



**CITY OF STURGEON BAY COMMON COUNCIL AGENDA
TUESDAY, MAY 17, 2011
7:00 P.M.
COUNCIL CHAMBERS, CITY HALL – 421 MICHIGAN STREET
THAD G. BIRMINGHAM, MAYOR**

1. Call to order.
2. Pledge of Allegiance.
3. Roll call.
4. Adoption of agenda.
5. Consideration of the following bills: General Fund – \$94,177.19, Capital Fund - \$90,596.65, Cable TV - \$605.96, and Solid Waste Enterprise - \$346.46 for a grand total of \$185,726.26.
[roll call]
6. **CONSENT AGENDA**

* All items listed with an asterisk (*) are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Council member requests before the Adoption of the Agenda, in which event the item will be removed from the Consent Agenda and considered immediately following the consent agenda.

* a. Approval of 5/03/11 regular Common Council minutes, and 4/26/11 special Common Council minutes.

* b. Approval of the following minutes:

- (1) Zoning Board of Appeals - 4/25/11
- (2) Finance/Purchasing & Building Committee – 4/26/11
- (3) Board of Public Works - 5/03/11
- (4) Finance/Purchasing & Building Committee - 5/03/11

* c. Accept and place on file the following reports:

- (1) Inspection Department Report - April 2011

* d. Consideration of: Beverage Operator licenses

* e. Consideration of: Combination Class B Beer and Class B Liquor License for Tim's Chimney Cleaning & Outdoor Services, LLC (d/b/a Nautical Inn)

* f. Consideration of: Class B Beer License for Holiday Motel Management, LLC.

* g. Consideration of: Temporary Class B Beer and Temporary Class B Wine License for Citizens For Our Bridge, Inc.

* h. Finance Committee Recommendation re: Renewal of lease with Bay Marine to operate Stone Harbor Marina for one year period 5/15/11 - 5/14/12. Bay Marine shall pay greater of \$12,500 or 80% of operating revenues from marina. In event dock fees increase during lease period the minimum payment of \$12,500 will be increased proportionately.

7. **Mayoral appointment.**
8. **Discussion of: Election of citizen member to Utility Commission.**
9. **Second reading of ordinance rezoning following properties from Central Business District (C-2) to Mixed Commercial-Residential (C-5): Parcel No. 281-64-76000812 - 506 S. Oxford Avenue; Parcel No. 281-64-76000813 - 512 S. Oxford Avenue; Parcel No. 281-64-76000822 - 615 Nautical Drive; Parcel No. 281-64-76000823 - 621 Nautical Drive; Parcel No. 281-64-77000102 - 631 Nautical Drive; Parcel No. 281-64-77000103 - 637 Nautical Drive; Parcel No. 281-64-76000824 - 614 Shorecrest Road; Parcel 281-64-76000825 - 620 Shorecrest Road; Parcel No. 281-64-77000826 - 624 Shorecrest Road; Parcel No. 281-64-77000827 - 636 Shorecrest Road.**
10. **Consideration of: Bid results for 8th Avenue and Egg Harbor Road Intersections.**
11. **Public comment.**
12. **Mayor's comments.**
13. **Convene in closed session in accordance with the following exemption:**

Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. Wis. Stats. 19.85(1)(e)

Consideration of: Sale of property.

Move to reconvene in open session to take formal action upon preceding subject of closed session, if appropriate; or to conduct discussion or give further consideration where the subject is not appropriate for closed session consideration. The Council may adjourn in closed session.
14. **Adjourn.**

NOTE: DEVIATION FROM THE AGENDA ORDER SHOWN MAY OCCUR.

Posted:

Date:

Time:

By:

5/13/11
12:00pm
Alize

CITY OF STURGEON BAY
DEPARTMENT SUMMARY REPORT

5.

5.

INVOICES DUE ON, BEFORE 05/17/11

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE
GENERAL FUND				
GENERAL FUND				
REVENUE				
BOUCHE	BOUCHE SBAY PARK, LLC	06/11 OVER PAYMENT MHT	01-000-000-41300	7.36
MARINA	MARINA VIEW APARTMENTS, LLC	PHN SIGN REFUND	01-000-000-23168	50.00
R0000860	TOM LARDNOIS	PHN SIGN REFUND	01-000-000-23168	50.00
R0000861	TERRY GODRES	PHN SIGN REFUND	01-000-000-23168	50.00
R0000862	TERRY MCGUIRE	PHN SIGN REFUND	01-000-000-23168	50.00
R0000863	MARY ISAACSON	REFUND PARK SHELTER FEE	01-000-000-46300	70.00
R0000863		REFUND PARK SHELTER FEE TAXES	01-000-000-24214	3.50
R0000863		REFUND PARK SHELTER FEE TAXES	01-000-000-24215	0.35
R0000863		REFUND PARK DEPOSIT	01-000-000-23162	50.00
R0000864	MARK NELSON	PHN SIGN REFUND	01-000-000-23168	50.00
R0000865	JANYCE CAPLE	PHN SIGN REFUND	01-000-000-23168	50.00
TOTAL REVENUE				431.21
TOTAL GENERAL FUND				431.21
MAYOR				
04549	DOOR COUNTY ECONOMIC DEVELOPME	ANNUAL LUNCHEON MAYOR	01-100-000-54999	30.00
04696	DOOR COUNTY TREASURER	03/11 INTERNET SERVICE	01-100-000-56700	2.50
04696		04/11 INTERNET SERVICE	01-100-000-56700	2.50
TOTAL				35.00
TOTAL MAYOR				35.00
CITY COUNCIL				
23830	WOLTER ENGRAVING	NAME PLATE FETT	01-105-000-54999	10.00
TOTAL				10.00
TOTAL CITY COUNCIL				10.00
LAW/LEGAL				
16555	PINKERT LAW FIRM, LLP	TRAFFIC MATTERS	01-110-000-55010	924.00
BUELOW	BUELOW, VETTER, BUIKEMA,	PROFESSIONAL SERVICES	01-110-000-57900	1,376.50
TOTAL				2,300.50
TOTAL LAW/LEGAL				2,300.50
CITY CLERK-TREASURER				
02250	BEAR GRAPHICS INC	PARKING/TRAFFIC OFFICIAL BOOK	01-115-000-51600	265.37
02250		OFFICIAL BOOK	01-115-000-51600	249.95
02250		RESOLUTION OFFICIAL BOOK	01-115-000-51600	227.22
02250		CPS OFFICIAL BOOK	01-115-000-51600	304.27
03330	VALERIE CLARIZIO	05/11 MTWA CONF ELKHART LAKE	01-115-000-58600	157.57
04696	DOOR COUNTY TREASURER	03/11 INTERNET SERVICE	01-115-000-56700	10.00
04696		04/11 INTERNET SERVICE	01-115-000-56700	10.00

INVOICES DUE ON/BEFORE 05/17/11

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE
GENERAL FUND				
CITY CLERK-TREASURER				
19206	SCHWAAB, INC.	ADDRESS STAMPER	01-115-000-51950	35.49
TOTAL				1,259.87
TOTAL CITY CLERK-TREASURER				1,259.87
ADMINISTRATION				
04549	DOOR COUNTY ECONOMIC DEVELOPME	ANNUAL LUNCHEON STEVE	01-120-000-56650	30.00
04549		ANNUAL LUNCHEON ADMIN	01-120-000-56650	60.00
04696	DOOR COUNTY TREASURER	03/11 INTERNET SERVICE	01-120-000-56700	5.00
04696		04/11 INTERNET SERVICE	01-120-000-56700	5.00
19842	ROTARY CLUB	2011 2ND QTR DUES	01-120-000-56000	45.50
19842		FELLOWSHIP & ACTIVITY FEES	01-120-000-56000	91.00
TOTAL				236.50
TOTAL ADMINISTRATION				236.50
COMPUTER				
04696	DOOR COUNTY TREASURER	03/11 TECH SUPPORT	01-125-000-55550	2,500.00
04696		04/11 IS SERVICE	01-125-000-55550	2,500.00
TOTAL				5,000.00
TOTAL COMPUTER				5,000.00
CITY ASSESSOR				
04696	DOOR COUNTY TREASURER	03/11 INTERNET SERVICE	01-130-000-56700	7.50
04696		04/11 INTERNET SERVICE	01-130-000-56700	7.50
ASSO APP	ASSOCIATED APPRAISAL	05/17/11 CONTRACT	01-130-000-55010	937.50
TOTAL				952.50
TOTAL CITY ASSESSOR				952.50
BUILDING/ZONING CODE ENFORCEMENT				
04696	DOOR COUNTY TREASURER	03/11 INTERNET SERVICE	01-140-000-56700	2.50
04696		04/11 INTERNET SERVICE	01-140-000-56700	2.50
09223	INDEPENDENT INSPECTIONS, LTD	04/11 PERMITS	01-140-000-55010	6,397.82
TOTAL				6,402.82
TOTAL BUILDING/ZONING CODE ENFORCEMENT				6,402.82
MUNICIPAL SERVICES ADMIN.				
04696	DOOR COUNTY TREASURER	03/11 INTERNET SERVICE	01-145-000-56700	5.00

INVOICES DUE ON/BEFORE 05/17/11

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE
GENERAL FUND				
MUNICIPAL SERVICES ADMIN.				
04696		04/11 INTERNET SERVICE	01-145-000-56700	5.00
08167	GANNETT WISCONSIN NEWSPAPERS	PENCILS & LEAD	01-145-000-51950	7.58
TOTAL				17.58
TOTAL MUNICIPAL SERVICES ADMIN.				17.58
PUBLIC WORKS ADMINISTRATION				
02330	JIM OLSON MOTORS	GRILL EMBLEM #26	01-150-000-56250	22.40
04696	DOOR COUNTY TREASURER	03/11 INTERNET SERVICE	01-150-000-56700	8.75
04696		04/11 INTERNET SERVICE	01-150-000-56700	8.75
TOTAL				39.90
TOTAL PUBLIC WORKS ADMINISTRATION				39.90
CITY HALL				
03806	CUMMINS NPOWER, LLC	GENERATOR & TRANSFER SWITCH	01-160-000-58999	1,171.80
04575	DOOR COUNTY HARDWARE	RESOLVE CLEANER	01-160-000-54999	7.49
04575		TRD TAPE	01-160-000-54999	74.99
04575		CASTER	01-160-000-54999	6.99
04575		F34CW/EE/ACE	01-160-000-54999	3.98
04575		TAPE & BATTERIES	01-160-000-54999	12.98
04575		SUMP PUMP	01-160-000-54999	139.99
04696	DOOR COUNTY TREASURER	03/11 INTERNET SERVICE	01-160-000-56700	2.50
04696		04/11 INTERNET SERVICE	01-160-000-56700	2.50
08280	HILL BUILDING MAINTENANCE INC	04/11 CH CLEANING	01-160-000-55300	977.21
19880	STURGEON BAY UTILITIES	421 MICHIGAN ST	01-160-000-56150	2,327.51
19880		421 MICHIGAN ST	01-160-000-58650	186.47
WARNER	WARNER-WEXEL WHOLESALE &	BATHROOM SUPPLIES	01-160-000-51850	55.02
TOTAL				4,969.43
TOTAL CITY HALL				4,969.43
INSURANCE				
BH	BURKART HEISDORF INSURANCE	05/11 GENERAL LIABILITY	01-165-000-56400	2,706.00
BH		05/11 POLICE LIABILITY	01-165-000-57150	1,073.00
BH		05/11 PUBLIC OFFICIALS	01-165-000-57400	1,027.00
BH		05/11 AUTO LIABILITY	01-165-000-55200	1,488.00
BH		05/11 AUTO PHYS DAMAGE	01-165-000-55200	1,066.00
BH		05/11 WORKERS COMP	01-165-000-58750	11,457.00
BH		PKG POSITIVE ENDORSEMENT	01-165-000-57350	271.00
TOTAL				19,088.00
TOTAL INSURANCE				19,088.00
GENERAL EXPENDITURES				

