

PROCEEDINGS OF COMMON COUNCIL REGULAR MEETING FROM MARCH 1, 2022

Mayor Steve Genisot **called to order**, the rescheduled regular monthly meeting of the City of Marinette Common Council at 06:00 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; 2nd Ward – Alderperson Jeffrey Skorik; 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 and Citywide At-Large Seat – Alderperson Dorothy Kowalski.

Absent: None

CITIZEN COMMENTS ON AGENDA ITEMS

Dakota Johnson, 3401 13th St, Menominee spoke on his behalf regarding the denial of his Operator License.

COMMON COUNCIL MEETING MINUTES

Alderpersons Polzin moved/Mikutowski seconded, and all concurred to approve the regular Common Council meeting minutes from 2/1/ & Special 02/15/22.

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 Skorik moved/Kowalski seconded and all concurred, to accept, the following standing committee meeting minutes (Finance & Insurance Committee minutes- February 15, 2022, Personnel & License Committee Minutes-February 21, 2022, Public Safety Code Enforcement Minutes-February 21st, 2022, Plan Commission Minutes-February 2nd, 2022).

MAYORS COMMUNICATIONS, APPOINTMENTS & REPORT

MAYOR'S REPORT & COMMUNICATIONS

Mayor Genisot and Chief Jon Lacombe presented a Service Award to retired Lt Scott Ries for his 27 years of service. Mayor Genisot commended him on his work with the Logging and Heritage Festival, Drug Awareness program, Fire Arm/ Taser Instructor and operating while intoxicating educator.

COMMUNICATION REGARDING REDISTRICTING/ELECTIONS

City Clerk distributed a correspondent that instructs voters to be aware that some voters may have changed wards due to the redistricting and instructed voters to call the City Clerk's office for an update or the myvote.wi.gov website for updated information regarding redistricting. Clerk Bero also announced absentee voting hours in the Clerk's office and deadlines for voting absentee by mail.

NEW BUSINESS

CONSIDERATION AND POSSIBLE ACTION REGARDING PERFORMANCE CONTRACT WITH NEXT MYLE FOR 10TH ANNUAL LOGGING & HERITAGE FESTIVAL ON JULY 9TH, 2022

Alderpersons Oitzinger moved/Mikutowski seconded and upon a call of the roll motion carries by a vote of 9 ayes to 0 nays to approve the Performance contract with Next Myle for 10th Annual Logging & Heritage festival on July 9th, 2022.

CONSIDERATION AND POSSIBLE ACTION REGARDING WORK AGREEMENT WITH GREAT LAKES TIMBER SHOW FOR THE 10TH ANNUAL LOGGING & HERITAGE FESTIVAL ON JULY 9TH, 2022.

Alderpersons Skorik moved/Polzin seconded and upon a call of the roll motion carries by a vote of 9 ayes to 0 nays to approve Work agreement with Great Lakes Timber Show for the 10th Annual Logging & Heritage Festival on July 9th, 2022.

DISCUSSION AND POSSIBLE ACTION REGARDING 2021 ANNUAL STORM SEWER WATER COMPLIANCE REPORTS & (MS4) PERMITS.

Alderpersons Oitzinger moved/Wolfe seconded and all concurred to approve the 2021 Annual Storm Sewer Water Compliance reports & (MS4) permits.

DISCUSSION AND POSSIBLE ACTION REGARDING QUOTE FROM BCI BURKE COMPANY FOR PLAYGROUND EQUIPMENT AT HIGLEY FIELD.

Alderperson Kowalski moved/ Polzin seconded and after further discussion Alderperson Oitzinger amended the motion to further seek out competitive bids for the Playground equipment/ Flatt seconded the amended motion and upon a call of the roll the motion failed by a vote of 4 ayes to 5 nays (Keller, Oitzinger, Wolfe, & Flatt). Upon roll call of the original motion, motion carried by a vote of 5 ayes to 4 nays (Oitzinger, Wolfe, Mikutowski & Flatt) to approve the bid from BCI Burke Company, LLC up to \$150,000 for playground equipment at Higley Field.

