

**CITY OF TWO RIVERS  
COUNCIL PROCEEDINGS  
REGULAR MEETING  
Monday, February 1, 2021 – 6:00 PM  
Council Chambers – City Hall  
MINUTES**

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1. **CALL TO ORDER** by Vice-President Darla LeClair at 6:00 PM.
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL BY CITY CLERK**

Attendee Name	Title	Status	Arrived
Kay Koach	Commissioner	Present	
Adam Wachowski	Councilmember	Present	
Bill LeClair	Councilmember	Present	
Bonnie Shimulunas	Councilmember	Present	
Curt Andrews	President	Absent	
Darla LeClair	Vice-President	Present	
Jay Remiker	Councilmember	Present	
John Casavant	Councilmember	Present	
Mark Bittner	Councilmember	Present	

Also present were Jim McDonald, Public Works Director; Steve Denzien, Fire Chief; Ross Blaha, Water Utility Director; Dave Buss, Finance Director; Elizabeth Runge, Community Development Director/City Planner; Rick Powell, EDP Supervisor; Brian Kohlmeier, Police Chief; Terri Vosters, Parks & Recreation Director; Jack Bruce, City Attorney; and Greg Buckley, City Manager.

4. **CONSIDERATION OF ANY COUNCIL MEMBER REQUESTS TO PARTICIPATE IN THIS MEETING FROM A REMOTE LOCATION**

None.

5. **PUBLIC HEARING**

- A. **2021-016** Public Hearing on an Application for Conditional Use Permit for "Moving Forward," an Adult Day Care Facility Proposed in the Planned Unit Development District (PUD) at 2214 11th Street (former St. Mark's Rectory), as Requested by Curt Gesell, Property Owner, and Nichole Lembke, Tenant/Operator

Recommended Action:

Motion to waive reading and approve the Conditional Use Permit, as recommended by the Plan Commission

Vice-President D. LeClair opened the public hearing and made the first call. No one addressed the Council.

On the second and third calls, no one addressed the Council. Vice-President D. LeClair closed the hearing.

**RESULT:** APPROVED WITH VOICE VOTE [UNANIMOUS]  
**MOVER:** Adam Wachowski, Councilmember  
**SECONDER:** Jay Remiker, Councilmember  
**AYES:** Kay Koach, Adam Wachowski, Bill LeClair, Bonnie Shimulunas, Darla LeClair, Jay Remiker, John Casavant, Mark Bittner  
**EXCUSED:** Curt Andrews

## 6. INPUT FROM THE PUBLIC

Jeff Dahlke, 3727 Adams St., suggested that the City utilize Facebook to announce when the plows plan on going out for snow events in an effort to cut back the criticism received on social media about the timing of snow plowing.

## 7. COUNCIL COMMUNICATIONS

### Letters and other communications from citizens

Councilmember Wachowski reported that he received a complaint on snow plowing that was resolved very quickly.

Councilmember Bittner reported that he has been contacted by citizens about concerns on the location of the proposed splash pad in Central Park due to the heavy traffic along Washington Street. City Manager Buckley indicated that there are several potential locations that are being reviewed by the Splash Pad and Skating Rink Planning Committee. He added that the committee showed a strong interest in Central Park at its initial meeting and expressed the belief that safety issues could be addressed through good design.

City Manager Buckley reported on communications with a property owner on Zlatnik Drive south of the beach, who has concerns about parking, pedestrian safety, and bicycle use, particularly in the summer time. He added that the Council will likely be receiving a letter from the property owner, and that this would be an appropriate issue for referral to the Public Works Committee.

## 8. COUNCIL REPORTS FROM BOARDS/COMMISSIONS/COMMITTEES

Councilmember Wachowski reported that the Splash Pad and Skating Rink Planning Committee had their first meeting. It went well and he indicated that they will be addressing the concerns that many have regarding the potential site and safety issues.

Councilmember D. LeClair reported that Progress Lakeshore has identified a preferred candidate for its Executive Director position; a final offer to that candidate is pending board approval on Wednesday, February 3.

## 9. CITY MANAGER'S REPORT

### A. Invited Guests: New Employees

Terri Vosters, Parks and Recreation Director, introduced two new hires that began on February 1, 2021 in the Parks and Recreation Department. Ethan Jones is the new Recreation Supervisor and JR Seebantz is the Parks and Recreation Lead Worker.

## B. Status/Update Reports

1. First Meeting of Splash Pad and Skating Rink Planning Committee  
Mr. Buckley reported that the first meeting of the Splash Pad and Skating Rink Planning Committee was a success with all 9 members attending in person or via Zoom. A consultant was identified to assist with the planning and design and is recommended for Council approval at tonight's meeting.  
  
