

PROCEEDINGS OF COMMON COUNCIL REGULAR MEETING FROM FEBRUARY 7, 2023

Mayor Steve Genisot **called to order**, the regular monthly meeting of the City of Marinette Common Council at 06:11 PM in the City Hall Common Council Chambers, 1905 Hall Avenue, Marinette.

Upon a **call of the roll** it was determined a quorum of Common Council members were present and the following attendance was recorded:

Members Present: Alderperson 1st Ward- Ken Keller; Alderperson 2nd- Ward Jeffrey Skorik; Alderperson; 3rd Ward – Alderperson Doug Oitzinger; 4th Ward – Alderperson Mike Wolfe; 5th Ward – Alderperson Liz Mikutowski; 6th Ward – Alderperson Debra Klegin; 7th Ward- Alderperson Rick Polzin; 8th Ward- Alderperson Wm. Jason Flatt & Citywide At-Large Seat – Alderperson Dorothy Kowalski.

Absent: None

CITIZEN COMMENTS ON AGENDA ITEMS

None received

COMMON COUNCIL MEETING MINUTES

Alderpersons Mikutowski moved/Klegin seconded, and all concurred to approve the regular Common Council meeting minutes from 1/10/2023.

REPORTS OF CITIZEN BOARDS & COMMISSIONS

No action was taken on the various Citizen Board, Department and Commission reports as presented by Mayor Genisot.

STANDING COMMITTEE MEETING MINUTES

Alderpersons Polzin moved/Skorik seconded and all concurred, to accept, the following standing committee meeting minutes (Finance & Insurance Committee minutes- January 17th, 2023, Board of Public Works Committee minutes - January 17th, 2023, Civic Affairs, Cemetery, Traffic & Lights Committee Minutes- January 16th, 2023, Personnel & License Committee minutes- January 17th, 2023, Parks & Recreation Committee Minutes- January 16th, 2023).

MAYORS COMMUNICATIONS & REPORT

MAYOR'S REPORT

Mayor Genisot informed the Common Council the EDA/TEA Grant that were submitted has been approved by all the grant agencies and are out for bids. Genisot also informed the Council the pending lawsuit has cost the city \$76,609 to date and this does not include the amount for depositions that will start February 20th, also the City has been informed there has been an increase to the premium for the Umbrella Insurance Policy which covers lawsuits. Mayor Genisot stated the deadline for Façade Improvements grants is March 1st, if anyone has questions contact the Mayor's office. Mayor informed the Common Council the meeting dates for February Standing committees has changed due to the Spring Primary Election and depositions. Mayor Genisot also informed the Common Council the Cabela's Fishing Tournament being held June 1st-3rd, 2023 has now grown to close to 300 boats, numerous anglers will be utilizing the area to pre-fish before the Tournament. Genisot stated the LCS-25 will be formally finalized in mid- June of 2023 and the vessel is named USS Marinette and the boat will possibly be offering tours on a Saturday. Marinette is one of three cities that build ships and have a ship named after the city, then following in July we will have the 11th Annual Logging & Heritage Festival.

MARINETTE HIGH SCHOOL STUDENT REPRESENTATIVE REPORT.

Alex Mammanov presented the student representative report for Marinette High School.

Mayor Genisot asked to take action on item 9b next.

Alderperson Kowalski moved/ Polzin seconded and all concurred to take action on item 9b next.

DISCUSSION AND POSSIBLE ACTION REGARDING AIRBOAT.

Fawn and Pete Rogers representatives from 1000 Island Airboats were present to give a power point presentation and answer any questions the Common Council have regarding the Airboat. Alderpersons Polzin moved/Kowalski seconded and all concurred to approve sending the item to Public Safety Code Enforcement committee to further review manufacturing/warranty concerns and a current timeline from 1000 Island Airboats

NEW BUSINESS

CONSIDERATION OF RECOMMENDATION REGARDING PETITION FOR DIRECT ANNEXATION.

No action was needed on the petition for Direct Annexation. The petition will be included in Ordinance # 2506 to be discussed later on tonight's agenda.

CONSIDERATION AND POSSIBLE ACTION REGARDING ESCROW AGREEMENT BETWEEN MIDWEST EXPANSION, LLP (THE DEVELOPER) AND THE CITY OF MARINETTE.

Alderpersons Polzin moved/Kowalski seconded and upon a call of the roll motion carries by a vote of 9 ayes to 0 nays to approve as presented the Escrow agreement between Midwest Expansion, LLP (the developer) and the City of Marinette.

CONSIDERATION AND POSSIBLE ACTION REGARDING AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT.

Alderspersons Skorik moved/Oitzinger seconded and upon a call of the roll **motion carries** by a vote of 9 ayes to 0 nays to **approve as presented** the amendment to Professional Services Agreement for Laboratory Testing & Sample Collection/Reporting in the amount of \$5,570.61

CONSIDERATION AND POSSIBLE ACTION REGARDING LETTER OF SUPPORT FOR BAY – LAKE RPC TECHNICAL ASSISTANCE GRANT PROGRAM

Alderspersons Oitzinger moved/Mikutowski seconded and all concurred to **approve** the Bay – Lake RPC Technical Assistance Grant and letter of support.

