CITY OF STURGEON BAY COMMON COUNCIL AGENDA
TUESDAY, SEPTEMBER 2, 2014
12:00 p.m. NOON
COUNCIL CHAMBERS, CITY HALL – 421 MICHIGAN ST
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 – $74,442.10, Capital Fund - $506,526.48, Cable TV - $4,685.00, TID #2 - $6,293.40, TID #4 - $13,048.56 and Solid Waste Enterprise Fund - $48,226.91 for a grand total of $653,222.45.** [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 8/19/14 regular Common Council minutes.**

* b. **Approval of the following minutes:**

(1) **Sturgeon Bay Utilities – 7/8/14**
(2) **Finance/Purchasing & Building Committee – 8/12/14**
(3) **Community Protection & Services Committee – 8/14/14**
(4) **Parking & Traffic Committee – 8/18/14**

* c. **Consideration of: Approval of Beverage Operator license.**

* d. **Consideration of: Approval of Temporary Class B Beer license and Temporary Class B Wine license.**

* e. **Consideration of: Approval of request for exception to Noise Ordinance from The Lodge at Leathem Smith for September 27, 2014.**

* f. **Community Protection & Services Committee recommendation re: Approval of updates to Municipal Code 10.015 to conform with Act 71 prohibiting municipalities from banning hunting with a bow and arrow or crossbow within the community. (Hunting Prohibited.)**

* g. **Community Protection & Services Committee recommendation re: Amend Municipal Code 9.04 to restricted hunting with shotgun or muzzleloader. (Hunting Permit.)**

* h. **Community Protection & Services Committee recommendation re: Repeal and recreate Section 9.02 (Transient Merchants) of the Municipal Code.**

* i. **Finance/Purchasing & Building Committee recommendation re: Authorize contract amendments, identified as Change Order #1, in the amount of $16,800, and Change Order #2, in the amount of $20,625, with Dreamland Skateparks for park improvements.**

7. **Mayoral appointments.**

8. **First reading of ordinance repealing and recreating Section 9.04 (Hunting Permit) and 10.015 (Hunting Prohibited) of the Municipal Code.**

9. **First reading of ordinance repealing and recreating Section 9.02 (Transient Merchants) of the Municipal Code.**

10. **Consideration of: Handicap Parking on Madison Avenue.**

11. **Committee Chairperson Reports:**

    a. **City Plan Commission**
    b. **Finance/Purchasing & Building Committee**
    c. **Park & Recreation Committee**

12. **Public comment on non-agenda items.**

13. **Mayor's comments.**

14. **Adjourn.**

NOTE: DEVIATION FROM THE AGENDA ORDER SHOWN MAY OCCUR.

Posted:

Date: 8.29.14

Time: 12:00pm

By: VM

CITY OF STURGEON BAY

DEPARTMENT SUMMARY REPORT

INVOICES DUE ON/BEFORE 09/02/2014

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE	
GENERAL FUND					
GENERAL FUND					
LIABILITIES					
04590	DOOR COUNTY HUMANE SOCIETY	HUMANE SOC/ MARTIN PRK SEC REF	01-000-000-23162	50.00	
04696	DOOR COUNTY TREASURER	COUNTY/SUNSET PRK SEC REFND	01-000-000-23162	50.00	
06045	FELLNER SOIL SEPTIC	FELLNER/ REFND STRT OPEN DEPST	01-000-000-23160	356.40	
07901	DC HABITAT FOR HUMANITY	HABITAT/OTUMBA SEC REF	01-000-000-23162	50.00	
19880	STURGEON BAY UTILITIES	08/14 TAX SETTLE SPEC CHARGES	01-000-000-24340	18,149.47	
COUNTRY	CVF MAPLE LLC	COUNTRY/08-16-14 MARKET REIMB	01-000-000-21595	5.00	
MARINA	MARINA VIEW APARTMENTS, LLC	MARINA/ PUB HEARING SIGN REFND	01-000-000-23168	50.00	
R0000091	BAY SHIP RETIREES	BAYSHIP/SUNSET SEC REFND	01-000-000-23162	50.00	
R0000211	ST PETERS LUTHERAN CHURCH	ST PETERS/OTUMBA SEC REFUND	01-000-000-23162	50.00	
R0000271	KATHY KRAUSS	KRAUSS/OTUMBA SEC REFND	01-000-000-23162	50.00	
R0000328	JOHN RACKOW JR	RACKOW/OTUMBA SEC REFND	01-000-000-23162	50.00	
R0000472	JOSEPH FISCHER	FISCHER/OTUMBA PRK REFUND	01-000-000-23162	50.00	
R0000819	MARY WANKE	WANKE/OTUMBA SEC REF	01-000-000-23162	50.00	
R0000984	CHARLES BORDEAU	BORDEAU/8-16-14 MARKET REIMB	01-000-000-21595	36.00	
R0000984		BORDEAU/08/23/14 MARKET REIMB	01-000-000-21595	30.00	
R0000985	SULLYS THUMBS UP PRODUCE	SULLYS/08-16-14 MARKET REIMB	01-000-000-21595	76.00	
R0000985		SULLYS/08/23/14 MARKET REIMB	01-000-000-21595	16.00	
R0001001	RENARDS CHEESE	RENARDS/08-16-14 MARKET REIMB	01-000-000-21595	38.00	
R0001001		RENARDS/08/23/14 MAREKT REIMB	01-000-000-21595	25.00	
R0001119	NOU MOUA	MOUA/8-16-14 MARKET REIMB	01-000-000-21595	5.00	
R0001127	CLARIO FARMS	CLARIO/08-16-14 MARKET REIMB	01-000-000-21595	7.00	
R0001128	MALVITZ FARMS	MALVITZ/08-16-14 MARKET REIMB	01-000-000-21595	34.00	
R0001132	MAI YANG LE	MAI LEE 08/09/14 MRKET REIMB	01-000-000-21595	16.00	
R0001193	NAOMI ROWLEY	ROWLEY/SWYR PRK SEC REFUND	01-000-000-23162	50.00	
R0001203	DEREK OR GINA GRENFELL	GRENFELL/CHRRY BLSSM SEC REF	01-000-000-23162	50.00	
R0001204	KATHERINE HENZ	HENZ/SWYER PRK SEC REFND	01-000-000-23162	50.00	
R0001205	PENINSULA CHIROPRACTIC	PEN CHIRO/SWYR PRK SEC REFUND	01-000-000-23162	50.00	
R0001206	BILL KARAS	KARAS/SUNSET PRK SEC REFUND	01-000-000-23162	50.00	
R0001207	MELISSA KUGEL	KUGEL/SWYER PRK SEC REFUND	01-000-000-23162	50.00	
R0001208	STERLING LANDSCAPE,LLC	STERLING/SUNSET SEC REFUND	01-000-000-23162	50.00	
R0001209	NANCY ROBILLARD	ROBILLARD/SUNSET SEC REFUND	01-000-000-23162	50.00	
R0001210	MAE ROHDE	ROHDE/OTUMBA SEC REFUND	01-000-000-23162	50.00	
R0001211	RMR SERVICES C/O ANDY ROBERTS	RMR SVC/CHRRY BLSSM SEC REFND	01-000-000-23162	50.00	
R0001212	JONATHAN KRUSE	KRUSE/SAWYER SEC REFUND	01-000-000-23162	50.00	
R0001213	LAUREL BASTMAN	BASTMAN/SAWYER SEC REFND	01-000-000-23162	50.00	
R0001214	NOBERT LENIUS	LENIUS/CHERRY BLSSM SEC REFND	01-000-000-23162	50.00	
R0001215	LARRY ANDERSON	ANDERSON/SUNSET SEC REFND	01-000-000-23162	50.00	
R0001216	CARLA GUNNLAUGSSON	GUNNLAUGSSON/SUNSET SEC REFND	01-000-000-23162	50.00	
R0001217	ABIGAIL ANNOYE	ANNOYE/SUNSET SEC REFND	01-000-000-23162	50.00	
R0001218	KIMBERLY PAUL	PAUL/SAWYER SEC REFUND	01-000-000-23162	50.00	
R0001219	AMBER NOVOTNY	NOVOTNY/CHRRY BLSSM SEC REFND	01-000-000-23162	50.00	
R0001221	CLASS OF 1960	CLASS 1960/SAWYER SEC REFND	01-000-000-23162	50.00	
THORP	PAT THORP	THORP/08-16-14 MARKET REIMB	01-000-000-21595	30.00	
THORP		THORP/08/23/14 MARKET REIMB	01-000-000-21595	10.00	
			TOTAL LIABILITIES		20,283.87
CAPITAL PROJECTS					
01761	ASSOCIATED TRUST COMPANY	PAYNG AGENT FEE-GEN OB REF BND	01-000-913-70002	96.10	
			TOTAL CAPITAL PROJECTS		96.10
			TOTAL GENERAL FUND		20,379.97

LAW/LEGAL

INVOICES DUE ON/BEFORE 09/02/2014

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE	
GENERAL FUND					
16555	PINKERT LAW FIRM, LLP	JULY 14 TRAFFIC MATTERS	01-110-000-55010	1,096.00	
BAYREPOR	BAY REPORTING SERVICES, INC	DEPOSITIONS	01-110-000-55010	494.00	
			TOTAL		1,590.00
			TOTAL LAW/LEGAL		1,590.00
CITY CLERK-TREASURER					
03940	STEPHANIE REINHARDT	REINHARDT/MEAL & MILEAGE REIMB	01-115-000-55600	196.23	
10800	JP COOKE CO	2015 CAT TAGS	01-115-000-54999	43.00	
10800		SHIPPING	01-115-000-54999	9.11	
17700	QUILL CORPORATION	PARTITION FOLDERS	01-115-000-51950	100.78	
BUBRICKS	BUBRICK'S COMPLETE OFFICE, INC	AVERY LABELS	01-115-000-51950	11.28	
			TOTAL		360.40
			TOTAL CITY CLERK-TREASURER		360.40
CITY ASSESSOR					
22740	WAAO	TONG/ REG MEMBERSHIP RENEWAL	01-130-000-56000	50.00	
ASSO APP	ASSOCIATED APPRAISAL	09/02/14 CONTRACT	01-130-000-55010	1,245.83	
			TOTAL		1,295.83
			TOTAL CITY ASSESSOR		1,295.83
PUBLIC WORKS ADMINISTRATION					
03133	CELLCOM WISCONSIN RSA 10	0714 STREETS CELL SERVICE	01-150-000-58250	13.27	
03133		0714 BOB B CELL SERVICE	01-150-000-58250	48.82	
			TOTAL		62.09
			TOTAL PUBLIC WORKS ADMINISTRATION		62.09
ELECTIONS DEPARTMENT					
22800	WALMART COMMUNITY	COFFEE SUPPLIES	01-155-000-54999	37.23	
			TOTAL		37.23
			TOTAL ELECTIONS DEPARTMENT		37.23
CITY HALL					
04696	DOOR COUNTY TREASURER	JULY FUEL CHARGES	01-160-000-51650	600.00	
05500	ENERGY CONTROL AND DESIGN INC	1 COIL CLEANER	01-160-000-58999	36.20	
08225	HERLACHE SMALL ENGINE	OIL FILTERS	01-160-000-51400	10.50	
23730	WPS	421 MICHIGAN ST-CITY HALL	01-160-000-56600	805.20	

