



**TWO
RIVERS**
WISCONSIN

CITY COUNCIL MEETING

Monday, May 16, 2022 at 6:00 PM

Council Chambers - City Hall, 3rd Floor
1717 E. Park Street, Two Rivers, WI 54241

MINUTES

1. CALL TO ORDER

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

2. PLEDGE OF ALLEGIANCE LEAD BY AVA LEE MARTINELLI

The Pledge of Allegiance was led by Ava Lee Martinelli. Ava is a local elementary school student.

Local elementary or pre-school students can be nominated to lead the Pledge of Allegiance at the second Council meeting of the month by contacting Lisa Kuehn in the City Manager's office at 920-793-5532 or lkuehn@two-rivers.org.

Mr. Buckley reported that the week of May 15-21 is National Police Week and requested a moment of silence in memory of Two Rivers Police Officers Leo Rocque and Thomas Dodge who died in the line of duty.

3. ROLL CALL BY CITY CLERK

Councilmembers: Jeff Dahlke, Bill LeClair, Darla LeClair, Tracey Koach, Tim Petri, Jason Ring, Bonnie Shimulunas, Scott Stechmesser, Adam Wachowski

ALSO PRESENT: Ross Blaha, Water Utility Director; Jeff Dawson, Library Director; Brian Dellemann, Electric Utility Director; Steve Denzien, Fire Chief; Tim Elchlepp, Certified Water Operator; Ed Gilmer, Public Works Maintenance Worker; Rebecca Hansen, Recreation Supervisor; Ben Meinnert, Assistant Police Chief; Rick Powell, IS Supervisor; Elizabeth Runge, Community Development Director/City Planner; Dalton Schmidt, Certified Water Operator; Andrew Sukowaty, Water Utility Director; Greg Buckley, City Manager; and Jack Bruce, City Attorney.

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

None.

5. PUBLIC HEARING

None.

6. INPUT FROM THE PUBLIC

None.

7. COUNCIL COMMUNICATIONS

Letters and other communications from citizens

Councilmember Stechmesser reported that he received questions whether there are any plans with the intersection of 12th and Washington Streets. Mr. Buckley indicated that there is nothing immediately scheduled, but there has been some discussion with Wisconsin DOT for resurfacing

and re-decking the bridge in the next 3-5 years. TID 12 also includes some possible expenditures for pedestrian safety.

Councilmember Dahlke reported that he received complaints from residents about property managers of rental facilities not responding to inquiries.

Councilmember Petri reported that there are visibility issues near the corner of 24th Street and Forest Avenue due to a school bus parking on the street.

Councilmember Dahlke reported that he has received more requests for the City to consider allowing ATVs and UTVs in the City. Mr. Buckley indicated that this item will be put on the June 6 Council agenda for discussion.

8. COUNCIL REPORTS FROM BOARDS/COMMISSIONS/COMMITTEES

Councilmember Koach reported that the library has a lot of great programs for youth this summer and encouraged residents to check it out.

9. CITY MANAGER'S REPORT

A. Invited Guests

1. New Hire Tim Elchlepp, Water Department
Water Utility Director Andrew Sukowaty introduced Tim Elchlepp as one of the Water Department's newest Certified Water Operators. Tim comes to Two Rivers from the City of Appleton and has more than 30 years' experience working in utilities.
2. New Hire Dalton Schmidt, Water Department from Public Works Department
Mr. Sukowaty introduced Dalton Schmidt as the second new Certified Water Operator at the Water Department. Dalton has worked for the City of Two Rivers Public Works Department as a Public Works Maintenance Worker since 2015 and had taken the initiative to get certified as a water operator on his own in preparation for an opportunity in the Water Department.
3. New Hire Ed Gilmer, Public Works Department from Part-Time to Full-Time
Mr. Buckley introduced Ed Gilmer as the new Public Works Maintenance Worker filling the position vacated by Dalton Schmidt. Ed has been employed as a part-time laborer in the Public Works Department since July 2019.

B. Status Update/Reports

1. Staffing Updates
Mr. Buckley reported that the City's new Parks & Recreation Director, Mike Mathis, will be starting on June 27, 2022. Recruitments are ongoing for a full-time Senior Center Volunteer & Nutrition Coordinator and two part-time Public Works Laborers.
2. Upcoming Visit by Sister City Group from Domazlice, Czech Republic, May 28 to June 4
Mr. Buckley reported that plans are in process for hosting the City's Domazlice friends including ten student musicians and eight adults in Two Rivers for an exchange visit. The Two Rivers School District and the City of Two Rivers are planning a week of events including a welcome dinner at Lighthouse Inn on May 29, Memorial Day ceremonies on May 30, City Welcome in Council Chambers on May 31, and Czech Music in the Park on June 1.

