

COMMON COUNCIL  
May 1, 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, Wiesner, Stutting, Fett, and Schlicht were present.

Wiegand/Fett to adopt the amended agenda. Carried.

Stutting/Schlicht to approve following bills: General Fund – \$566,677.14, Capital Fund - \$147,374.17, Cable TV - \$5,613.95, TID #2 - \$5,214.98, TID #3 - \$292.00 and Solid Waste Enterprise - \$2,186.70 for a grand total of \$727,358.94. Roll call: All voted aye. Carried.

Schlicht/Vandertie to approve consent agenda:

- a. Approval of 4/17/12 regular Common Council minutes.
- b. Approval of the following minutes:
  - (1) Bicycle and Pedestrian Advisory Board – 4/5/12
  - (2) Waterfront Design Review Board – 4/10/12
  - (3) Finance/Purchasing & Building Committee – 4/10/12
  - (4) Parking & Traffic Committee – 4/16/12
  - (5) Community Protection & Services Committee – 4/17/12
  - (6) City Plan Commission – 4/18/12
  - (7) Waterfront Redevelopment Authority – 4/24/12
  - (8) Finance/Purchasing & Building Committee – 4/24/12
- c. Place the following report of file:
  - (1) Police Department Report – March 2012
- d. Consideration of: Beverage Operator licenses.
- e. Consideration of: Temporary Class B Beer, Temporary Class B Wine, and Temporary Beer & Wine licenses.
- f. Finance/Purchasing & Building Committee recommendation re: Accept staff recommendation to operate Stone Harbor Marina in partnership with Stone Harbor, to rent five slips on seasonal basis at \$2,500 per slip, and to rent the remainder of the slips on a transient basis in accordance with Council approved rates.
- g. City Plan Commission recommendation re: Approve preliminary plat for Cottages at Deer Run Village, subject to conditions.
- h. City Plan Commission recommendation re: Approve final PUD for Cottages at Deer Run Village, subject to requirements and conditions.
- i. City Plan Commission recommendation re: Amend Section 20.15(1)(b) of the Municipal Code – Zoning Code – regarding use regulations in C-2 District.
- j. Finance/Purchasing & Building Committee recommendation re: Approve the lease between the City and the Sturgeon Bay Yacht Club with changes.
- k. Consideration of: Request from Door County Floral to place display on sidewalk.

Carried.

There were no mayoral appointments.

Wiegand/Schlicht to read in title only the first reading of an ordinance re: rezoning property known as The Cottages at Deer Run Village from Two-Family Residential (R-3) to Planned Unit Development (PUD) subject to site plan and requirement. Carried.

The bids for the Otumba Park Storm Water Management improvements were presented. City Engineer Depies explained what will be done at Otumba Park. Wiegand/Stutting to accept the low bid from AG Excavating for the unit price bid of \$170,419.81. Carried.

Safe routes to school implementation grant and projects were presented to the Council. Community Development Director summarized the role of the Bicycle and Pedestrian Advisory Board and their recommendations. Vandertie made a motion to look at each route presented and vote on them separately. Motion died due to lack of second. Discussion took place on the specific recommendations and the amount of the grant application. Schlicht/Stutting to apply for a grant that includes: 1. Sidewalk along south side of Michigan Street from existing crosswalk by track to 15<sup>th</sup> Avenue (\$25,000), 2. Sidewalk along 15<sup>th</sup> Ave from

Rhode Island to Utah Street (\$43,000), 3. Sidewalk along 12<sup>th</sup> Avenue from Georgia Street to Egg Harbor Road (\$56,000), 4. Purchase permanent solar powered speed board for Michigan Street by schools. (\$6,500). Discussion continued on the routes. Lodi/Schlicht to amend the motion to make the following changes: Sidewalk along 15<sup>th</sup> Ave from Rhode Island to ~~Utah Street~~ Memorial Drive; and to add: Sidewalk along Louisiana Street from 9<sup>th</sup> Avenue to 12<sup>th</sup> Avenue (\$45,000) and Sidewalk along Georgia Street and 9<sup>th</sup> Avenue from 8<sup>th</sup> Avenue to Louisiana Street (includes path through Big Hill Park) (\$69,000). Wiegand/Stutting to amend the amendment to include: Sidewalk or pathway along 14<sup>th</sup> Avenue from Michigan Street to Sunset School (\$36,000). Vote taken on the amendment to the amendment. Wiegand, Wiesner, Stutting, Fett and Schlicht voted aye. Vandertie and Lodi voted no. Carried. Voted taken on the amended amendment: Wiegand, Lodi, Wiesner, Stutting, Fett, and Schlicht voted aye. Vandertie voted no. Carried. Vote taken on the original motion as amended: Wiegand, Lodi, Wiesner, Stutting, and Schlicht voted aye. Vandertie and Fett voted no. Carried.

