

COMMON COUNCIL
October 20, 2020

A meeting of the Common Council was called to order at 7:00 pm by Mayor Ward. The Pledge of Allegiance was recited. Roll call: Bacon, Williams, Gustafson, Nault, Reeths and Wiederanders were preset. Ald. Bacon, Williams, Gustafson, Nault, Reeths and Mayor Ward appeared in person. Ald. Wiederanders appeared virtually via Zoom. District 2 seat is vacant for this meeting.

Nault/Bacon to adopt agenda. Carried.

The four people who submitted letters of interest to fill the vacant aldermanic seat in District 2 introduced themselves to the Council and gave a short bio. The applicants included: Stephen Day, Randy Morrow, Caitlin Oleson, and Dennis Statz.

The Mayor presented rules of procedure on how the election for the aldermanic vacancy would work. Bacon/Wiederanders to nominate Caitlin Oleson. Williams/Nault to nominate Dennis Statz. Gustafson nominated Stephen Day. This nomination failed due to lack of a second. Wiederanders and Bacon cast their vote for Oleson. Reeths, Nault, Gustafson & Williams cast their vote for Statz. Dennis Statz will fill the Aldermanic District 2 seat.

The following people spoke during public comment: Hans Christianson, 330 N 3rd Ave; Kelly Catarozoli, 344 N. 3rd Ave; Paul Anschutz, 221 N 6th Ave.

Bacon/Williams to approve following bills: General Fund - \$324,813.67, Capital Fund - \$70,598.87, Cable TV - \$40.01, TID #4 - \$5,746.50 and Solid Waste Enterprise Fund - \$2,059.47 for a grand total of \$403,258.52. Roll call: All voted aye. Carried.

Wiederanders/Reeths to approve consent agenda:

- a. Approval of 10/6/20 regular and 10/12/20 special Common Council minutes.
- b. Place the following minutes on file:
 1. Committee of the Whole – 9/28/20
 2. Aesthetic Design & Site Plan Review Board – 9/28/20
 3. Finance/Purchasing & Building Committee – 9/29/20
 4. Local Arts Board – 9/30/20
 5. Committee of the Whole – 10/5/20
 6. City Plan Commission – 10/6/20
 7. Joint Common Council & City Plan Commission – 10/6/20
- c. Place the following reports on file:
 1. Fire Department Report – August 2020
 2. Inspection Department Report – September 2020
 3. Police Department Report – September 2020
 4. Bank Reconciliation – September 2020
 5. Revenue & Expense Report – September 2020
- d. Consideration of: Approval of Class A Beer & Class A Wine licenses.
- e. Personnel Committee recommendation re: Create separate Mason & Carpenter positions and hire a Mason position. Also, to increase the wage for those performing carpentry and mason work by \$1.25 per hour rather than year round.
- f. Personnel Committee recommendation re: Adopt the City of Sturgeon Bay COVID-19 Policy and Administrative Guidelines for Employees & Facilities.
- g. Consideration of: Approval of Street Closure Application for Sturgeon Bay Fire Department.

Carried.

The Mayor presented the following appointments for confirmation:

Gustafson/Nault to approve:

STURGEON BAY UTILITY COMMISSION

Dina Boettcher

Carried.

An appeal of the decision of the Aesthetic Design & Site Plan Review Board was submitted by Ross Schmelzer for the Council to consider. It was noted that Mr. Schmelzer asked for this appeal to wait until the November 3 Council agenda for action. It was also noted that it was at the discretion of the Council on whether to wait or proceed at this meeting. Gustafson/Reeths to wait until November 3 to act on the appeal. Discussion took place regarding the outstanding questions the Council had, whether or not to wait for Mr. Schmelzer to attend, water issues, other avenues that Mr. Schmelzer may have, and whether the appellant as reached out to Fincantieri Bay Shipbuilding. Gustafson, Reeths, and Wiederanders voted aye. Bacon, Williams, and Nault voted no. Tie vote. The Mayor voted no. Motion failed.

Discussion took place regarding the issues noted in the appeal letter. Reeths/Williams that the Council affirm Aesthetic Design & Site Plan Review Board approval, subject to conditions of pipe location confirmation, water drainage plan and engineering plan on how water will be taken care. Also, to report out of sound insulation characteristics and reductions. Discussion ensued regarding noise, addressing concerns raised by community members through public communications/outreach. Carried.

