

COMMON COUNCIL  
May 15, 2018

A regular meeting of the Common Council was called to order at 7:03 p.m. by Mayor Birmingham. The Pledge of Allegiance was recited. Roll call: Catarozoli, Hayes, Ward, Avenson, Allmann, Wiederanders and Hauser were present.

Ward/Allmann to adopt agenda. Hauser/Catarozoli to amend the agenda to add for future agenda Consideration of: Appeal of Judge Huber ruling in open session. Carried with Ward voting no. Hauser/Catarozoli to amend the agenda to add a new business line item to the May 15, 2018 council agenda. Hauser to withdraw amended motion, second would not withdraw motion stands. Carried with Ward voting no. Catarozoli/Hayes to amend the agenda to add the new business item before Mayor's comments. Carried. Vote taken on original motion as amended. Carried.

Brian Forest and Krista Lutzke of Door County Soil & Water Conservation gave a presentation on storm drain stenciling.

The following people spoke during public comment: Hans Christian, 330 N 3<sup>rd</sup> Ave; Will Gregory, 187 N. 9<sup>th</sup> Ave.

Ward/Allmann to approve the following bills - General Fund - \$158,402.53, Capital Fund - \$29,416.57, Cable TV - \$312.65, TID #2 District - \$174.00, TID #4 District . \$6,467.11 and Solid Waste Enterprise- \$140.99 for a grand total of \$194,913.85. Roll call: All voted aye. Carried.

Catarozoli/Hauser to approve consent agenda.

- a. Approval of 5/1/18 regular Common Council minutes.
- b. Approval of following minutes:
  - (1) Sturgeon Bay Utility Commission-03/13/18
  - (2) City Plan Commission -4/18/18
  - (3) Finance/Purchasing & Building Committee-4/24/18
- c. Place the following reports on file:
  - (1) Police Department Report . April 2018
  - (2) Bank Reconciliation-December 2017
  - (3) Revenue & Expense Report-December 2017
  - (4) Bank Reconciliation-March 2018
  - (5) Revenue & Expense Report-March 2018
- d. Consideration of: Approval of beverage operator license.
- e. Consideration of: Approval of Temporary Class B Beer and Temporary Class B Wine license.
- f. Consideration of: Six Month Class B Beer License.
- g. Consideration of: Approval of request from Miller Art Museum to serve wine at three events after library is closed.
- h. Consideration of: Approval of request from Brick Lot Pub & Grill to amend premise section of liquor license to include sidewalk.
- i. Consideration of: Consideration of: Approval of request from Crate Sushi to amend premise section of liquor license to include sidewalk.
- j. Consideration of: Approval of request from Door County Fire Company for Sidewalk Café Permit.
- k. Consideration of: Approval of request from Crate Sushi for Sidewalk Café Permit.

Carried.

Ward to confirm all appointments presented by the Mayor. Died to lack of a second.

Wiederanders/Allman to reconsider the Finance/Purchasing & Building Committee recommendation re: acquire property at 1048 Egg Harbor Rd (Simon parcel) via tax foreclosure from the County in the amount

of \$19,000.21. Roll call: Ward, Allmann, Wiederanders and Hauser voted aye. Catarozoli, Hayes and Avenson voted no. Carried.

#### RECOMMENDATION

We, the Finance/Purchasing & Building Committee, hereby recommend to acquire property at 1048 Egg Harbor Rd. (Simon parcel) via tax foreclosure from the County in the amount of \$19,000.21.

FINANCE/PURCHASING & BULIDING COMMITTEE

By: Stewart Fett Chr.

Introduced by Ward. Ward/Allmann to adopt. Discussion took place regarding the potential land use options. In addition to road connection, storm water management or selling, creating and urban park was also suggested. Ward/ Allmann agreed to add to the recommendation at the *end of the year bring back to Council for review*. Roll call: Ward, Allmann, Wiederanders and Hauser voted aye. Catarozoli, Hayes and Avenson voted no. Carried.

#### RECOMMENDATION

We, the Finance/Purchasing & Building Committee, hereby recommend to accept the proposal from Assorted Coatings in the amount of \$24,150.00 for the floor refinishing of municipal facilities.

FINANCE/PURCHASING & BULIDING COMMITTEE

By: David Ward Chr.

Introduced by Ward. Ward/Allmann to adopt. Carried.

#### New Business Items for June 5, 2018 Agenda:

Consideration of: Creation of Community Development Authority.

Consideration of: Review of current contract with Pinkert Law Firm

Update from Staff on Safe Roads to School Program

Consideration of: All legal matters pertaining to Westside Waterfront.

Implication of absence of Personnel Committee

The Mayor made his comments.

After the Mayor announced the statutory basis, Hauser/Ward to convene in closed session in accordance with the following exemptions: Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. Wis. Sta. 19.85(1)(c). Consideration of: Hiring of Municipal Services Director position. Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. Wis.Stats. 19.85(1)(g) Consideration of: Litigation with Sawyer Hotel Development, LLC. The meeting moved to closed session at 8:41 p.m. and adjourned in closed session at 10:55p.m.

Respectfully submitted,

Tricia Metzger  
Receptionist