INVOICES DUE ON/BEFORE 09/02/2014

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE	
GENERAL FUND					
VIKING	VIKING ELECTRIC SUPPLY, INC	LIGHT BULBS	01-160-000-54999	21.65	
VIKING		WIRENUTS	01-160-000-54999	9.87	
			TOTAL		1,483.42
			TOTAL CITY HALL		1,483.42
GENERAL EXPENDITURES					
08167	GANNETT WISCONSIN NEWSPAPERS	ORDS AD	01-199-000-57450	29.46	
08167		PUB HRING CENTERPOINTE	01-199-000-57450	36.53	
08167		PUB HRING MARINA VIEW	01-199-000-57450	33.84	
08167		PUB HRING LINK	01-199-000-57450	33.84	
16590	PITNEY BOWES	2 INK CARTRIDGES	01-199-000-57250	122.38	
16590		POSTAGE METER REFILL	01-199-000-57250	4,000.00	
BUBRICKS	BUBRICK'S COMPLETE OFFICE, INC	8 CRTNS COPY PAPER	01-199-000-55650	212.00	
			TOTAL		4,468.05
			TOTAL GENERAL EXPENDITURES		4,468.05
POLICE DEPARTMENT					
08167	GANNETT WISCONSIN NEWSPAPERS	CLASSIFIED AD-POLICE OFFICER	01-200-000-51600	224.40	
22800	WALMART COMMUNITY	INDEX CARDS	01-200-000-51600	3.36	
US BANK	US BANK EQUIPMENT FINANCE	RICOH #19 OF 36	01-200-000-55650	181.00	
			TOTAL		408.76
			TOTAL POLICE DEPARTMENT		408.76
PATROL BOAT					
PATROL BOAT					
02206	BAY MARINE	FUEL CHARGE-PATROL BOAT	01-205-000-51650	570.50	
02206		PATROL BOAT FUEL	01-205-000-51650	356.41	
			TOTAL PATROL BOAT		926.91
			TOTAL PATROL BOAT		926.91
POLICE DEPARTMENT/PATROL					
02790	DAN BRINKMAN	BRINKMN/ MEALS EXEC LDRSHIP TN	01-215-000-55600	113.86	
04590	DOOR COUNTY HUMANE SOCIETY	2014 ANIMAL CONTROL	01-215-000-55100	9,317.00	
04696	DOOR COUNTY TREASURER	UNLEAD FUEL 1541.37 G @ 3.2830	01-215-000-51650	5,060.32	
04696		DSL FUEL 17.20G @ 3.6820	01-215-000-51650	63.33	
19880	STURGEON BAY UTILITIES	SUNSET PRK BT LAUNCH	01-215-000-56150	8.24	
19880		NAUTICAL DR CAMERA WWTP	01-215-000-56150	10.42	
22800	WALMART COMMUNITY	PET TAXI	01-215-000-55100	36.77	
22800		ASSTD SUPPLIES/EXPLORERS	01-215-000-54999	10.84	
HENRY	CLINT HENRY	HENRY/MEALS & LODGE FY2015 INS	01-215-000-55600	109.70	
MADISON	MADISON COLLEGE	OSBORNE/METH LAB RECOG TRNING	01-215-000-55600	29.67	

INVOICES DUE ON/BEFORE 09/02/2014

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE	
GENERAL FUND					
			TOTAL		14,760.15
			TOTAL POLICE DEPARTMENT/PATROL		14,760.15
POLICE DEPT. / INVESTIGATIONS					
02960	C & W AUTO	TOW AUTO POT PARK/#14-008087	01-225-000-57950	75.00	
			TOTAL		75.00
			TOTAL POLICE DEPT. / INVESTIGATIONS		75.00
FIRE DEPARTMENT					
03075	CARQUEST OF DOOR COUNTY	GREASE	01-250-000-54999	8.90	
04696	DOOR COUNTY TREASURER	JULY FUEL CHARGES	01-250-000-51650	1,636.86	
06012	FASTENAL COMPANY	HEX KEY	01-250-000-52700	0.23	
06400	FIVE ALARM FIRE SAFETY	FIRE BOOTS/WIEGAND	01-250-000-52900	219.99	
08167	GANNETT WISCONSIN NEWSPAPERS	PART TIME FIRE AD	01-250-000-55600	336.60	
12100	LAMPERT YARDS INC	6 SHEETS OF OSB	01-250-000-54999	59.34	
19880	STURGEON BAY UTILITIES	835 N 14TH AVESALT SHED	01-250-000-56675	5.20	
19880		DUCK POND	01-250-000-56675	5.20	
19880		SUNSET CNTR/NEW CONC	01-250-000-56675	42.00	
19880		FRANKE GRASSE MEM SHELTER	01-250-000-56675	13.00	
19880		OTUMBA PARK	01-250-000-56675	5.20	
19880		WEST SIDE WARMING HOUSE	01-250-000-56675	5.20	
19880		WEST SIDE FIRE STATION	01-250-000-56675	42.00	
19880		WEST SIDE FIRE STATION	01-250-000-56150	62.80	
19880		WEST SIDE FIRE STATION	01-250-000-58650	89.37	
19880		38 S NEENAH AVE PAVILLION	01-250-000-56675	5.20	
19880		38 S NEENAH AVE RESTROOM	01-250-000-56675	26.00	
19880		JAYCEES BALLFLD STAND	01-250-000-56675	13.00	
19880		MICH ST J C BALLFLD SPRNK	01-250-000-56675	42.00	
19880		WEST SIDE BALLFLD LITES	01-250-000-56675	5.20	
19880		916 N 14TH WARNING SIREN	01-250-000-56150	8.36	
19880		COVE RD/CANAL RD SIREN	01-250-000-56150	14.90	
19880		SUNSET PRK STAR PLANT	01-250-000-56675	42.00	
19880		835 N 14TH AVE SIGN SHED	01-250-000-56675	5.20	
19880		CHERRY BLOSSOM PRK	01-250-000-56675	13.00	
19880		CLAY BANKS SIREN	01-250-000-56150	15.51	
22800	WALMART COMMUNITY	TORCH	01-250-000-52700	14.97	
22800		OFFICE SUPPLIES	01-250-000-51950	19.38	
22800		SPOT LIGHT & BATTERIES	01-250-000-51350	55.88	
23730	WPS	656 S OXFORD WEST SIDE FIRE	01-250-000-56600	38.59	
ROSSMAN	ROSSMAN ENTERPRISES, LLC	PARTS -EXHAUST SYSTEM/EASTSIDE	01-250-000-51350	367.83	
WATERCAN	WATER CANNON,INC	FOAM EDUCTOR	01-250-000-51350	64.99	
			TOTAL		3,283.90
			TOTAL FIRE DEPARTMENT		3,283.90
STORM SEWERS					

INVOICES DUE ON/BEFORE 09/02/2014

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE	
GENERAL FUND					
03075	CARQUEST OF DOOR COUNTY	SPOTLIGHT	01-300-000-54999	18.99	
03075		REPLACEMENT 12 V PLUG	01-300-000-54999	4.39	
			TOTAL		23.38
			TOTAL STORM SEWERS		23.38
STREET SWEEPING					
03075	CARQUEST OF DOOR COUNTY	LIFT SUPPORT/SWEEPER	01-330-000-51400	43.66	
19880	STURGEON BAY UTILITIES	WATER FOR SWEEPER/JUNE	01-330-000-53050	26.26	
19880		WATER FOR SWEEPER/JULY	01-330-000-53050	25.58	
25700	ZARNOTH BRUSH WORKS INC	WATER FILTER/ #16 SWEEPER	01-330-000-51400	81.80	
25700		2 SETS GUTTER BROOMS/#16 SWEEP	01-330-000-51400	264.00	
25700		1 MAIN BROOM/ #16 SWEEP	01-330-000-51400	458.00	
25700		1 SIDE PLATE/ #16 SWEEPER	01-330-000-51400	366.00	
25700		2 LOWER PIVOTS/ #16 SWEEPER	01-330-000-51400	169.50	
			TOTAL		1,434.80
			TOTAL STREET SWEEPING		1,434.80
ROADWAYS/STREETS					
03075	CARQUEST OF DOOR COUNTY	BELT/TRACLESS	01-400-000-51400	22.99	
13841	MOTION INDUSTRIES, INC	BEARING	01-400-000-51400	121.34	
13841		1 BEARING	01-400-000-51400	121.17	
			TOTAL		265.50
			TOTAL ROADWAYS/STREETS		265.50
STREET SIGNS AND MARKINGS					
19275	SHERWIN WILLIAMS	2 CABLE CONTROLS/PAINT MACHNE	01-420-000-52100	52.60	
			TOTAL		52.60
			TOTAL STREET SIGNS AND MARKINGS		52.60
CURB/GUTTER/SIDEWALK					
10750	PREMIER CONCRETE INC	HWY 42/57 & SHILOH RD REPAIRS	01-440-000-51200	220.29	
12100	LAMPERT YARDS INC	FRAMING MATERIALS	01-440-000-54999	32.53	
			TOTAL		252.82
			TOTAL CURB/GUTTER/SIDEWALK		252.82
STREET MACHINERY					

INVOICES DUE ON/BEFORE 09/02/2014

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE	
GENERAL FUND					
03075	CARQUEST OF DOOR COUNTY	BARRACADE HOSE/UNIT 30	01-450-000-52150	4.68	
03075		RACHETS	01-450-000-52700	36.46	
04696	DOOR COUNTY TREASURER	480.45 G UNLD @ 3.283/GAL	01-450-000-51650	1,577.32	
04696		940.21G DSL @ 3.682/GAL	01-450-000-51650	3,461.85	
06012	FASTENAL COMPANY	20 3/4" NYLON LOCK NUTS	01-450-000-53000	8.44	
06012		4 MARKERS	01-450-000-53000	4.50	
06012		4 PHILLIPS BITS	01-450-000-53000	0.45	
06012		1 LONG PHILLIPS BIT	01-450-000-53000	0.38	
APPLY MS	APPLIED MSS	PKG HAIRPIN CLIPS	01-450-000-53000	5.51	
QUALITY	QUALITY TRUCK CARE CENTER INC	AIR LINE HOSE/#30	01-450-000-53000	86.86	
QUALITY		CLAMPS,MUFFLR ADPTR PIPES/#6	01-450-000-53000	346.42	
VIKING	VIKING ELECTRIC SUPPLY, INC	50FT 4 WIRE CORD	01-450-000-53000	29.01	
VIKING		50 FT 3 WIRE CORD	01-450-000-53000	32.79	
			TOTAL		5,594.67
			TOTAL STREET MACHINERY		5,594.67
CITY GARAGE					
03075	CARQUEST OF DOOR COUNTY	ANGLE GRINDER	01-460-000-52700	69.99	
06012	FASTENAL COMPANY	CHISEL HOLDER	01-460-000-52700	16.99	
19880	STURGEON BAY UTILITIES	835 N 14TH AVESALT SHED	01-460-000-56150	8.24	
19959	SUPERIOR CHEMICAL CORP	CASE RUGGED CLEANER	01-460-000-54999	108.84	
23730	WPS	835 N 14TH AVE CITY GARAGE	01-460-000-56600	46.35	
AHERN	JF AHERN CO.	ANNL EXTINGSHR INSPECT/STREET	01-460-000-58999	1,032.80	
O'REILLY	O'REILLY AUTO PARTS	BATT CHARGR & NITRILE GLOVES	01-460-000-52700	110.00	
O'REILLY		BATT CHARGR & NITRILE GLOVES	01-460-000-54999	35.56	
O'REILLY		TIE DOWN	01-460-000-54999	29.99	
VIKING	VIKING ELECTRIC SUPPLY, INC	SHOP LITE REPAIR PARTS	01-460-000-54999	18.32	
			TOTAL		1,477.08
			TOTAL CITY GARAGE		1,477.08
CELEBRATION & ENTERTAINMENT					
12100	LAMPERT YARDS INC	FLAG DOWELS	01-480-000-51550	94.50	
			TOTAL		94.50
			TOTAL CELEBRATION & ENTERTAINMENT		94.50
HIGHWAYS - GENERAL					
19880	STURGEON BAY UTILITIES	3 TRFC WARNING LITES	01-499-000-58000	8.25	
19968	LOUIS SURFUS	SURFAS/SAFETY GLASS REIMB	01-499-000-56800	100.00	
			TOTAL		108.25
			TOTAL HIGHWAYS - GENERAL		108.25