At the request of Councilmember Bittner, Mr. Buckley agreed to include an item on the February 15 Council agenda about applying the recent donation from late former Councilmember Jim Taddy to the splash pad project.
2. PSCW Approval of Change to Two Rivers' Electric Utility Tariff for New Market Load Pricing  
Mr. Buckley reported that an application by the Two Rivers' Electric Utility for a modification to its tariff for new market load pricing has been approved by the Public Service Commission. Businesses adding to their electrical demand qualify for the new market load pricing if they create net new daily peak demand of 400 kilowatts or more during at least three months in every 12-month period after bringing new demand online. The lower rate on new usage is about 40 percent below regular rates and good for four years. The threshold to qualify for this special pricing was formerly a peak demand of 500 kilowatts. The first business to potentially benefit from this new tariff is Riverside Foods, whose recent expansion resulted in increased use.
3. Plan Commission Meeting on February 8 Includes
  - Public Hearing on Proposed Amendment to TID No. 12 Boundaries and Project Plan  
Mr. Buckley reported that the proposed amendment to TID No. 12 boundaries includes the expansion of the boundaries south to include the former M&M Lunch property and an adjacent parking lot currently owned by Twin Cities Marina as a proposed redevelopment site. Council approval will be needed at meetings in the near future to approve the amendment to the TID, an application for a State Trust Fund loan to borrow \$400,000 for a cash grant to the developer, and a developer's agreement for the \$3 million project.
  - Discussion of Comprehensive Plan Update with Representative of Bay-Lake Regional Planning Commission  
Mr. Buckley reported a representative from Bay-Lake Regional Planning Commission will be present to talk about the next steps in updating the Comprehensive Plan.
4. TID No. 8 Grant to Riverside Foods: Company's Documentation of \$7.7 Million in Project Expenditures was Received January 12; First of Five Annual Payments of \$80,000 for TID 8 Grant is in Process  
Mr. Buckley reported that Riverside Foods' required documentation of \$7.7 million in project expenditures for both the building addition and the machinery and equipment was received January 12th and the first of five annual payments for \$80,000 for the TID No. 8 grant is in process.
5. Two Rivers Youth Sports Events Returning to Two Rivers in 2021: Price is Right

Fundraiser, Beach Bash, War on the Shore Softball Tournament

Mr. Buckley reported that Two Rivers Youth Sports events are returning in 2021 with the Price is Right Fundraiser on May 6, Beach Bash on June 25-27, and the War on the Shore girls softball tournament August 6-8.

6. Full Summer of Events Planned for 2021

Mr. Buckley reported that there is a full summer of events planned in Two Rivers for 2021. Scheduled events includes Bands on the Beach, Beach Bash, downtown concerts, two major softball tournaments, two beach volleyball tournaments, at least two outdoor movies, the return of Snowfest, 2nd Annual Celebrate Two Rivers, the Two Rivers Fish Derby, Cool City Car Cruise and Show, return of Catamaran Association of WI TR Regatta, Kites over Lake Michigan, and Ethnic Festival.

7. EXPLORETWORIVERS.COM

Mr. Buckley reminded viewers that, for information on community events, please go to [www.exploretworivers.com](http://www.exploretworivers.com).

8. Upcoming Events

Mr. Buckley reported on upcoming events in Two Rivers including a Winter Warm-up Soup and Bake Sale at the Two Rivers Senior Center on February 12, a family snowshoe hike at Woodland Dunes on February 13, and a family sledding night at Washington Park on February 19.

9. Other

Mr. Buckley thanked the Public Works crew for their prompt cleanup from this last weekend's storm. Also, as a reminder, City ordinances require that public sidewalks be kept clear of snow and ice. The removal is the responsibility of the abutting property owner. Snow and ice must be removed within 24 hours following the end of the precipitation event, including sidewalk ramps on corner lots. Failure to remove snow and ice in a timely basis can result in a fine and a bill from the City for the cost of clearing the sidewalk.

C. Legislative/Intergovernmental Update

1. Overturn of Governor's Mask Mandate Delayed, for Now

Mr. Buckley reported that the overturn of the Governor's mask delay is delayed.

2. 2021-2023 State Budget and Shared Revenues

Mr. Buckley shared with the Council a recent League of WI Municipalities Legislative Bulletin, regarding a projected budget surplus at the end of the current biennial budget and comments by Assembly Speaker Vos about a possible increase in Shared Revenues. At the suggestion of Councilmember Bittner, Mr. Buckley stated that he would prepare a resolution on Shared Revenues funding for consideration at the February 15 agenda, and will invite Two Rivers' legislators to a future Council meeting.