FINANCE AND INSURANCE COMMITTEE

RECOMMENDATION TO GRANT ADVANCE AUTHORIZATION TO PAY MARCH 2022 EXPENDITURES PURSUANT TO WI STAT. §66.0609 CONTINGENT UPON FINAL REVIEW & APPROVAL OF CITY OF MARINETTE FINANCE AND INSURANCE COMMITTEE.
Alderspersons Kowalski moved/Polzin seconded 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 March 2022 expenditures contingent upon Finance and Insurance Committee approval.

CONSIDERATION AND APPROVAL OF January 2022 BUDGET REPORTS.

Alderspersons Skorik moved/Klegin seconded and all concurred (Oitzinger nay) to approve January 2022 budget reports.

CONSIDERATION OF RECOMMENDATION REGARDING CAPITAL OUTLAY VEHICLES BE BID AND ORDERED IN 2022 AND PURCHASED IN 2022/2023.

Alderperson Polzin moved/ Klegin seconded and upon a call of the roll motion carried by a vote of 9 ayes to 0 nays to approve having the Department of Public Works & Police Department capital outlay vehicles as presented be bid and ordered in 2022 and purchased in 2022/2023.

CONSIDERATION OF RECOMMENDATION REGARDING RE-APPROVAL OF 2021 BUDGET AMENDMENTS

Alderperson Keller moved/ Polzin seconded and after further discussion Alderperson Oitzinger amended the motion to send back the 2021 budget amendment re-approvals to the Finance & Insurance Committee for further review and upon a call of the roll **motion failed** by a vote of 4 ayes to 5 nays (Keller, Skorik, Klegin, Polzin & Kowalski). Upon roll call of the original motion, **motion carried** by a vote of 8 ayes to 1 nay (Oitzinger) to re-approve the 2021 Budget amendments as presented.

FINANCE & INSURANCE COMMITTEE RECOMMENDS APPROVAL ORDINANCE NO 2486 TO BE CONSIDERED LATER ON TONIGHT AGENDA.

PERSONNEL AND LICENSE COMMITTEE

CONSIDERATION OF RECOMMENDATION REGARDING TEMPORARY CLASS “B” FERMENTED MALT BEVERAGE AND WINE LICENSE APPLICATIONS FOR MARINETTE MENOMINEE AREA YOUTH HOCKEY ASSOCIATION FOR THE LYLE “CHUMMY” MCDONALD MEMORIAL HOCKEY TOURNAMENT BEING HELD ON MARCH 18-20, 2022, AND M & M DANGLEFEST EVENT BEING HELD ON APRIL 1-3, 2022 AT 2501 PIERCE AVE.

Alderspersons Mikutowski moved/Wolfe seconded and all concurred (Polzin abstained) to **approve** the Temporary Class “B” fermented Malt Beverage and wine license for Marinette Menominee Area Youth Hockey Association for The Lyle “Chummy” McDonald Memorial Hockey Tournament being held on March 18-20, 2022, and M & M Danglefest event being held on April 1-3, 2022 at 2501 Pierce Ave.

CONSIDERATION OF RECOMMENDATION REGARDING TEMPORARY CLASS “B” FERMENTED MALT BEVERAGE LICENSE APPLICATION FOR MARINETTE MENOMINEE AREA YOUTH HOCKEY ASSOCIATION FOR M & M SHAMROCK’S SPRING MELTDOWN FOR MILES BEING HELD ON APRIL 22-24, 2022 AT 2501 PIERCE AVE.

Alderspersons Skorik moved/Wolfe seconded and all concurred (Polzin abstained) to **approve** the Temporary Class “B” fermented Malt Beverage license for Marinette Menominee Area Youth Hockey Association for M & M Shamrock’s Spring Meltdown for Miles being held on April 22-24, 2022 at 2501 Pierce Ave.

