

COMMON COUNCIL
December 18, 2018

A meeting of the Common Council was called to order at 7:00 p.m. by Mayor Birmingham. The Pledge of Allegiance was recited. Roll call: Catarozoli, Hayes, Ward, Avenson, Allmann, Wiederanders and Hauser.

Ward/Hauser to adopt the agenda. Carried.

The following people spoke during public comment: Chris Kellems. 120 Alabama St; Scott Moore, 947 Pennsylvania St.

Ward/Wiederanders to approve the following bills - General Fund - \$161,911.54, Capital Fund - \$56,630.62, Cable TV - \$1,036.71 and Solid Waste Enterprise Fund - \$15,228.25 for a grand total of \$234,807.12. Roll call: All voted aye. Carried.

Ward/Catarozoli to approve consent agenda:

- a. Approval of 12/4/18 Common Council minutes.
- b. Approval of the following minutes:
 - (1) Sturgeon Bay Utility Commission . 10/16/18
 - (2) Finance/Purchasing & Building Committee . 11/28/18
 - (3) Personnel Committee . 12/3/18
- c. Place the following reports on file:
 - (1) Inspection Department Report . November 2018
 - (2) Fire Department Report . November 2018
 - (3) Police Department Report . November 2018
- d. Consideration of: Approval of beverage operator licenses.
- e. Consideration of: Approval of Class A Beer and Class A Liquor licenses for Minit Mart, LLC.
- f. Consideration of: Approval of Sidewalk Café Permit Application from Henry S. Baird #174.
- g. Disallowance of Claim Resolution re: Shawn Landles Claim from November 27, 2018.
- h. Finance/Purchasing & Building Committee recommendation re: Accept \$16,118 in tax increment revenue from Bay Lofts, for one year and not amend the development agreement and that City urge the developers to get assessed value reviewed and increased to \$5,000,000.
- i. Personnel Committee recommendation re: Reinstate for 2019, for permanent part-time employees, longevity pay based on the number of years of service and supplemental pay at 80%.
- j. Personnel Committee recommendation re: Increase Part-Time Firefighter annual bonus from \$750 to \$1,000 as budgeted in 2019 Annual Budget for those Part-Time Firefighters that are above the 90% response to calls.

Carried.

There were no mayoral appointments.

Allmann/Avenson to read in title only the first reading of ordinance repealing and recreating Section 1.66(2)(b)3 of the Municipal Code . Local Arts Board. Carried.

Ward/Catarozoli to hold Spring Primary if there are three or more candidates for an office(s). Carried.

Hauser/Allmann to adopt resolution acknowledging the good faith efforts of Sawyer Hotel Development, LLC. Carried.

Hauser/Avenson to adopt that the Common Council of the City of Sturgeon Bay by a vote of at least two thirds of the membership do hereby again approve and accept the Full & Final Settlement Agreement & Release of all Claims and overrides the Mayor's veto of the same.

Discussion took place regarding the limited liability of the municipality according to State Statutes, the proformas with or without the settlement, the process that took place to get to this settlement agreement, that the settlement would put this item to rest and that community could move forward, and the history of the development agreement with Sawyer Hotel Development LLC. Roll call: Carried with Ward and Wiederanders voting no.

RECOMMENDATION

We, the Ad Hoc West Waterfront Planning Committee, hereby recommend to contract with SHE to provide support for public input according to their proposal and contract that was submitted.

AD HOC WEST WATERFRONT PLANNING COMMITTEE

By: Laurel Hauser, Co-Chair
David Schanock, Co-Chair.

Catarozoli/Allmann to adopt. Discussion took place regarding the benefits of hiring a firm for this function vs. keeping in house, the expertise of the proposed firm, what experience the firm had in dealing with TIF Districts, the timeframe of public input, and making sure that Ed Freer was actively involved in this process. Carried.

There were not items to be included on future agendas.

The City Administrator gave his report.

Personnel Committee Chair Ward, Parking & Traffic Committee Chair Catarozoli, Community Protection & Services Committee Chair Allmann and Sturgeon Bay Utility Commission member Ward presented reports for their respective committees/commissions.

The Mayor made his comments.

After Mayor Birmingham announced the statutory basis, Ward/Catarozoli to convene in closed session in accordance with the following exemption: Conferring with legal counsel for 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. Stat. 19.85(1)(g) Consideration of: Settlement agreement with friends of Sturgeon Bay Public Waterfront, Shawn m. Fairchild, Carri Andersson, Linda Cockburn, Russ Cockburn, Kathleen Finnerty and Christy Weber vs City of Sturgeon Bay and Waterfront Redevelopment Authority of the City of Sturgeon Bay. All voted aye. Carried.

The meeting moved to closed session at 8:07 pm and adjourned at 8:20 pm.

Respectfully submitted,

Stephanie L. Reinhardt
City Clerk/HR Director