## 10. CONSENT AGENDA

**RESULT:** APPROVED WITH VOICE VOTE [UNANIMOUS]  
**MOVER:** Jay Remiker, Councilmember  
**SECONDER:** Bill LeClair, Councilmember  
**AYES:** Kay Koach, Adam Wachowski, Bill LeClair, Bonnie Shimulunas, Darla LeClair, Jay Remiker, John Casavant, Mark Bittner  
**EXCUSED:** Curt Andrews

A. Presentation of Minutes

1. **2021-017** City Council - Regular Meeting January 18, 2021; Joint Special Meeting City Council, BIDC/CDA January 25, 2021 and Joint Special Meeting City Council, Plan Commission, BIDC/CDA January 25, 2021

Recommended Action:

Motion to waive reading and adopt the minutes.

B. Reports

1. Application for Temporary Class B License

- a. Roncalli Athletics Association, March 6-7, 2021, TRCCS Volleyball Tournament, Front Lobby/Gym, 1710 West Park Street, 7:30 AM - 11:00 PM

Recommended Action:

Motion to approve the application and authorize the City Clerk to issue the license

2. Application for Taxi Driver License

- a. Kathrin A. Wamego, 2110 East River Street, Apt. A, Two Rivers

Recommended Action:

Motion to approve the application and authorize the City Clerk to issue the license

3. **2021-018** Minutes of Meetings

- a. Advisory Recreation Board, December 8, 2020
- b. Room Tax Commission, January 19, 2021

Recommended Action:

Motion to receive and place on file

4. **2021-019** Department Report

- a. Inspection Annual Report

Recommended Action:

Motion to receive and place on file

5. **2021-020** Finance Reports

- a. Debt Service, November 2020
- b. General Fund, November 2020
- c. Lester Library, November 2020

Recommended Action:

Motion to receive and place on file

**RECOMMENDED ACTION FOR CONSENT AGENDA**

Motion to approve the Consent Agenda with the various actions recommended

## 11. CITY COUNCIL - FORMAL ITEMS

A. **2021-021** TID 3 Final Audit Report

Recommended Action:

Motion to receive and place on file

**RESULT:** APPROVED WITH VOICE VOTE [UNANIMOUS]  
**MOVER:** Bonnie Shimulunas, Councilmember  
**SECONDER:** Jay Remiker, Councilmember  
**AYES:** Kay Koach, Adam Wachowski, Bill LeClair, Bonnie Shimulunas, Darla LeClair, Jay Remiker, John Casavant, Mark Bittner  
**EXCUSED:** Curt Andrews

B. **2021-022** 2021 Special Events Street Closures Request from Parks and Recreation Department

Recommended Action:

Motion to approve the request as submitted

**RESULT:** APPROVED WITH VOICE VOTE [UNANIMOUS]  
**MOVER:** Bill LeClair, Councilmember  
**SECONDER:** John Casavant, Councilmember  
**AYES:** Kay Koach, Adam Wachowski, Bill LeClair, Bonnie Shimulunas, Darla LeClair, Jay Remiker, John Casavant, Mark Bittner  
**EXCUSED:** Curt Andrews

C. **2021-023** Resolution Declaring Intent to Reimburse from Proceeds of Borrowing--2021 Capital Projects

Recommended Action:

Motion to waive reading and adopt the Resolution

**RESULT:** APPROVED WITH ROLL CALL [UNANIMOUS]  
**MOVER:** Bonnie Shimulunas, Councilmember  
**SECONDER:** Mark Bittner, Councilmember  
**AYES:** Kay Koach, Adam Wachowski, Bill LeClair, Bonnie Shimulunas, Darla LeClair, Jay Remiker, John Casavant, Mark Bittner  
**EXCUSED:** Curt Andrews

D. **2021-024** Recommendation from Splash Pad and Ice Rink Planning Committee Meeting

of January 21, 2021

Recommended Action:

Motion to contract with Parkitecture + Planning of Madison, WI, for preliminary design and cost estimates for Splash Pad/Skating Rink project, at a cost not to exceed \$20,000

**RESULT: APPROVED WITH VOICE VOTE [UNANIMOUS]**

**MOVER:** Adam Wachowski, Councilmember

**SECONDER:** Bill LeClair, Councilmember

**AYES:** Kay Koach, Adam Wachowski, Bill LeClair, Bonnie Shimulunas, Darla LeClair, Jay Remiker, John Casavant, Mark Bittner