INVOICES DUE ON/BEFORE 09/02/2014

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE	
GENERAL FUND					
PARK & RECREATION ADMIN					
03133	CELLCOM WISCONSIN RSA 10	0714 BOB B CELL SERVICE	01-500-000-58250	48.82	
03133		0714 SWYR DCK CELL SERVICE	01-500-000-58250	14.11	
03133		0714 CELL SERVICE	01-500-000-58250	13.12	
22800	WALMART COMMUNITY	FIELD TRIP SUPPLIES	01-500-000-51250	36.40	
22800		COMPUTER INK	01-500-000-51950	59.96	
BUBRICKS	BUBRICK'S COMPLETE OFFICE, INC	ASSTD OFFICE SUPPLIES	01-500-000-51950	117.82	
FIRST	FIRST NATIONAL BANK OF OMAHA	FLD TRIP 24 KIDS/2 ADULTS	01-500-000-52250	90.00	
FIRST		FLD TRIP 24 KIDS @ 25 EA	01-500-000-52250	600.00	
FIRST		PERFECT GAME MOVIE	01-500-000-52250	400.00	
FIRST		PERFECT GAME SHIPPING	01-500-000-52250	24.00	
FIRST		DESPICABLE ME MOVIE	01-500-000-52250	400.00	
FIRST		DESPICABLE ME SHIPPING	01-500-000-52250	24.00	
			TOTAL		1,828.23
			TOTAL PARK & RECREATION ADMIN		1,828.23
PARKS AND PLAYGROUNDS					
02480	BONNIE BROOKE GARDENS LLC	3 GOLDFLAME SPIREA/8TH AVE	01-510-000-51750	72.76	
03075	CARQUEST OF DOOR COUNTY	INTERIOR DOOR HANDLE	01-510-000-53000	14.61	
04545	DOOR COUNTY COOPERATIVE	NUT/WASHER-CINK REPR CHRRY BLM	01-510-000-54999	2.51	
04545		SUPPLIES/SINK REPAIR CHRRY BLM	01-510-000-54999	16.88	
04545		WASP SPRAY	01-510-000-51750	5.84	
04545		WEED KILLER	01-510-000-51750	123.75	
04545		GRASS SEED/MEM DR	01-510-000-54999	256.50	
04696	DOOR COUNTY TREASURER	JULY FUEL CHARGES	01-510-000-51650	3,200.00	
12100	LAMPERT YARDS INC	CREDIT RETURN 2 TREATED 5/4X6	01-510-000-51800	-11.78	
14000	NAPA AUTO PARTS	STRUT BOOTS FOR TIRE SWING	01-510-000-51760	13.58	
19275	SHERWIN WILLIAMS	BURGANDY PAINT	01-510-000-51760	53.19	
19880	STURGEON BAY UTILITIES	SUNSET CNTR/NEW CONC	01-510-000-56150	253.64	
19880		SUNSET CNTR/NEW CONC	01-510-000-58650	96.76	
19880		FRANKE GRASSE MEM SHELTER	01-510-000-56150	94.74	
19880		FRANKE GRASSE MEM SHELTER	01-510-000-58650	24.28	
19880		OTUMBA PARK	01-510-000-56150	53.10	
19880		OTUMBA PARK	01-510-000-58650	35.90	
19880		WEST SIDE WARMING HOUSE	01-510-000-56150	450.14	
19880		WEST SIDE WARMING HOUSE	01-510-000-58650	89.58	
19880		JAYCEES BALLFLD STAND	01-510-000-56150	31.27	
19880		JAYCEES BALLFLD STAND	01-510-000-58650	37.13	
19880		OTUMBA PRK WALKWAY LITES	01-510-000-56150	30.91	
19880		OTUMBA PK/STREET LTG	01-510-000-56150	155.57	
19880		FLORIDA ST/SUNSET PRK	01-510-000-56150	16.00	
19880		835 N 14TH AVE SIGN SHED	01-510-000-56150	28.01	
19880		835 N 14TH AVE SIGN SHED	01-510-000-58650	22.30	
19880		CHERRY BLOSSOM PRK	01-510-000-56150	27.16	
19880		CHERRY BLOSSOM PRK	01-510-000-58650	39.40	
22800	WALMART COMMUNITY	VOLLEYBALLS & LIGHT BULBS	01-510-000-54999	27.68	
22800		MOWER OIL	01-510-000-51900	16.44	
22800		WASP SPRAY	01-510-000-51850	30.57	
23730	WPS	335 S 14TH AVE MEM FLD	01-510-000-56600	28.60	
			TOTAL		5,337.02
			TOTAL PARKS AND PLAYGROUNDS		5,337.02

INVOICES DUE ON/BEFORE 09/02/2014

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE	
GENERAL FUND					
BALLFIELDS					
20900	TRU GREEN CHEMLAWN	CHEMCL WEED-FEED/BALLFLDS	01-520-000-56500	288.00	
			TOTAL		288.00
			TOTAL BALLFIELDS		288.00
MUNICIPAL DOCKS					
19880	STURGEON BAY UTILITIES	36 S NEENAH PKG LOT LTS	01-550-000-56150	286.24	
19880		38 S NEENAH AVE PAVILLION	01-550-000-56150	250.93	
19880		38 S NEENAH AVE PAVILLION	01-550-000-58650	19.27	
19880		38 S NEENAH AVE RESTROOM	01-550-000-56150	209.44	
19880		38 S NEENAH AVE RESTROOM	01-550-000-58650	1,068.55	
23730	WPS	36 S NEENAH AVE RESTROOM	01-550-000-56600	45.89	
WARNER	WARNER-WEXEL WHOLESALE &	ASST CLEANING SUPPLIES	01-550-000-51850	89.60	
WARNER		ASSTD CLEANING SUPPLIES	01-550-000-51850	76.23	
			TOTAL		2,046.15
			TOTAL MUNICIPAL DOCKS		2,046.15
WATER WEED MANAGEMENT					
01675	AQUARIUS SYSTEMS	HANDLE BRACKET	01-560-000-51400	48.72	
01675		SHIPPING	01-560-000-51400	9.07	
02206	BAY MARINE	2 CYCLE OIL	01-560-000-52050	34.50	
02206		REMOVE FAST TRANSPORT	01-560-000-58999	181.50	
02960	C & W AUTO	DRIVERS SIDE WINDOW/P6	01-560-000-51400	100.00	
03075	CARQUEST OF DOOR COUNTY	TRAY ROUND 6	01-560-000-51400	5.69	
03075		ASSTD TRAILER LIGHTS	01-560-000-51400	32.42	
03075		FUEL FILTER/ WEED HARVEST	01-560-000-51400	2.50	
04545	DOOR COUNTY COOPERATIVE	NUTS & BOLTS/WATER WEEDS	01-560-000-51400	1.75	
04696	DOOR COUNTY TREASURER	JULY FUEL CHARGES	01-560-000-51650	1,393.07	
DEGREEF	GARY DEGREEF	DEGREEF/ MEAL EXPNSE REIMB	01-560-000-54999	21.56	
FIRST	FIRST NATIONAL BANK OF OMAHA	OUT OF TOWN FUEL	01-560-000-51650	100.00	
QUALITY	QUALITY TRUCK CARE CENTER INC	TRAILR REPR FOR WEED HARVESTR	01-560-000-51400	1,269.18	
R0000655	TRANSMOTION, LLC	2 ELBOWS/HARVSTR	01-560-000-51400	11.66	
			TOTAL		3,211.62
			TOTAL WATER WEED MANAGEMENT		3,211.62
WATERFRONT PARKS & WALKWAYS					
08225	HERLACHE SMALL ENGINE	WALBRO CARB	01-570-000-54999	50.11	
19880	STURGEON BAY UTILITIES	DC MUSEUM WALKWAY LIGHTS	01-570-000-56150	24.12	
19880		DC MUSEUM PKG LOT LIGHTS	01-570-000-56150	120.64	
VIKING	VIKING ELECTRIC SUPPLY, INC	PRKING STRUCTRE REPAIR PARTS	01-570-000-54999	4.09	
			TOTAL		198.96
			TOTAL WATERFRONT PARKS & WALKWAYS		198.96

INVOICES DUE ON/BEFORE 09/02/2014

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE	
GENERAL FUND					
EMPLOYEE BENEFITS					
03780	COUNSELING ASSOCIATES OF DC	AUGUST EAP INSTALLMENT	01-600-000-56553	150.83	
			TOTAL		150.83
			TOTAL EMPLOYEE BENEFITS		150.83
			TOTAL GENERAL FUND		71,496.12
CAPITAL FUND					
FIRE DEPARTMENT					
EXPENSE					
R0000791	SEAL-TEC SEAL COATING	SEAL COAT WESTSIDE FIRE DRIVE	10-250-000-59015	725.00	
			TOTAL EXPENSE		725.00
			TOTAL FIRE DEPARTMENT		725.00
ROADWAYS/STREETS					
ANNUAL RESURFACING & BASE REP.					
DEGROOT	DE GROOT, INC	PAY REQUEST 4 MARKET SQUARE	10-400-110-59095	9,563.59	
PETERS	PETERS CONCRETE CO	PAY REQ #4 14TH AVE	10-400-110-59095	179,645.06	
			TOTAL ANNUAL RESURFACING & BASE REP.		189,208.65
			TOTAL ROADWAYS/STREETS		189,208.65
CURB/GUTTER/SIDEWALK					
EXPENSE					
PETERS	PETERS CONCRETE CO	PAY REQ #4 14TH AVE	10-440-000-59102	107,187.83	
			TOTAL EXPENSE		107,187.83
			TOTAL CURB/GUTTER/SIDEWALK		107,187.83
PARKS AND PLAYGROUNDS					
EXPENSE					
DEGROOT	DE GROOT, INC	PAY REQUEST 4 MARKET SQUARE	10-510-000-59999	209,405.00	
			TOTAL EXPENSE		209,405.00
			TOTAL PARKS AND PLAYGROUNDS		209,405.00
			TOTAL CAPITAL FUND		506,526.48
CABLE TV					
CABLE TV / GENERAL					
CABLE TV / GENERAL					
MANN	MANN COMMUNICATIONS, LLC	09/02/14 CONTRACT	21-000-000-55015	4,685.00	
			TOTAL CABLE TV / GENERAL		4,685.00
			TOTAL CABLE TV / GENERAL		4,685.00
			TOTAL CABLE TV		4,685.00

INVOICES DUE ON/BEFORE 09/02/2014

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE	
TID #2 DISTRICT					
TID DISTRICT #2					
16725	ESP PRODUCTS, INC	2ND INSTLL STNE HRBR DOCK REPR	25-320-000-59015	6,026.50	
			TOTAL		6,026.50
T2 SERIES 2006A					
01761	ASSOCIATED TRUST COMPANY	PAYNG AGENT FEE-GEN OB REF BND	25-320-933-70002	266.90	
			TOTAL T2 SERIES 2006A		266.90
			TOTAL TID DISTRICT #2		6,293.40
			TOTAL TID #2 DISTRICT		6,293.40
TID #4 DISTRICT					
TID #4 DISTRICT					
AYRES	AYRES ASSOCIATES, INC	SERVICES THRU 7/26/14	28-340-000-59130	13,048.56	
			TOTAL		13,048.56
			TOTAL TID #4 DISTRICT		13,048.56
			TOTAL TID #4 DISTRICT		13,048.56
SOLID WASTE ENTERPRISE					
SOLID WASTE ENTERPRISE FUND					
SOLID WASTE ENTERPRISE FUND					
04603	HALRON LUBRICANTS INC	CASE CENTAUR GREASE	60-000-000-52050	31.05	
04696	DOOR COUNTY TREASURER	1065.94 G DSL@ 3.682/GAL	60-000-000-51650	3,924.79	
FLEETPRI	FLEETPRIDE	TRACTOR BAR & SPRING	60-000-000-53000	18.43	
			TOTAL SOLID WASTE ENTERPRISE FUND		3,974.27
REFUSE EQUIPMENT (2)					
02220	BAYLAKE BANK	09/14 REFUSE TRUCK PYMNT	60-000-922-70000	40,354.40	
02220		09/14 REFUSE TRUCK PYMNT	60-000-922-70001	3,898.24	
			TOTAL REFUSE EQUIPMENT (2)		44,252.64
			TOTAL SOLID WASTE ENTERPRISE FUND		48,226.91
			TOTAL SOLID WASTE ENTERPRISE		48,226.91
			TOTAL ALL FUNDS		650,276.47

MANUAL CHECKS

SOUTHERN DOOR SCHOOL 08/20/14 Check #75503 Mobile Home Tax Payment 01-000-000-41300	$226.81
STURGEON BAY SCHOOLS 08/20/14 Check #75504 Mobile Home Tax Payment 01-000-000-41300	$2,719.17
TOTAL MANUAL CHECKS	**$2,945.98**

INVOICES DUE ON/BEFORE 09/02/2014

VENDOR #	NAME	ITEM DESCRIPTION	ACCOUNT #	AMOUNT DUE

SUMMARY OF FUNDS:

GENERAL FUND	71,496.12	74,442.10
CAPITAL FUND	506,526.48	
CABLE TV	4,685.00	
TID #2 DISTRICT	6,293.40	
TID #4 DISTRICT	13,048.56	
SOLID WASTE ENTERPRISE	48,226.91	
TOTAL --- ALL FUNDS	650,276.47	653,222.45

Nancy B. Wiegel 8/26/14
Stewart Bill 8/26/14
R Schlicht Jr 8/26/14

6a.

