

COMMON COUNCIL
June 15, 2010

A regular meeting of the Common Council was called to order at 8:25 p.m. by Mayor Birmingham. The Pledge of Allegiance was recited. Roll call: Wiegand, Vandertie, Lodl, Abeyta, Mann and Schlicht were present. Benzshawel was excused.

Wiegand/Vandertie to adopt agenda. Carried.

The Council reviewed the unfinished business list.

Abeyta/Schlicht to approve following bills: General Fund - \$151,819.74, Capital Fund - \$11,019.21, Cable TV - \$84.72, Tourism Fund - \$446.68 and Solid Waste Enterprise Fund - \$12,646.90 for a grand total of \$176,017.25. Roll call: All voted aye. Carried.

Wiegand/Abeyta to approve consent agenda:

- a. Approval of 6/1/10 regular Common Council minutes.
- b. Approval of the following minutes:
 - (1) Sturgeon Bay Utility Commission – 5/10/10
 - (2) Finance/Purchasing & Building Committee – 5/25/10
- c. Place following reports on file:
 - (1) Inspection Department Report – May 2010
 - (2) Street Department Report – May 2010
 - (3) Bank Reconciliation – May 2010
 - (4) Revenue & Expense Report – May 2010
- d. Consideration of: Approval of Beverage Operator licenses.
- e. Consideration of: Approval of Temporary Class B Beer and/or Class B Wine licensees.
- f. Consideration of: Approval of the following license: “Class B” Combination licenses, “Class B” Liquor Licenses (Wine Only), Class “B” Beer licenses, “Class A” Combination Licenses, Class “A” Beer licenses, “Class C” Wine Licenses, and Class B Combo License (300 seat licenses).
- g. Consideration of: Sidewalk Café Permit Application for Family Thyme Restaurant located at 136 North 3rd Avenue.

Carried.

Wiegand/Schlicht to confirm the following appointment:

FIRE & POLICE COMMISSION – 5 year term
Charles Brann

Carried.

Wiegand/Lodl to read and adopt the second reading of ordinance: Rezone property at 836 S. Duluth Avenue and 932 S. Duluth Avenue from General Commercial (C-1) to Mixed Commercial-Residential (C-5). Carried.

Lodl/Abeyta to read in title only for first reading of ordinance re: Creating Section 12.075 of the Municipal Code (Cross connection control & backflow). Carried.

Wiegand/Schlicht to read first reading of ordinance re: Amending Section 27.12(2) of Municipal Code – Temporary Signs and Creating Section 27.12(2)(c)8 of Municipal Code – Sign Code. Carried.

Lodl/Abeyta to read in title only for first reading the ordinance re: Repealing and Recreating Sections 9.08, 10.23, 12.05, 12.08, creating Chapter 34 of the Municipal Code – Regulation & Licensing of Animals. Carried.

RECOMMENDATION

We, the Finance/Purchasing & Building Committee, hereby recommend to accept the Schenck Business Solutions 2009 audit report and place it on file.

FINANCE/PURCHASING & BUILDING COMMITTEE

By: James Abeyta, Chr.

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

RECOMMENDATION

We, the Finance/Purchasing & Building Committee, hereby recommend to renew the Stone Harbor Marina operating agreement with Bay Marine for an additional one year term with the following change effective May 15, 2010 thru May 14, 2011:

10. Compensation/Consideration. Bay Marine shall pay the 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.

FINANCE/PURCHASING & BUILDING COMMITTEE

By: James Abeyta, Chr.

Introduced by Abeyta. Abeyta/Lodl to adopt. Carried.

RECOMMENDATION

We, the Finance/Purchasing & Building Committee, hereby recommend to use \$3,330.50 from the Municipal Services re-roof account #10-700-000-59015 to install backflow preventers in the buildings at Sawyer Park, Memorial Shelter and Boys Little League.

FINANCE/PURCHASING & BUILDING COMMITTEE

By: James Abeyta, Chr.

Introduced by Abeyta. Abeyta/Schlicht to adopt. Roll call: All voted aye. Carried.

RECOMMENDATION

We, the Board of Public Works, hereby recommend to approve the safe routes to school sidewalk plan originally proposed listed as follows:

Neenah Avenue from Willow Drive to S Hwy 42-57
S Lansing Avenue from Willow Drive to Green Bay Road
S 12th Avenue from Quincy Street to Memorial Drive
Rhode Island Street from 14th Avenue to west to end of sidewalk
Rhode Island Street from 15th Avenue to 16th Avenue
W Maple Street from Duluth Avenue to east to end of sidewalk

S Duluth Avenue from Maple Street to Maple Street
Larch Street from Lansing Avenue to 150' west to end of sidewalk

BOARD OF PUBLIC WORKS

By: Danny Wiegand, Chr.

Introduced by Wiegand. Wiegand/Schlicht to adopt. Roll call: Carried with Vandertie and Lodi voting no.

William Beller, 1627 Cove Road spoke during public comment.

The Mayor commented on the Annual Kids Fishing on June 20, 2010 and the first Harmony by the Bay concert in Martin Park on June 29, 2010.

Vandertie/Schlicht to adjourn. Carried. The meeting adjourned at 8:52 p.m.

Respectfully submitted,

Laurie Spittlemeister
Office/Accounting Assistant I