PROCEEDINGS OF COMMON COUNCIL REGULAR MEETING FROM APRIL 14, 2020

Mayor Steve Genisot called to order, the 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: 1st Ward – Alderperson Ken Keller; (via go to meeting) 2nd Ward – Alderperson Jeffrey Skorik; 3rd Ward – Alderperson John Marx (via go to meeting) 4th Ward – Alderperson Dave Anderson (via go to meeting); 5th Ward – Alderperson Wally Hitt; 6th Ward – Alderperson Peter Noppenberg; 7th Ward – Alderperson Rick Polzin (via go to meeting); 8th Ward – Alderperson Wm. Jason Flatt (via go to meeting) and Citywide At-Large Seat – Alderperson Dorothy Kowalski. (via go to meeting)

Absent: None

CITIZEN COMMENTS ON AGENDA ITEMS

No citizen comments were made.

COMMON COUNCIL MEETING MINUTES

Aldersons Polzin moved/Anderson seconded and all concurred, to approve as presented, the regular Common Council meeting minutes from 03/03/2020 and Special 03/19/20.

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

Aldersons Anderson moved/Max seconded and all concurred, to accept, the following standing committee meeting minutes (Personnel & License Committee minutes – March 17, 2020; Board of Public Works Committee minutes – March 17, 2020- Parks & Recreation Committee minutes- March 11, 2020; Plan Commission minutes – March 5, Joint meeting March 2020, Civic Affairs Committee minutes- March 16, 2020 Public Safety Code Enforcement minutes- March 16th, 2020)

MAYORS REPORT

CITY UPDATES COVID-19: Mayor Genisot reported to the Common Council the City is looking at replacing all of the tablets to make it more convenient for go to meetings due to Covid-19, he also stated all parks in the city are open with the exception of the playgrounds and bathrooms, all boat launches remain open with no bathroom facilities provided. A drop box was placed in the front corridor of City Hall for all payments as City Hall is closed except by appointment only. Water Utility payments are still being taken at the Post Office Drop Box.

MARINETTE REDEVELOPMENT AUTHORITY

CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION TO APPROVE LETTER STATING BDLP # 62 LOAN IS DUE AND PAYABLE AS IS OUT OF COMPLIANCE.

Alderson Polzin moved/ Anderson seconded and upon a call of the roll motion passed by a vote of 9 ayes to 0 nays to approve the Finance Director proceed with the collection of BDLP # 62.

CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION TO APPROVE LETTER STATING BDLP # 64 LOAN IS DUE AND PAYABLE AS IS OUT OF COMPLIANCE.

Alderson Anderson moved/ Hitt seconded and upon a call of the roll motion passed by a vote of 9 ayes to 0 nays to approve the Finance Director proceed with the collection of BDLP # 64.

FINANCE AND INSURANCE COMMITTEE

MONTHLY EXPENDITURES: Aldersons Anderson moved/Hitt seconded and upon a call of the roll the motion passed by a vote of 9 ayes to 0 nays to grant advance authorization to the City Treasurer/Finance Director to pay April 2020 expenditures contingent upon Finance and Insurance Committee approval.

JANUARY 2020 BUDGET REPORTS. Aldersons Polzin moved/Max seconded and all concurred to approve the February & March 2020 Budget Reports.

CONSIDERATION AND POSSIBLE ACTION REGARDING WRITE OFF $12,314.12 IN UNCOLLECTIBLE PERSONAL PROPERTY TAXES FROM CLOSED BUSINESSES.

Alderson Polzin moved/Hitt seconded and upon a call of the roll motion passed by a vote of 9 ayes to 0 nays to approve the Finance Director write off $12,314.12 in uncollectible Personal Property Taxes from closed businesses.

PERSONNEL AND LICENSE COMMITTEE

CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION TO APPROVE ORIGINAL ALCOHOL BEVERAGE RETAIL LICENSE APPLICATION FROM VELE, INC. FOR THE SALE OF CLASS A LIQUOR AT 2700 CLEVELAND AVE. FOR THE PERIOD OF 7/1/19 THROUGH 6/30/2020.

Aldersons Skorik moved/Noppenberg seconded and all concurred to approve Original Alcohol Beverage Retail Class a Liquor License for VELE, Inc. for the sale of Class A liquor at 2700 Cleveland Ave. for the period of 7/1/19 through 6/30/2020.

C: Eagle Herald, Common Council Members, Mayor, Department Heads and Clerks file.

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CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION REGARDING RECREATION PROGRAM COORDINATOR POSITION.
Alderperson Polzin moved/ Anderson seconded and upon a call of the roll motion carried by a vote of 9 ayes to 0 nays to approve the job description for the Recreation Program Coordinator Position.

CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION REGARDING RECREATION SUPERINTENDENT POSITION
Alderperson Polzin moved/ Anderson seconded and upon a call of the roll motion carried by a vote of 9 ayes to 0 nays to approve the job description for the Recreation Superintendent Position.