COMMON COUNCIL
August 19, 2014

A regular meeting of the Common Council was called to order at 12:00 p.m. by Mayor Birmingham. The Pledge of Allegiance was recited. Roll call: Wiegand, Vandertie, Wiesner, Stults, Fett and Schlicht were present. Ireland was excused.

Wiesner/Schlicht to adopt agenda. Carried.

Fett/Stults to approve following bills: General Fund - $171,419.65, Capital Fund - $6,556.54, Cable TV - $3,058.01, TID #2 - $4,765.89, TID #4 - $6,296.20, and Solid Waste Enterprise Fund - $17,074.45 for a grand total of $209,170.74. Roll call: All voted aye. Carried.

Schlicht/Fett to approve consent agenda:

a. Approval of 8/5/14 regular Common Council minutes.
b. Approval of the following minutes:
   (1) Zoning Board of Appeals – 7/28/14
   (2) Finance/Purchasing & Building Committee – 7/29/14
   (3) City Plan Commission – 7/30/14
c. Place the following reports on file:
   (1) Fire Department Report – June 2014
   (2) Fire Department Report – July 2014
   (3) Inspection Department Report – July 2014
   (4) Police Department Report – July 2014
   (5) Bank Reconciliation – July 2014
   (6) Revenue & Expense Report – July 2014
d. Consideration of: Approval of Beverage Operator licenses.
e. Consideration of: Approval of Temporary Class B Beer license.
f. Consideration of: Approval of Street Closure Application for Pioneer Fire Co. for 9-11 Memorial 5K, 10K Fun Run.
g. Finance/Purchasing & Building Committee recommendation re: Approve request from Pro-Products Inc. for the option to purchase the property adjoining their lot at the corner of Jib Street and South Neenah Avenue in the Industrial Park, parcel #281-72-182726006 with parameters.

Carried.

There were no mayoral appointments.

A resolution awarding the Sale of Approximately $1,305,000 General Obligation Refunding Bonds was presented. Brad Viegut, Managing Director from Baird, presented the bids.
Wiegand/Vandertie to adopt the resolution. Carried.

RECOMMENDATION

We, the Finance/Purchasing & Building Committee, hereby recommend that the City accept the bid from Portside Builders in the amount of $62,514 for the construction of the Martin Park restrooms.

FINANCE/PURCHASING & BUILDING COMMITTEE
By: Stewart Fett, Chr.

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

RECOMMENDATION

We, the Finance/Purchasing & Building Committee, hereby recommend to approve the Door Kewaunee Business Education Partnership request to waive the City portion of the building permit fees in the amount of ~~$214.18~~ $514.18 for their High School home construction project.

FINANCE/PURCHASING & BUILDING COMMITTEE
By: Stewart Fett, Chr.

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

Personnel Committee Chair Vandertie, Parking & Traffic Committee Chair Schlicht, Community Protection & Services Committee Chair Wiesner and Sturgeon Bay Utility Commission member Fett presented reports for their respective committees/commissions.

No one spoke during public comment.

The Mayor made did not have any comments

Schlicht/Wiesner to adjourn. Carried. The meeting adjourned at 12:19 p.m.

Respectfully submitted,

Stephanie L. Reinhardt

Stephanie L. Reinhardt
City Clerk/Human Resources Director

STURGEON BAY UTILITIES
Regular Meeting
July 8th, 2014

President Stewart Fett called the regular meeting of the Utilities Commission to order at 12:00 p.m. at the Sturgeon Bay Utilities office. Roll call: President Stewart Fett, Vice-President Gary DeNamur, Mayor Thad Birmingham and Commissioners Cindy Weber and Robert Schlicht were present. Also present were General Manager James Stawicki, Operations Manager Cliff White, Electric Supervisor Jason Bieri and Recording Secretary Laurie Bauldry.

Schlicht/DeNamur to adopt the agenda (complete copy on file at the Utility office). Motion carried.

DeNamur/Birmingham to approve the minutes of the regular meeting held on June 10th, 2014. Motion carried.

The Commission proceeded to review the bills for May in the amount of $2,133,483.55. Fett/Schlicht to approve payment of the bills. Motion carried.

The April 2014 financials were presented. Operations Manager White discussed unaccounted for water, the main repairs on Michigan Street that were discovered through the leak loss survey and water sales. Water being pumped is at the average but sales are the lowest they have been in several years. Our AMI metering will give us a better real time comparison. Schlicht/Weber to accept the financials. Motion carried.

General Manager Stawicki reported on the current investments and their allocations. No formal action was taken.

General Manager Stawicki presented the third call for voluntary additional capital contributions of $12,182.00 for ATC. Weber/DeNamur to approve the voluntary capital call. Motion carried.

The operations report was presented by Operations Manager White. A progress report was given on the AMI project. Fett/Schlicht to accept the Operations Report for June. Motion carried.

Next were Council member's updates on issues. President Fett asked about the progress on the lighting for Market Square.

The next item of business was the General Manager's report.

a) Adjustments for the month
   General Manager Stawicki explained the reasoning for different types of adjustments
b) Update on projects
   1. Office hours – Effective August 4th, 2014 our lobby hours will be changing to Mondays from 8:00 to 5:00, Tuesday through Thursday 8:00 to 4:00 and Friday 8:00 to 3:30.
   2. New employee – Christine Coulthurst was introduced.

Mayor Birmingham was excused at 12:27.

General Manager Stawicki discussed a WPPI Pilot program for community solar gardens. WPPI is looking for two communities to put in a 100 KW solar garden somewhere in their territory. Customers would then purchase a panel and receive a credit for the energy that their panel produces. The Commissioners viewed this project favorably.

Schlicht/Weber to adjourn. Motion carried. The meeting adjourned at 12:47 p.m.

_____
Robert Schlicht
Secretary

Approved for publication:

_____
Stewart Fett
President

Date: _____

_____
James Stawicki
General Manager

Date: _____

 6b2.

FINANCE/PURCHASING & BUILDING COMMITTEE
August 12, 2014

A meeting of the Finance/Purchasing & Building Committee was called to order at 4:00 p.m. by Alderperson Fett in the Council Chambers, City Hall. Roll call: Alderpersons Fett and Wiegand were present. Alderperson Schlicht was excused. Also present: Finance Director/City Treasurer Clarizio, Municipal Services Director Bordeau, Door Kewaunee Business & Education Partnership Manager Tara LeClair and Receptionist Metzer.

A motion was made by Alderperson Wiegand, seconded by Alderperson Fett to adopt the following agenda:

1. Roll call.
2. Adoption of agenda.
3. Consideration of: Request from DKBEP High School Home Construction to Waive Building Permit Fees.
4. Consideration of: Martin Park Restrooms.
5. Review of Unfinished Business.
6. Review bills.
7. Adjourn.

Carried.

Consideration of: Request from DKBEP High School Home Construction Program to Waive Building Permit Fees.
Tara LeClair, Manager of the Door Kewaunee Business & Education Partnership, explained that since the High School Home Construction program was created in 2007 the City has waived their portion of the permit fees for the three other home construction projects built within the city limits. She stated that they will be starting construction of their eighth home, a 1550 square foot ranch style, located in Sunset Hill subdivision. Currently eight students from Door County High Schools will participate in the construction of the home. Finance Director/City Treasurer Clarizio stated the City portion of the permit fees are fifteen percent and eighty five percent is paid to Independent Inspections.

Moved by Alderperson Wiegand, seconded by Alderperson Fett to recommend to Common Council to approve the Door Kewaunee Business & Education Partnership request to waive the City portion of the building permit fees in the amount of $214.18 for their High School home construction project.
Carried.

Consideration of: Martin Park Restrooms.
Municipal Services Director Bordeau explained that both bids received for the Martin Park restrooms were over the budgeted amount of $50,000. The bids received were from Van's Lumber in the amount of $71,986 and Portside Builders in the amount of $62,514. Finance Director/City Treasurer Clarizio further explained that the City originally expected to borrow $37,500 with the additional $12,500 coming from grant revenue. The City received another grant source which will cover the project overage and reduce the amount the City intends to borrow to $33,810.36.

Moved by Alderperson Fett, seconded by Alderperson Wiegand to recommend to Common Council that the City accept the bid from Portside Builders in the amount of $62,514 for the construction of the Martin Park restrooms.

There were no items for review on the unfinished business list.

Review bills
Moved by Alderperson Wiegand, seconded by Alderperson Fett to approve the bills as presented and forward to the Common Council for payment. Carried.

Moved by Alderperson Fett, seconded by Alderperson Wiegand to adjourn. Carried. The meeting adjourned at 4:15pm.

Respectfully submitted,

Tricia Metzer

6b3.

COMMUNITY PROTECTION & SERVICES COMMITTEE
August 14, 2014

A meeting of the Community Protection & Services Committee was called to order at 5:00 p.m. by Chairperson Wiesner in Council Chambers, City Hall. **Roll Call:** Members Mr. Wiesner, Mr. Ireland and Mr. Stults were present. Also present were Steve McNeil, Stephanie Reinhardt from Sturgeon Bay City Hall; Chief Arleigh Porter and Captain Dan Brinkman from Sturgeon Bay Police Department; City Attorney Randall Nesbitt; and members of the general public.

Moved by Mr. Ireland, seconded by Mr. Stults to adopt the following agenda:

1. Roll call.
2. Adoption of agenda.
3. Consideration of: City of Sturgeon Bay Ordinance 9.04 Hunting Permit
4. Consideration of: City of Sturgeon Bay Ordinance 10.015 Hunting Within City Limits
5. Consideration of: City of Sturgeon Bay Ordinance 9.02 Direct Sellers, Peddlers, Transient Merchants
6. Discussion of: City of Sturgeon Bay Ordinance 9.01 Intoxicating liquors and fermented malt beverages
7. Consideration of: Available Combination Class B Beer & Liquor License in the City of Sturgeon Bay
8. Adjourn

Carried.

City of Sturgeon Bay Ordinance 9.04 Hunting Permit

Captain Brinkman is asking to change City ordinance 9.042(d) from: *restricted to hunting with shot gun or bow only*, to: *restricted to hunting with shotgun or muzzleloader.* Wisconsin Act 71 prohibits municipalities from banning hunting with a bow and arrow or crossbow within the community. Therefore, Municipal Code 9.04 needs updating.

Moved by Mr. Stults, seconded by Mr. Ireland that a recommendation to City Council to change Municipal Code 9.02(2)(d): Restricted to hunting with shotgun or muzzleloader. All ayes. Carried.

City of Sturgeon Bay Ordinance 10.015 Hunting Within City Limits

Captain Brinkman explained in December 2013, Wisconsin Act 71 prohibited municipalities from banning hunting with a bow and arrow or crossbow within the community. Municipalities did retain limited ability to regulate bow hunting by (1) prohibiting a person to hunt within a specified distance from a building used for human occupancy, and (2) requires a person who hunts with a bow to discharge the arrow toward the ground, such as from a tree stand. Captain Brinkman asked that the City adopt Municipal Code 10.015 to conform with Act 71.

Moved by Mr. Stults, seconded by Mr. Ireland that a recommendation to City Council to adopt updated Municipal Code 10.015. All ayes. Carried.

City of Sturgeon Bay Ordinance 9.02 Direct Sellers, Peddlers, Transient Merchants
City Clerk Stephanie Reinhardt reported on research she conducted and found that no other municipality matched the uniqueness of Sturgeon Bay merchants. Stephanie explained a transient merchant fee is paid to the City monthly; plus a one-time fee paid for background checks on each merchant. It was suggested to the Committee that a seasonal fee be established for merchants who do not want to file transient merchant paperwork each month, but do not want a year-round permit.

John Brasch, 50 D. 3rd Avenue spoke with a concern on how temporary business set up; he wanted to know who controlled that. Ms. Reinhardt informed the committee in the application process the merchant lists what their business plan is, along with a letter of permission from the property owner to sell on their land as merchants cannot sell on City property. Attorney Nesbitt stated all rules regulated by the Health Department are enforced; checks are done.