CONSIDERATION OF RECOMMENDATION REGARDING TEMPORARY CLASS “B” FERMENTED MALT BEVERAGE AND WINE LICENSE APPLICATIONS FOR ST. THOMAS AQUINAS ACADEMY FOR SPRING AUCTION BEING HELD ON APRIL 3, 2022, AT 1200 MAIN ST.

Alderspersons Klegin moved/Keller seconded and all concurred to **approve** the Temporary Class “B” fermented Malt Beverage and wine license for St. Thomas Aquinas Academy for spring auction being held on April 3, 2022, at 1200 Main St.

CONSIDERATION OF RECOMMENDATION REGARDING TEMPORARY CLASS “B” FERMENTED MALT BEVERAGE LICENSE APPLICATIONS FOR TRIPLE C RIDERS FOR FALL FEST BEING HELD ON SEPTEMBER 23RD, 2022 AT 1600 BRIDGE ST.

Alderspersons Skorik moved/Wolfe seconded and all concurred to **approve** the Temporary Class “B” fermented Malt Beverage license for Triple C Riders for Fall fest being held on September 23rd, 2022 at 1600 Bridge St.

CONSIDERATION OF RECOMMENDATION REGARDING APPOINTMENT OF SUCCESSOR AGENT FOR KRIST FOOD MART #52.

Alderspersons Polzin moved/Skorik seconded and all concurred to **approve** the appointment of Successor Agent for Krist Food Mart #52

CONSIDERATION OF RECOMMENDATION REGARDING APPOINTMENT OF SUCCESSOR AGENT FOR WALGREENS #07634.

Alderspersons Kowalski moved/Polzin seconded and all concurred to approve the appointment of Successor Agent for Walgreens #07634

CONSIDERATION AND POSSIBLE ACTION REGARDING NINE (9) 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, Alderspersons Flatt moved/Skorik seconded and all concurred to grant operator licenses to the following nine (9) new applicants: Sterling P. Brickman, Tammy J. Corwin (contingent upon Tammy paying all fines due to the City of Marinette), Alexis N. LaCombe (contingent upon Alexis paying all fines due to the City of Marinette) Lisa A. Rashid, Bethany J. Sotka, Brian J. Torreano, Kayla E. Walters, Sally-Anne M. Womack (contingent upon Sally-Anne paying all fines due to the City of Marinette) & Abigail C. Zidarich and deny license to Dakota JA Johnson, due to his non-compliance with Personnel & License Committee Policy NO. PLC – 1.0010 flowchart item #4 & #6. Each aforementioned operator license applicant, recommended to have licenses granted for the current licensing period expiring 6/30/2023, 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, TRAFFIC AND LIGHTS & CEMETERY COMMITTEE DID NOT HAVE A MONTHLY MEETING IN FEBRUARY

BOARD OF PUBLIC WORKS

BOARD OF PUBLIC WORKS DID NOT HAVE A COMMITTEE MEETING IN FEBRUARY

PARKS AND RECREATION COMMITTEE

PARKS AND RECREATION COMMITTEE HAD NO COMMON COUNCIL RECOMMENDATIONS FOR THE MONTH OF FEBRUARY.

PUBLIC SAFETY AND CODE ENFORCEMENT COMMITTEE

PUBLIC SAFETY CODE ENFORCEMENT HAD NO COMMON COUNCIL RECOMMENDATIONS FOR THE MONTH OF FEBRUARY.

PLAN COMMISSION

PLAN COMMISSION RECOMMENDS APPROVAL OF RESOLUTION NO. 03-2022 TO BE CONSIDERED LATER ON TONIGHT AGENDA.

RESOLUTIONS & ORDINANCES

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

RESOLUTION NO 03-2022- RESOLUTION CREATING TAX INCREMENTAL DISTRICT NO.14 APPROVING ITS PROJECT PLAN AND ESTABLISHING ITS BOUNDARIES CITY OF MARINETTE, WISCONSIN.

