

COMMON COUNCIL
March 5, 2013

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. Lodl, Wiesner, Stutting, Fett, and Schlicht present. Wiegand and Vandertie were excused.

Stutting/Fett to adopt agenda moving item 6j from the consent agenda to the regular agenda. Carried.

Stutting/Schlicht to approve bills: General Fund – \$4,736,714.20, Capital Fund - \$11,754.60, Cable TV - \$4,613.46, TID #2 - \$56,705.85, TID #3 – \$27,462.50 and Solid Waste Enterprise - \$3,635.80 for grand total of \$4,840,886.41. Roll call: All voted aye. Carried.

Fett/Wiesner to approve consent agenda:

- a. Approval of 2/19/13 regular Common Council minutes.
- b. Approval of the following minutes:
 - (1) Sturgeon Bay Utility Commission – 1/8/13
 - (2) Joint Review Board – 2/11/13
 - (3) Zoning Board of Appeals – 2/11/13
 - (4) Finance/Purchasing & Building Committee – 2/12/13
 - (5) Cable Communication System Advisory Council – 2/14/13
 - (6) Community Protection & Services Committee – 2/14/13
 - (7) City Plan Commission – 2/20/13
 - (8) Board of Canvassers – 2/25/13
- c. Place the following reports on file:
 - (1) Police Department Report – January 2013
- d. Consideration of: Approval of Beverage Operator licenses.
- e. Consideration of: Approval of Temporary Class B Beer license.
- f. Consideration of: Street Closure Application for SBVC.
- g. Finance/Purchasing & Building Committee recommendation re: Transfer funds in the amount of \$6,280 from Contingency budget line 01-199-000-58950 to Website Line item, 01-199-000-51100.
- h. Community Protection & Services Committee recommendation re: Create Section 10.065 of the Municipal Code (Misuse of 911.)
- i. Community Protection & Services Committee recommendation re: Repeal and recreate Section 9.04 of the Municipal Code (Hunting Permit.)
- j. City Plan Commission recommendation re: Approval of the improvement plans for Marina View Subdivision subject to conditions. Moved from consent to regular agenda.
- k. City Plan Commission recommendation re: Single-Family Residential (R-1) as the official zoning classification for Myra Lagerman, for property located on N. Columbia Avenue.

Carried.

There were no mayoral appointments.

RECOMMENDATION

We, the City Plan Commission, hereby recommend approval of the improvement plan for Marina View Subdivision, subject to the following conditions:

1. Provide easements for the storm sewers that cross the adjoining marina parcel.
2. Biofilters #2 and #3 and the 24" storm sewer shall be installed at the time of the other improvements in the subdivision rather than upon development by the future lot owner.
3. Verify that the drainage swale and storm inlet between Lots 3 & 4 can handle the 10 year storm event.
4. Approval by the Wisconsin DNR of the drainage/erosion control plan for the subdivision.
5. The final plat shall include all necessary easements for the utilities serving the subdivision system through private covenants, dedications to the City, or other means, subject to approval by the Common Council.
6. Upon construction of the street and utility improvements, the proposed lots shall be rough-graded and grass lawn established. Any stockpiles of stone or soil shall be in locations approved by the Plan Commission.

CITY PLAN COMMISSION

By: John Lodl, Acting Chr.

Introduced by Lodl. Lodl/Fett to adopt. Community Development Director Olejniczak gave an overview of the plan for Marina View Subdivision. Discussion took place regarding sidewalks in newly planned subdivision, the newly created ordinance that requires sidewalk be installed, pedestrian trails, and the comprehensive plan. Schlicht/Lodl to amend the motion to add: 7. That the developer provide assurance that if any residential property is created that a sidewalk or acceptable replacement to a sidewalk will be installed. Roll call on the amendment: All voted aye. Carried. Vote taken on the original motion as amended. Carried.

Schlicht/Lodl to immediately eliminate the parking spaces on Michigan Street, adjacent to Market Square, by signage and/or removal of lines. Carried.

Schlicht/Fett to read in title only for the first reading of the ordinance to repeal and recreate Section 9.04 of the Municipal Code – Hunting Permit. Carried.

Fett/Schlicht to read in title only for the first reading of the ordinance to create Section 10.065 of the Municipal Code – Misuse of 911. Carried.

Lodl/Schlicht to read in title only for the first reading of the ordinance regarding official zoning classification of Single-Family Residential for property located on N. Columbia Avenue. Carried.

Stutting/Fett to adopt the resolution authorizing borrowing from WPPI Energy in an amount not to exceed \$289,612.00. Carried.

City Plan Commission Acting Chair Lodl and Finance/Purchasing & Building Committee Chair Stutting gave their committee reports.

Corey Treichel spoke during public comment on the procedure regarding speaking on an agenda item.

The Mayor made his comments.

Wiesner/Stutting to adjourn. Carried. The meeting adjourned at 8:07 p.m.

Respectfully submitted,

Stephanie L. Reinhardt
City Clerk