INVOICES DUE ON/BEFORE 05/17/11

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE
GENERAL FUND				
GENERAL EXPENDITURES				
04696	DOOR COUNTY TREASURER	04/11 CH PHONE	01-199-000-58200	121.91
04696		04/11 FD PHONE	01-199-000-58200	26.48
04696		04/11 MS PHONE	01-199-000-58200	63.97
04696		04/11 PD PHONE	01-199-000-58200	159.22
04696		1ST QTR PHONE SERVICE	01-199-000-58200	923.25
08167	GANNETT WISCONSIN NEWSPAPERS	PHN CAPLE	01-199-000-51525	42.32
08167		SEALED BID, ORD, DEL PF	01-199-000-57450	316.05
08167		PHN WARD	01-199-000-51525	64.43
08167		PHN MARINA VIEW APTS	01-199-000-51525	23.53
08167		PHN MCGUIRE	01-199-000-51525	42.72
TOTAL				1,783.88
TOTAL GENERAL EXPENDITURES				1,783.88
 POLICE DEPARTMENT				
04696	DOOR COUNTY TREASURER	03/11 INTERNET SERVICE	01-200-000-56700	35.00
04696		03/11 TECH SUPPORT	01-200-000-58999	7,273.08
04696		04/11 INTERNET SERVICE	01-200-000-56700	35.00
15890	PACK AND SHIP PLUS	SHIPPING	01-200-000-57250	42.09
TOTAL				7,385.17
TOTAL POLICE DEPARTMENT				7,385.17
 PATROL BOAT				
PATROL BOAT				
03075	CARQUEST OF DOOR COUNTY	CABLE, FUSE, PLUG & SOCKET	01-205-000-54999	10.78
04575	DOOR COUNTY HARDWARE	HINGE	01-205-000-54999	22.47
12100	LAMPERT YARDS INC	PLYWOOD	01-205-000-54999	57.60
CDE	PAULA REICHEL	PATCHES & SHIRTS PATROL BOAT	01-205-000-54999	333.58
TOTAL PATROL BOAT				424.43
TOTAL PATROL BOAT				424.43
 POLICE DEPARTMENT/PATROL				
02005	BAY ELECTRONICS, INC.	RADIO REPAIR	01-215-000-57550	63.75
04150	DE JARDIN CLEANERS LLC	UNIFORM CLNG ALLOW ERGEBOSE	01-215-000-56800	7.20
04150		UNIFORM CLNG ALLOW OSBOPNE	01-215-000-56800	10.28
04575	DOOR COUNTY HARDWARE	NOZZLE	01-215-000-58600	13.98
04575		GLUE, SPRAY PAINT, SMART STRAW	01-215-000-58600	12.97
04575		GLUE	01-215-000-58600	6.49
06592	FOX VALLEY TECHNICAL COLLEGE	CRISIS NEGOTIATIONS SMNR DEREK	01-215-000-55600	75.00
06650	GALLS, AN ARAMARK COMPANY	LIGHTHEAD FOR CSO SQUAD	01-215-000-52850	83.23
11870	KUSTOM SIGNALS INC	BATTERY FOR LASER	01-215-000-54999	131.00
17299	QUARTERMASTER INC.	2 JACKETS & 4 SHIRTS CSO'S	01-215-000-52950	164.93
19580	STRETCHERS PROF POLICE EQUIP	FLASHLIGHT	01-215-000-52900	95.00
23828	WITT PENINSULA FORD LINCOLN	CHECK TRANSMISSION	01-215-000-58600	69.00
23828		TRANS FLUSH	01-215-000-58600	154.17
23828		MOVE FLASHLIGHT & CHARGER	01-215-000-58600	130.30

INVOICES DUE ON/BEFORE 05/17/11

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE

FUND				
POLICE DEPARTMENT/PATROL				
23828		LOF, REPLACE TIRES	01-215-000-58600	72.92
23828		MOUNT & BAL TIRES, LOF	01-215-000-58600	72.95
23828		MOUNT & BAL TIRES	01-215-000-58600	48.00
23828		LOF, INSTALL TIRES	01-215-000-58600	72.95
23828		REPAIR WIRES ON BLUE LIGHT	01-215-000-58600	122.51
23828		REPL BATTERY, FLUSH TRANS	01-215-000-58600	269.61
23828		LOF	01-215-000-58600	24.95
23828		INSTL HIGH PRESS OIL CLR LINE	01-215-000-58600	74.27
25650	GREG ZAGER	MEALS BOATING UNDER THE INFLU	01-215-000-55600	32.81
OMB	OMB GUNS	BL STORM SLING	01-215-000-51050	14.00
TOTAL				1,822.27
TOTAL POLICE DEPARTMENT/PATROL				1,822.27
POLICE DEPT. / INVESTIGATIONS				
16735	ARLEIGH PORTER	REIMB FOR SHIPPING CHARGES	01-225-000-57950	87.24
21450	THE UNIFORM SHOPPE	BADGE	01-225-000-57950	86.95
TOTAL				174.19
TOTAL POLICE DEPT. / INVESTIGATIONS				174.19
FIRE DEPARTMENT				
02001	RED THE UNIFORM TAYLOR	UNIFORM JACKET CIHLAR	01-250-000-52900	131.10
02001		UNIFORM JACKET BORDEAU	01-250-000-52900	175.24
02001		SHIPPING	01-250-000-52900	19.91
03075	CARQUEST OF DOOR COUNTY	ELECTRONIC CLEANER	01-250-000-53000	7.72
03085	CATCO PARTS & SERVICE	TRANS FILTERS	01-250-000-53000	160.68
03159	CHARTER COMMUNICATIONS	CABLE WEST SIDE	01-250-000-54999	5.53
04150	DE JARDIN CLEANERS LLC	ADD FLASHLIGHT STRAP	01-250-000-56250	12.00
04575	DOOR COUNTY HARDWARE	ROPE	01-250-000-51350	21.98
04575		UTILITY KNIFE & BLADES	01-250-000-52700	30.47
04575		FREIGHT	01-250-000-54999	8.49
04575		SHIMS & HARDWARE	01-250-000-56250	6.74
04575		BALL VALVE	01-250-000-51350	48.99
04575		FILLR WD, PUTTY KNIFE, FILTER	01-250-000-52700	18.27
04696	DOOR COUNTY TREASURER	03/11 INTERNET SERVICE	01-250-000-56700	12.50
04696		04/11 INTERNET SERVICE	01-250-000-56700	12.50
19880	STURGEON BAY UTILITIES	421 MICHIGAN ST	01-250-000-56675	40.00
19880		TRUCK FILL	01-250-000-56675	36.00
19880		MEM FLD SPRINKLER	01-250-000-56675	42.60
19880		MEMORIAL FLD WARMING HOUSE	01-250-000-56675	42.60
19880		N 7TH AVE GARLAND PARK	01-250-000-56675	2.70
19880		GIRLS LITTLE LEAGUE	01-250-000-56675	42.60
19880		FIRE PROTECTION	01-250-000-56675	17,441.50
19880		QUINCY ST/BAY SHIP PIT	01-250-000-58650	42.60
19880		PENN ST DOCK	01-250-000-56675	6.70
19880		1018 GREEN BAY RD SIREN	01-250-000-56150	15.36
19880		EAST SIDE DOCK	01-250-000-56675	2.70
19880		107 N 1ST AVE MAFINA PESTROOMS	01-250-000-56675	21.30
19880		N 1ST AVE PARKING RAMP	01-250-000-56675	2.70

INVOICES DUE ON/BEFORE 05/17/11

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE
GENERAL FUND				
FIRE DEPARTMENT				
19880		48 KENTUCKY ST DOCK	01-250-000-56675	6.70
19880		48 KENTUCKY ST MARINA	01-250-000-56675	21.30
21450	THE UNIFORM SHOPPE	UNIFORM SHOES MARK SMITH	01-250-000-52900	52.95
CJ	CJ WORKS, LLC	04/11 LAUNDRY	01-250-000-56800	103.13
TOTAL				18,595.56
TOTAL FIRE DEPARTMENT				18,595.56
STORM SEWERS				
03075	CARQUEST OF DOOR COUNTY	PNT SET, DIST CAP, ROTOR, CNDC	01-300-000-56250	36.26
03075		FUEL PUMP	01-300-000-56250	45.99
TOTAL				82.25
TOTAL STORM SEWERS				82.25
STREET SWEEPING				
13330	MELVILLE RADIATOR AND REPAIR	SERVICE AIR CONDITIONER	01-330-000-51400	87.00
TOTAL				87.00
TOTAL STREET SWEEPING				87.00
ROADWAYS/STREETS				
04545	DOOR COUNTY COOPERATIVE	50 LBS GRASS SEED	01-400-000-54999	107.55
08225	HERLACHE SMALL ENGINE	GUIDE BAR COVER & THROTTLE LVR	01-400-000-51400	13.55
11800	KRUEGER IMPLEMENT INC	3 GALLONS SUMMER BAR OIL	01-400-000-51400	41.85
TOTAL				162.95
TOTAL ROADWAYS/STREETS				162.95
SNOW REMOVAL				
03075	CARQUEST OF DOOR COUNTY	PIN KIT & FREIGHT	01-410-000-51400	59.75
06012	FASTENAL COMPANY	CABLE TIES	01-410-000-51400	43.50
06012		GRADE 8 BOLT AND LOCK WASHER	01-410-000-51400	65.46
07765	GRAINGER INC	2 WHEEL CASTERS	01-410-000-51400	75.24
TOTAL				243.95
TOTAL SNOW REMOVAL				243.95
STREET SIGNS AND MARKINGS				
04575	DOOR COUNTY HARDWARE	CABLE TIES	01-420-000-52550	14.49
04575		HARDWARE	01-420-000-52550	5.96

INVOICES DUE ON/BEFORE 05/17/11

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE
GENERAL FUND				
STREET SIGNS AND MARKINGS				
		TOTAL		20.45
		TOTAL STREET SIGNS AND MARKINGS		20.45
STREET MACHINERY				
02005	BAY ELECTRONICS, INC.	MAGNETIC MOUNTS	01-450-000-57550	56.00
02005		2 POWER STATIONS	01-450-000-57550	316.00
02005		PA SPEAKER	01-450-000-57550	23.00
03075	CARQUEST OF DOOR COUNTY	DIELECT GRS	01-450-000-52150	10.52
03075		OIL & AIR FILTERS, FUSE	01-450-000-52150	68.74
03075		OIL FILTER	01-450-000-52150	7.57
03075		HYD FILTER	01-450-000-51400	9.59
03075		CITROL	01-450-000-52150	86.28
03075		AIR FILTER	01-450-000-52150	31.54
03075		PURPLE CLNR MOLY ULTRA RED	01-450-000-52050	115.58
03075		DIESEL FUEL SUP	01-450-000-52050	95.88
03075		FLASHER & ULTRA SEAL	01-450-000-52150	23.07
03085	CATCO PARTS & SERVICE	3 LED STROBE LIGHTS	01-450-000-51400	172.35
04575	DOOR COUNTY HARDWARE	ADHESIVE	01-450-000-52150	3.29
04575		FASTNERS	01-450-000-52150	3.40
04575		SEALANT	01-450-000-52150	7.49
06005	FABCO EQUIPMENT INC	4 LIGHT BAR CLAMPS	01-450-000-51400	59.91
20725	T R COCHART TIRE CENTER	TIRE CHANGES & DISPOSAL	01-450-000-52850	80.00
20725		DISMOUNT	01-450-000-52850	15.00
		TOTAL		1,185.21
		TOTAL STREET MACHINERY		1,185.21
CITY GARAGE				
04575	DOOR COUNTY HARDWARE	FASTNERS	01-460-000-55300	2.80
04575		DRILL BIT	01-460-000-52700	8.98
04575		SPEAKER WIRE	01-460-000-54999	6.58
04575		CONNECTOR, WIRE, SWITCH	01-460-000-54999	13.93
04575		LOCK NUT & NIPPLE	01-460-000-54999	3.98
04575		GROUND RECEPTACLE	01-460-000-54999	2.36
04575		WALL PLATE	01-460-000-54999	1.29
18950	SAFETY-KLEEN CORP	SERVICE PARTS WASHER	01-460-000-58999	179.26
R0000556	D&A MACHINING, LLC	FAB STEEL ARM FOR SCISSOR LIFT	01-460-000-56250	210.52
		TOTAL		429.70
		TOTAL CITY GARAGE		429.70
CELEBRATION & ENTERTAINMENT				
06012	FASTENAL COMPANY	CABLE TIES	01-480-000-51550	25.12
		TOTAL		25.12
		TOTAL CELEBRATION & ENTERTAINMENT		25.12

INVOICES DUE ON/BEFORE 05/17/11

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE

GENERAL FUND				
HIGHWAYS - GENERAL				
19880	STURGEON BAY UTILITIES	OLD HWY RD SIGN	01-499-000-58000	27.04
19880		WS TRAFFIC LIGHTS	01-499-000-58000	35.50
19880		ORNAMENTAL ST LIGHTS	01-499-000-58000	5,059.10
19880		OVERHEAD ST LIGHTS	01-499-000-58000	8,426.30
19880		808 S DULUTH AVE	01-499-000-58000	8.59
19880		WALNUT & LANSING SIGN	01-499-000-58000	8.15
19880		EAST SIDE DOCK	01-499-000-58000	63.41
19880		SHIPYARD DEVELOPMENT	01-499-000-58000	296.60
		TOTAL		13,924.69
		TOTAL HIGHWAYS - GENERAL		13,924.69
PARK & RECREATION ADMIN				
02490	BOB BORDEAU	REIMB MEAL OSHKOSH	01-500-000-55600	12.68
04696	DOOR COUNTY TREASURER	03/11 INTERNET SERVICE	01-500-000-56700	3.75
04696		04/11 INTERNET SERVICE	01-500-000-56700	3.75
BABLER	BABLER BUS SERVICES, INC	BUS TO BREWER GAME	01-500-000-52250	850.00
		TOTAL		870.18
		TOTAL PARK & RECREATION ADMIN		870.18
PARKS AND PLAYGROUNDS				
01770	MATT AUSTAD	REKEY MASTER LOCK	01-510-000-54999	15.00
02005	BAY ELECTRONICS, INC.	2 RADIOS	01-510-000-52300	400.00
02005		2 ANTENNAS	01-510-000-52300	80.00
02005		MAGNETIC MOUNTS	01-510-000-52300	20.00
03075	CARQUEST OF DOOR COUNTY	2 POLE MOLDED RECEPT	01-510-000-54999	5.80
03075		WIRE	01-510-000-54999	10.28
03075		OIL FILTER	01-510-000-52050	6.66
04575	DOOR COUNTY HARDWARE	FASTNERS	01-510-000-54999	5.82
04575		TOGGLE SWITCH	01-510-000-54999	4.79
04575		SNAP BOLT	01-510-000-54999	2.79
04575		HOSE	01-510-000-54999	17.94
04575		LOCK CLASSRM LEVR	01-510-000-54999	59.99
06012	FASTENAL COMPANY	POLY WRAP	01-510-000-54999	19.26
06012		BATTERIES	01-510-000-54999	16.13
11800	KRUEGER IMPLEMENT INC	OIL	01-510-000-52050	14.95
19880	STURGEON BAY UTILITIES	MEM FLD SPRINKLER	01-510-000-58650	13.46
19880		MEMORIAL FLD WARMING HOUSE	01-510-000-56150	112.45
19880		MEMORIAL FLD WARMING HOUSE	01-510-000-58650	43.38
19880		N 7TH AVE GARLAND PARK	01-510-000-56150	8.00
19880		N 7TH AVE GARLAND PARK	01-510-000-58650	9.29
19880		FLAG LIGHT 5TH & MICHIGAN	01-510-000-56150	29.40
19880		MEMORIAL FIELD	01-510-000-56150	8.00
19880		MEM FLD PARKING LOT	01-510-000-56150	303.60
19880		GIRLS LITTLE LEAGUE	01-510-000-56150	420.90
19880		GIRLS LITTLE LEAGUE	01-510-000-58650	25.19
19880		MEM FLD BASEBALL PB	01-510-000-56150	8.30
19968	LOUIS SURFUS	REIMB SAFETY GLASSES	01-510-000-56800	100.00
HILL	HILL AUTOMOTIVE, INC	MODULE FOR ELECTRIC CAR	01-510-000-54999	529.25