CONSIDERATION AND POSSIBLE ACTION REGARDING ONE (1) RENEWAL LICENSE APPLICATION.
Alderperson Keller moved/ Skorik seconded and all concurred to approve the renewal license for Arlene L. Ford.

CONSIDERATION OF RECOMMENDATION REGARDING SIX (6) NEW OPERATOR LICENSE APPLICATIONS: Alderpersons Skorik moved/Anderson seconded and all concurred to conditionally grant operator licenses to the following six (6) new applicants: – Jacob D. Deschaîne, Laura L. Engum, Jennifer A. Heider, Delina M. Phillips & Terri S. Whitaker. Each aforementioned operator license applicant, recommended to have licenses granted for the current licensing period expiring 6/30/2022, 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
CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION OF CEMETERY WALKS FROM THE MARINETTE GENEALOGY GROUP
Alders Marx moved/Flatt seconded and all concurred to approve the request for Cemetery Walks at Forest Home Cemetery by the Marinette Genealogy group.

CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION FROM REQUEST FROM SHARON & KENNETH MARINEAU OF PURCHASING BACK CRYPT IN FOREST HOME MAUSOLEUM FOR THE PURCHASE PRICE OF $3970.00.
Alders Noppenberg moved/Anderson seconded and upon a call of the roll motion carried by a vote of 9 ayes to 0 nays to purchase back Crypt from Sharon & Kenneth Marineau in Forest Home Mausoleum for the purchase price of $3970.00.

BOARD OF PUBLIC WORKS
CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION OF TRAFFIC SIGNAL PREVENTIVE MAINTENANCE CONTRACT WITH TAPCO FOR 2020.
Alders Keller moved/Hitt seconded and upon a call of the roll motion carried by a vote of 9 ayes to 0 nays to approve the Traffic Signal Preventive Maintenance Contract with TAPCO for 2020.

CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION OF BID RESULTS FOR 2020 SEASON REQUIREMENTS OF CONSTRUCTION MATERIALS FOR TOPSOIL.
Two bidders responded to the bid request for Construction Materials for Topsoil
Alders Skorik moved/Kowalski seconded and upon a call of the roll motion carried by a vote of 9 ayes to 0 nays to accept the recommendation from the Board of Public Works and approve the bid from Havelka Construction, N4559 US Hwy 41, Wallace, in the amount of $15.85 per ton with a total base bid of $1,585.00.

CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION BID RESULTS FOR 2020 SEASON REQUIREMENTS OF CONSTRUCTION MATERIALS FOR GRAVEL.
Two bidders responded to the bid request for Construction Materials for Gravel
Alders Hitt moved/Anderson seconded and upon a call of the roll motion carried by a vote of 9 ayes to 0 nays to accept the recommendation from the Board of Public Works and approve the bid from Peters Concrete Co. 1516 Atkinson Dr, Green Bay WI, in the amount of $10.20 per ton with a total base bid of $1,020.00.

CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION OF THE 2019 MS4 ANNUAL REPORT.
Alders Skorik moved/Polzin seconded and upon a call of the roll motion carried by a vote of 9 ayes to 0 nays to accept the recommendation from the Board of Public Works and approve the 2019 MS4 Annual Report.

CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION OF BID RESULTS FOR GARFIELD AVENUE STREET AND UTILITY CONSTRUCTION, PROJECT NO. 2020-200
Four bidders responded to the bid request for Garfield Avenue Street and Utility Construction, Project No. 2020-200
Alders Kowalski moved/Anderson seconded and upon a call of the roll motion carried by a vote of 9 ayes to 0 nays to accept the recommendation from the Board of Public Works and approve the bid from Barley Trucking & Excavating, 1824 10th Ave, Menominee MI, in the amount of $576,953.31 for Garfield Avenue Street and Utility Construction, Project No. 2020-200

CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION OF BID RESULTS FOR STATE STREET AND UTILITY CONSTRUCTION, PROJECT NO. 2020-100.
Four bidders responded to the bid request for State Street and Utility Construction, Project No. 2020-100. Alderpersons Flatt moved/Noppenberg seconded and upon a call of the roll motion carried by a vote of 9 ayes to 0 nays to accept the recommendation from the Board of Public Works and approve the bid from Barley Trucking & Excavating, 1824 10th Ave, Menominee MI, in the amount of $1,176,985.37 for State Street and Utility Construction, Project No. 2020-100.

CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION OF CONTRACT AMENDMENT TO THE AYRES AGREEMENT DATED AUGUST 29, 2019, TO PREPARE HATTIE STREET BRIDGE FISHING PLATFORM REPAIR SPECIFICATIONS. Alderpersons Keller moved/Polzin seconded and upon a call of the roll motion carried by a vote of 9 ayes to 0 nays to accept the recommendation from the Board of Public Works and approve Contract Amendment to the AYRES Agreement dated August 29, 2019, to prepare Hattie Street Bridge Fishing Platform Repair Specifications contingent upon the cost of $4,500 is split with Menominee.