Mr. Ireland suggested set fees assigned from 2-6 months. Mr. Stults agreed to developing seasonal merchant fee. Attorney Nesbitt suggested looking at the three different types of venders the ordinance would regulate; food vendors, farmer's market vendors, and the door-to-door type vendors. He stated that once a seasonal permit is agreed upon, the change could take place upon publication of the ordinance. In this case, it would be publicized after the season, and would more than likely take effect next year. Ms. Reinhardt suggested the committee decide on adopting a seasonal merchant permit and determine the length of each; the fee does not need to be included at this time as it is set by resolution.

> *Moved by Mr. Ireland, seconded by Mr. Stults do hereby recommend the Common Council to repeal and recreate Section 9.02 (Transient Merchant) of the Municipal Code as follows:*
>
> ***9.02(2)(h) Seasonal Merchant – Any individual, partnership, corporation, or limited liability company who engages in the retail sale of merchandise at any place, other than house to house is in this City seasonally, and who does not intend to become a permanent merchant in the City of Sturgeon Bay.***
>
> *9.02(4)(c) At the time the transient merchant* ***or seasonal merchant*** *registration is returned, an amount set by the Common Council for the investigation fee shall be paid to the City Clerk.* ***Each employee of the seasonal merchant must register with the City Clerk's Office and pay the investigation fee one time during the seasonal merchant permit period.*** *At the time the direct seller or peddler registration is returned, an amount set by the Common Council for the investigation fee shall be paid to the City Clerk to cover the cost of processing the registration.*
>
> *9.02(4)(f) Upon payment of fee and signing of the application, the clerk shall register the applicant as Seasonal Merchant. The registration shall be valid* ***for the selected number of days*** *from date of entry, if approved after investigation. All ayes. Carried.*

A follow-up resolution regarding the cost of background checks and permit fees regarding the seasonal permit will be discussed and recommended next month.

City of Sturgeon Bay Ordinance 9.01 Intoxicating Liquors and Fermented Malt Beverages
Attorney Nesbitt disagrees with the provision of non-use of a license; the City does not have an ordinance that clarifies the non-use of a license. DePere does not hold a liquor license for anyone, they have strict control and will re-issue a license as they want; they do not hold the license for any premise to keep them from being tied-up. Attorney Nesbitt suggested the best way to handle an available

licenses/renewal process is if a business closes the new owner of the property can apply for the license; the surrendered license can be held by the Clerk until the new owner applies. In the case of the Neighborhood Pub license it did not hold value to the sale of the building/property, so the applicants shall be selected by "lot" to see who will obtain the available license.

Attorney Nesbitt has never seen a selection procedure used with a liquor license transfer, as the City has not been in this dilemma. He suggests the Committee make a proposal on how to choose or not choose to issue a liquor license. He will supply the language at the next meeting to be used for reference. Attorney Nesbitt stated it would be nice to define the selection process; whether it will be a discretionary council selection or a lottery. Since there is not an ordinance outlining the selection process, one should be created for future developments involving distribution of liquor licenses. Mr. McNeil agreed, and stated that if the City experiences growth and more licenses are provided, an ordinance should be in place as to how they are disseminated.

It was decided by the Committee to bring back the discussion of City of Sturgeon Bay ordinance 9.01 at the next meeting after staff has a chance to examine how the process is going to develop.

Available Combination Class B Beer & Liquor License

The Committee has to decide if at this time to follow the current ordinance, as it stands, or re-write it with changes that clarify how to handle available licenses and how they are given out. The issue is to define the term "lot" in the current ordinance; set a definition outlining what is the precise meaning. Legal opinion is the wait until the changes to the ordinance are in place and published before releasing the unused liquor license. City Attorney Nesbitt will return next meeting with recommendations on the verbiage to use.

> *Moved by Mr. Ireland, seconded by Mr. Stults to bring back this topic on the agenda for next month's meeting of the Community Protection Services Committee. All ayes. Carried.*

John Brasch, 50 D. 3rd Avenue spoke asking how does one need to get a license if they own the building, not just the business; and when there can be a discussion about this? Mr. Brasch stated that the committee should vote to issue him the available license because he was the only person who had applied. He stated that he would be turning this over to his attorney for action. Discussion was ended.

> *Moved by Mr. Stults, seconded by Mr. Ireland to adjourn the meeting of the Community Protection Services Committee. All ayes. Carried. The meeting was adjourned at 6:07 p.m.*

Respectfully submitted,

Sarah Spude-Olson
Police Department
Administrative Office Manager

PARKING & TRAFFIC COMMITTEE

6b4.

August 18, 2014

A meeting of the Parking & Traffic Committee was called to order at 3:30 p.m. by Chairperson Schlicht in Council Chambers, City Hall, 421 Michigan Street.

Members Bob Schlicht, Ron Vandertie and Ed Ireland were present. Also present: City Administrator Steve McNeil, Police Chief Arleigh Porter, City Engineer Tony Depies, and Municipal Services Secretary Colleen DeGrave.

Moved by Ald. Vandertie, seconded by Ald. Ireland to adopt the following agenda:

1. **Roll call.**
2. **Adoption of agenda.**
3. **Approval of minutes from 6/23/2014.**
4. **Consideration of: Handicap Parking on Madison Avenue.**
5. **Adjourn.**

All in favor. Carried.

Moved by Ald. Vandertie, seconded by Ald. Ireland to approve the minutes from 6/23/2014. Carried.

Consideration of: Handicap parking on Madison Avenue.
Mr. Depies informed the committee that handicap parking is not required on the street like it is in parking lots. He stated he believed the best location would be south of Maple Street on Madison Avenue, on the west side of the road. The second option would be on the east side of Madison Avenue north of the alley. Chief Porter explained the west side businesses were contacted by a CSO officer for their input on the current parking situation, as well as their thoughts on the possible handicap parking space. Chief Porter also gave a third option in front of the Rich Price Insurance building at 44 S. Madison Avenue. He said he had spoken with the owner Rich Price, and Mr. Price was in favor of handicap parking in front of his business. Chief Porter said there was a fourth option as well, in front of the old Oak Street Deli that would have little impact on anything else. Ald. Schlicht inquired whether there was currently any handicap parking on Oak Street, and it was stated that the parking lot in back of Sonny's Pizza has handicap parking as well as the parking lot at the Opera House Restaurant on Oak Street.

Mark Schuster, 1247 N. 8th Avenue and owner of Bayshore Outfitters was present and spoke. His concern was the parking that has already been lost at the corner of Maple Street & Madison Avenue and thought Oak Street was the best option.

Jack Moneypenny, 461 N. 17th Drive was present and spoke. He stated his business, as well as other businesses on Madison Avenue have had customers concerned about the current lack of handicap parking.

Sue Neumann, 2084 S. Lake Michigan Drive and owner of Alley Katz was present and spoke. She stated she would be in favor of one handicapped parking space and would prefer that it be placed on Oak Street or in front of the Price insurance building.

Motion by Ald. Vandertie to place a handicap parking space at the corner of Oak Street and Madison Avenue. Motion withdrawn.

Ald. Vandertie stated he would like to see the handicap parking placed on a side street. Ald. Ireland agreed and stated in front of the Price building would be a viable option as well.

Motion by Ald. Vandertie, seconded by Ald. Ireland, to postpone placing handicap parking until the construction schedule for E. Oak Street is reviewed in 2015.

Kay Seitz, owner of Northern Territory was present and spoke. She suggested a sign showing handicap parking located off of Madison Avenue as another option. Mr. Depies stated the construction for E. Oak Street is on schedule for 2015.

Motion by Ald. Ireland, seconded by Ald. Vandertie to adjourn. All in favor. Carried.

Meeting adjourned at 4:01 p.m.

Respectfully Submitted,

Colleen K. DeGrave

Colleen K. DeGrave
Municipal Services Secretary

6c.

BEVERAGE OPERATOR LICENSES

1. Ebel, Zeb C.

6d.

TEMPORARY CLASS B BEER & TEMPORARY CLASS B WINE LCIENSE

Door County Century
Agent: Sean Ryan
Location: Door County Fairgrounds – 14th Avenue
Sturgeon Bay, WI 54235
Dates: September 6 & 7, 2014

6e.

6e.

C140822
#3

DOOR COUNTY
THE LODGE
at Leathem Smith

August 7th, 2014

Dear Council Members,

The Lodge at Leathem Smith will be holding an event this September 27th, 2014 and would like permission to have a one hour extension to the "Noise Ordinance". The extension would be for the band to play till 11pm. The event (Pumpkinmania & PieFest) will have fun for the whole family, pumpkin weigh off, music, food, games and much more. If you have any questions please feel free to call and ask for Wendy Hanson or myself and we will be happy to answer any question. Hope to see you and your family there at the event. Enclosed is our check of $22.00 for permit fee.

Thank you and best regards,

Paul Meleen

Owner

1640 Memorial Drive, Sturgeon Bay, WI 54235 - 920.743.5555 - www.THELODGEATLS.COM

 6f.

RECOMMENDATION

TO THE HONORABLE MAYOR AND COMMON COUNCIL:

We, the Community Protection and Services Committee, hereby recommend the Common Council to adopt updated Municipal Code 10.015 to conform with Act 71 prohibiting municipalities from banning hunting with a bow and arrow or crossbow within the community.

Respectfully submitted,
COMMUNITY PROTECTION AND SERVICES COMMITTEE
By: Richard Wiesner, Chairperson

RESOLVED, that the foregoing recommendation be adopted.

Dated: August 14, 2014

* * * * * * * * * *

Introduced by _____.

Moved by Alderperson _____, seconded by

Alderperson _____that said recommendation be adopted.

Passed by the Council on the _____ day of _____, 2014.

EXECUTIVE SUMMARY

TITLE: Municipal Code: 10.015 Hunting within City Limits

BACKGROUND: December 14, 2013 Wisconsin Act 71 prohibits municipalities from banning hunting with a bow and arrow or crossbow within the community. Municipalities did retain some limited ability under the Act to regulate bow and arrow and crossbow hunting, which are:

1. Prohibit a person from hunting with a bow and arrow or crossbow within a specified distance, 100 yards, from a building used for human occupancy located on another person's land. Any such ordinance must provide that the restriction does not apply if the person who owns the land on which the building is located allows the hunter to hunt within the specified distance of the building. Wis. Stat. sec. 29.038(3)(b)1.3.a.

2. Require a person who hunts with a bow and arrow or crossbow to discharge the arrow or bolt toward the ground, such as from a tree stand. Wis. Stat. sec. 29.038(3)(b)1.3.b.

FISCAL IMPACT: None.

OPTIONS: None

RECOMMENDATIONS:

Recommend to the Common Council to adopt updated Municipal Code 10.015. See attached.

PREPARED BY: 7-10-14

Clinton J. Henry — Date

Lieutenant Sturgeon Bay Police Department

REVIEWED BY: Arleigh R Porter 7-10-14

Arleigh Porter — Date

Chief Sturgeon Bay Police Department

APPROVED BY: 7-10-14

Stephen McNeil — Date

City Administrator

Current Municipal Code

10.015 Hunting prohibited.

No person shall hunt any animal or bird within the city with either a firearm, bow and arrow or other weapon, except as per permit as required in section 9.04 of this Municipal Code. (Code 1992, 10.02)

New Municipal Code

10.015. Hunting within City Limits

As of December 14, 2013, Wisconsin Act 71 allows bow and arrow or crossbow hunting within municipalities with limited restrictions. Therefore, the City of Sturgeon Bay will not require a person to apply for a hunting permit when using a bow and arrow or crossbow. However, if a person wishes to hunt within the City limits with a shotgun or muzzleloader they would need to apply for a hunting permit. Please refer to section 9.04 of this Municipal Code on how to apply for hunting permit.

Restrictions

No person my hunt with a bow and arrow or crossbow within 100 yards from a building used for human occupancy located on another person's land. This does not apply if the person who owns the land on which the building is located allows the hunter to hunt within the specified distance of the building. Wis. Stat, sec. 29.038(3)(b)1.3.a.

A person who hunts with a bow and arrow or crossbow is required to discharge the arrow or bolt toward the ground, such as from a tree stand. Wis. Stat. sec. 29.038(3)(b)1.3.b.

Hunting is prohibited in all municipal parks by bow and arrow, crossbow or firearm as allowed by Wis. Stat. sec. 29.038(2)(b).

6g.