INVOICES DUE ON BEFORE 05/17/11

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE
GENERAL FUND				
PARKS AND PLAYGROUNDS				
VIK	VIKING ELECTRIC SUPPLY	2 VINYL LATCH ENCLOSED BOXES	01-510-000-54999	231.42
TOTAL				2,522.05
TOTAL PARKS AND PLAYGROUNDS				2,522.05
BALLFIELDS				
04575	DOOR COUNTY HARDWARE	DBL LOOP CHAIN	01-520-000-54999	2.98
04575		DUST PAN	01-520-000-54999	4.29
10750	PREMIER CONCRETE INC	2 PALLETS LIME	01-520-000-54999	216.00
TOTAL				223.27
TOTAL BALLFIELDS				223.27
MUNICIPAL DOCKS				
04575	DOOR COUNTY HARDWARE	PVC VALVE	01-550-000-51850	12.49
04575		NIPPLE	01-550-000-51850	4.58
04575		BLACK PIPE	01-550-000-51850	13.16
TOTAL				30.23
TOTAL MUNICIPAL DOCKS				30.23
WATERFRONT PARKS & WALKWAYS				
04545	DOOR COUNTY COOPERATIVE	40 BAGS FERTILIZER	01-570-000-51750	672.00
04575	DOOR COUNTY HARDWARE	BREAKER VACUUM BRASS	01-570-000-54999	12.98
19880	STURGEON BAY UTILITIES	W LARCH WALKWAY LIGHTS	01-570-000-56150	80.66
19880		W LARCH ST PARKING LOT	01-570-000-56150	48.06
19880		N MADISON AVE SPRINKLER	01-570-000-58650	6.70
19880		48 KENTUCKY ST WTR FRT	01-570-000-56150	445.42
19880		107 N 1ST AVE MARINA RESTROOMS	01-570-000-56150	41.47
19880		107 N 1ST AVE MARINA RESTROOMS	01-570-000-58650	47.23
19880		N 1ST AVE PARKING RAMP	01-570-000-56150	343.23
TOTAL				1,697.75
TOTAL WATERFRONT PARKS & WALKWAYS				1,697.75
EMPLOYEE BENEFITS				
02274	BENEFIT ADVANTAGE INC.	COBRA FEES	01-600-000-50510	25.00
03780	COUNSELING ASSOCIATES OF DC	MONTHLY EAP	01-600-000-56553	150.83
23674	WISCONSIN DEPT OF WORKFORCE	04/11 UNEMPLOYMENT	01-600-000-50370	393.15
TOTAL				568.98
TOTAL EMPLOYEE BENEFITS				568.98

INVOICES DUE ON/BEFORE 05/17/11

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE
GENERAL FUND				
COMMUNITY & ECONOMIC DEVLPMT				
04696	DOOR COUNTY TREASURER	03/11 INTERNET SERVICE	01-900-000-56700	5.00
04696		04/11 INTERNET SERVICE	01-900-000-56700	5.00
15028	MARTY OLEJNICZAK	2011 REIMB APA NAT CONF	01-900-000-55600	961.47
TOTAL				971.47
TOTAL COMMUNITY & ECONOMIC DEVLPMT				971.47
TOTAL GENERAL FUND				93,974.06

CAPITAL FUND				
ROADWAYS/STREETS				
EXPENSE				
02130	BAUDHUIN INC	CONSTRUCTION STAKING	10-400-000-59096	4,140.00
PETERS	PETERS CONCRETE CO	WALMART/EGG HARBOR RD	10-400-000-59096	86,456.65
TOTAL EXPENSE				90,596.65
TOTAL ROADWAYS/STREETS				90,596.65
TOTAL CAPITAL FUND				90,596.65

CABLE TV				
CABLE TV / GENERAL				
03159	CHARTER COMMUNICATIONS	CB MUSIC SERVICE	21-000-000-56700	33.18
04696	DOOR COUNTY TREASURER	04/11 CABLE PHONE	21-000-000-58200	4.83
04696		03/11 INTERNET SERVICE	21-000-000-56700	100.00
04696		04/11 INTERNET SERVICE	21-000-000-56700	100.00
13023	MARKERTEK VIDEO SUPPLY	MIC CABLES FOR CC	21-000-000-52700	38.80
13023		TV TUNER FOR AUDIO CHANNEL96	21-000-000-52700	45.50
13023		FREIGHT	21-000-000-52700	12.14
13023		DVD DUPLICATOR & FREIGHT	21-000-000-59070	375.67
13023		REUTRN DVD DUPLICATOR	21-000-000-59070	-359.00
15890	PACK AND SHIP PLUS	REUTRN DVD DUPLICATOR	21-000-000-54999	27.69
15890		SHIP SWITCH FOR REPAIRS	21-000-000-56250	22.59
MANN	MANN COMMUNICATIONS, LLC	DVD DUBS TO LIBRARY	21-000-000-58999	45.00
MANN		ROGER PREVIEWS	21-000-000-58999	157.50
MANN		CC PREVIEW ADJUSTMENT	21-000-000-58999	-50.00
TOTAL CABLE TV / GENERAL				553.90

BROADCAST PROD. - SCHOOL CH 07				
19865	STURGEON BAY SCHOOL DISTRICT	TOGGLE SWITCHES FOR REC EQUIP	21-000-007-59070	52.06
TOTAL BROADCAST PROD. - SCHOOL CH 07				52.06

TOTAL CABLE TV / GENERAL				605.96
TOTAL CABLE TV				605.96

INVOICES DUE ON/BEFORE 05/17/11

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE

SOLID WASTE ENTERPRISE				
SOLID WASTE ENTERPRISE FUND				
SOLID WASTE ENTERPRISE FUND				
03075	CARQUEST OF DOOR COUNTY	SWITCH	60-000-000-53000	5.47
04575	DOOR COUNTY HARDWARE	PAINT	60-000-000-53000	17.16
04575		GARDEN HOSE	60-000-000-53000	10.99
19959	SUPERIOR CHEMICAL CORP	CASE BREAKAWAY OIL	60-000-000-52050	121.71
LODAL	LODAL , INC	1 3 POSITION SWITCH	60-000-000-53000	191.13
TOTAL SOLID WASTE ENTERPRISE FUND				346.46
TOTAL SOLID WASTE ENTERPRISE FUND				346.46
TOTAL SOLID WASTE ENTERPRISE				346.46
TOTAL ALL FUNDS				185,523.13

MANUAL CHECKS

Shell credit card \$ 42.63
05/04/11
Check #68046
Out of town fuel
01-215-000-51650

Benefit Advantage \$ 160.50
05/06/11
Check #68051
Caf plan fee
01-600-000-50510

TOTAL MANUAL CHECKS \$ 203.13

INVOICES DUE ON/BEFORE 05/17/11

VENDOR # NAME ITEM DESCRIPTION ACCOUNT # AMOUNT DUE

SUMMARY OF FUNDS:

GENERAL FUND	93,974.06	94,177.19
CAPITAL FUND	90,596.65	
CABLE TV	605.96	
SOLID WASTE ENTERPRISE	346.46	
TOTAL --- ALL FUNDS	185,523.13	185,726.26

5/10/2011 James E. Cleary Jr
5/10/2011 Larry B. Wejra
5/10/2011 Reinholt Jr.

COMMON COUNCIL
May 3, 2011

A meeting of the Common Council was called to order at 7:00 p.m. by Mayor Birmingham. The Pledge of Allegiance was recited. Roll call: Ald. Wiegand, Vandertie, Lodi, Abeyta, Stutting, Fett and Schlicht were present.

Lodi/Vandertie to pull Item 8h to the regular agenda. Carried.

Abeyta/Schlicht to approve bills: General Fund – \$66,285.61, Capital Fund - \$17,131.44, Cable TV - \$4,393.79, TID #2 - \$648.00, and Solid Waste Enterprise - \$2,664.28 for grand total of \$91,123.12. Roll call: All voted aye. Carried.

Lodi/Abeyta to approve the consent agenda:

- a. Approval of 4/19/11 Common Council minutes.
- b. Approval of the following minutes:
 - (1) Sturgeon Bay Utility Commission – 3/7/11
 - (2) Finance/Purchasing & Building Committee – 4/12/11
 - (3) Ad Hoc West Waterfront Redevelopment Committee – 4/13/11
 - (4) Community Protection & Services Committee – 4/14/11
 - (5) Board of Public Works – 4/19/11
 - (6) City Plan Commission – 4/20/11
 - (7) Ad Hoc West Waterfront Redevelopment Committee – 4/21/11
- c. Accept and place on file the following reports:
 - (1) Street Department Work Completed – March 2011
 - (2) 2010 Annual Fire Department Report
- d. Consideration of: Beverage Operator licenses.
- e. Consideration of: Temporary Class B Beer license and Temporary Class B Wine License for Sturgeon Bay Jaycees.
- f. Consideration of: Request from Miller Art Museum to change date from 7/23/11 to 7/30/11 to serve wine at event.
- g. City Plan Commission recommendation re: Approving temporary use for Golden Living Center (Dorchester) to use building located at 721 Jefferson Street as a single-family dwelling for period up to one year.
- h. ~~Ad Hoc West Waterfront Redevelopment Committee recommendation re: Selection of Vandewalle & Associates as consultant for West Waterfront Redevelopment Plan, and to request a \$1,000.00 contribution from the three property owners of the redevelopment sites, which include Freedom Bank, Vegetable Truck LLC, and Harbor Place LLC. Moved to regular agenda.~~
- i. Board of Public Works recommendation re: Operation/Maintenance agreement with Door County re: Stormwater conveyance systems/runoff discharge/detention ponds.

Carried.

Vandertie/Abeyta to accept the following appointments:

CITY PLAN COMMISSION

Dennis Statz

HARBOR COMMISSION

Randy Morrow
Paul Mickelson

Carried.

RECOMMENDATION

We, the Ad Hoc West Waterfront Redevelopment Committee, hereby recommend that Vandewalle & Associates be selected as the consultant for the West Waterfront Redevelopment Plan, and to request a \$1,000.00 contribution from the three property owners of the redevelopment sites, which include Freedom Bank, Vegetable Truck LLC, and Harbor Place LLC.

AD HOC WEST WATERFRONT REDEVELOPMENT AUTHORITY

By: William Galligan, Acting Chr.

Introduced by Lodi. Lodi/Schlicht to adopt. Community Development Director Olejniczak summarized the process for the selection of the consultant. Carried.

Wiegand/Abeyta to nominate Stewart Fett to serve as the Council Representative on the Utility Commission. Carried.

Wiegand/Abeyta to read in title only the first reading of ordinance rezoning following properties from Central Business District (C-2) to Mixed Commercial-Residential (C-5): Parcel No. 281-64-76000812 - 506 S. Oxford Avenue; Parcel No. 281-64-76000813 - 512 S. Oxford Avenue; Parcel No. 281-64-76000822 - 615 Nautical Drive; Parcel No. 281-64-76000823 - 621 Nautical Drive; Parcel No. 281-64-77000102 - 631 Nautical Drive; Parcel No. 281-64-77000103 - 637 Nautical Drive; Parcel No. 281-64-76000824 - 614 Shorecrest Road; Parcel 281-64-76000825 - 620 Shorecrest Road; Parcel No. 281-64-77000826 - 624 Shorecrest Road; Parcel No. 281-64-77000827 - 636 Shorecrest Road. Carried.

No one spoke during public comment.

The Mayor made his comments.

Wiegand/Schlicht to adjourn. Carried. The meeting adjourned at 7:18 p.m.

Respectfully submitted,



Stephanie L. Reinhardt
City Clerk

SPECIAL COMMON COUNCIL
April 26, 2011

A meeting of the Common Council was called to order at 6:32 p.m. by Mayor Birmingham. The Pledge of Allegiance was recited. Roll call: Ald. Wiegand, Vandertie, Lodi, Abeyta, Fett and Schlicht were present. Stutting was excused.

