

COMMON COUNCIL
APRIL 3, 2012

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, Lodl, Abeyta, Stutting, Fett, and Schlicht were present.

Abeyta/Schlicht to adopt agenda moving items 7.f., 7.g., and 7.h. from consent to regular agenda. Carried with Wiegand voting no.

The Mayor presented a proclamation designating 4/11/12 as Door County Altrusa Awareness Day, to the Door County Altrusa Club members.

Abeyta/Schlicht to approve following bills: General Fund – \$107,104.36, Capital Fund - \$270.00, Cable TV - \$4,691.66 and Solid Waste Enterprise - \$2,014.33 for a grand total of \$114,080.35. Roll call: All voted aye. Carried.

Schlicht/Stutting to approve consent agenda:

- a. Approval of 3/20/12 regular Common Council minutes.
- b. Approval of the following minutes:
 - (1) Sturgeon Bay Utility Commission – 2/13/12
 - (2) Finance/Purchasing & Building Committee – 3/13/12
 - (3) Waterfront Design Review Board – 3/14/12
 - (4) Personnel Committee – 3/14/12
 - (5) Personnel Committee Closed Session – 3/14/12
 - (6) City Plan Commission – 3/14/12
 - (7) Parking & Traffic Committee – 3/19/12
 - (8) Committee of the Whole – 3/19/12
 - (9) Personnel Committee – 3/21/12
 - (10) Personnel Committee Closed Session – 3/21/12
 - (11) City Plan Commission – 3/21/12
 - (12) Park & Recreation Committee/Board – 3/28/12
- c. Consideration of: Beverage Operator License.
- d. Resolution re: Disallowance of claim resolution for Rose Wodack.
- e. Finance/Purchasing & Building Committee re: Write-off the 2010 delinquent personal property taxes due in 2011 in the amount of \$785.41 and to publish the list in the Door County Advocate.
- f. ~~Parking & Traffic Committee recommendation re: Close 3rd Avenue from Oregon Street to Pennsylvania Street and Pennsylvania Street from 3rd Avenue to the alley for a period of one hour prior to and one hour after the Harmony by the Bay concerts. Removed from consent and placed on regular agenda.~~
- g. ~~Parking & Traffic Committee recommendation re: Charge John Martin Restaurant located at 50 South 3rd Avenue a fee of \$100 per stall for two stalls in lieu of parking. Removed from consent and placed on regular agenda.~~
- h. ~~Park & Recreation Committee & Board recommendation re: Proposed skateboard park be located in the southeast corner of the Westside Field property, near the corner of Madison Street and West Spruce Street. Removed from consent and placed on regular agenda.~~

Carried.

There were no Mayoral appointments.

Mayor Birmingham explained the next item was placed on the agenda as a recommendation from Committee of the Whole to consider amending Chapter 13 of the Municipal Code and to direct staff to bring back Chapter 13 to give the Common Council more control including the options of eliminating the Utility Commission, and creating a strong Council Commission. Schlicht/Abeyta to amend Sections 13.01 (1), (2) and (3) of the Municipal Code to change the financial responsibility and membership of the Sturgeon Bay Utility Commission to the Mayor, three Council persons and three at large members effective October 1, 2012. Ald. Fett reviewed the accomplishments, reliability, safety record, and professionalism of the Utilities, expressed support of current structure and made recommendations to bridge communication gap. The City Attorney presented ordinance examples for either strong commission or committee structure. Discussion followed regarding Council accountability and joint communication. Roll call: Schlicht, Wiegand, Lodl, and Abeyta voted aye. Fett, Vandertie, and Stutting voted no. Carried.

Abeyta/Stutting to read ordinance repealing and recreating Section 15.01(5) of the Municipal Code – Building Regulations, in title only for the first reading. Carried.

RECOMMENDATION

We, the City Plan Commission, hereby recommend approval of the Preliminary Planned Unit Development (PUD) for the Cottages at Deer Run Village, based upon the revised plans.

CITY PLAN COMMISSION

By: Dan Wiegand, Chr.

Introduced by Wiegand. Wiegand/Lodl to adopt. Community Development Director Olejniczak reviewed project. Carried.

RECOMMENDATION

We, the City Plan Commission hereby recommend temporary agricultural use for one year for the Jeff Uecker property, located east of Evening Shadows Subdivision and fronting on Barrick Road, subject to the following conditions:

1. Only plantings of grass, hay or alfalfa crops are allowed.
2. Any soil on the streets from farm machinery must be cleaned up.
3. Maintain a 25' buffer along the west and south property line.

CITY PLAN COMMISSION

By: Dan Wiegand, Chr.

Introduced by Wiegand. Wiegand/Abeyta to adopt. Council discussed crops, chemical/fertilizer use, and proximity to residences. Roll call: Wiegand, Vandertie, Abeyta, and Fett voted aye. Schlicht, Lodl and Stutting voted no. Carried.

RECOMMENDATION

We the City Plan Commission, hereby recommend to approve the Final Planned Unit Development for the Door County Maritime Museum, located at 120 N. Madison Avenue, subject to the attached PUD parameters.

CITY PLAN COMMISSION

By: Dan Wiegand, Chr.

Introduced by Wiegand. Wiegand/Fett to adopt. Carried with Lodl voting no.

Wiegand read ordinance to rezone property from Two-Family Residential (R-3) to Planned Unit Development (PUD) subject to the site plan and requirements – Door County Maritime Museum. Wiegand/Schlicht to accept for first reading. Carried with Lodl voting no.

RECOMMENDATION

We, the Parking and Traffic Committee, hereby recommend to close 3rd Avenue from Oregon Street to Pennsylvania Street and Pennsylvania Street from 3rd Avenue to the alley for a period of 1 hour prior to and 1 hour after the Harmony by the Bay Concerts.

PARKING & TRAFFIC COMMITTEE

By: Robert Schlicht, Chr.

Introduced by Schlicht. Schlicht/Fett to adopt. After review of details and background, motion carried.

RECOMMENDATION

We, the Parking and Traffic Committee, hereby recommend to charge John Martin Restaurant located at 50 S. 3rd Avenue a fee of \$100 per stall for two stalls in lieu of parking.

PARKING & TRAFFIC COMMITTEE

By: Robert Schlicht, Chr.

Introduced by Schlicht. Schlicht/Vandertie to adopt. Fee basis was discussed. Carried.

RECOMMENDATION

We, the Park and Recreation Committee and board hereby recommend the proposed skateboard park be located in the southeast corner of the Westside Field property, near the corner of Madison Avenue and W. Spruce Street.

PARK AND RECREATION COMMITTEE & BOARD

By: Danny Wiegand, Chr.

Introduced by Wiegand. Wiegand/Vandertie to adopt. Municipal Services Supt. Bordeau provided background and answered questions. Ald. Stutting was excused at 8:04 p.m. Discussion continued. Carried.

No one spoke during public comment.

The Mayor made his comments.

Schlicht/Abeyta to adjourn. Carried. The meeting adjourned at 8:10 p.m.

Respectfully submitted,

Mary Lou Allen
Assistant City Administrator