**EXCUSED:** Curt Andrews

## 12. FOR INFORMATION ONLY

- A. In Person Absentee Voting for the February 16, 2021 Spring Primary Election, begins February 2 at City Hall between the hours of 8:00 AM and 4:30 PM; Friday, February 12, 8:00 AM - 5:00 PM
- B. Spring Primary Election on February 16, 2021. City Hall will be the only polling location open for this Election as there is one contest-State Superintendent of Public Instruction and to save costs to the city, the other three polling locations will not be utilized for just this Election
- C. City Council Regular Meeting, Monday, March 1, 2021, 6:00 PM
- D. City Council Work Session, Monday, February 22, 2021, 6:00 PM

## 13. CLOSED SESSION

The City Council reserves the right to enter into Closed Session, per Wisc. Stats 19.85(1)(e) deliberating or negotiating the purchasing of public properties, the investment of public funds, or conducting other specified public business, whenever competitive or bargaining reason require a closed session

- Discuss Possible City Assistance to Economic Development Projects
- Discuss Status of Negotiations Regarding Former Hamilton Property
- Discuss Status of Purchase Offer on Former Paragon Property
- Discuss Possible Sale of City-Owned Property

At 7:10 p.m., a motion to go into Closed Session, per Wisc. Stats 19.85(1)(e) deliberating or negotiating the purchasing of public properties, the investment of public funds, or conducting other specified public business, whenever competitive or bargaining reason require a closed session. Discuss possible City assistance to economic development projects, status of negotiations on former Hamilton property, status of purchase offer on former Paragon property, and possible sale of City-owned prop

**RESULT:** APPROVED ROLL CALL [UNANIMOUS]  
**MOVER:** Jay Remiker, Councilmember  
**SECONDER:** Mark Bittner, Councilmember  
**AYES:** Kay Koach, Adam Wachowski, Bill LeClair, Bonnie Shimulunas, Darla LeClair,  
Jay Remiker, John Casavant, Mark Bittner  
**EXCUSED:** Curt Andrews

#### 14. RECONVENE IN OPEN SESSION

At 8:16 p.m., a motion to reconvene in open session to consider possible actions in follow-up to closed session discussions.

**RESULT:** APPROVED VOICE VOTE [UNANIMOUS]  
**MOVER:** Jay Remiker, Councilmember  
**SECONDER:** Adam Wachowski, Councilmember  
**AYES:** Kay Koach, Adam Wachowski, Bill LeClair, Bonnie Shimulunas, Darla LeClair,  
Jay Remiker, John Casavant, Mark Bittner  
**EXCUSED:** Curt Andrews

- A. Direction on Solicitation of Bids for Sale of City-Owned 14.736 Acre Parcel Located East of Tannery Road, Abutting the East End of 41st, 42nd and 43rd Streets

Motion to offer for sale the 14.74 city-owned parcel at the end of 41st, 42nd, and 43rd Streets to the seven abutting property owners with a minimum bid of \$16,250; bids will be received at a public auction at City Hall, with bids to be increased in \$250 increments, the successful bidder to make a non-refundable earnest money deposit of \$5,000 and close within 2 weeks. Further, the following conditions shall apply to the sale: property sold as is with no warranties or representations, the City retains easements at street ends for pushing snow and doing maintenance on infrastructure including stormwater outfalls, and the City retains the option to repurchase the required area needed to construct the 42nd Street stormwater pond, if needed, with the repurchase to be at the same cost per acre as bid by the purchaser, plus the City has easement rights across any areas of the site needed for pond construction, repair, and maintenance.

**RESULT:** APPROVED WITH VOICE VOTE [UNANIMOUS]  
**MOVER:** Jay Remiker, Councilmember  
**SECONDER:** Mark Bittner, Councilmember  
**AYES:** Kay Koach, Adam Wachowski, Bill LeClair, Bonnie Shimulunas, Darla LeClair,  
Jay Remiker, John Casavant, Mark Bittner  
**EXCUSED:** Curt Andrews

- B. Other

#### 15. ADJOURNMENT

Motion to dispense with the reading of the minutes of the meeting and adjourn



**RESULT:**     **APPROVED VOICE VOTE [UNANIMOUS]**

**MOVER:**     Adam Wachowski, Councilmember

**SECONDER:** Bill LeClair, Councilmember

**AYES:**     Kay Koach, Adam Wachowski, Bill LeClair, Bonnie Shimulunas, Darla LeClair,  
Jay Remiker, John Casavant, Mark Bittner

**EXCUSED:**   Curt Andrews

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Jamie Jackson  
City Clerk