Abeyta/Schlicht to adopt agenda. Carried.

Abeyta/Fett to confirm Mayoral appointments as follows:

FINANCE/PURCHASING & BUILDING COMMITTEE

James Abeyta, Chr.
Danny Wiegand
Robert Schlicht

PERSONNEL COMMITTEE

Ronald Vandertie, Chr.
James Abeyta
Joe Stutting

PARKING & TRAFFIC COMMITTEE

Robert Schlicht, Chr.
Ronald Vandertie
Stewart Fett

COMMUNITY PROTECTION & SERVICES COMMITTEE

John Lodi, Chr.
Joe Stutting
Robert Schlicht

PARKS & RECREATION COMMITTEE

Danny Wiegand, Chr.
Ronald Vandertie
Stewart Fett

CITY PLAN COMMISSION

Danny Wiegand, Chr.
John Lodi

HISTORIC PRESERVATION COMMISSION

Ronald Vandertie

LIBRARY BOARD

Joe Stutting
Robert Schlicht

LOCAL ARTS BOARD

Danny Wiegand (Parks & Rec Bd. Rep.)

DOOR COUNTY ECONOMIC DEVELOPMENT CORP.

Thad Birmingham

LOAN REVIEW COMMITTEE/REVOLVING LOAN COMMITTEE

James Abeyta
Thad Birmingham

HARBOR COMMISSION

Stewart Fett

WATERFRONT REDEVELOPMENT AUTHORITY

Joe Stutting
John Lodi – term expires 4/1/13

BOARD OF ELECTRICAL EXAMINERS

Stewart Fett

CABLE COMMUNICATION SYSTEM ADVISORY COUNCIL

John Lodi, (Chr. CPS)

INDUSTRIAL PARK DEVELOPMENT REVIEW TEAM

James Abeyta

COMMITTEE OF THE WHOLE

Thad Birmingham
James Abeyta
Ronald Vandertie
John Lodi
Danny Wiegand
Robert Schlicht
Joe Stutting
Stewart Fett

Wiegand/Schlicht to amend the motion to add the following:

STURGEON BAY VISITOR CENTER

Ronald Vandertie

Vote taken on amendment. Carried. Roll call on original motion as amended: Wiegand, Vandertie, Abeyta, Fett and Schlicht voted aye. Lodi voted no. Carried.

City Administrator McNeil made a presentation to the Council regarding the Budget Repair Bill WI Act 10 and Biennial Budget AB40/SB27 and the impacts that they would have on the City of Sturgeon Bay 2011 budget and future budget years. Discussion took place that the City has been operating on a trim budget for a long time and that cuts will likely affect constituents, whether to start looking at the budget process sooner, that the Bills change on a daily basis, recycling grants and funding, that it would be responsible to stay on top the budget preparation, the affect of current union contracts, maintenance of effort effects, consolidation of services efforts, and economic development effects.

The Mayor requested that any ideas regarding the budget be forwarded by the Alderpersons to the City Administrator/Department Heads prior to meeting on this again.

Schlicht/Fett to adjourn. Carried. The meeting adjourned at 7:50 p.m.

Respectfully submitted,



Stephanie L. Reinhardt
City Clerk

ZONING BOARD OF APPEALS
Monday, April 25, 2011

The City of Sturgeon Bay Zoning Board of Appeals meeting was called to order at 7:00 p.m. by Chairperson William Murrock in Council Chambers, City Hall, 421 Michigan Street.

Roll call: Members James Goodwin, Jack Gigstead, William Murrock, Sandi Larson, and Andrew Starr were present. Also present were Community Development Director Marty Olejniczak and Community Development Secretary Cheryl Nault.

Adoption of agenda: Moved by Mr. Goodwin, seconded by Ms. Larson to adopt the following agenda:

1. Roll call.
2. Adoption of agenda.
3. Approval of minutes from January 10, 2011.
4. Public hearing: Side yard variance for Terry McGuire for property located at 821 Ebbtide Place.
5. Consideration of: Side yard variance for Terry McGuire for property located at 821 Ebbtide Place.
6. Adjourn.

Carried.

Approval of minutes from January 10, 2011: Moved by Ms. Larson, seconded by Mr. Gigstead to approve the minutes from January 10, 2011. Carried.

Public hearing: Side yard variance for Terry McGuire for property located at 821 Ebbtide Place: Chairperson William Murrock opened the public hearing at 7:04 p.m.

Terry McGuire presented the plans for a 20' x 32' attached garage, with a side yard of 6'. Her intention is for the proposed garage to house everything that is currently contained in a small steel shed located at the end of her driveway and everything that is being stored in her damp basement, as well as her vehicle. Once the proposed garage is built she would remove the shed. She stated that her neighbor verbally agreed with the proposal.

Mr. Olejniczak stated he searched records for variances from the past 20 years and found six cases where the board had approved attached garages to be built with a side yard setback of less than the 10' that is required. There were also some approvals for detached garages.

The public hearing was declared closed at 7:25 p.m.

Consideration of: Side yard variance for Terry McGuire for property located at 821 Ebbtide Place: Discussion took place regarding other homes in the neighborhood having less than 10' side yard setbacks.

Mr. Gigstead mentioned that this is a pretty standard sized garage and looks nice on the house.

Ms. Larson thought there are other options such as building a detached garage to the rear of the property or construct it longer and narrower.

Mr. Starr said it would be hard not to approve this when everyone in the area has the same situation and there is no conformity.

A lengthy discussion took place. Mr. Olejniczak offered three options as follows: Approve as presented; Modify the variance to less than four feet; or deny the variance.

Moved by Mr. Gigstead, seconded by Mr. Goodwin to grant the variance as it keeps in spirit of the neighborhood with other homes also having a 6' side yard setback, including the other side of Ms. McGuire's home.

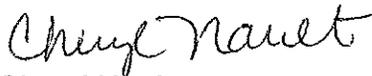
Ms. Larson felt that Ms. McGuire had a hard time with finding a hardship since there were other options for the garage. She stated that she could not support the motion.

Mr. Starr added that a 3' variance had previously been granted for a nearby property to allow construction of a garage.

Roll call vote: Carried, with Ms. Larson voting no.

Adjourn: Moved by Ms. Larson, seconded by Mr. Gigstead to adjourn. Carried. Meeting adjourned at 7:40 p.m.

Respectfully submitted,



Cheryl Nault
Community Development Secretary

FINANCE/PURCHASING & BUILDING COMMITTEE
April 26, 2011

A meeting of the Finance/Purchasing & Building Committee was called to order at 6:02 p.m. by Chairperson Abeyta in Council Chambers, City Hall. Roll call: Alderperson Abeyta, Alderperson Wiegand, and Alderperson Schlicht were present. Also present: Alderperson Vandertie, Alderperson Fett, City Administrator McNeil, Finance Director/City Treasurer Clarizio, Public Works/Park and Recreation Superintendent Bordeau, and Office/Accounting Assistant II Flinn.

Moved by Alderperson Wiegand seconded by Alderperson Schlicht to adopt the following agenda:

1. Roll call.
2. Adoption of agenda.
3. Consideration of: Lease renewal with Bay Marine for Stone Harbor Marina.
4. Consideration of: Convene in closed session in accordance with the following exemptions:
 - a. Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. Wis.Stats. 19.85(1)(e)

Consideration of: Lease renewal with Bay Marine for Stone Harbor Marina.

Move to reconvene in open session to take formal action upon preceding subject of closed session, if appropriate; or to conduct discussion or give further consideration where the subject is not appropriate for closed session consideration.

5. Review of unfinished business list.
6. Review bills.
7. Adjourn.

Carried.

After Alderperson Abeyta announced the statutory basis, it was moved by Alderperson Abeyta, seconded by Alderperson Schlicht to convene in closed session. Roll call: All voted aye. Carried. The meeting moved to closed session at 6:04 p.m. The meeting reconvened in open session at 6:20 p.m.

The Committee reviewed the unfinished business list.

Moved by Alderperson Wiegand, seconded by Alderperson Abeyta to accept the bills as presented and forward to the Common Council for payment. Carried.

Moved by Alderperson Abeyta, seconded by Alderperson Schlicht to adjourn. Carried.
The meeting adjourned at 6:29 p.m.

Respectfully submitted,



Dixie Flinn
Office/Accounting Assistant II

BOARD OF PUBLIC WORKS
May 3, 2011

A meeting of the Board of Public Works was called to order by Chairperson Wiegand at 6:46 p.m. Roll call: Members Wiegand, Vandertie, Lodi, Abeyta, Stutting, Fett, Schlicht and Birmingham were present.

Moved by Ald. Lodi, seconded by Ald. Abeyta to adopt the following agenda:

1. Call to order.
2. Roll call.
3. Adoption of agenda.
4. Election of Chairperson.
5. Consideration of: Operation/Maintenance agreement with Door County re: Stormwater conveyance systems/runoff discharge/detention ponds.
6. Adjourn.

Carried.

Moved by Ald. Schlicht, seconded by Ald. Vandertie to nominate Danny Wiegand to the position of Board of Public Works Chairperson. Carried with Ald. Wiegand abstaining.

City Attorney Nesbitt summarized the Operational/Maintenance Agreement with Door County regarding stormwater systems, runoff discharge, and detention ponds. It was noted that there is not a current agreement in place. Moved by Mayor Birmingham, seconded by Ald. Abeyta to approve the Operation/Maintenance agreement with Door County re: Stormwater conveyance systems/runoff discharge/detention ponds. Carried.

Moved by Ald. Abeyta, seconded by Ald. Lodi to adjourn. Carried. The meeting adjourned at 6:56 p.m.

Respectfully submitted,



Stephanie L. Reinhardt
City Clerk

FINANCE/PURCHASING & BUILDING COMMITTEE
May 3, 2011

A meeting of the Finance/Purchasing & Building Committee was called to order at 6:17 p.m. by Chairperson Abeyta in the Council Chambers, City Hall. Roll call: Members Abeyta, Wiegand, and Schlicht were present. Also present: Alderperson Stutting, Alderperson Fett, City Administrator McNeil and Finance Director/ Treasurer Clarizio.

A motion was made by Alderperson Abeyta, seconded by Alderperson Schlicht to adopt the following agenda:

1. Roll call.
2. Adoption of agenda.
3. Convene in closed session in accordance with the following exemption:
Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. Wis. Stats. 19.85(1)(e)
Consideration of: Stone Harbor Marina lease.
Move to reconvene in open session to take formal action upon preceding subject of closed session, if appropriate; or to conduct discussion or give further consideration where the subject is not appropriate for closed session consideration. The Committee may adjourn in closed session.
4. Adjourn.

Carried.

After the Chairperson announced the statutory basis, it was moved by Alderperson Abeyta, seconded by Alderperson Schlicht to convene in closed session. Roll call: Alderperson Abeyta, Alderperson Wiegand, and Alderperson Schlicht voted aye. Carried. The meeting moved to closed session at 6:18 p.m. The meeting reconvened in open session at 6:24 p.m.

A motion was made by Alderperson Schlicht, seconded by Alderperson Abeyta to recommend to the Common Council to renew the lease with Bay Marine to operate the Stone Harbor Marina for a one year period beginning May 15, 2011 and ending May 14, 2012. Bay Marine shall pay to the City the greater of \$12,500 or 80% of operating revenues from the marina. In the event the dock fees increase during the lease period the minimum payment of \$12,500 will be increased proportionately. Carried

A motion was made by Alderperson Abeyta, seconded by Alderperson Schlicht to adjourn. Carried. The meeting adjourned at 6:25 p.m.