RECOMMENDATION

TO THE HONORABLE MAYOR AND COMMON COUNCIL:

We, the Community Protection and Services Committee, hereby recommend the city amend the Municipal Code 9.04(2)(d) to Restricted to hunting with shotgun or muzzleloader.

Respectfully submitted,
COMMUNITY PROTECTION AND SERVICES COMMITTEE
By: Richard Wiesner, Chairperson

RESOLVED, that the foregoing recommendation be adopted.

Dated: August 14, 2014

* * * * * * * * * *

Introduced by _____.

Moved by Alderperson _____, seconded by

Alderperson _____that said recommendation be adopted.

Passed by the Council on the _____ day of _____, 2014.

EXECUTIVE SUMMARY

TITLE: Municipal Code: 9.04 Hunting Permit

BACKGROUND: Wisconsin Act 71 prohibits municipalities from banning hunting with a bow and arrow or crossbow within the community. Therefore, Municipal Code 9.04 needs updating.

Municipal Code 9.04(2)(d) currently reads:
Restricted to hunting with shotgun or bow only.

Recommended change to Municipal Code 9.04(2)(d):
Restricted to hunting with shotgun or muzzleloader.

FISCAL IMPACT: None.

OPTIONS: Approve all, or a portion of the proposed 9.04 Municipal Code

RECOMMENDATIONS:
Recommend to the Common Council to adopt updated Municipal Code 10.015. See attached.

PREPARED BY: _____ 7-10-14
Clinton J. Henry — Date
Lieutenant Sturgeon Bay Police Department

REVIEWED BY: Arleigh R. Porter 7-10-14
Arleigh Porter — Date
Chief Sturgeon Bay Police Department

APPROVED BY: _____ 7-10-14
Stephen McNeil — Date
City Administrator

(4) *Penalty.* Except as otherwise provided, any person who shall violate any provision of this chapter shall be subject to a penalty as provided in section 25.04 of this Municipal Code. Each day a violation remains in existence shall constitute a separate violation.
(Ord. No. 1090-0303, § 1, 3-18-03; Ord. No. 1145-0405, § 1, 4-5-05)

9.04 Hunting permit.

Property owners or their authorized agents requesting to have hunting allowed on their property within the city must do so through the city by completing an application form and submitting it to the city clerk with a nonrefundable application fee in an amount set by the common council. Applications must be submitted at least 15 days prior to the date or dates of the requested hunting permit. Obtained permits shall only be valid for the duration of the specific hunting season in which applying for. Hunting shall only be allowed for nuisance animals or birds determined to be having a negative economic impact upon property.

(1) *Inspection.* The city clerk shall notify the chief of police of such application and the chief of police shall inspect, or cause to be inspected, each application, each hunter, and the property requested to be hunted to determine whether the applicant, the hunters and the property requested to be hunted comply with the regulations, ordinances and laws applicable thereto. The chief of police shall furnish to the city in writing the information derived from such investigation and a statement as to whether the applicant, the hunters and the property to be hunted meet the requirements of the police department.

(2) *Applicant's responsibilities.*

(a) The applicant or its agent shall advise all adjacent property owners of the dates the property will be hunted. The advisement must include language explaining that the advised property owner has the right to contest the hunting by contacting the chief of police. If any one adjacent property owner or occupant contests the hunting, the approval of the permit will rest with the city council. Verification of the notice shall be supplied to the city clerk upon submission of the completed application form. Examples of verification are certified mailings or signed written statements.

(b) The applicant or its agent shall provide a list of people permitted to hunt on their property along with proof of the hunters having attended a certified hunter safety course to the city clerk upon submission of the completed application form.

(c) Every applicant who receives a permit shall post a legible sign at intervals of 500 feet or less upon the perimeter of the hunted property and along any other public right-of-way abutting the property as determined by the chief of police while it is being hunted upon indicating such. The legible sign must be orange with black lettering.

(d) Restricted to hunting with shot gun or bow only.

(e) The time of hunting will be limited to times permitted by the Wisconsin Department of Natural Resources.

(Ord. No. 1151-0805, § 1, 8-5-05; Ord. No. 1270-0112, § 3, 1-3-12; Ord. No. 1292-0313, § 1, 3-19-13)

9.05 Reserved.

Editor's note—Section 1 of Ord. No. 1110-1103, adopted Nov. 4, 2003, repealed § 9.05, which pertained to pool and billiard halls and bowling alleys, and derived from the 1992 Code, § 9.05.

9.06 Taxicabs.

(1) *Definition of taxicab.* The term "taxicab" shall include all vehicles transporting passengers for remuneration for which patronage is solicited publicly. This section shall not apply to:

(a) Vehicles operating on established routes which are regulated by the Public Service Commission of Wisconsin;

(b) Vehicles rented to be driven by the renter or his/her agent, commonly known as rent-a-cars;

(c) Vehicles operated solely as funeral cars or ambulances; and

(d) Vehicles operated solely for a shuttle service between the city and destination points outside of the city.

(2) *Taxicab license.* No person shall for remuneration transport passengers in a taxicab within the city without first having obtained a taxicab license.

(3) *Application for taxicab license.*

(a) Application for a taxicab license to operate one or more taxicabs or an application to operate additional taxicabs under an existing license shall be made in writing to the clerk-treasurer giving the address from which the business is conducted and signed by the owner of the business or his/her duly authorized agent. The application must also state for each vehicle to be operated the make, model and year of manufacture, the engine number, serial number, and capacity for passengers, and the Wisconsin state certificate of title number and license number.

(b) The application shall be submitted by the clerk-treasurer to the common council, which shall set a date for a public hearing before the council to examine the public convenience and necessity of granting such license. The clerk-treasurer shall notify the applicant of the time and place set for the hearing.

(c) No license shall be granted until the city council, by resolution, has determined that the public convenience and necessity will be served by the service proposed in the application for license. The council may hold such further hearings and procure such

6h.

RECOMMENDATION

TO THE HONORABLE MAYOR AND COMMON COUNCIL:

We, the Community Protection and Services Committee, hereby recommend the Common Council to repeal and recreate Section 9.02 (Transient Merchant) of the Municipal Code as follows:

> **9.02(2)(h) Seasonal Merchant – Any individual, partnership, corporation, or limited liability company who engages in the retail sale of merchandise at any place, other than house to house is in this City seasonally, and who does not intend to become a permanent merchant in the City of Sturgeon Bay.**
>
> 9.02(4)(c) At the time the transient merchant **or seasonal merchant** registration is returned, an amount set by the Common Council for the investigation fee shall be paid to the City Clerk. **Each employee of the seasonal merchant must register with the City Clerk's Office and pay the investigation fee one time during the seasonal merchant permit period.** At the time the direct seller or peddler registration is returned, an amount set by the Common Council for the investigation fee shall be paid to the City Clerk to cover the cost of processing the registration.
>
> 9.02(4)(f) Upon payment of fee and signing of the application, the clerk shall register the applicant as Seasonal Merchant. The registration shall be valid **for the selected number of days** from date of entry, if approved after investigation.

Respectfully submitted,
COMMUNITY PROTECTION AND SERVICES COMMITTEE
By: Richard Wiesner, Chairperson

RESOLVED, that the foregoing recommendation be adopted.

Dated: August 14, 2014

* * * * * * * * * *

Introduced by _____.

Moved by Alderperson _____, seconded by

Alderperson _____that said recommendation be adopted.

Passed by the Council on the _____ day of _____, 2014.

EXECUTIVE SUMMARY

TITLE: Ordinance 9.02 Direct sellers, peddlers, transient merchants.

BACKGROUND: At the July Community Protection & Services Committee meeting, the Committee requested that staff research and come back to Committee with information regarding longer term transient merchants.

Below are suggestions for additions and changes to the current ordinance that addresses a definition specifically for Seasonal Merchants, language pertaining to investigation/background check for each seasonal merchant employee, and information on the duration of the permit and fee. Fees are not specifically spelled out in each City ordinance but are recommended by Committee to the Common Council through the resolution process.

9.02(2)(h) Seasonal Merchant (definition) – Any individual, partnership, corporation, or limited liability company who engages in the retail sale of merchandise at any place, other than house to house, is in this City seasonally, and who does not intend to become a permanent merchant in the City of Sturgeon Bay.

9.02(4)c) At the time the transient merchant ***or seasonal merchant*** registration is returned, an amount set by the Common Council for the investigation fee shall be paid to the City Clerk. **Each employee of the seasonal merchant must register with the City Clerk's Office and pay the investigation fee one time during the seasonal merchant permit period.** At the time the direct seller or peddler registration is returned, an amount set by the Common Council for the investigation fee shall be paid to the City Clerk to cover the cost of processing the registration.

(It is recommended that a fee of $10.00 per person/employee of the Seasonal merchant be charged for the investigation fee/background check. This fee is set through resolution and ultimately adopted by the Common Council.)

9.02(4)(f) Upon payment of fee and signing of the application, the clerk shall register the applicant as a Seasonal Merchant. The registration shall be valid for **(insert length of permit)** from date of entry, if approved after investigation.

HISTORY OF TRANSIENT MERCHANT PAYMENTS: Below are the amount collected and the duration of permits for the last three years for Transient Merchant Permits:

2013 – Fees paid to the City ranged from $55.00 to $330.00 and the duration of the permit ranged from monthly up to six months.

2012 – Fees paid to the City ranged from $55.00 to $385.00 and the duration of the permit ranged from monthly up to six months.

2011 – Fees paid to the City ranged from $50 to $250.00 and the duration of the permit ranged from monthly to up to five months.

(The fee that CPS recommends for the Seasonal Merchant Permit fee would be forwarded to the Common Council in resolution form.)

FISCAL IMPACT: Varies depending on the fee recommended by the CPS Committee.

OPTIONS:

1) Make no changes to the current ordinance.

2) Create a Seasonal Merchant definition/category in Section 9.02 of the Municipal Code. In addition recommend to the Common Council in resolution form the fee for the background check and the fee for the Seasonal Merchant Permit.

PREPARED BY: Stephanie L. Reinhardt

Stephanie L. Reinhardt, City Clerk

REVIWED BY: Stephen B. McNeil

Stephen B. McNeil, City Administrator

DATE: 7/24/14

9.02 Direct sellers, peddlers, transient merchants.

(1) *Registration required.* No direct seller shall engage in direct sales in the city without being registered.

(2) *Definitions.* In this subsection the following shall mean:

(a) *Direct seller.* Any individual who for himself/herself, or for a partnership, association or corporation, sells goods or takes sales orders for the later delivery of goods at any location other than his/her permanent business place or residence, and shall include, but not be limited to, peddlers, solicitors and transient merchants. The sale of goods includes donations required by the direct seller for the retention of goods by a donor or prospective customer.

(b) *Permanent merchant.* A direct seller who, for at least one year prior to the consideration of the application of this section to such merchant:

1. Has continuously operated an established place of business within the city; or
2. Has continuously resided in the city and now does business from his/her residence.

(c) *Goods.* Personal property of any kind, including goods provided incidental to services offered or sold.

(d) *Charitable organization.* Any benevolent, philanthropic, patriotic or eleemosynary person, partnership, association or corporation, or one purporting to be such.

(e) *Clerk.* The city clerk.

(f) *Peddler.* A person who goes from place to place within the city offering for sale property which he carries with him, including a vendor who distributes products to regular customers on an established route.

(g) *Transient merchant.* Any individual, partnership, corporation, or limited liability company who engages in the retail sale of merchandise at any place, other than house to house, in this city temporarily, and who does not intend to become a permanent merchant in the City of Sturgeon Bay.

(3) *Exemptions.* The following shall be exempt from all provisions of this section:

(a) Any person delivering newspapers, fuel, dairy products or bakery goods to regular customers on established routes;

(b) Any person selling goods at wholesale to dealers in such goods;

(c) Any person selling agricultural products which such person has grown;

(d) Any permanent merchant or employee thereof who takes orders away from the established place of business for goods regularly offered for sale by such merchant within this county and who delivers such goods in their regular course of business;

(e) Any person who has an established place of business where the goods being sold are offered for sale on a regular basis and in which the buyer has initiated contact with and specifically requested a home visit by such person;

(f) Any person selling or offering for sale a service unconnected with the sale or offering for sale of goods;

(g) Any person who has had, or one who represents a company which has had, a prior business transaction, such as a prior sale or credit arrangement, with the prospective customer;

(h) Any employee, officer or agent of a school, nonprofit or charitable organization who

engages in direct sales for or on behalf of the organization, provided that there is submitted to the clerk proof that the organization is registered under § 440.41, Wis. Stats. Any charitable organization not so registered, or which is exempt from the statute's registration requirements, shall be required [to register] under this section;

(i) Any person who claims to be a permanent merchant, but against whom complaint has been made to the clerk that such person is a transient merchant; provided there is submitted to the clerk proof that such person has leased for at least one year or purchased the premises from which he/she is conducting business, or proof that such person has conducted such business in the city for at least one year prior to the date complaint was made;

(j) Any person selling goods on public property in conjunction with government approved special events such as the farmers market, art fairs, county fair, or festivals or events of the Sturgeon Bay Visitor and Convention Bureau.