3. Memorial Day Activities

Mr. Buckley reported on this year's Memorial Day activities organized by American Legion Post 165 on Monday, May 30:

- 8:30 AM, Central Park - reading of the honor roll and tolling of the bell, honoring the 43 members of the U.S. Armed Forces from Two Rivers who were killed in action, from Civil War to the present.
- 8:45 AM, Central Park - wreath-laying at the Civil War Statue.
- 9:00 AM - Parade departs Central Park for the Old Cemetery and Memorial Day ceremony with speaker Patrick Dewane.
- Immediately after the ceremony the Honor Guard proceeds to the New Cemetery to fire honor volley and play Taps.

4. Harmonizer Barbershop Society's Premier Magazine Features Schmitt Brothers Stage in West Central Park

Mr. Buckley reported that The Harmonizer magazine's May/June issue features the planned Schmitt Brothers Stage in Central Park West. The Harmonizer is the Barbershop Harmony Society's premier magazine publication, delivered bi-monthly to over 19,000 members, associates, and barbershop enthusiasts across the United States and Canada.

5. Lot Sales at Sandy Bay Subdivision

Mr. Buckley reported that the Community Development Authority received and accepted the second offer for a lot in Sandy Bay Highlands subdivision from Lakeshore Residential, LLC, an area real estate developer that is currently building a spec home in the subdivision.

6. Closing on Sale of 2023 Washington Street

Mr. Buckley reported that after working out details with Wisconsin DNR regarding the release of the City from an agreement between the City and DNR that had allowed the County to assign its tax foreclosure rights to the City, the closing on the sale of 2023 Washington Street occurred on May 13. The property purchaser, Wine Not, LLC, has 18 months from the date of the closing to complete its improvements to the property.

7. Third Party Complaint Filed in Manitowoc County Circuit Court by City of Manitowoc and City of Manitowoc Room Tax Commission

Mr. Buckley reported that a third party complaint filed in Manitowoc County Circuit Court by the City of Manitowoc and City of Manitowoc Room Tax Commission on May 10th was served on the City on May 16th. This filing seeks the Court's approval to include the City of Two Rivers and the Two Rivers Room Tax Commission as third party defendants in a lawsuit against the City of Manitowoc and the Manitowoc Room Tax Commission filed by the Manitowoc Area Visitor and Convention Bureau in December 2021. This matter will be addressed in closed session at a special joint meeting of the City Council and the Room Tax Commission, to be held following the May 16 Council meeting.

8. Upcoming Events:

Mr. Buckley reported on the following upcoming events:

- a. Wisconsin Heat Bash at the Beach Girls Fastpitch Softball, May 20-22, 8:00 AM-5:00 PM, Vietnam Veterans Memorial Park
- b. Secure Shred & Electronics Drive, Saturday, May 21, 9:00 AM-1:00 PM, Senior Center Parking Lot, Courtesy of Fox Communities Credit Union and the Two Rivers Optimists
- c. Open House at Hamilton Wood Type & Printing Museum, Saturday, May 21, 11:00 AM-4:00 PM, 1816 10th Street

- d. Wisconsin Carp Fishing Championship and Carp Fest June 4-5. Live music, food, and beverages will be available at the historic Rogers Street Fishing Village. The festival opens at 4:00 PM Saturday with High Rollers performing from 6:00-10:00 PM. On Sunday, the tent opens at 3:00 PM and Bare Bones Blind is on stage from 3:00-7:00 PM. The weekend concludes with the tournament awards ceremony.
 - e. Czech Concert in the Park, Wednesday, June 1, 6:00-7:30 PM, Central Park. The concert honors the area's Czech heritage and celebrates the 18 adult and student delegates from Two Rivers' Sister City in the Czech Republic. The event is dedicated to the people of Ukraine. The featured original music was composed by Joel Blahnik and Kamil Jindrich, and is performed by student musicians and singers from Domazlice and Two Rivers High School, and groups Orv Konop and the Czech Choraliers, Don Konop and the Bohemian Band, the Two Rivers Community Band, and the Domazlice Czech Folklore group.
 - f. Two Rivers Farmers & Craft Market, starting Saturday, May 21 on Thursdays from 4:00-8:00 PM and Saturdays from 8:00 AM-1:00 PM.
9. Other
Mr. Buckley reported that 50 new trees are being planted in follow-up to last year's street reconstruction project on 24th and Madison Streets.