Respectfully submitted,


Valerie J. Clarizio
Finance Director/Treasurer

CITY OF STURGEON BAY
INSPECTION DEPARTMENT
April 29, 2011

THE FOLLOWING IS THE MONTHLY SUMMARY OF THE ACTIVITIES OF THE INSPECTION DEPARTMENT FOR THE MONTH OF APRIL 2011

April-11	YEAR TO DATE		April-11	YEAR TO DATE
3	4	ONE FAMILY DWELLINGS	780,000	845,000
0	0	TWO FAMILY DWELLINGS	-----	-----
0	0	MULTIPLE FAMILY DWELLINGS	-----	-----
0	0	DUPLEX CONVERTED TO TRI-PLEX	-----	-----
0	0	C.B.R.F.	-----	-----
0	0	RESIDENTIAL ADDITIONS	-----	-----
10	37	RESIDENTIAL ALTERATIONS	77,050	290,965
1	1	RESIDENTIAL GARAGES/CARPORTS	18,000	18,000
1	1	RESIDENTIAL GARAGE ADDITIONS & ALTERATIONS	6,800	6,800
0	0	RESIDENTIAL STORAGE BUILDINGS	-----	-----
0	0	RESIDENTIAL SWIMMING POOLS	-----	-----
0	0	NON-RESIDENTIAL SWIMMING POOLS	-----	-----
0	1	NEW COMMERCIAL BUILDINGS	-----	6,500,000
1	1	NON-RESIDENTIAL GARAGES & STORAGE BUILDINGS	520,000	520,000
1	1	NON-RESIDENTIAL ADDITIONS	205,000	205,000
5	15	NON-RESIDENTIAL ALTERATIONS	157,365	338,265
0	0	MUNICIPAL BUILDINGS	-----	-----
0	0	WAREHOUSES	-----	-----
0	0	FACTORY & SHOP	-----	-----
0	0	COMMUNICATION TOWER	-----	-----
0	0	SUBSTATION	-----	-----
0	0	AGRICULTURAL BUILDINGS	-----	-----
22	61			
TOTAL ESTIMATED COST OF CONSTRUCTION			\$1,764,215	8,724,030

April-11	YEAR TO DATE	TOTAL PERMITS ISSUED	April-11	YEAR TO DATE
22	61	BUILDING PERMITS	4,235	20,974
12	33	ELECTRICAL PERMITS	1,776	9,181
11	22	PLUMBING PERMITS	553	1,381
5	18	HEATING PERMITS	608	2,359
12	75	SIGN PERMITS	360	2,250
0	0	MISCELLANEOUS PERMITS	-----	-----
0	0	SUMP PUMP PERMITS	-----	-----
0	2	ELECTRICIAN LICENSES	-----	40
0	0	EARLY STARTS	-----	-----
0	0	EROSION CONTROL	-----	925
0	0	STATE PLAN APPROVALS	-----	-----
1	2	PARK & PLAYGROUND PAYMENTS	300	600
3	4	WISCONSIN PERMIT SEALS	105	140
1	2	ZONING BOARD OF APPEALS APPLICATIONS	200	400
0	2	ZONING CHANGES/P.U.D. APPLICATIONS	-----	600
0	2	PLAN COMMISSION - CONDITIONAL USES	-----	400
0	1	CERTIFIED SURVEY MAP REVIEWS	-----	25
0	0	SUBDIVISION PLATTING REVIEW	-----	-----
0	0	MISCELLANEOUS REVENUE	-----	-----
0	0	(COPIES, POSTAGE, SALE OF MAPS, ETC.)	-----	-----
0	0	RESIDENTIAL BUILDINGS MOVED	-----	-----
0	0	NON-RESIDENTIAL BUILDINGS MOVED	-----	-----
0	0	CHANGE OF USE	-----	-----
0	0	RESIDENTIAL OCCUPANCY FEES	-----	-----
2	6	COMMERCIAL OCCUPANCY FEES	100	300
0	0	PIER PERMIT	-----	-----
1	1	DEMOLITION	25	25
0	0	REINSPECTION FEE	-----	-----
0	0	BLASTING	-----	-----
TOTAL RECEIPTS DEPOSITED WITH CITY TREASURER			\$8,262	\$39,600.00

Cheryl Nault
Cheryl Nault
Building Inspection Dept.

BEVERAGE OPERATOR LICENSES

1. Anderson, Jennifer A.
2. Cihlar, David C.
3. Gerdmann, Swanee M.
4. Gunnlaugsson, Lori A.
5. MacDonald, Justin T.
6. Mikels, Heather A.
7. Nelson, Jillian R.
8. Ostrand, Marnie L.K.
9. Waller, Lori A.
10. Williamson, John R.
11. Wrobel, Margaret M.

COMBINATION CLASS B BEER AND CLASS B LIQUOR LICENSE

1. Tim's Chimney Cleaning & Outdoor Services, LLC (dba Nautical Inn)
Agent: Tim Clark
234 Kentucky Street
Sturgeon Bay, WI 54235
May 18, 2011 - June 30, 2011

CLASS B BEER LICENSE

1. Holiday Motel Management, LLC
Agent: Jillian Nelson
30 N. First Avenue
Sturgeon Bay, WI 54235
June 7, 2011 - June 30, 2011

6g.

6g.

TEMPORARY CLASS B BEER AND TEMPORARY CLASS B WINE LICENSE

1. Citizens For Our Bridge, Inc.
Agent: Eric Leyendecker
Martin Park
Sturgeon Bay, WI 54235
June 9, 2011 - June 10, 2011

R E C O M M E N D A T I O N

TO THE HONORABLE MAYOR AND COMMON COUNCIL:

We, the Finance/Purchasing & Building Committee, hereby recommend to renew the lease with Bay Marine to operate the Stone Harbor Marina for a one year period beginning May 15, 2011 and ending May 14, 2012. Bay Marine shall pay to the City the greater of \$12,500 or 80% of operating revenues from the marina. In the event the dock fees increase during the lease period the minimum payment of \$12,500 will be increased proportionately.

Respectfully submitted,
FINANCE/PURCHASING & BUILDING COMMITTEE
By: James Abeyta, Chairperson

RESOLVED, that the foregoing recommendation be adopted.

Dated: May 3, 2011

Introduced by _____.

Moved by Alderperson _____ seconded by

Alderperson _____ that said recommendation be adopted.

Passed by the Council on the _____ day of _____, 2011.

Executive Summary

Title: Stone Harbor Marina Management

Background: Since Stone Harbor Marina was built the management was outsourced to several different companies. Currently Bay Marine is under contract to manage the marina until May 15, 2011, at that time the city has the option of extending the lease to Bay Marine for an additional year ending May 15, 2012, or bidding out the management of the marina.

Fiscal Impacts: Undetermined until Finance awards contract.

Options: 1) Bid out the management of Stone Harbor Marina
2) Extend the contract with Bay Marine for marina management through May 15, 2012.

Recommendation: With the interest from other parties wanting to manage Stone Harbor Marina staff recommends bidding the Stone Harbor Marina Management out.

Prepared By:



Bob Bordeau
Municipal Services Superintendent

Date: 4/5/2011

Reviewed By:



Valerie Clarizio
Finance Director/City Treasurer

Date: 4/5/11

Reviewed By:



Steven McNeil
City Administrator

Date: 4/6/11

**ADDENDUM TO
STONE HARBOR MARINA
OPERATING AGREEMENT**

Whereas, an Operating Agreement (hereinafter called "Agreement") has been executed for the operation of Stone Harbor Marina for the period from May 15, 2009 and continuing until May 14, 2010, by and between the City of Sturgeon Bay (hereinafter called "City") and Bay Marine of Sturgeon Bay, Inc., a Wisconsin Corporation (hereinafter called "Bay Marine");

And whereas, the City has an option to extend the term for two additional terms in such Agreement, ending May 14, 2012;

And Whereas, the City has elected to extend the term for one additional year from May 15, 2010 until May 14, 2011, subject to a change in the compensation arrangement;

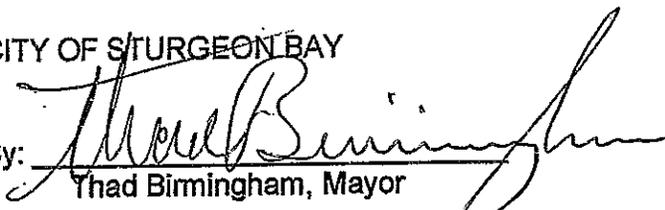
Now, therefore, It is agreed that the terms and conditions of the Agreement for the 2009-2010 season shall extend through May 14, 2011 with the following modification in paragraph 10 of such Agreement:

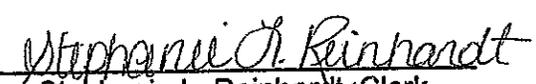
10. Compensation/Consideration. Bay Marine shall pay to the City 80% of operating revenues from the Marina. In lieu of other compensation and consideration, during the term of this Agreement Bay Marine shall maintain the right to utilize up to four slips for the display of boats and general promotion of the Marina. No signs related to the display of vessels shall be erected on City property. Any such vessels displayed by Bay Marine shall be removed twenty-four (24) hours in advance of the use of the Marina by scheduled boat shows. Any other use of the Marina as a base for commercial enterprise (i.e. sales, charters, maintenance) will be prohibited without the express consent of the City.

This Addendum is effective as of May 15, 2010. All other terms of the Marina Operating Agreement shall remain in full force and effect.

Dated: 8/2/2010

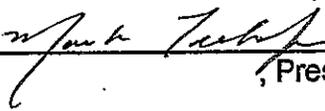
CITY OF STURGEON BAY

By: 
Thad Birmingham, Mayor

By: 
Stephanie L. Reinhardt, Clerk

BAY MARINE OF STURGEON BAY, INC.

Dated: 7-26-2010

By: , President

By: , Secretary

**STONE HARBOR MARINA
Operating Agreement**

This Operating Agreement is made this 15th day of May, 2009 by and between the City of Sturgeon Bay (hereinafter called "City") and Bay Marine of Sturgeon Bay, Inc., a Wisconsin corporation (hereinafter called "Bay Marine").

WHEREAS, City is currently contracting with Bay Marine for the operation and management of the Stone Harbor transient marina and public restroom facility (hereafter called "Marina"), and Bay Marine agrees to accept such appointment upon the terms, conditions, and for and in consideration of the fees hereinafter set forth.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. Appointment. City hereby appoints and retains Bay Marine as the sole managing agent of the Marina and Bay Marine hereby accepts such appointment and agrees to manage and operate the Marina in accordance with the terms and conditions of this Agreement.

2. Term. This Agreement shall be for an initial term of one year commencing May 15, 2009 and continuing until May 14, 2010, with City to have an option to extend the term for two additional one year terms, ending May 14, 2012.

In the event that the Marina is rendered substantially unusable so as to not be usable for normal business due to storm, flood, fire, ice, physical or legal inaccessibility to the site or any portion thereof, or action by the Federal or State government or other cause, nothing in this Agreement shall require City to rebuild the damaged property, engage in any legal action or otherwise recommence operation of the Marina. If however, within three (3) years of such catastrophic damage or event that renders the Marina unusable City elects to rebuild or recommence operation of the Marina, City shall notify Bay Marine thereof and Bay Marine may, within sixty (60) days of such notice, reinstate this Agreement for the balance of the term by notice to City.

3. Personnel. Bay Marine shall hire, pay and supervise as its own employees, all persons necessary to be employed in order to properly operate the Marina in accordance with good marina management practice. The local manager will receive the direction and support of the Bay Marine corporate staff of marina managers and marketing professionals. All such individuals shall at all times be employees of Bay Marine and shall not be considered employees or servants of the City in any respect. Bay Marine shall be responsible for all payroll, payroll taxes, unemployment and worker's compensation insurance for all such employees. Bay Marine shall designate a

main contact to interface with the City to coordinate management and operational activities.

4. Facility Responsibilities. For the period from May 15th through October 15th of each year, Bay Marine will perform daily inspection and janitorial services to the restrooms and docks, to maintain a standard of cleanliness comparable to other commercial marine facilities in the community. Bay Marine will provide the equipment and consumable supplies necessary to carry out these functions. Bay Marine will cause all trash to be properly disposed of in a receptacle to be provided by the City.

Restrooms will be open to the public between 8:00 AM and 8:00PM. Restrooms will be accessible to boaters by code lock access at all other times. A dock hand will be on site from 3:00 PM to 7:00 PM on Fridays, Saturdays, and Holidays. Water weeds will be removed as needed from the dock areas by Bay Marine.

Bay Marine will report any need for facility repairs to the City. All repairs and maintenance to marina facilities, trash disposal, utilities and services to the facility, and all real estate or personal property taxes will be the responsibility of the City.

5. Operation. Bay Marine will provide marina management services to include year round administration and marketing, and seasonal hospitality and janitorial services:

Bay Marine will manage administration of transient slip reservations and space assignment, incoming boater registration and fee collections, slip census and daily cash control and accounting. Bay Marine will provide a daily slip census of marina usage. Marina staff will be trained to represent the resources offered by the community to the boater and to extend a hospitable welcome to the Marina and to Sturgeon Bay. Boaters will be able to reach the Marina office by marine radio and phone during open hours throughout the year for slip reservations.

The Marina will be open for transient slip use seven (7) days a week from May 15th to October 15th of each year. Transient slip use is defined as rental of a slip on a daily basis for a period of time not to exceed three (3) consecutive days per boat or per owner/operator. Any slip not rented at the end of the three (3) day period may be rented by the previous boater for up to an additional three (3) days. Slips will be available on a reservation or call-in basis. Reservations will be taken on a year round basis.

Four areas will be designated and posted as courtesy tie ups. These will be available at no charge for daytime parking only for up to four (4) hours. Utilities may not be available at these tie ups.

Bay Marine will assure that payment is made for all other slip usage at the full transient rate, including any other usage in accordance with Bay Marine's usage programs.

On or before December 1st of each year, Bay Marine and the City will establish a slip rental fee schedule for the following season.

6. **Marketing.** Bay Marine marketing staff and the local manager will work closely with the management of the Stone Harbor hotel complex to solicit and accommodate visiting persons or groups with needs for use of both facilities. Bay Marine will promote the Marina by implementing a year round marketing plan which may consist of boat shows, direct mail promotions, advertising, web site, informational 800# service, and special event solicitations to maximize utilization and profitability of the marina. Cruising boaters and boating events will be solicited through the above methods as well as through Bay Marine's network of boating relationships.

7. **Collection and Remission of Revenues.** Bay Marine will, on behalf of the City, collect all revenues related to rental of the slips and deposit funds in a segregated Bay Marine Stone Harbor depository account. No other funds shall be commingled with the revenues. Within twenty (20) days of months end, Bay Marine shall cause eighty percent (80%) of the revenues for the month less eighty percent (80%) of credit card merchant fees to be paid to the City. A daily slip use census and report of total revenues will be provided with payment.

Bay Marine shall cooperate with the independent public accountants of the City in connection with the preparation of an annual audit of the books of account of the City at City's discretion.

8. **Insurance.** The City shall secure and maintain property and general liability insurance coverage at its expense, and agrees to name Bay Marine as additional insured.