(4) *Registration.*

(a) Applicants for registration must complete and return to the clerk a registration form furnished by the clerk which shall require the following information:

1. Name, permanent address and telephone number, and temporary address, if any;
2. Age, height, weight, and color of hair and eyes;
3. Names, address and telephone number of the person, firm, association or corporation that the direct seller represents or is employed by, or whose merchandise is being sold;
4. Temporary address and telephone number from which business shall be conducted;
5. Nature of business to be conducted and a brief description of the goods offered and any services offered;
6. Proposed method of delivery of goods, if applicable;
7. Make, model and license number of any vehicle to be used by the applicant in the conduct of his/her business;
8. Last cities, villages, towns, not to exceed three, where the applicant conducted similar business;
9. Place where the applicant can be contacted for at least seven days after leaving the city;
10. Statement as to whether the applicant has been convicted of any crime or ordinance violation related to his/her transient merchant business within the last five years, the nature of the offense and place of conviction.

(b) Applicants shall present to the clerk for examination:

1. A driver's license or other proof of identity as may be reasonably required;
2. A state certificate of examination and approval from the sealer of weights and measures where the applicant's business requires use of weighing and measuring devices approved by state authorities;
3. A state health officer's certificate where the applicant's business involves the handling of food or clothing and is required to be certified under state law, such certificate to state that applicant is apparently free from any contagious or infectious disease, dated not more than 90 days prior to the date the application for license is made.

(c) At the time the transient merchant registration is returned, an amount set by the

common council for the investigation fee shall be paid to the city clerk. At the time the direct seller or peddler registration is returned, an amount set by the common council for the investigation fee shall be paid to the city clerk to cover the cost of processing the registration.

(d) The applicant shall sign a statement appointing the clerk his/her agent to accept service of process in any civil action brought against the applicant arising out of any sale or service performed by the applicant in connection with his/her direct sales activities in the event the applicant cannot, after reasonable effort, be served personally.

(e) Upon payment of the fee and the signing of the statement, the clerk shall register the applicant as a seller, peddler, transient merchant, or permanent merchant and the date of entry. The registration shall be valid for thirty days from the date of entry, if approved after investigation.

(5) *Investigation.*

(a) Upon receipt of each applicant, the clerk shall refer it immediately to the chief of police, who shall make an investigation of the statements made in the registration.

(b) The clerk shall refuse to register the applicant if it is determined, pursuant to the investigation above, that the application contains any material omission or materially inaccurate statement; complaints of a material nature have been received against the applicant by authorities in the last cities, villages and towns, not exceeding three, in which the applicant conducted similar business; the applicant was convicted of a crime, statutory violation or ordinance violation within the last five years, the nature of which is directly related to the applicant's fitness to engage in direct selling; or the applicant failed to comply with any applicable provision of paragraph (4)(b) above.

(6) *Appeals.* Any person denied registration may appeal the denial through the appeal procedure provided by ordinance or resolution of the council, or, if none has been adopted, under the provisions of §§ 68.07—68.16, Wis. Stats.

(7) *Regulation of direct sellers.*

(a) *Prohibited practices.*

1. No direct seller, transient merchant or peddler shall sell merchandise or attempt to sell merchandise in the City of Sturgeon Bay without a current registration obtained from the clerk hereunder. Each sale or attempted sale shall constitute a separate violation.

2. A direct seller shall be prohibited from: calling at any dwelling or other place between the hours of 9:00 p.m. and 9:00 a.m. except by appointment; calling at any dwelling or other place where a sign is displayed bearing the words "No Peddlers," "No Solicitors" or words of similar meaning; calling at the rear door of any dwelling place; or remaining on any premises after being asked to leave [by] the owner, occupant or other person having authority over such premises.

3. A direct seller shall not misrepresent or make false, deceptive or misleading statements concerning the quality, quantity or character of any goods offered for sale, the purpose of his/her visit, his/her identity or the identity of the organization he/she represents. A charitable organization direct seller shall specifically disclose what portion of the sale price of goods being offered shall actually be used for the charitable purpose for which the organization is soliciting. Such portion shall be expressed as a percentage of the sale of the price of goods.

4. No direct seller shall impede the free use of sidewalks and streets by pedestrians and vehicles. Where sales are made from vehicles, all traffic and parking regulations shall be observed.

5.

No direct seller shall make any loud noises or use any sound amplifying device to attract customers if the noise produced is capable of being plainly heard outside a 100-foot radius of the source.

6. No direct seller shall allow rubbish or litter to accumulate in or around the area in which he/she is conducting business.

(b) *Disclosure requirements.*

1. After the initial greeting and before any other statement is made to a prospective customer, a direct seller shall expressly disclose his/her name, the name of the company or organization he/she is affiliated with, if any, and the identity of goods or services he/she offers to sell.
2. If any sale of goods is made by a direct seller or any sales order for the later delivery of goods is taken by the seller, the buyer shall have the right to cancel the transaction if it involves the extension of credit or is a cash transaction of more than $25.00, in accordance with § 423.203, Wis. Stats.; the seller shall give the buyer two copies of a typed or printed notice of that fact. Such notice shall conform to the requirements of § 423.203(1)(a), (b), and (c) and (3), Wis. Stats.
3. If the direct seller takes a sales order for the later delivery of goods, he/she shall, at the time the order is taken, provide the buyer with a written statement containing the terms of the agreement, the amount paid in advance, whether full, partial or no advance payment is made, the name, address, and telephone number of the seller, the delivery or performance date and whether a guarantee or warranty is provided and, if so, the terms thereof.

(c) *Additional requirements of seasonal and transient merchants operating from a fixed location.*

1. The operation and location shall comply with all pertinent zoning requirements, including parking regulations.
2. No business shall be conducted on any city street right-of-way, unless permission has been granted through the common council.
3. If the location is on property not owned by the vendor, an authorization for the property's use by said vendor shall be signed by the property owner, covering the license period, and supplied to the city clerk at the time of license application.
4. Signs shall be in conformance with the city's sign code (Chapter 27 of this Municipal Code).
5. A permit shall be issued measuring at least 1.5 square feet in size and shall be posted in clear sight of the general public. The permit number, business name, permanent mailing address, and other pertinent contact information shall appear on the permit.

(8) *Record of violations.* The chief of police shall report to the clerk all convictions for violation of this section and the clerk shall note any such violation on the records of the registrant convicted.

(9) *Revocation of registration.*

(a) Registration shall be revoked by the council after notice and hearing if the registrant made any material omission or materially inaccurate statement in the application for registration, made any fraudulent, false, deceptive, or misleading statement or representation in the course of engaging in direct sales, violated any provision of this section or was convicted of any crime or ordinance or statutory violation which is directly related to the registrant's fitness to engage in direct selling.

(b) Written notice of the hearing shall be served personally on the registrant at least 72

hours prior to the time set for the hearing; such notice shall contain the time and place of hearing and a statement of the facts upon which the hearing shall be based.

(10) *Penalty for violation.* Any person convicted of violating any provisions of section 9.02 or any subsection thereof shall forfeit not less than $50.00 nor more than $250.00 for each violation, plus the costs of prosecution and reasonable attorney fees. Each violation shall constitute a separate offense.

 6i.

RECOMMENDATION

TO THE HONORABLE MAYOR AND COMMON COUNCIL:

We, the Finance/Purchasing & Building Committee, hereby recommend that the City authorize the contract amendments, identified as change order 1 in the amount of $16,800 and change order 2 in the amount of $20,625 with Dreamland Skateparks for park improvements.

Respectfully submitted,

FINANCE/PURCHASING & BUILDING
COMMITTEE
By: Stewart Fett, Chairperson

RESOLVED, that the foregoing recommendation be adopted.

Dated: August 26, 2014

****

Introduced by _____.

Moved by Alderperson _____ seconded by

Alderperson _____ that said recommendation be adopted.

Passed by the Council on the _____ day of _____, 2014.

EXECUTIVE SUMMARY

DATE: **August 14, 2014**

TITLE: **Change orders for additions to the skatepark**

BACKGROUND: The plans for the skatepark were completed several years ago and were used to raise money and develop an interest in the park. New designs have evolved to eliminate some of the components that have proven to be too risky in other parks and to implement components that have proven to be better that will make the park more enjoyable and safer for all levels of skate boarders.

The first change order extended the westerly quarter pipe feature to allow users to rebound through the feature with enough momentum to return through the rest of the terrain segment. The designers and builders consider this a significant improvement to the skate ability of the park.

The second change order adds the sidewalks and viewing features that were originally planned for phase two of the park development. The bid from Dreamland Skateparks was low enough that it allowed the Skatepark Initiative to use existing funds raised to implement some of these features. The Initiative believes that completing these features will complete the construction around the skatepark and eliminate interruption of use in the future as well as any possible damage to the park that construction could cause. These improvements may also help with fund raising efforts for landscaping, parking improvements and signage that remain in phase two of their plans. Change order 2 does include the City's involvement by providing some fill delivered to the site and compaction of it. The fill needed is stockpiled at our snow dump site as is the crushed stone needed for the base material for the sidewalks. It will require our labor and equipment to load, truck place and compact the material but it should all be completed in about a day.

FISCAL IMPACT: Funds are available from the Skatepark Initiative for change order number 1 and for change order 2 but will exhaust their existing funds.

RECOMMENDATION: Authorize the contract amendments identified in change orders 1 and 2 with Dreamland Skateparks for park improvement.

SUBMITTED BY: _____

Anthony Depies, City Engineer

REVIEWED BY: _____

Steve McNeil, City Administrator

REVIEWED BY: _____

Bob Bordeau, Public Works Superintendent

Section 00941

Change Order Form

Request # 1

Date of request 8/07/2014

Owner: City of Sturgeon Bay

Project **Skatepark Improvements, Project 1405**

Contractor Dreamland Skateparks LLC

This change order modifies the contract documents by the mutual agreement of both the Contractor and Owner in the following way:

Description of modification: color concrete change and addition

Original Contract Price:	$ 317,500.00
Previous Change Order amount(s) (+ or -)	− $ 4420.00
This Change Order Amount (+ or -)	+ $ 16,800.00
Adjusted Contract Price	$ 329,880.00

Original Contract Completion Date:	September 30, 2014
Previous Change Order (Calendar days + or -)	0
Time this Change Order (Calendar days + or -)	0
Adjusted Contract Date	

Recommended by City Engineer _____ date _____
Anthony Depies PE

Accepted by:
Contractor: _____ date 08/07/14
Authorized Signature

City of Sturgeon Bay _____ date _____
Mayor Thad Birmingham

Section 00941

Change Order Form

Request # ___2___

Date of request ___08 / 12 / 2014 ____

Owner: City of Sturgeon Bay

Project **Skatepark Improvements, Project 1405**
Contractor Dreamland Skateparks, LLC

This change order modifies the contract documents by the mutual agreement of both the Contractor and Owner in the following way:

Description of modification: Addition of sidewalks and Viewing Patio

Original Contract Price:	$___317,500.00____
Previous Change Order amount(s) (+ or -)	$___ 12,380.00____
This Change Order Amount (+ or -)	$___ 20,625.00_____
Adjusted Contract Price	$___350,505.00_____

Original Contract Completion Date:	September 30, 2014
Previous Change Order (Calendar days + or -)	_____0_____
Time this Change Order (Calendar days + or -)	_____0_____
Adjusted Contract Date	___Same_____

Recommended by City Engineer _____ date_____
Anthony Depies PE

Accepted by:

Contractor: _____ date _____
Authorized Signature

City of Sturgeon Bay _____ date _____
Mayor Thad Birmingham

New wall, Vypipe
2" meta coping
Expanded Park
Cost Estimate @ 16,800

CONCRETE CURB & GUTTER

LOWEST ELEVATION OF FLOW
UNIT = 100.0

CATCH BASIN

Existing

RAMP

OVERHEAD UTILITY LINES

OVERHEAD UTILITY LINES

CONCRETE CURB & GUTTER

West Spruce Street
ASPHALT

South Madison Avenue
ASPHALT

Exibit B

LEGEND

- COLD JOINT
- KEY JOINT
- BOND BEAM-POOL COPING
- SAW CUT

NOTE:
SAW CUT PATTERN IS SHOWN TO PROVIDE DIRECTION. CONTRACTOR TO CUT SLAB AS NEEDED TO PREVENT CRACKING. SAW CUTS MUST BE MADE BEFORE ANY SIGNS OF THERMAL CRACKING. THERMAL CRACKING AS A RESULT OF INSUFFICIENT CRACK CONTROL MAY RESULT IN UNSKATABLE SURFACES.