Gustafson/Bacon to read in title only and adopt the second reading of the ordinance re: adoption of the City of Sturgeon Bay 2040 Comprehensive Plan. Carried.

A resolution to apply for a grant for urban wildlife damage abatement and control was presented. Williams/Bacon to adopt. Carried.

A resolution authorizing the submittal of a Community Development Investment Grant application for Third Avenue Playhouse Renovation Project was presented. Gustafson/Reeths to adopt. Carried.

RECOMMENADTION

We, the City Plan Commission, hereby recommend to approve an amendment to section 20.27 of the Municipal Code (Zoning Code) regarding area and dimensional requirements for buildings in the I-2/I-2A zoning districts as follows:

Create section 20.27(4)(c): The maximum building height of buildings located in the I-2/I-2A Heavy Industrial districts may be increased to 120 feet, provided the building is located at least 300 feet from the boundary of a residential zoning district, which shall include the R-1, R-2, R-3, R-4, and R-M districts and shall also include the PUD district if the underlying zoning classification is one of the aforementioned districts.

Create section 20.27(3)(f): Within the I-2/I-2A Heavy Industrial districts, the minimum side yard for any existing building with a side yard that is less than the minimum side yard required in subsection (2) shall be equal to the existing side yard. The intent is this provision is to allow existing buildings to be extended provided the addition is no closer to the side lot line than the existing building.

CITY PLAN COMMISSION

BY: David Ward, Chr.

Introduced by Mayor Ward. Bacon/Nault to adopt. Discussion took place regarding the practical application regarding amending the Zoning Code. Carried.

RECOMMENDATION

We, the Personnel Committee, hereby took action in closed session, in order to discuss performance evaluations, and authorized step placement for the following positions in accordance with the Wage & Compensation Study effective 10/20/20:

City Administrator – Step 13 (\$107,897)
Finance Director – Step 18 (\$97,646)
Fire Chief – Step 15 (\$96,331)
Community Development Director – Step 23 (\$96,080)
City Engineer – Step 15 (\$92,447)
Clerk/Human Resources Director – Step 21 (\$87,116)
Police Captain – Step 13 (\$82,630)
Assistant Fire Chief – Step 16 (\$82,449)
Municipal Services Director – Step 6 (\$81,928)
Engineering Technician – Step 22 (\$73,542)
Public Works Crew Supervisor – Step 19 (\$68,927)
Planning & Zoning Administrator – Step 6 (\$54,386)
Deputy Clerk/Treasurer – Step 10 (\$24.53 per hour)
Police Assistant – Step 14 (\$21.06 per hour)
Community Development Secretary – Step 12 (\$20.37 per hour)
Office Accounting Assistant II – Step 4 (\$20.03 per hour)

PERSONNEL COMMITTEE

By: Dan Williams, Chr.

Nault abstained from discussion and left his seat. Williams/Gustafson to adopt the recommendation but to make the following changes based on clarification: Community Development Secretary – Step 13 (\$20.71 per hour) and Office Accounting Assistant – Step 7 (\$21.20 per hour). Williams summarized the history of the Wage & Compensation Study that the Personnel Committee and Common Council commissioned and analyzed the positions in respect to comparative wage and value of positions in the marketplace. Carried.

The City Administrator gave his report.

The Mayor did not have a report for this meeting.

After Mayor Ward announced the statutory basis, Gustafson/Wiederanders to convene in closed session in accordance with the following exemptions: a. Considering the employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. Wis. Stats. 19.85(1)(c) Consideration of: Compensation negotiations for Police Chief. B. 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: Demand letter sent to City by former employee Larry Jennerjohn. Roll call: Carried. The meeting moved to closed session at 9:04 pm and reconvened in open session at 9:50 pm.

RECOMMENDATION

We, the Personnel Committee, hereby recommend the following compensation package for Police Chief Clint Henry:

- Take home vehicle – currently Ford Escape
- \$300 clothing allowance per year
- Take home City issued computer and cell phone
- Payment of Professional fees