Bay Marine shall secure and maintain during the term of this Agreement workers compensation insurance, general liability insurance, marina operators legal liability, and other coverages generally customary for an operation of this type and size. Bay Marine will name the City as additional insured for all coverages except workers compensation.

Each party shall defend, indemnify and hold the other, its officers, directors, employees and agents harmless from and against any and all claims, actions, damages, expenses (including attorney's fees), losses or liabilities arising out of any claim made as a result of that party's bad faith, recklessness, gross negligence, negligence, gross misconduct or willful misconduct in its management and maintenance of the marina or arising out of any breach or claimed breach of any representation or any of its obligations pursuant to this Agreement.

9. **Subrogation.** Each party waives its rights against the other for any loss covered by property insurance, and no insurer shall have any right of subrogation for

such loss.

10. Compensation/Consideration. Bay Marine shall pay to City the greater of \$20,000.00 or 80% of operating revenues from the Marina. In lieu of other compensation and consideration, during the term of this Agreement Bay Marine shall maintain the right to utilize up to four (4) slips for the display of boats and general promotion of the Marina. No signs related to the display of vessels shall be erected on City property. Any such vessels displayed by Bay Marine shall be removed twenty-four (24) hours in advance of the use of the Marina by scheduled boat shows. Any other use of the Marina as a base for commercial enterprise (i.e. sales, charters, maintenance) will be prohibited without the express consent of the City.

11. Assignment. Bay Marine shall not assign this Agreement without prior written consent of the City.

12. Termination For Cause. Agreement may be terminated by notice by either party if the other party shall be in material default in the performance of any material term, covenant or condition which this Agreement requires it to perform and shall fail to cure such material default within 30 (thirty) days of notice specifying such default [unless such default cannot reasonably be cured within thirty (30) day period and during such thirty (30) day period party commences to cure and proceeds with diligence to complete such cure].

13. Subordination. This Agreement and Bay Marine's authority and rights hereunder are subject to the lien upon, and security interest in, the Marina and revenues generated by the Marina held by any bond holder to whom the City has granted a security interest in the Marina and/or its revenues.

14 Notices. Any notices required or permitted hereunder shall be in writing and shall be valid and sufficient if delivered personally or dispatched in any post office of the United States by registered or certified mail, postage prepaid, addressed to the other party as follows:

If to the City:

Mr. Stephen McNeil
City Administrator
421 Michigan Street
Sturgeon Bay, WI 54235

If to Bay Marine:

Mr. Matthew P. Felhofer
Bay Marine of Sturgeon Bay, Inc.
6972 Highway 42/57
Sturgeon Bay, WI 54235

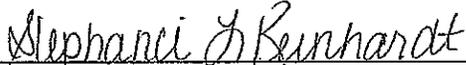
And party may change such address by notice to the other party in the manner set forth above.

16. **Entire Agreement.** This Agreement contains all of the agreements and covenants between the parties hereto.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

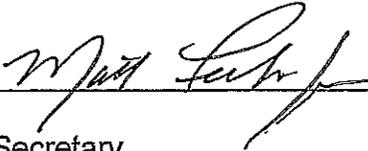
CITY OF STURGEON BAY

By: 
Thomas D. Voegelé, Mayor

By: 
Stephanie L. Reinhardt, Clerk

BAY MARINE OF STURGEON BAY, INC.

By: 
President

By: 
Secretary

MAYORAL APPOINTMENT

Weed Commissioner - 1 year term:

Robert Bordeau, Municipal Services Superintendent

ORDINANCE NO. _____

THE COMMON COUNCIL OF THE CITY OF STURGEON BAY, WISCONSIN DO
ORDAIN AS FOLLOWS:

SECTION 1:

The following ten described parcels are hereby rezoned from Central Business District (C-2) to Mixed Commercial-Residential (C-5):

Parcel 1

Parcel No. 281-64-76000812 – 506 S. Oxford Avenue – Bernice Mathison

A tract of land located in Subdivision 76, City of Sturgeon Bay, Door County, Wisconsin and described as follows:

Commencing at the intersection of the easterly right-of-way line of Oxford Avenue and the southerly right-of-way line of Thorn Street, thence easterly along the southerly right-of-way line of Thorn Street to the intersection with the westerly line of an abandoned railroad, thence southerly along the westerly line of an abandoned railroad line 100 feet, thence westerly 148 feet more or less, thence northerly 45 feet, thence westerly 150 feet to the easterly right-of-way line of Oxford Avenue, thence northerly along the easterly right-of-way line of Oxford Avenue 55 feet to the point of commencement, and containing approximately 0.54 acres of land.

Parcel 2

Parcel No. 281-64-76000813 – 512 S. Oxford Avenue – Peter Bosman

A tract of land located in Subdivision 76, City of Sturgeon Bay, Door County, Wisconsin and described as follows:

Commencing at the intersection of easterly right-of-way line of Oxford Avenue and the southerly right-of-way line of Thorn Street, thence southerly along said easterly right-of-way of Oxford Avenue 55 feet to the point of beginning, thence continue southerly along the easterly right-of-way line of Oxford Avenue 70 feet, thence easterly 150 feet, thence northerly 70 feet, thence westerly 150 feet to the point of beginning, and containing approximately 0.24 acres of land.

Parcel 3

Parcel No. 281-64-76000822 – 615 Nautical Drive – Gina Ward

A tract of land located partly in Subdivision 76, and partly in Subdivision 77, City of Sturgeon Bay, Door County, Wisconsin and described as follows:

Commencing at the intersection of the southerly right-of-way line of Nautical Drive and the easterly right-of-way line of Shorecrest Road, thence easterly 275 feet and southerly 106 feet to the point of beginning, thence southwesterly 130 feet, thence southeasterly 50 feet, thence northeasterly 130 feet, thence northwesterly 50 feet to the point of beginning, and containing approximately 0.15 acres of land.

Parcel 4

Parcel No. 281-64-76000823 – 621 Nautical Drive – David Gerhart

A tract of land located partly in Subdivision 76, and partly in Subdivision 77, City of Sturgeon Bay, Door County, Wisconsin and described as follows:

Commencing at the intersection of the southerly right-of-way line of Nautical Drive and the easterly right-of-way line of Shorecrest Road, thence easterly 275 feet and southerly 156 feet to the point of beginning, thence southwesterly 130 feet, thence southeasterly 50 feet, thence northeasterly 130 feet, thence northwesterly 50 feet to the point of beginning and containing approximately 0.15 acres of land.

Parcel 5

Parcel No. 281-64-77000102 – 631 Nautical Drive – Peggy Peterson Nelson

A tract of land located in Subdivision 77, City of Sturgeon Bay, Door County, Wisconsin and described as follows:

Commencing at the intersection of the southerly right-of-way line of Nautical Drive and the easterly right-of-way line of Shorecrest Road, thence easterly 275 feet and southerly 256 feet to the point of beginning, thence southwesterly 130 feet, thence southeasterly 50 feet, thence northeasterly 130 feet, thence northwesterly 50 feet to the point of beginning and containing approximately 0.15 acres of land.

Parcel 6

Parcel No. 281-64-77000103 – 637 Nautical Drive – Susan Neuville

A tract of land located in Subdivision 77, City of Sturgeon Bay, Door County, Wisconsin and described as follows:

Commencing at the intersection of the southerly right-of-way line of Nautical Drive and the easterly right-of-way line of Shorecrest Road, thence easterly 275 feet and southerly 306 feet to the point of beginning, thence southwesterly 130 feet, thence southeasterly 67.2 feet, thence northeasterly 130.2 feet, thence northwesterly 60 feet to the point of beginning, and containing approximately 0.19 acres of land.

Parcel 7

Parcel No. 281-64-76000824 – 614 Shorecrest Road – Christopher Zak

A tract of land located in Subdivision 76, City of Sturgeon Bay, Wisconsin and described as follows:

Commencing at the intersection of the southerly right-of-way line of Nautical Drive and the easterly right-of-way line of Shorecrest Road, thence southeasterly 129 feet more or less to the point of beginning, thence northeasterly 130 feet, thence southeasterly 55 feet, thence southwesterly 130 feet, thence northwesterly 55 feet to the point of beginning and containing approximately 0.16 acres of land.

Parcel 8

Parcel No. 281-64-76000825 – 620 Shorecrest Road – Jason Lardinois

A tract of land located partly in Subdivision 76, and partly in Subdivision 77, City of Sturgeon Bay, Wisconsin and described as follows:

Commencing at the intersection of the southerly right-of-way line of Nautical Drive and the easterly right-of-way line of Shorecrest Road, thence southeasterly 184 feet more or less to the point of beginning, thence northeasterly 130 feet, thence southeasterly 50 feet, thence southwesterly 130 feet, thence northwesterly 50 feet to the point of beginning and containing approximately 0.15 acres of land.

Parcel 9

Parcel No. 281-64-77000826 – 624 Shorecrest Road – Thomas & Cinthia Lardinois

A tract of land located partly in Subdivision 76, and partly in Subdivision 77, City of Sturgeon Bay, Door County, Wisconsin and described as follows:

Commencing at the intersection of the southerly right-of-way line of Nautical Drive and the easterly right-of-way line of Shorecrest Road, thence southeasterly 234 feet more or less to the point of beginning, thence northeasterly 130 feet, thence southeasterly 50 feet, thence southwesterly 130 feet, thence northwesterly 50 feet to the point of beginning, and containing approximately 0.15 acres of land.

Parcel 10

Parcel No. 281-64-77000827 – 636 Shorecrest Road – Thomas Lardinois

A tract of land located partly in Subdivision 76, and partly in Subdivision 77, City of Sturgeon Bay, Door County, Wisconsin and described as follows:

Commencing at the intersection of the southerly right-of-way line of Nautical Drive and the easterly right-of-way line of Shorecrest Road, thence southeasterly 284 feet more or less to the point of beginning, thence northeasterly 130 feet, thence southeasterly 112.9 feet, thence southwesterly 130.2 feet, thence northwesterly 120.1 feet to the point of beginning, and containing approximately 0.35 acres of land.

SECTION 2:

This ordinance shall take effect on the day after its publication.

Approved:

Thad Birmingham
Mayor

Attest:

Stephanie L. Reinhardt
City Clerk

RECOMMENDATION

TO THE HONORABLE MAYOR AND COMMON COUNCIL:

We, the City Plan Commission, hereby recommend to rezone the following parcels from Central Business District (C-2) to Mixed Commercial-Residential (C-5):

- Parcel #281-64-76000822 -- 615 Nautical Drive -- Gina Ward
- Parcel #281-64-76000823 -- 621 Nautical Drive -- David Gerhart
- Parcel #281-64-77000102 -- 631 Nautical Drive -- Peggy Peterson Nelson
- Parcel #281-64-77000103 -- 637 Nautical Drive -- Susan Neuville
- Parcel #281-64-76000812 -- 506 S. Oxford Avenue -- Bernice Mathison
- Parcel #281-64-76000813 -- 512 S. Oxford Avenue -- Peter Bosman
- Parcel #281-64-76000824 -- 614 Shorecrest Road -- Christopher Zak
- Parcel #281-64-76000825 -- 620 Shorecrest Road -- Jason Lardinois
- Parcel #281-64-76000826 -- 624 Shorecrest Road -- Thomas & Cinthia Lardinois
- Parcel #281-64-76000827 -- 636 Shorecrest Road -- Thomas Lardinois

Respectfully submitted:
CITY PLAN COMMISSION
By: Dan Wiegand, Chairperson

RESOLVED, that the foregoing recommendation be adopted.

Date: April 20, 2011

Unanimous

Executive Summary

Title: Zoning Map Amendment - C-2 to C-5 -- Nautical Dr./Shorecrest Rd./Oxford Ave. Region

Background: A total of 10 properties with single-family dwellings have petitioned for a zoning map amendment from Central Business District (C-2) to Mixed Commercial-Residential (C-5). Four homes front on the end of Nautical Drive, four on Shorecrest Road, and two on Oxford Avenue. Most if not all of these homes have existed for more than 50 years. But, they have been nonconforming uses under the zoning code for many years. Prior to 1986 the region was zoned Industrial. In 1986 the region was rezoned to the Resort and Recreational Commercial District. Then in 1995 the area was rezoned to Central Business District as part of a comprehensive revision to the zoning code and district map. None of these previous and current zoning districts permitted single-family homes.

Recently, Gina Ward (615 Nautical Drive) initiated the rezoning request to the C-5 district in order to remove the nonconforming use restrictions on her home. During the initial presentation regarding her petition, the Plan Commission directed staff to see if other similarly situated property owners wanted to join the rezoning request. Staff sent written notice to the owners of parcels that contain nonconforming single-family homes with no commercial use in the nearby region. All owners agreed in writing to be part of the rezoning petition. Two parcels in the region previously were rezoned to C-5.

The existing character of the general area is diverse. In addition to the single-family dwellings, there are several recently constructed apartment buildings. Commercial uses include marinas, restaurant, and a landscape business and there are quasi-industrial uses including the sewage treatment plant and Lakes Gas Company. All of the nearby properties on the northeast side of Oxford Avenue are zoned C-2, except for the two aforementioned homes that were previously rezoned to C-5. The adjoining residential parcels on the southwest side of Oxford Avenue are zoned R-2.

The Future Land Use Plan of the Sturgeon Bay Comprehensive Plan designates the subject parcels and most of the surrounding area within the Recreational & Tourist Commercial classification. This is listed as an area, which includes commercial uses that are primarily recreational in nature and operated as a business enterprise.