0 5 10 20
SCALE: 1" = 10'

NORTH

CONCRETE SKATEPARK DESIGN & CONSTRUCTION
4519 14th Ave SW
Seattle WA 98106
P.206.932.4141 F.206.932.4149
www.grindline.com

100% BID SET

SCALE: 1"=10'

CONCRETE JOINTS

PROJECT: STURGEON BAY SKATEPARK
LOCATION: STURGEON BAY, WI

SHEET:
SP1.3

DATE: 12.12.12

DRAWN BY: JRJ
CHECKED BY: MBF

ORDINANCE NO. _____

8.

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

SECTION 1: Section 9.04 (2) (d) of the Municipal Code of the City of Sturgeon Bay, Wisconsin is hereby repealed and recreated to read as follows:

9.04 (2) Applicant's responsibilities.

(d) Restricted to hunting with shotgun or muzzleloader only.

SECTION 2: Section 10.015 of the Municipal Code of the City of Sturgeon Bay, Wisconsin is hereby repealed and recreated to read as follows:

10.015 Hunting within City limits.

(a) No person shall hunt any animal or bird within the City limits with a firearm except under a permit as provided under Section 9.04 of the Municipal Code.

(b) No person may hunt with a bow and arrow or crossbow within 100 yards from a building used for human occupancy located on another person's land. This does not apply if the person who owns the land on which the building is located allows the hunter to hunt within the specified distance of the building.

(c) A person who hunts with a bow and arrow or crossbow is required to discharge the arrow or bolt toward the ground, such as from a tree stand.

(d) Hunting is prohibited in all municipal parks by bow and arrow, crossbow or firearm.

SECTION 4: This ordinance shall take effect on the day after its publication.

Approved:

_____

Thad Birmingham, Mayor

Attest:

_____

Stephanie L. Reinhardt, City Clerk

ORDINANCE NO. _____

9.

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

SECTION 1: Section 9.02 (2) (h) of the Municipal Code of the City of Sturgeon Bay, Wisconsin is hereby created to read as follows:

9.02 (2) Definitions.

(h) *Seasonal Merchant.* Any individual, partnership, corporation, or limited liability company who engages in the retail sale of merchandise at any place, other than house to house, is in this City seasonally, and who does not intend to become a permanent merchant in the City of Sturgeon Bay.

SECTION 2: Section 9.02 (4) (c) of the Municipal Code of the City of Sturgeon Bay, Wisconsin is hereby repealed and recreated to read as follows:

9.02 (4) Registration.

(c) At the time the transient merchant or seasonal merchant registration is returned, an amount set by the Common Council for the investigation fee shall be paid to the City Clerk. Each employee of the seasonal merchant must register with the City Clerk's Office and pay the investigation fee one time during the seasonal merchant permit period. At the time the direct seller or peddler registration is returned, an amount set by the Common Council for the investigation fee shall be paid to the City Clerk to cover the cost of processing the registration.

SECTION 3: Section 9.02 (4) (f) of the Municipal Code of the City of Sturgeon Bay, Wisconsin is hereby created to read as follows:

9.02 (4) Registration.

(f) Upon payment of the appropriate fee and signing of the application, the clerk shall register the applicant as a Seasonal Merchant. The registration shall be valid for the selected number of days from date of entry, if approved after investigation.

SECTION 4: This ordinance shall take effect on the day after its publication.

Approved:

_____

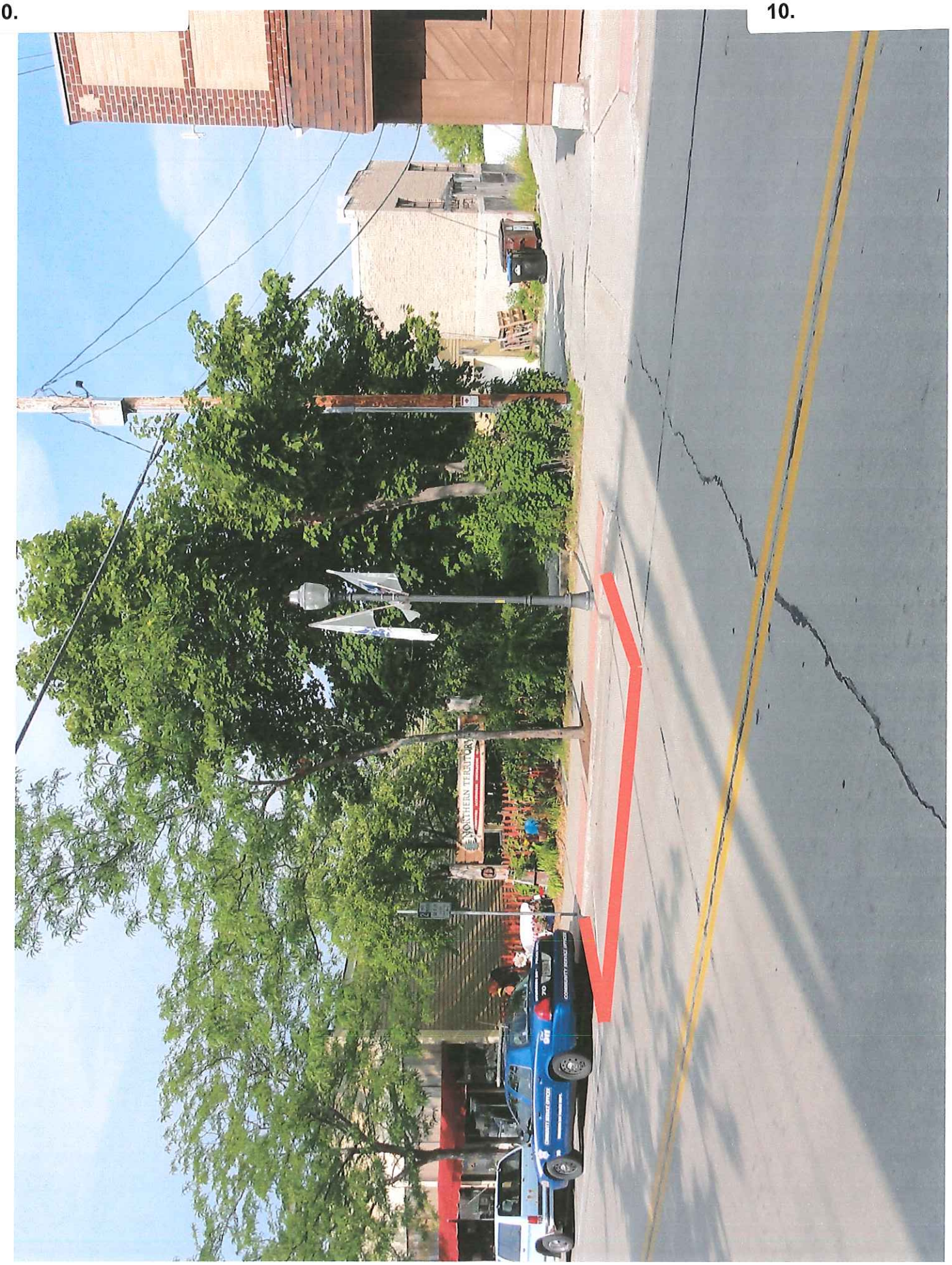
Thad Birmingham, Mayor

Attest:

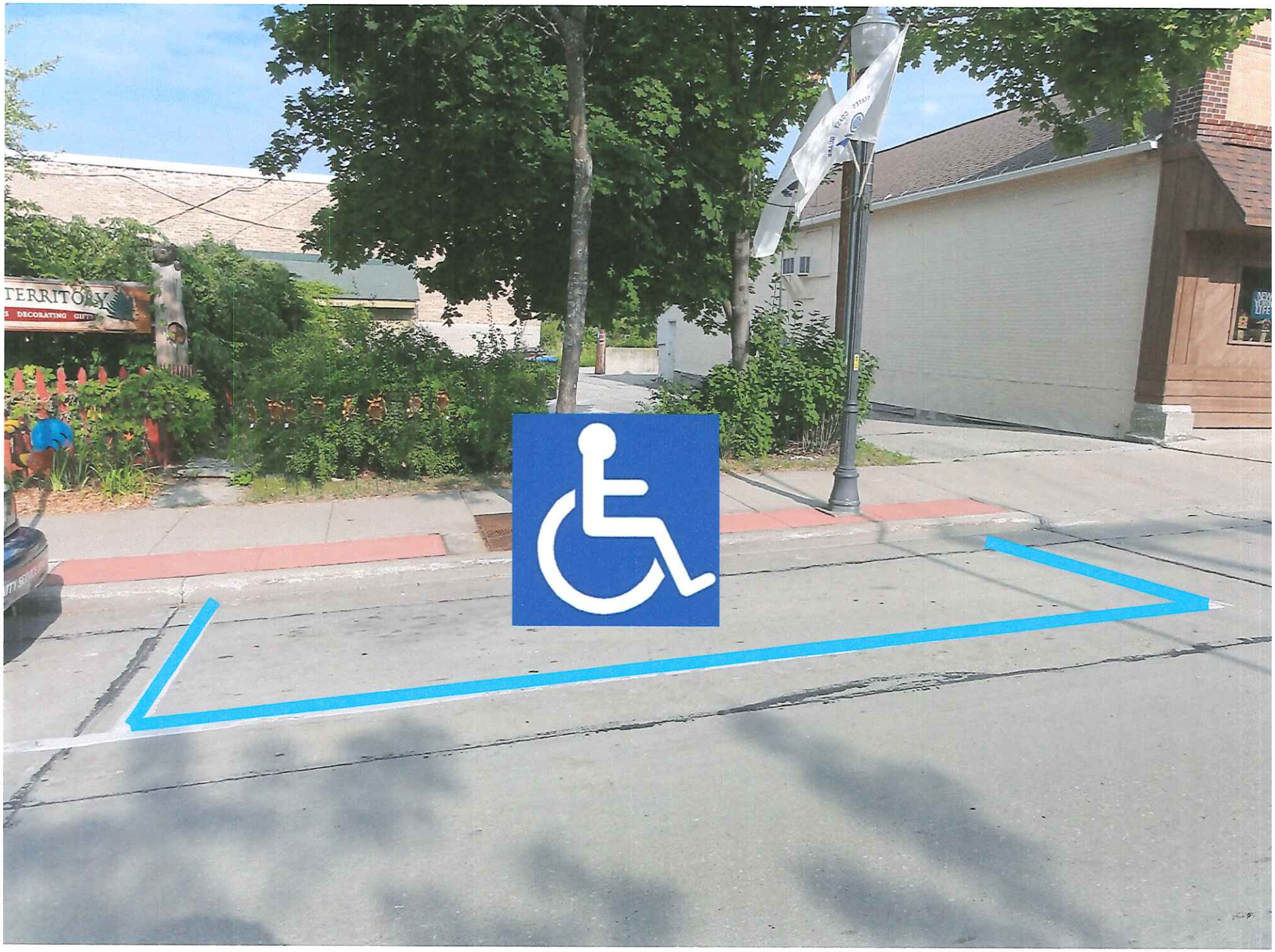
_____

Stephanie L. Reinhardt, City Clerk

10.



10.


TERRITORY
DECORATING GIFTS


BAY SHORE
OUTFITTERS


2 HR PARKING
Olive Oil
Craft Beer
SELECTION
MARKET


World • United States • WI • Door Co. • Sturgeon Bay
E Map
Branch
57
W Oak St
Ave
25 feet