OLD BUSINESS

CONSIDERATION AND POSSIBLE ACTION REGARDING AMENDMENT TO DEVELOPMENT AGREEMENT WITH PKAB, LLC (A/K/A PIONEER PLASTICS) TO EXTEND THE CONSTRUCTION COMPLETION DATE FROM MAY 31, 2023 TO AUGUST 31, 2023.

Alderspersons Oitzinger moved/Kowalski seconded and upon a call of the roll **motion carries** by a vote of 9 ayes to 0 nays to **approve** the amendment to Development Agreement with PKAB, LLC (a/k/a Pioneer Plastics) to extend the construction completion date from May 31, 2023 to August 31, 2023.

FINANCE AND INSURANCE COMMITTEE

RECOMMENDATION TO GRANT ADVANCE AUTHORIZATION TO PAY FEBRUARY 2023 EXPENDITURES PURSUANT TO WI STAT. §66.0609 CONTINGENT UPON FINAL REVIEW & APPROVAL OF CITY OF MARINETTE FINANCE AND INSURANCE COMMITTEE.

Alderspersons Polzin moved/Skorik Kowalski and upon a call of the roll **motion carries** by a vote of 9 ayes to 0 nays to **grant** advance authorization to the City Treasurer/Finance Director to pay February 2023 expenditures contingent upon Finance and Insurance Committee approval.

CONSIDERATION AND APPROVAL OF DECEMBER 2022 BUDGET REPORTS.

Alderspersons Klegin moved/Kowalski seconded and all concurred to **approve** December 2022 budget reports.

CONSIDERATION OF RECOMMENDATION REGARDING BUILDING INSPECTOR POSTING.

Included in the packet are comparisons to what other cities have for Building Inspectors. Aldersperson Polzin moved/ Skorik seconded and upon a call of the roll **motion carries** by a vote of 9 ayes to 0 nays to **approve** the recommendation to have HR post for a Full Time City of Marinette Building Inspector.

CONSIDERATION OF RECOMMENDATION REGARDING OF MOBILE HOME PARK LICENSE FOR 2023

Aldersperson Klegin moved/ Keller seconded and all concurred to **approve** the following Mobile Homes parks for 2023, Forest Glen WI MHC, LLC, Parkview Terrace WI MHC, LLC & Foxx Glen WI MHC, LLC.

CONSIDERATION OF SECONDHAND ARTICLE DEALER LICENSE FOR 2023 FOR ECOATM, LLC

Alderspersons Flatt moved/Skorik seconded and all concurred, to **approve** the Secondhand Article license for 2023 for ecoATM, LLC.

CONSIDERATION OF TEMPORARY CLASS "B" FERMENTED MALT BEVERAGE APPLICATIONS FOR MARINETTE MENOMINEE AREA YOUTH HOCKEY ASSOCIATION FOR THE MMA FIGHT BEING HELD ON FEBRUARY 11, 2023 AND THE OUTDOOR SHOW BEING HELD ON FEBRUARY 16-19, 2023 AT 2501 PIERCE AVE.

Alderspersons Klegin moved/Wolfe seconded and all concurred (Polzin abstained) to **approve** Temporary Class "B" fermented Malt Beverage license for Marinette Menominee Area Youth Hockey Association for The MMA Fight being held on February 11, 2023 and The Outdoor Show being held on February 16 -19, 2023 at 2501 Pierce Ave.

CONSIDERATION AND POSSIBLE ACTION REGARDING FIVE (5) NEW OPERATOR LICENSE APPLICATIONS.

Pursuant to Marinette Municipal Code § 9.0220, Personnel and License Committee Policy No. PLC - 1.0010 and Wis. Stat. § 125.17, Aldersperson Skorik moved/Mikutowski seconded and all concurred to **grant** operator licenses to the following five (5) new applicants: Cadence R. Lorenz, Regen P, Nelson (contingent upon Regen paying all fines due to the City of Marinette), Susan M. Sargent, Samuel A. Tabares & Johanna Torres Gonzalez. Each aforementioned operator license applicant, recommended to have licenses granted for the current licensing period expiring 6/30/2024, shall be contingent upon each applicant providing documentation to City Clerk's Office, prior to expiration date of their 60-day provisional operator license, confirming completion of a State of Wis. approved Responsible Beverage Server class.

CIVIC AFFAIRS, TRAFFIC LIGHTS & CEMETERY COMMITTEE

CIVIC AFFAIRS, CEMETERY, TRAFFIC & LIGHTS DID NOT HAVE ANY COMMON COUNCIL RECOMMENDATIONS FOR THE MONTH OF JANUARY.

BOARD OF PUBLIC WORKS

CONSIDERATION OF RECOMMENDATION REGARDING APPLICATION FOR STREET USE PERMIT FOR THE BELLIN HEALTH COMMUNITY RUN/WALK ON SATURDAY, APRIL 29TH, 2023. CLOSING GALLAGHER ROAD FROM ROOSEVELT TO ANGWALL.