C. Legislative/Intergovernmental Update

None.

10. CONSENT AGENDA

- A. Presentation of Minutes
1. City Council Meeting - May 2, 2022
Recommended Action:
Motion to waive reading and adopt the minutes
- B. Minutes of Meetings
1. Plan Commission, May 9, 2022
Recommended Action:
Motion to receive and file
- C. Department Reports, April 2022
1. City Clerk
2. Community Development
3. Electric
4. Fire
5. Inspections
6. Library
7. Police
8. Public Works
9. Safety
10. Water

Recommended Action:
Motion to receive and file
- D. Finance Reports, March 2022
1. Debt Service
2. General Fund

3. Lester Library
4. Utilities Report
Recommended Action:
Motion to receive and file

E. Applications and Petitions

1. Application for Temporary Class "B" License for Rogers Street Fishing Village for Carp Fest, 2100 Block of Jackson Street, Northwest Corner Under Tent, for the period of June 4-5, 2022.

Recommended Action:
Motion to approve the application and authorize issuance of the license

F. Summary of Verified Bills for the Month of March \$2,503,585.60

Recommended Action:
Motion to receive and file

RECOMMENDED ACTION FOR CONSENT AGENDA

Motion to approve the Consent Agenda with the various actions recommended

Councilmember Shimulunas questioned what the carbon reduction program was under the Community Development department report. Community Development Director Elizabeth Runge reported on an application that was submitted for solar powered lighting along the Raider Trail out to the high school.

Motion carried with a voice vote.

Motion made by Dahlke, Seconded by Koach.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

11. CITY COUNCIL - FORMAL ITEMS

A. Invitation from the Robert E. Burns Post 165 of the American Legion for Councilmembers to participate in the Memorial Day Parade, Monday, May 30, 2022, 9:00 AM. Pre-Parade Assembly at 8:30 AM in Central Park

B. Designation of Official Newspaper Declaration and Bid as Required by State Statute (Tabled from May 2, 2022 meeting)

Recommended Action:
Motion to approve the bid of the Herald-Times Reporter and Declare the Herald-Times Reporter the Official Newspaper for the City of Two Rivers

Motion carried with a voice vote.

Motion made by B. LeClair, Seconded by Dahlke.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

C. Resolution Declaring May 16-22, 2022 as Emergency Medical Services Week

Recommended Action:
Motion to read and adopt the resolution

The resolution was read by Fire Chief Denzien.

Motion carried with a roll call vote.

Motion made by Stechmesser, Seconded by Ring.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

- D. Recent Resignations from Citizen Boards and Commissions; Sue Crowley, Environmental Advisory Board Effective March 19, 2022, Gerald Juckem, Committee on Aging Effective April, 2022 and Bob Fox, Business Improvement District Board Effective April, 2022

Recommended Action:

Motion to accept the resignations, with appreciation for their service

Motion carried with a voice vote.

Motion made by Koach, Seconded by Shimulunas.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

- E. City Manager's Appointments and Re-Appointment to Boards, Committees and Commissions

Recommended Action:

Motion to approve the appointments as recommended by the City Manager

Motion to approve the appointments as recommended by the City Manager as presented with the addition of Jeffrey T. Gordon to the Zoning Board of Appeals to a term expiring May 1, 2024 and an additional vacancy on the Environmental Advisory Board with a term expiring May 1, 2024 due to a decision by Gerald Thiede to decline re-appointment.

Motion carried with a roll call vote.

Motion made by Koach, Seconded by Dahlke.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

- F. Resolution Expressing Appreciation for Members of Committees, Commissions and Boards Who Retired as of April 2022 or Have Ended Their Service During the Past Year

Recommended Action:

Motion to waive reading and adopt the resolution

Motion carried with a roll call vote.

Motion made by Stechmesser, Seconded by Shimulunas.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

- G. Resolution Approving Wisconsin Economic Development Corporation (WEDC) Grant Application for Idle Sites Program. Grant--Assistance for West River Lofts Project

Recommended Action:

Motion to waive reading and adopt the resolution

Motion carried with a roll call vote.