The Mixed Commercial-Residential (C-5) zoning district was recently added to the zoning code. The stated purpose of the C-5 district within the zoning code reads as follows: *The C-5 district is intended for areas of the City where residential properties are converting to commercial uses or vice versa, especially areas where it is desired to maintain the existing buildings or architectural character of the neighborhood. It is also intended for areas of the City where a continued mixture of residential and commercial uses are desirable. The uses permitted are those uses which are generally compatible in areas with a combination of both residential and commercial properties.*

A comparison of the allowable uses and other major regulations is included in the agenda packet. The biggest advantage for the subject parcels is that the C-5 district permits existing single-family homes (new ones are conditional uses), while the C-2 district doesn't. Thus, the nonconforming use restrictions would be eliminated, including the inability to reconstruct the home if it becomes damaged more than 50% of its assessed value.

Based upon the existing surrounding uses, the subject area can definitely be considered mixed-use. The C-5 permitted uses allow the homes to become conforming uses without detracting from the ability to convert these parcels to recreational or tourist commercial uses in the future. Thus, the rezoning is deemed to be compatible with the Comprehensive Plan.

Fiscal Impact: There should be no significant fiscal impact.

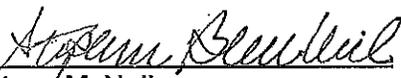
Public Hearing: The original applicant Ms. Ward spoke in favor of the rezoning. A representative of an adjoining property stated there is no objection to the rezoning. There was no other testimony.

Plan Commission Action: The Plan Commission unanimously recommends approval of the rezoning from C-2 to C-5 for all ten parcels.

Recommendation: Approve the zoning map amendment from C-2 to C-5 for all ten parcels.

Prepared by: 
Martin Olejniczak
Community Development Director

4-27-11
Date

Reviewed by: 
Steve McNeil
City Administrator

4-27-11
Date

General Comparison of the C-2 and C-5 Zoning Districts

	<u>C-2</u>	<u>C-5</u>
Uses:	See attached list of permitted and conditional uses.	
Minimum lot area (new lots):	6000 sq. ft.	7500 sq. ft.
Minimum street yard (setback)	15 feet	20 feet
Minimum side yard	5 feet	8 feet
Minimum rear yard	25 feet	25 feet
Max building height	45 feet	35 feet
<u>Off-Street Parking</u>		
- Required # spaces	None required, except for residential & lodging uses	50% -uses in existing bldgs 100% - uses in new buildings
- Option for payment in lieu of parking	Yes	Yes
- Collective parking areas	Each space counts as 1 space	Each space counts as 1.5 spaces
<u>Signs</u>		
Max size ground sign	100 sq. ft.	25 sq. ft.
Max height ground sign	20 feet	8 feet
Max size projecting sign	24 sq. ft.	16 sq. ft.
Max size wall sign	1 sq. ft. per each lineal foot of the wall	1 sq. ft. per each lineal foot of the wall
Lighting of signs	No restrictions	Must meet certain requirements

Note: This chart is not intended to show all the zoning requirements for the C-2 and C-5 districts, just the main differences. The full zoning code (Chapter 20 of the Municipal Code) can be viewed online at www.sturgeonbaywi.org or at the Community Development Department.

Use regulations for C-2 district.

The C-2 district is intended for the central business district on both the east and west sides of the city. It is intended to provide development and redevelopment opportunities consistent with the historic development pattern of the areas. Targeted uses shall be those commercial uses which do not detract from this area because of noise, smoke, odors, or disruption of traffic patterns.

(1) Permitted uses are:

- (a) Churches and religious institutions.
- (b) Elementary, junior, and senior high schools.
- (c) Municipal buildings, except sewage treatment plants, garbage incinerators, warehouses, public garages, public shops or storage yards, penal or correctional institutions and asylums.
- (d) Public parks, playgrounds, recreational and community center buildings and grounds.
- (e) Telephone booths, exchanges and lines and transformer stations.
- (f) Post offices.
- (g) Parking lots.
- (h) Banks.
- (i) Professional offices.
- (j) Medical, dental, and veterinarian clinics.
- (k) Hotels and motels and conference facilities.
- (l) Theaters, bowling alleys and other indoor places of amusement.
- (m) Restaurants and taverns.
- (n) Funeral homes.
- (o) Customer service establishments.
- (p) Bus depots.
- (q) General retail establishments.
- (r) Libraries, museums, and art galleries.
- (s) Tourist information centers.
- (t) Child day care facilities, provided the facility is licensed by the department of health and social services.
- (u) Charitable institutions, rest homes, and clubs or lodges.
- (v) Boardinghouses and lodging houses.
- (w) Residential use, when incorporated in a multi-use building and using less than 50 percent of the available floor area.
- (x) Accessory uses customarily incidental and subordinate to any of the above uses provided that no such use generates traffic or noise that would create a public or private nuisance.
- (y) Accessory buildings which are in addition to a principal building on the lot, provided that there are no more than two accessory buildings per principal building on a lot.

(2) Conditional uses are:

- (a) Communication towers.
- (b) Colleges and vocational schools.
- (c) Public utilities.
- (d) Multiple-family dwellings.

- (e) Community living arrangements, except as regulated in § 62.23(7)(l), Wis. Stats., and provided, however, that the 2,500-foot distance described in § 62.23(7)(l)2r.a., Wis. Stats., shall not apply.
- (f) Hospitals.
- (g) Water related uses such as marinas, launch ramps, charter boating or fishing and ferry terminals.
- (h) Gasoline service stations.
- (i) Automobile repair establishments.
- (j) Automobile or recreational vehicle sales lots.
- (k) Commercial establishments with drive-through facilities.
- (l) Bed and breakfast establishments, provided the facility is licensed by the Wisconsin Department of Health and Social Services.
- (m) Commercial housing facilities.

Use regulations for C-5 district.

The C-5 district is intended for areas of the city where residential properties are converting to commercial uses or vice versa, especially areas where it is desired to maintain the existing buildings or architectural character of the neighborhood. It is also intended for areas of the city where a continued mixture of residential and commercial uses are desirable. The uses permitted are those uses which are generally compatible in areas with a combination of both residential and commercial properties.

(1) *Permitted uses are:*

- (a) Single-family dwellings established within an existing building, including repairs/reconstruction of such dwellings and additions up to 50 percent of the original floor area.
- (b) Two-family dwellings established within an existing building, including repairs/reconstruction of such dwellings and additions up to 50 percent of the original floor area.
- (c) Any use listed as a permitted use in the C-2 district, except bus depots and those uses listed separately as conditional uses under subsection (2). Such uses shall only occupy an existing building or occupy a new building with a building footprint not exceeding 3,000 square feet.

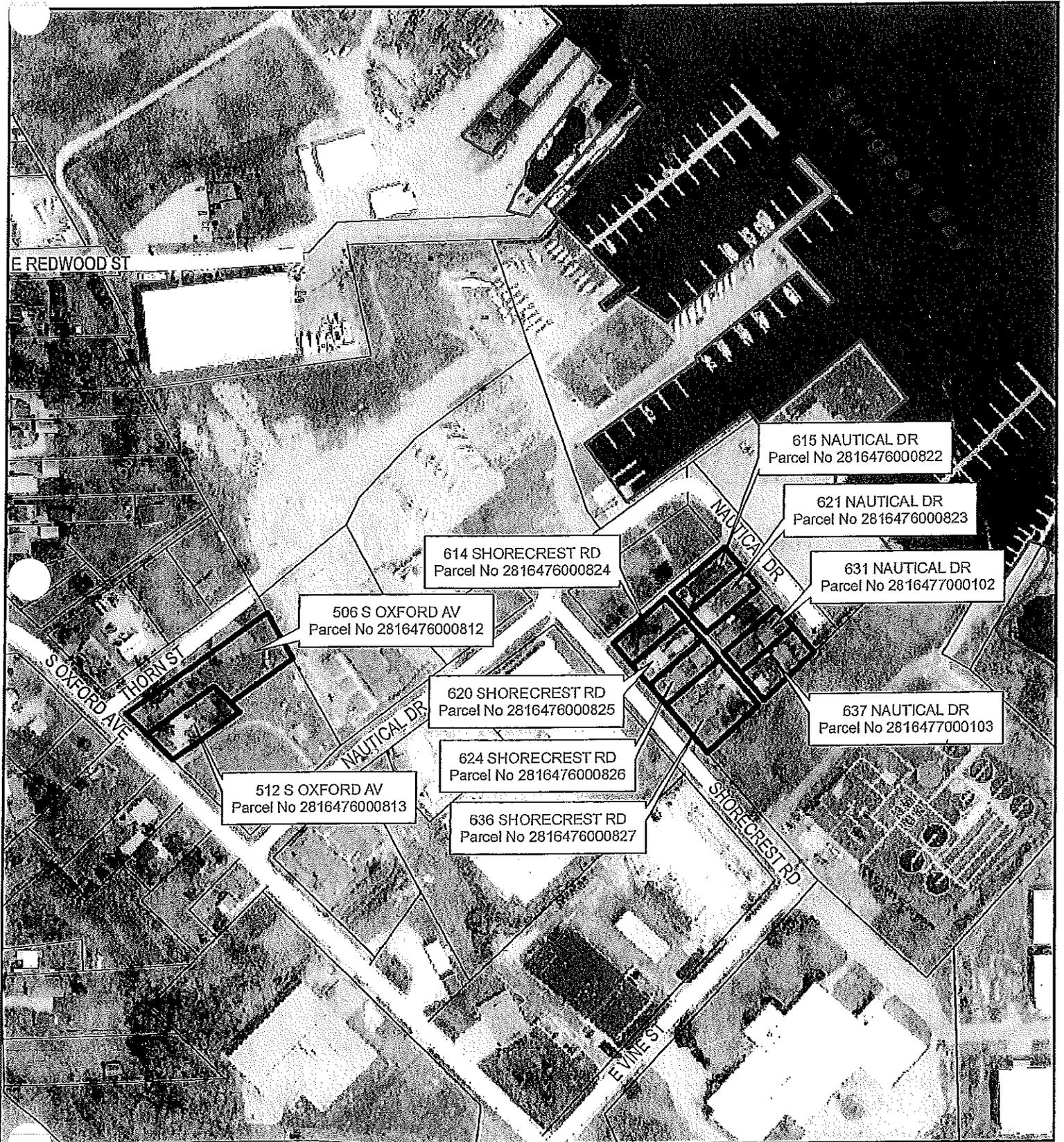
(2) *Conditional uses are:*

- (a) New single-family dwellings.
- (b) New two-family dwellings.
- (c) Additions to existing dwellings that exceed 50 percent of the original floor area.
- (d) Multiple-family dwellings.
- (e) Uses listed under subsection (1)(c) that are located within a new building with a building footprint that is 3,000 square feet or larger.
- (f) Restaurants and taverns.
- (g) Hotels and motels.
- (h) Parking lots.
- (i) Rest homes.

- (j) Community living arrangements, except as regulated in § 62.23(7)(i), Wis. Stats., and provided, however that the 2,500-foot distance described in § 62.23(7)(i)2r.a., Wis. Stats., shall not apply.
- (k) Public utilities.
- (l) Massage parlors.
- (m) Liquor stores.
- (n) Payday lending institutions.
- (o) Pawn shops.