CLOSING ANGWALL DRIVE FROM GALLAGHER TO PARCEK. CLOSING PARCEK STREET FROM ANGWALL TO ROOSEVELT. STARTING AT 7:00A.M. AND ENDING AT 9:45A.M.

Alderson Flatt moved/Oitzinger seconded and upon a call of the roll **motion carries** by a vote of 9 ayes to 0 nays to **approve** the Application for Street Use Permit for the Bellin Health Community Run/Walk on Saturday, April 29th, 2023. Closing Gallagher Road from Roosevelt to Angwall. Closing Angwall Drive from Gallagher to Parcek. Closing Parcek Street from Angwall to Roosevelt. Starting at 7:00A.M. and ending at 9:45A.M.

CONSIDERATION OF RECOMMENDATION REGARDING BID RESULTS FOR WOLESKE ROAD, STREET AND UTILITY CONSTRUCTION, PROJECT NO. 2023-100.

Included in today's packet are bid results for Woleske Road, Street and Utility Construction, Project No. 2023-100. Three bidders responded to the request for bids. Alderson Flatt moved/Polzin seconded and upon a call of the roll **motion carries** by a vote of 9 ayes to 0 nays to **approve** the low bid from Peters Concrete Company in the amount of \$436,985.50 for Woleske Road, Street and Utility Construction, Project No. 2023-100.

CONSIDERATION OF RECOMMENDATION REGARDING BID RESULTS FOR REINES STREET, STREET AND UTILITY CONSTRUCTION, PROJECT NO. 2023-200.

Included in today's packet are bid results for Reines Street, Street and Utility Construction, Project No. 2023- 200. Five bidders responded to the request for bids. Alderson Keller moved/Klegin seconded and upon a call of the roll **motion carries** by a vote of 9 ayes to 0 nays to **approve** the low bid from Peters Concrete Company in the amount of \$404,335.50 for Reines Street, Street and Utility Construction, Project No. 2023-200.

CONSIDERATION OF RECOMMENDATION REGARDING BID RESULTS FOR ALLEY SANITARY SEWER REPLACEMENT, PROJECT NO. 2023-300.

Included in today's packet are bid results for Alley Sanitary Sewer Replacement, Project No. 2023-300. Three bidders responded to the request for bids. Alderson Skorik moved/Flatt seconded and upon a call of the roll **motion carries** by a vote of 9 ayes to 0 nays to **approve** the low bid from Advance Construction, Inc. in the amount of \$394,954.00 for Alley Sanitary Sewer Replacement, Project No. 2023-300.

PARKS AND RECREATION COMMITTEE

PARKS AND RECREATION COMMITTEE DID NOT HAVE ANY COMMON COUNCIL RECOMMENDATION FOR THE MONTH OF JANUARY.

PUBLIC SAFETY AND CODE ENFORCEMENT COMMITTEE

CONSIDERATION OF RECOMMENDATION REGARDING URBAN WILDLIFE DAMAGE ABATEMENT AGREEMENT.

Alderson Skorik moved/Flatt seconded and upon a call of the roll **motion carries** by a vote of 9 ayes to 0 nays to **approve** Urban Wildlife Damage Abatement Agreement and State Aid grant in the amount of \$4,000. The city's share being \$4,000 match to the grant.

PLAN COMMISSION

CONSIDERATION OF RECOMMENDATION REGARDING CITY OF MARINETTE PURCHASING A 0.03 ACRE OF PROPERTY, PART OF TAX PARCEL NUMBER 251-01155.004, FROM HEATH AND PATRICIA STALEY.

Alderson Keller moved/ Mikutowski seconded and upon a call of the roll **motion carries** by a vote of 9 ayes to 0 nays to **approve** City of Marinette purchasing a 0.03 acre of property, part of Tax Parcel Number 251-01155.004, from Heath and Patricia Staley.

ORDINANCES

(Copies of complete text of the ordinances described below have been placed on file at the City of Marinette Clerk's office.)

ORDINANCE NO. 2506- ANNEXING TERRITORY FROM THE TOWN OF PESHTIGO, MARINETTE COUNTY INTO THE CITY OF MARINETTE, TAX PARCEL #024-01818.001.

Alderson Kowalski moved/Polzin seconded and upon a call of the roll **motion carries** by a vote of 9 ayes to 0 nays to **approve** Ordinance No. 2506- Annexing Territory from the Town of Peshtigo, Marinette County into the City of Marinette, Tax Parcel #024-01818.001.

ORDINANCE NO. 2507- AMENDING SECTION MMC 2.0500 ETHICAL STANDARDS.

No action was taken on this agenda item.

ADJOURNMENT: Aldersons Kowalski moved/Skorik seconded and all concurred to adjourn at 7:29 PM

Lana Bero, City Clerk

The next regular Common Council meeting is scheduled for Tuesday March 7th, 2023 at 06:00 PM in the Common Council Chambers at Marinette City Hall, Marinette, WI.