Motion made by Dahlke, Seconded by B. LeClair.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

- H. Application for Special Event Beer Garden Permit for the period of June 4, 2022 for Whisky D's, 1215 26th Street and Noise Ordinance Waiver Request Until 10:00 PM--Waiving the Provisions of Sections 9-2-5B(2)(b) Regarding Noise Audible Within an Enclosed Structure

Used for Residential Purposes and Section 9-2-5D, Pertaining to Vibration

Recommended Action:

Motion to approve the request as submitted

Motion carried with a roll call vote.

Motion made by Dahlke, Seconded by B. LeClair.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

I. Authorization for Sale of 1992 Pierce Ladder Truck

Recommended Action:

Motion to approve the sale of the 1992 Pierce Aerial to the Quincy, Massachusetts Fire Department for the asking price of \$35,000, such sale to occur following delivery of the City's new aerial platform truck

Motion carried with a roll call vote.

Motion made by B. LeClair, Seconded by Koach.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

J. **RECOMMENDATIONS FROM UTILITIES COMMITTEE MEETING OF MAY 10, 2022**

Electric Utility Digger Truck Replacement

Recommended Action:

Motion to purchase the 2023 Model International for \$318,178.00 from Utility Sales and Service Inc. (USSI) of Appleton as recommended by the Utility Committee

Motion carried with a roll call vote.

Motion made by Dahlke, Seconded by Petri.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

K. Award of Bid for Installation of Replacement Screw Press and Related Work for Sludge Dewatering at Wastewater Treatment Plant

Recommended Action:

Motion to award the contract to Sabel Mechanical in its Low Bid Amount of \$1,090,800

Motion carried with a roll call vote.

Motion made by Shimulunas, Seconded by D. LeClair.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

L. Ordinance Amending Sewer Rates, To Increase the Monthly Fixed Charge by \$2.00 and Monthly Unit Charge by \$1.20, Effective July 1, 2022

Recommended Action:

Motion to waive reading and adopt the ordinance

Motion to waive reading and adopt the ordinance to increase the monthly fixed charge by \$2.00, effective July 1, 2022.

Motion made by Dahlke, Seconded by Petri.

Mr. Buckley explained the financial needs of the sewer utility and the basis for the recommended change to the monthly fixed charge. Councilmembers discussed various alternatives with a request for staff to evaluate additional options.

Motion to table the discussion to a future meeting.

Motion made by B. LeClair and died for lack of a second.

Council had further discussion and consulted direction from City Attorney Bruce on the appropriate time to act on a motion to table.

Motion again to table the discussion to a future meeting.

Motion carried with a roll call vote.

Motion made by B. LeClair, Seconded by Koach.

Voting Yea: Dahlke, B. LeClair, Koach, Ring, Wachowski

Voting Nay: D. LeClair, Petri, Shimulunas, Stechmesser

12. FOR INFORMATION ONLY

A. City Council Work Session Meeting, Monday, May 23, 2022, 6:00 PM

B. City Council Regular Meeting, Monday, June 6, 2022, 6:00 PM

13. CLOSED SESSION

Motion to enter into Closed Session at 7:59 PM, per Wisc. Stats 19.85(1)(g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved: Consider request for satisfaction of judgement from Daniel Wergin, Carol Wergin, Joseph Roberts, Jr and paragon Partners, LLC--Deficiency Judgement granted to the City in the Paragon Partners property foreclosure action.

Motion carried with a roll call vote.

Motion made by B. LeClair, Seconded by D. LeClair.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

14. RECONVENE IN OPEN SESSION

To consider possible actions in follow-up to closed session discussions

Motion to reconvene in open session at 8:05 PM to consider possible actions in follow-up to closed session discussions.

Motion carried with a voice vote.

Motion made by Stechmesser, Seconded by Shimulunas.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

Motion to authorize satisfaction of the City's judgement against Daniel Wergin, Carol Wergin, Joseph Roberts, Jr. and Paragon Partners, LLC upon receipt of payment of a total of \$6,000.

Motion carried with a voice vote.

Motion made by B. LeClair, Seconded by D. LeClair.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

15. ADJOURNMENT

Motion to dispense with the reading of the minutes of this meeting and adjourn at 8:06 PM.

Motion carried with a voice vote.

Motion made by Dahlke, Seconded by Stechmesser.

Voting Yea: Dahlke, B. LeClair, D. LeClair, Koach, Petri, Ring, Shimulunas, Stechmesser, Wachowski

Respectfully submitted,

Jamie Jackson
City Clerk