

COMMON COUNCIL
August 2, 2016

A 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: Catarozoli, Vandertie, Ward, Wiesner, Stults, and Fett. Gregory was excused.

Ward/Fett to move consent agenda item 6j to the regular agenda and to adopt agenda. Carried.

Fett/Stults to approve the following bills - General Fund - \$400,309.26, Capital Fund - \$3,840.50, Cable TV - \$4,685.00, TID #4 - \$3,960.33 and Solid Waste Enterprise Fund - \$2,325.85 for a grand total of \$415,120.94. Carried.

Catarozoli/Stults to approve consent agenda:

- a. Approval of 7/19/16 regular Common Council minutes.
- b. Approval of the following minutes:
 - (1) Sturgeon Bay Utility Commission – 6/14/16
 - (2) Waterfront Redevelopment Authority – 7/12/16
 - (3) Finance/Purchasing & Building Committee – 7/12/16
 - (4) Waterfront Design Review Board – 7/14/16
 - (5) City Plan Commission – 7/20/16
 - (6) Community Protection & Services Committee – 7/21/16
- c. Place on file the following reports:
 - (1) Fire Department Report – June 2016
 - (2) Police Department Report – June 2016
 - (3) Bank Reconciliation – June 2016
 - (4) Revenue & Expense Report – June 2016
- d. Consideration of: Approval of beverage operator licenses.
- e. Consideration of: Approval of Temporary Class B Beer license.
- f. Consideration of: Approval of Sidewalk Café Permit Application for Root Bistro & Wine Bar.
- g. Finance/Purchasing & Building Committee recommendation re: Approve the donation request from Sturgeon Bay Yacht Club in the amount of \$500 for the Evening by the Bay and Regatta fireworks to be held on August 13, 2016.
- h. Finance/Purchasing & Building Committee recommendation re: Waive the alcohol consumption permit fee for the U.S. Coast Guard in the amount of \$28.00.
- i. Finance/Purchasing & Building Committee recommendation re: Waive the fireworks permit fee in the amount of \$75.00 for the Sturgeon Bay Visitor Center.
- j. ~~City Plan Commission recommendation re: Rezone a vacant parcel owned by Doneff Land Company, LLC, located on N. 9th Court, west of the Big Hill Regency House, parcel #281-62-17000105B from Single Family Residential (R-2) to Multi-Family Residential (R-4).~~Moved to regular agenda.
- k. City Plan Commission recommendation re: Approve the modification of the PUD ordinance for The Bay Lofts to increase the maximum residential density from a total of 36 units (1,300 square feet of lot area per unit) to 37 units (1,250 square feet of lot area per unit) and to reduce the minimum number of required parking spaces by one space.

Carried.

There were no mayoral appointments.

RECOMMENDATION

We, the City Plan Commission, hereby recommend to rezone a vacant parcel owned by Doneff

Land Company, LLC, located at N. 9th Court, west of the Big Hill Regency House, parcel #281-62-17000105B from Single-Family residential (R-2) to Multi-Family Residential (R-4).

CITY PLAN COMMISSION

By: Richard Wiesner, Chr.

Wiesner/Vandertie to adopt. Discussion took place regarding safety concerns of neighbors and the density of the development. Carried with Catarozoli voting no.

Fett/Ward to adopt the resolution awarding the sale of approximately \$7,000,000 General Obligation Refunding Bonds. Brad Viegut, Managing Director from Robert W. Baird, was present to address the Council. Carried.

The first reading of the ordinance re: Modification to Planned Unit Development for the Bay Lofts – Residential Density and Parking was presented. Wiesner/Stults to adopt. Carried.

The first reading of the ordinance re: Rezone a vacant parcel owned by Doneff Land Company, LLC, located on N. 9th Court, west of the Big Hill Regency House, parcel #281-62-17000105B from Single-Family (R-2) to Multi-Family Residential (R-4) was presented. Wiesner/Vandertie to adopt. Carried with Catarozoli voting no.

A public hearing re: Amendment to Chapter 20 of the Municipal Code – Zoning Code – re: Exemption to the requirement that a dwelling have a minimum roof pitch of four feet in height for each 12 feet in width, provided the exemption is approved by the Aesthetic Design & Site Plan Review Board was opened at 12:27 p.m. and declared closed at 12:36 p.m.

The first reading of the ordinance re: Amending Section 20.07(7)(c) of the Municipal Code – Roof pitch was presented. Wiesner/Vandertie to adopt. Discussion took place on whether a roof pitch ordinance was even necessary. Catarozoli/Ward to amend the ordinance to eliminate any roof pitch requirement in the City of Sturgeon Bay municipal code. Vote taken on the amendment: Catarozoli, Ward, and Stults voted aye. Vandertie, Wiesner, and Fett voted no. Tie vote. Mayor broke the tie by voting aye. Carried. There was no action taken on the first motion since the amendment superseded the original motion. It was noted that a new public hearing would be necessary along with the adoption of a first and second reading for this change.

A public hearing re: Amendment to Chapter 20 of the Municipal Code- Zoning Code- re: Require an attached or detached accessory building with a minimum of 240 square feet to be constructed with all new dwellings was opened at 12:43 p.m. and declared closed at 1:04 p.m.

A first reading of the ordinance re: Amending Section 20.07(7)(i) of the Municipal Code – Require Garage to be constructed with all new dwellings was presented. Discussion took place regarding information that Habitat for Humanity was initially in favor of and this type of ordinance amendment. Catarozoli/Ward to send to Plan Commission for further study and recommendation. Vandertie/Fett to not send back to Plan Commission. All motions were withdrawn. Catarozoli/Ward to deny first reading of ordinance re: Amending Section 20.07(7)(i) of the Municipal Code – Require Garage to be constructed with all new dwellings.

RECOMMENDATION

We, the Community Protection & Services Committee, hereby recommend to City Council that additional public convenience and necessity will not be served by issuing a license for this application, thus denying the application of Ms. Nicole Warwick for a license to operate a taxi in the City of Sturgeon Bay.

COMMUNITY PROTECTION & SERVICES COMMITTEE

By: Richard Wiesner, Chr.

Introduced by City Administrator Josh VanLieshout. Wiesner/Ward to adopt. Carried.

City Plan Commission Chair Wiesner, Finance/Purchasing & Building Committee Chair Fett, and Park & Recreation Committee Chair Vandertie presented reports for their respective committees/commissions.

The following person spoke during public comment: Kelly Avenson, 26 N. 3rd Ave.

The Mayor made his comments.

Vandertie/Catarozoli to adjourn. Carried. The meeting adjourned at 1:26 p.m.

Respectfully submitted,

Stephanie L. Reinhardt
City Clerk/HR Director