

COMMON COUNCIL
November 1, 2022

A meeting of the Common Council was called to order at 6:00 p.m. by Mayor Ward. The Pledge of Allegiance was recited. Roll call: Statz, Williams, Gustafson, Nault, Wiederanders and Reeths were present. Bacon was excused.

Gustafson/Williams to adopt the agenda. Carried.

The following people spoke during public comment. Chris Larsen, 1411 N 14th Avenue; Karl Schroeder, 1457 N 12th Place; Anthony Recuperio, 1408 N 12th Place.

Wiederanders/Williams to approve following bills: General Fund – \$96,626.13, Capital Fund - \$158,377.43, Cable TV - \$5,361.25, TID #2 - \$1,610.77, TID #4 – \$5,146.54, and Solid Waste Enterprise Fund - \$3,552.18 for a grand total of \$270,674.30. Roll call: All voted aye. Carried.

Reeths/Nault to approve consent agenda:

- a. Approval of 10/10/22 special and 10/18/22 regular Common Council minutes.
- b. Place the following minutes on file:
 - (1) Sturgeon Bay Utility Commission – 8/9/22
 - (2) Zoning Board of Appeals – 9/27/22
 - (3) Zoning Board of Appeals – 10/11/22
 - (4) Finance/Purchasing & Building Committee – 10/11/22
 - (5) Personnel Committee – 10/20/22
- c. Consideration of: Approval of Beverage Operator's licenses.
- d. Consideration of: Approval of Class B Beer and Class C Wine licenses for Three Gals One Guy, LLC.

Carried.

There were no mayoral appointments.

RECOMMENDATION

We, the Finance/Purchasing & Building Committee, hereby recommend to approve the ATC damages distribution award, directing \$162,250 to WWP Development and \$69,700 to the City for incurred losses.

FINANCE/PURCHASING & BUILDING COMMITTEE

By: Helen Bacon, Chr.

City Administrator VanLieshout introduced. ATC acknowledged miss location of easement and willing to reimburse developer and City for incurred losses. Statz/Wiederanders to approve. Carried.

RECOMMENDATION

We, the City Plan Commission, hereby recommend to approve an annexation petition from Mark and Cindy Kerscher for parcels #020-0113272522 (A-C) Located on State Highway 42/57 in the Town of Nasewaupée.

CITY PLAN COMMISSION

By: David Ward, Chr.

Mayor Ward introduced. Statz/Reeths to approve. Carried.

RECOMMENDATION

We, the Finance/Purchasing & Building Committee, hereby recommend to approve the annexation with Mark and Cindy Kerscher for parcel numbers #020-01-13272522A-C.

FINANCE/PURCHASING & BUILDING COMMITTEE

By: Helen Bacon, Chr.

Williams/Gustafson to approve. Carried.

RECOMMENDATION

We, the City Plan Commission, hereby recommend to apply General Commercial (C-1) as the temporary zoning classification for parcels #020-0113272522 (A-C) located on State Highway 42/57 in the Town of Nasewaupsee owned by Mark and Cindy Kerscher.

CITY PLAN COMMISSION

By: David Ward, Chr.

Community Development Director Olejniczak stated that permanent zoning will take place once parcels are fully annexed into the City. Statz/Williams to approve. Carried.

Reeths/Nault to read in title only first reading of ordinance re: Annexing property to the City of Sturgeon Bay known as Kerscher property on STH 42/57 and apply Temporary Zoning. Carried.

RECOMMENDATION

We, the City Plan Commission, hereby recommend to rezone the Agricultural (A) portion of parcel #281-70-32001410C, located at 1361 N 14th Avenue and currently owned by Estes Investments LLP, to Multiple-Family Residential (R-4), subject to the following conditions to be resolved no later than the time of the second reading of the ordinance.

1. The retaining wall/retention on the north side of the property shall be completed.
2. The existing debris shall be removed from the drainage swale.
3. The drainage swale shall be relocated closer to the west property line, consistent with the approved stormwater management/grading plan.

CITY PLAN COMMISSION

By: David Ward, Chr.

Staff visited the site. Little progress was made since the trailer on the site has recently been removed. Most of the drainage swale is on private property, it was suggested to use City equipment work on drainage area. Nault/Statz to table. Roll call: Nault voted aye, Statz, Williams, Gustafson, Wiederanders and Reeths voted no. Motion fails. Williams/Statz to approve. Carried with Nault voting no.

Gustafson/Statz to read in title only first reading of ordinance re: Rezone a portion of parcel #281-70-32001410C located at 1361 N 14th Avenue from Agricultural (A) to Multiple-Family Residential (R-4). Carried.

City Administrator VanLieshout gave his report.

Mayor Ward gave his report.

RECOMMENDATION

We, the Personnel Committee, hereby recommend to approve the Labor Agreement between the City of Sturgeon Bay and Sturgeon Bay Firefighters Association Local 2682 IAFF, AFL-CIO-CLC effective January 1, 2023 through December 31, 2025.

PERSONNEL COMMITTEE

BY: Dan Williams, Chr.

Williams/Statz to adopt. Carried. There was no need to go into closed session.

After Mayor Ward announced the statutory basis, Wiederanders/Reeths to convene in closed session in accordance with the following exemption: Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. Wis. Stats. 19.85(1)(e)

- a. ~~Consideration of: Labor Agreement between City of Sturgeon Bay and Sturgeon Bay Firefighters Association Local 2682.~~ Did not discuss.
- b. Consideration of: Right of way acquisition of real estate connecting Grant Avenue and Sawyer Drive.

Roll call: Carried. The meeting moved to closed session at 6:59 pm and adjourned in closed session at 7:16 pm.

Respectfully submitted,

Laurie A. Spittlemeister
Deputy Clerk/Treasurer