Joe Murray, Ehlers Financial Advisor, was present via go to meeting to explain the description of the district boundaries, estimated total project cost expenditures, incremental valuation, and Project Plan for the proposed 20.76 acre TID #14 on 2741 Roosevelt Road, which consists of a Hotel and potential Restaurant. Mayor Genisot clarified to the Common Council this is only considering approval of the district boundaries and Project Plan at this time not the developer’s incentives. There will be a developer agreement that specifically would consider the developer’s incentives coming back to the Common Council for approval. Alderspersons Oitzinger moved/Mikutowski seconded and upon a call of the roll the motion carries by a vote of 8 ayes to 1 nay (Oitzinger) to approve Resolution No. **03-2022** – Resolution Creating Tax Incremental District No. 14 Approving its Project Plan and Establishing its Boundaries City of Marinette, Wisconsin, with the amendment to incorporate electric vehicle charging stations into the project plan. A motion by Aldersperson Oitzinger to withdraw the restaurant developer’s incentive out of the project plan failed with no second to the motion.

ORDINANCE NO.2486- AMENDING MMC 3.0104 PERTAINING TO CHANGES IN BUDGET.

Aldersperson Kowalski moved/ Keller seconded after discussion, Aldersperson Mikutowski asked for a friendly amendment to remove line “except by a two thirds (2/3) vote of the entire Common Council” and replace with language pursuant to State Statute 65.90, Kowalski moved/Keller seconded to accept the friendly amendment., upon roll call, motion adopted by a vote of 9 ayes to 0 nays to approve Ordinance No. 2486- AMENDING MMC 3.0104 PERTAINING TO CHANGES IN BUDGET.

CLOSED SESSION

DELIBERATING OR NEGOTIATING THE PURCHASING OF PUBLIC PROPERTIES, THE INVESTING OF PUBLIC FUNDS, OR CONDUCTING ANY OTHER SPECIFIED PUBLIC BUSINESS, WHENEVER COMPETITIVE OR BARGAINING REASONS REQUIRE A CLOSED SESSION PURSUANT TO WIS. STATS. 19.85 (1)(E)

TO WIT: NEGOTIATION OF TERMS REGARDING AN OFFER TO PURCHASE REAL ESTATE LOCATED IN THE CITY OF MARINETTE.

Mayor Genisot asked if the next item could proceed in open session as there is no reason to convene into Closed Session. Mayor Genisot stated he has received a formal offer to purchase the Fleet Farm property which is 26 acres of parcel land which is the

largest available parcel in the city of Marinette, the offer comes with no contingencies at \$650,000. Mayor also stated there is \$457,000 from the Walmart Sale that was designated for future Economic Development. The remaining balance of \$193,000 for the purchase of the property will be determined at a later date. Alderperson Flatt moved/ Polzin seconded upon roll call, motion adopted by a vote of 9 ayes to 0 nays to approve the purchase of the 26-acre Fleet Farm Real Estate property in the amount of \$650,000 with \$457,000 to be funded by fund 252 in the amount of \$457,000 with the remaining funds to purchase the property to be determined

PURSUANT TO WIS. STAT. §19.85(2), THE COMMON COUNCIL MAY RECONVENE IN OPEN SESSION IMMEDIATELY AFTER CONCLUSION OF THE CLOSED SESSION TO TAKE ACTION, IF ANY, ON ANY CLOSED SESSION AGENDA ITEM.

ADJOURNMENT: Alderpersons Kowalski moved/Klegin seconded and all concurred to adjourn at 8:10 PM

Lana Bero, City Clerk

The next regular Common Council meeting is scheduled for Wednesday April 6th, 2022 at 06:00 PM in the Common Council Chambers at Marinette City Hall, Marinette, WI.
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