PARKS AND RECREATION COMMITTEE
CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION TO APPROVE MANAGEMENT AGREEMENT WITH THE CITY OF MARINETTE AND CARRICO AQUATICS RESOURCES INC. REGARDING SUMMER WATER MANAGEMENT. No action was taken on this agenda item and it will be brought back to the Sine Die Common Council meeting on April 20th, 2020.

PUBLIC SAFETY AND CODE ENFORCEMENT COMMITTEE
PUBLIC SAFETY AND CODE ENFORCEMENT COMMITTEE RECOMMEND APPROVAL OF RESOLUTION 08-20 TO BE CONSIDERED LATER ON TONIGHT’S AGENDA.

PLAN COMMISSION
CONSIDERATION AND POSSIBLE ACTION REGARDING PROPOSED CERTIFIED SURVEY MAP (CSM) BY JEFFREY LENCA, WISCONSIN LAND SURVEYOR OF LENCA SURVEYING, LLC, MENOMINEE, MI, PERTAINING TO PROPOSED LOT SPLIT OF TAX PARCEL NUMBER 251-00632.013 AT THE FORMER SHOPKO LOT, 2741 ROOSEVELT ROAD, MARINETTE, WI. Alderpersons Marx moved/Polzin seconded and upon a call of the roll motion carried by a vote of 7 ayes to 0 nays to approve the Certified Survey Map (CSM) by Jeffrey Lenca, Wisconsin Land Surveyor of Lenca Surveying, LLC, Menominee, MI, pertaining to proposed Lot split of Tax Parcel Number 251-00632.013 at the Former Shopko Lot, 2741 Roosevelt Road, Marinette, WI.

UNFINISHED BUSINESS
CONSIDERATION AND POSSIBLE ACTION REGARDING A PAYMENT REIMBURSEMENT AGREEMENT BETWEEN JCI/TYCO AND THE CITY OF MARINETTE. Attorney Gagan presented the new reimbursement agreement with JCI/Tyco with the approved language discussed at the last Common Council meeting. Alderperson Keller moved/Flatt seconded and upon a call of the roll motion carried by a vote of 7 ayes to 2 nays (Polzin & Kowalski) to approve the payment Reimbursement agreement with JCI/Tyco and the City of Marinette.

NEW BUSINESS
CONSIDERATION AND POSSIBLE ACTION CONTRACT WITH DOMINION VOTING SYSTEMS FOR THE PURCHASE OF VOTING EQUIPMENT AND LICENSE. Alderpersons Hitt moved/Kowalski seconded and upon a call of the roll the motion passed by a vote of 9 ayes to 0 nays to approve the Contract with Dominion Voting systems for the purchase of voting equipment and license.

CONSIDERATION AND POSSIBLE ACTION REGARDING LESSEE RESOLUTION BETWEEN NCL GOVERNMENT CAPITAL AND THE CITY OF MARINETTE. Alderpersons Skorik moved/Noppenberg seconded and upon a call of the roll the motion passed by a vote of 9 ayes to 0 nays to approve the Lessee Resolution between NCL Government Capital and the City of Marinette.

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. 08-2020- Adoption of the Marinette County, Wisconsin Hazard Mitigation Plan. Alderpersons Skorik moved/Keller seconded and upon a call of the roll the motion passed by a vote of 9 ayes to 0 nay to approve City of Marinette Resolution No. 08-2020- Adoption of the Marinette County, Wisconsin Hazard Mitigation Plan.
Ordinance No. 2441- Amending MMC Chapter 12 Establishment of Bulkhead Line Creating 12.0301.
Alderpersons Polzin moved/Noppenberg seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays (Skorik abstained) to approve City of Marinette Ordinance No. 2441 - Amending MMC Chapter 12 Establishment of Bulkhead Line Creating 12.0301.

CLOSED SESSION: 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 PURSUANT TO WISCONSIN STATUTES SEC. 19.85 (1) (g), to wit: negotiation strategy regarding pending litigation.

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 PURSUANT TO WISCONSIN STATUTES SEC. 19.85 (1) (g), to wit: review proposal from consultant.
Alderperson Flatt moved/ Skorik seconded and upon a call of the roll the motion passed by a vote of 9 ayes to 0 nay to convene into Closed Session at 7:22PM.

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.
Alderperson Flatt moved, Keller seconded and all concurred to reconvene into open session at 7:40PM.

Alderperson Skorik moved/ Hitt seconded and upon a call of the roll the motion passed by a vote of 9 ayes to 0 nay to approve the City of Marinette vs. Menards settlement for 2017, 2018 & 2019 assessed values.

ADJOURNMENT: Alderpersons Anderson moved/Hitt seconded and all concurred to adjourn at 07:48 PM.

Lana Bero, City Clerk

The next regular Common Council meeting is scheduled for Tuesday May 5, 2020 at 06:00 PM in the Common Council Chambers at Marinette City Hall, Marinette, WI.