Location Map

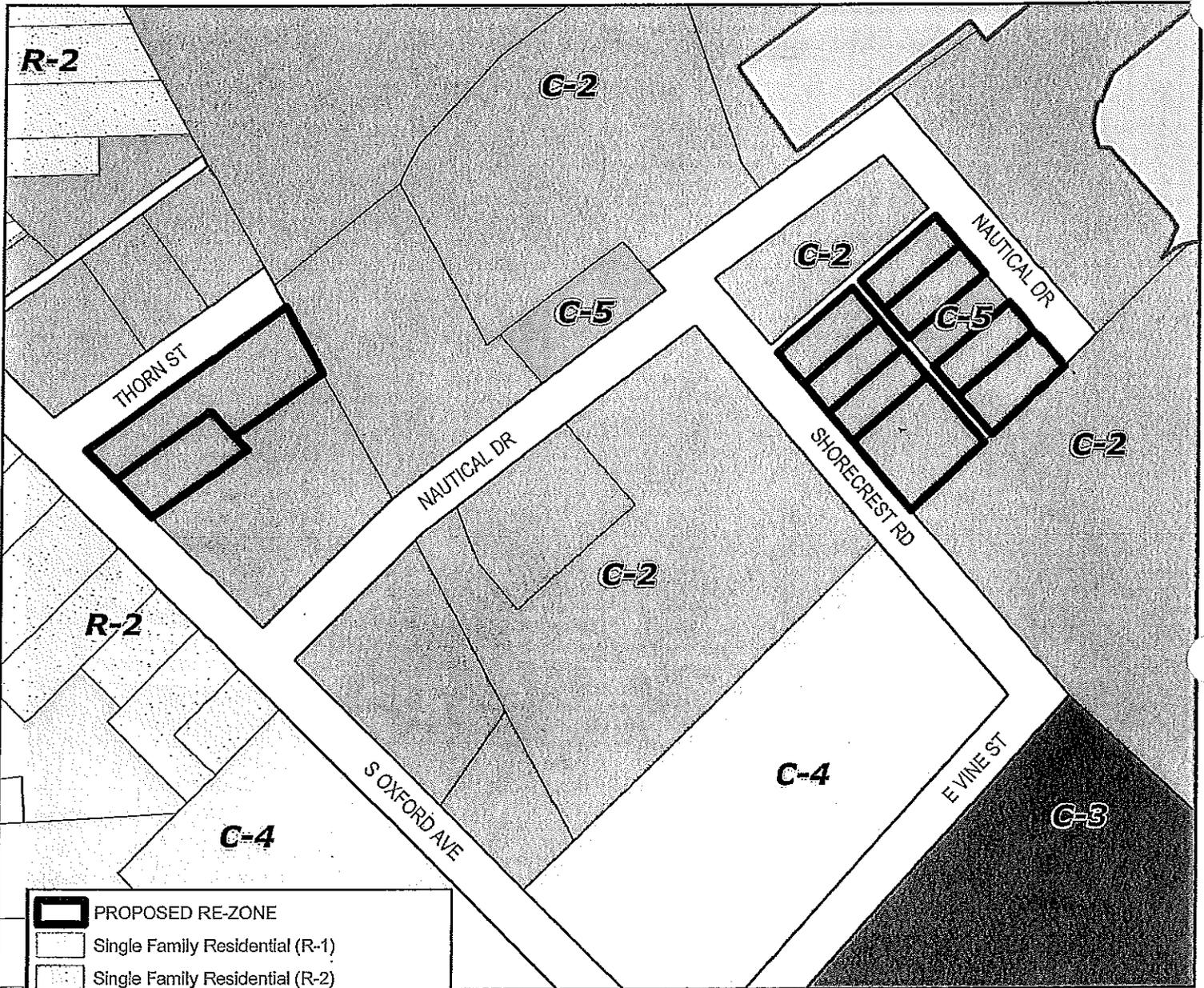
Public Hearing - Rezoning Request



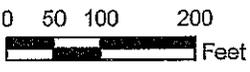
 Subject Area



Existing Zoning Nautical Drive vicinity



- | | |
|--|---|
| | PROPOSED RE-ZONE |
| | Single Family Residential (R-1) |
| | Single Family Residential (R-2) |
| | Two-Family Residential (R-3) |
| | Multiple-Family Residential (R-4) |
| | Manufactured Home Court Residential (R-M) |
| | General Commercial (C-1) |
| | Central Business District (C-2) |
| | Commercial / Light Manufacturing (C-3) |
| | Office / Business District (C-4) |
| | Mixed Residential-Commercial (C-5) |
| | Light Industrial (I-1) |
| | Light Industrial (Industrial Park) (I-1A) |
| | Heavy Industrial (I-2) |
| | Heavy Industrial (Industrial Park) (I-2A) |
| | Agricultural (A) |
| | Conservancy (CON) |
| | Planned Unit Development (PUD) |



**PUBLIC HEARING
CITY PLAN COMMISSION
WEDNESDAY, APRIL 20, 2011**

Zoning map amendment from Central Business District (C-2) to Mixed Commercial Residential (C-5) for properties located at 615, 621, 631, and 637 Nautical Drive, 506 and 512 S. Oxford Avenue, and 614, 620, 624, and 636 Shorecrest Road.

Chairperson Dan Wiegand: I will open the public hearing regarding the zoning map amendments as previously noted. Anyone wishing to step forward for discussion please do so at this time. You will have three minutes. Your name and address please. If you don't wish to step forward you don't have to. Right now we are in the public hearing so you can speak as you please more or less.

Gina Ward: Gina Ward, 615 Nautical Dr. I guess I started this because I went to refinance my house and couldn't do so. The house is currently noncompliant, so it just makes sense to rezone the properties in the area to C-5. That is all I have to say.

Sherry Coley: Hi. Sherry Coley, attorney for Marina View Apartments at 226 Nautical Dr. I just wanted to note for the record that we certainly would support a zoning change amendment for the residents who have filed this before the City Plan Commission. The only thing being and from my understanding by making this zoning change it should not impact the pending conditional use permit for the 4-unit development on the corner of Shorecrest and Nautical Dr. So, we wanted to note for the record that we certainly have no objection to this and would certainly assist the neighbors if they do need to be refinanced. Thank you.

Wiegand: Anyone else like to step forward? Third time. Anyone else wish to step forward? Do we have any correspondence?

Secretary Cheryl Nault: There is no correspondence.

Wiegand: We just have the letters from the people wanting to do this zoning change. We will close the public hearing.

The public hearing was declared closed at 9:05 p.m.

EXECUTIVE SUMMARY

DATE: May 12, 2011

TITLE: Bids results for 8th Ave and Egg Harbor Road Intersection

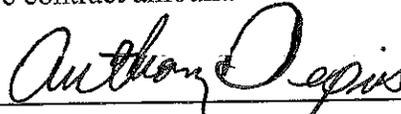
BACKGROUND: Budgeted for 2011 is \$162,000 for the improvements to the intersection of N.8th Avenue and Egg Harbor Road, most notably realigning 8th Avenue through on the property purchased from Glesner Realty. Plans and specifications were approved and bids were opened at 1:00 on May 9th. The low bid is from Peters Concrete Construction for a unit price bid of \$178,635.31 with the other bids being considerably higher. In addition to the work by the actual bidders, most of the same subcontractors are being used by the bidders and therefore it appears that the low bid is reasonable.

The low bid is \$16,635.31 above the estimated cost. There were several additions to this project that were made during the plan preparation process, including \$2,500.00 for watermain abandonment; and \$11,055.00 worth of alterations to combine two driveways on the south side of the intersection (Hardees and Pizza Hut). The other reason for exceeding the estimate is that asphalt costs that exceeded estimates by \$13,200 due to higher than expected costs for material and installation.

FISCAL IMPACT: The funding for this project uses is part of our long term borrowing program. Interest rates continue to be low and therefore staff recommends borrowing the entire project (\$178, 635.31) because none of the payments will be required this year.

RECOMMENDATION: Staff recommending that contracts be awarded to Peters Concrete Company for project #1106 and proceed with the planned improvements to the intersection borrowing for the entire contract amount.

SUBMITTED BY:



Anthony Depies, City Engineer

REVIEWED BY:



Marty Olejniczak, Community Development Director

REVIEWED BY:



Valarie Clarizio, Finance Director

REVIEWED BY:



Steve McNeil, City Administrator

Item No.	Bid Quantity	Item Description (WISDOT Item No. and Description)	Unit	Peters Concrete Company		De Groot, Inc		Advance Construction	
				Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
1	1	Mobilization	LS	12000	\$ 12,000.00	4292.5	\$ 4,292.50	6200	\$ 6,200.00
2	132	Tree Stump removal (6 stumps)	In. Dia.	7	\$ 924.00	9.18	\$ 1,211.76	24	\$ 3,168.00
3	200	Remove concrete Sidewalk and driveways	SF	0.75	\$ 150.00	0.51	\$ 102.00	0.4	\$ 80.00
4	750	Remove Asphalt and Concrete Pavement	SY	3.25	\$ 2,437.50	5.56	\$ 4,170.00	4	\$ 3,000.00
5	1465	Remove Asphalt road pavement	SY	1.75	\$ 2,563.75	2.02	\$ 2,959.30	2.8	\$ 4,102.00
6	1255	Remove Asphalt Driveways and parking area	SY	1.75	\$ 2,196.25	2.02	\$ 2,535.10	2.8	\$ 3,514.00
7	6	Remove and salvage Street signs	EA	50	\$ 300.00	50.5	\$ 303.00	50	\$ 300.00
8	1	Excavation unclassified	LS	12500	\$ 12,500.00	22220	\$ 22,220.00	16000	\$ 16,000.00
9	1310	Removing Curb & Gutter	LF	1.75	\$ 2,292.50	2.02	\$ 2,646.20	3	\$ 3,930.00
10	600	Base Aggregate, Crushed Stone No. 1 & 2	CY	15	\$ 9,000.00	22.22	\$ 13,332.00	19	\$ 11,400.00
11	1300	Concrete Curb, 30-Inch Type D	LF	12.35	\$ 16,055.00	12.51	\$ 16,263.00	12.35	\$ 16,055.00
12	1570	Concrete Sidewalk, 4-Inch	SF	3.15	\$ 4,945.50	4.37	\$ 6,860.90	3.15	\$ 4,945.50
12.1	7	Neenah R-4984 Detectable warning fields	EA	300	\$ 2,100.00	318.15	\$ 2,227.05	300	\$ 2,100.00
13	221	HMA Binder Course e-Type 0.3 for road	TON	73.2	\$ 16,177.20	76.86	\$ 16,986.06	73.2	\$ 16,177.20
14	85	Tack Coat	GAL	6.5	\$ 552.50	6.83	\$ 580.55	6.5	\$ 552.50
15	221	HMA Pavement Surface, Type E 0.3 for road	TON	73.2	\$ 16,177.20	76.86	\$ 16,986.06	73.2	\$ 16,177.20
16	110	Asphaltic Surface (driveways and parking areas)	TON	97.7	\$ 10,747.00	102.69	\$ 11,284.90	97.7	\$ 10,747.00
17	167	608.0312 Storm Sewer, 12-In	LF	32.85	\$ 5,485.95	38.66	\$ 6,456.22	43.5	\$ 7,264.50
18	597	608.0318 Storm Sewer 15-In	LF	31.75	\$ 18,954.75	34.56	\$ 20,632.32	45.2	\$ 26,984.40
19	2	522.1018 HDPE Apron end walls, 15-inch	EA	175	\$ 350.00	280.58	\$ 561.16	222	\$ 444.00
20	1	Drain Field 30' long	LS	700	\$ 700.00	757.5	\$ 757.50	715	\$ 715.00
21	4	606.0200 Riprap Medium	CY	50	\$ 200.00	20.2	\$ 80.80	60	\$ 240.00
22	250	607.0402 Rock Excavation in utility trench	LF	1	\$ 250.00	20.2	\$ 5,050.00	45	\$ 11,250.00
23	10.87	2 Manholes, (Precast only) 4' Dia with Castings	VF	283	\$ 3,076.21	404.36	\$ 4,395.39	300	\$ 3,261.00
24	8	Inlets with castings	EA	1500	\$ 12,000.00	1767.5	\$ 14,140.00	1575	\$ 12,600.00
25	2	611.8110 Adjusting Manhole Covers	EA	250	\$ 500.00	353.5	\$ 707.00	350	\$ 700.00

26	2	Adjusting Valve Boxes	EA	100	\$ 200.00	151.5	\$ 303.00	100	\$ 200.00
27	1080	690.0250 Sawing Concrete	LF	2	\$ 2,160.00	3.03	\$ 3,272.40	2.5	\$ 2,700.00
28	2	Cap existing 12" watermain	EA	750	\$ 1,500.00	1490.54	\$ 2,981.08	1000	\$ 2,000.00
29	1	643.0100 Traffic Control (Project)	LS	3200	\$ 3,200.00	9000	\$ 9,000.00	8500	\$ 8,500.00
30	1	Fill and abandon 165' of existing 12" Watermain	LS	1000	\$ 1,000.00	1212	\$ 1,212.00	1155	\$ 1,155.00
31	200	628.1504 Silt Fence	LF	2	\$ 400.00	3.03	\$ 606.00	1.5	\$ 300.00
32	8	628.7010 Inlet Protection, Type B	EA	30	\$ 240.00	25.25	\$ 202.00	50	\$ 400.00
33	5	634.0814 Posts Tubular Steel, 2x2-inch x 14-ft (signs by others)	EA	200	\$ 1,000.00	125	\$ 625.00	100	\$ 500.00
34	1	Landscape Restoration	LS	8300	\$ 8,300.00	6565	\$ 6,565.00	7640	\$ 7,640.00
35	1	Relocate existing Pizza Hut sign	EA	4500	\$ 4,500.00	4545	\$ 4,545.00	4500	\$ 4,500.00
36	1	Relocate existing light pole	EA	3500	\$ 3,500.00	2525	\$ 2,525.00	3500	\$ 3,500.00
37									
38									
39									
					\$ 178,635.31		\$ 209,577.25		\$ 213,302.30
		Un expected							
		Sign Relocation			\$ (4,500.00)		\$ (4,545.00)		\$ (4,500.00)
		light pole relocation			\$ (3,500.00)		\$ (2,525.00)		\$ (3,500.00)
		Fill and abandon 165' of existing 12" Watermain			\$ (1,000.00)		\$ (1,212.00)		\$ (1,155.00)
		Cap existing 12" watermain			\$ (1,500.00)		\$ (1,500.00)		\$ (1,500.00)
1300		Concrete Curb, 30-Inch Type D	LF	2.35	\$ (3,055.00)	-2.51	\$ (3,263.00)	-2.35	\$ (3,055.00)
		HMA Binder Course e-Type 0.3							
221		for road	221	-20	\$ (4,420.00)	-23	\$ (5,083.00)	-20	\$ (4,420.00)
		HMA Pavement Surface, Type E							
221		0.3 for road	221	-20	\$ (4,420.00)	-23	\$ (5,083.00)	-20	\$ (4,420.00)
		Asphaltic Surface (driveways							
110		and parking areas)	TON	-40	\$ (4,400.00)	-45	\$ (4,950.00)	-40	\$ (4,400.00)
					\$ (26,795.00)		\$ (28,161.00)		\$ (26,950.00)
					\$ 151,840.31		\$ 181,416.25		\$ 186,352.30

(

(

(