#### RECOMMENDATION

We, the Parking & Traffic Committee, hereby recommend installing bike lanes on Michigan Street from 1<sup>st</sup> Avenue to Highway 42-57, based upon the design put together by the City Engineer, except from 1<sup>st</sup> to 5<sup>th</sup> Avenue, the design is to follow the Bike Federation proposal, with a dedicated lane on the south side.

#### PARKING & TRAFFIC COMMITTEE

By: Robert Schlicht, Chr.

Introduced by Schlicht. Schlicht/Fett to adopt. Discussion took place regarding funds and the estimated cost of this project to be \$10,000. Schlicht/Fett made a friendly amendment that included the following into the motion: and to use \$7,500 from Capital Fund Contingency Account and the balance from the Paint/Signs Budget. Vandertie/Stutting to amend the motion to authorize staff to install the portion that can be handled under the 2012 operations budget and apply for a grant to complete the remainder. If the grant is unsuccessful, finish the project in 2013 using the capital budget. Vote taken on the amendment: Wiegand, Vandertie, Wiesner, and Fett voted aye. Lodi, Stutting, and Schlicht voted no. Carried. Vote taken on the original motion as amended: Wiegand, Vandertie, Wiesner, Stutting, Fett and Schlicht voted aye. Lodi voted no. Carried.

#### RECOMMENDATION

We, the Parking & Traffic Committee, hereby recommend changing the speed limit on Clay Banks Road to 35 mph from Highway 42/57 south to Strawberry Lane, and 45 mph from Strawberry Lane to the City limits.

#### PARKING & TRAFFIC COMMITTEE

By: Robert Schlicht, Chr.

Introduced by Schlicht. Schlicht/Vandertie to adopt. Carried with Wiegand voting no.

#### RECOMMENDATION

We, the City Plan Commission, hereby recommend approval of the attached proposed zoning code text amendment regarding the Wellhead Protection Ordinance.

#### CITY PLAN COMMISSION

By: Danny Wiegand, Chr.

Introduced by Wiegand. Wiegand/Fett to adopt. Carried.

#### RECOMMENDATION

We, the Waterfront Redevelopment Authority, hereby recommend that the City proceed to work with Robert W. Baird to restructure the 2012 TID #2 debt and borrow for the October 1, 2012 debt payments.

#### WATERFRONT REDEVELOPMENT AUTHORITY

By: William Galligan, Vice-Chr.

Introduced by Stutting. Stutting/Vandertie to adopt. Carried.

## RECOMMENDATION

We, the Finance/Purchasing & Building Committee, hereby recommend that the City restructure the 2012 TID #2 debt and borrow for the October 1, 2012 debt payments.

FINANCE/PURCHASING & BUILDING COMMITTEE

By: Joseph Stutting, Chr.

Introduced by Stutting. Stutting/Fett to adopt. Carried.

## RECOMMENDATION

We, the Finance/Purchasing & Building Committee, hereby recommend that the City refinance the 2002 Capital Projects bond issue.

FINANCE/PURCHASING & BUILDING

By: Joseph Stutting, Chr.

Introduced by Stutting. Stutting/Wiegand to adopt. Carried.

Stutting/Fett to approve resolution providing for the sale of approximately \$2,820,000 General Obligation Refunding Bonds. Carried.

The following persons spoke during public comment: Terry Ullmann, 916 Belmar Place; Paul Anschutz, 221 North 6<sup>th</sup> Avenue.

The Mayor made his comments.

After the Mayor announced the statutory basis, Schlicht/Fett to 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: Purchase of property for public use. Roll call: All voted aye. Carried. The meeting moved to closed session at 8:28 p.m. The meeting adjourned at 8:41 p.m.

Respectfully submitted,

Stephanie L. Reinhardt  
City Clerk