddy, Brad Yaggie; Noes (0), None. Motion carried.

President Gagnon stated that he anticipated no action by the City Council upon reconvening in open session, other than to adjourn the meeting.

At 8:10 PM a motion was made by Councilmember Yaggie, seconded by Councilmember Taddy, to reconvene in open session. Upon Voice vote, motion carried.



At 8:10 PM, a motion was made by Councilmember Taddy, seconded by Councilmember Yaggie, to dispense with the reading of the minutes of the meeting and adjourn. Upon Voice vote, motion carried.

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Kim M. Graves  
City Clerk