

PROCEEDINGS OF COMMON COUNCIL REGULAR MEETING FROM JULY 6, 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 2nd Ward – Alderperson Jeffrey Skorik; 3rd Ward – Alderperson Doug Oitzinger; 4th Ward – Alderperson Mike Wolfe; 5th Ward – Alderperson Liz Mikutowski; 7th Ward – Alderperson Rick Polzin; 8th Ward - Alderperson Wm. Jason Flatt & Citywide At-Large Seat – Alderperson Dorothy Kowalski

Absent: Alderperson 1st Ward- Ken Keller & 6th Ward – Alderperson Debra Klegin.

CITIZEN COMMENTS ON AGENDA ITEMS

Chris Getchell, 1305 Armstrong St, spoke against the sale of the vacant property of 1313 Armstrong St.
Andrew Mortinson, 1319 Armstrong St, spoke against the sale of the vacant property of 1313 Armstrong St.
Cassie Alloy, 1600 Carney Blvd spoke in regards to the denial of her Operator License.

COMMON COUNCIL MEETING MINUTES

Alderpersons Skorik moved/Wolfe seconded, and all concurred to approve the regular Common Council meeting minutes from 6/7 and Special 6/21/22.

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 Polzin moved/Wolfe seconded and all concurred, to accept, the following standing committee meeting minutes (Finance & Insurance Committee minutes- June 21st 2022, Personnel & License Committee Minutes-June 21st, 2022, Civic Affairs, Cemetery Traffic & Lights- June 20th 2022, Board of Public Works Committee minutes- June 21st 2022, Parks & Recreation Committee minutes- June 20th, 2022 Public Safety Code Enforcement Minutes- June 20th 2022, Plan Commission Minutes-June 1st & June 15th, 2022).

MAYORS COMMUNICATIONS & REPORT & APPOINTMENTS

MAYOR'S REPORT

Mayor Genisot informed the Common Council the Shore Drive Hospital site has been demolished and next step will be topsoil on the site until property is sold. The Fleet Farm property is still being discussed. The Mayor talked about the 10th Annual Logging & Heritage festival and a schedule of events for July 9th & 10th. Genisot also spoke of the Cabela's National Walleye Fishing Tournament that will be held on July 14th & 15th and the AIMS on July 10th.

MAYOR'S APPOINTMENT.

Reappointment of Jeff Skorik to the Police & Fire Commission.

Alderperson Oitzinger moved/ Kowalski seconded and all concurred to approve the re- appointment of Jeff Skorik to the Police & Fire Commission.

NEW BUSINESS

DISCUSSION AND POSSIBLE ACTION REGARDING DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MARINETTE AND PKAB LLC (DEVELOPER).

Alderperson Mikutowski stated the dates for the project to commence is reflected on two different dates, Attorney Gagan will have the dates to both reflect a commence date of November 30th, 2022. Alderpersons Oitzinger moved/Skorik seconded and upon a call of the roll **motion carries** by a vote of 7 ayes to 0 nays to **approve** the Development Agreement between the City of Marinette and PKAB LLC (Developer) as presented with the date change.

DISCUSSION AND POSSIBLE ACTION REGARDING VACANT LAND OFFER TO PURCHASE FROM ARETZ INDUSTRIES, INC./PIONEER PLASTICS, INC.

Attorney Gagan stated he has updated the dates and recommends approval. Alderpersons Skorik moved/Oitzinger seconded and upon a call of the roll **motion carries** by a vote of 7 ayes to 0 nays to **approve** Vacant Land Offer To Purchase from Aretz Industries, Inc./Pioneer Plastics, Inc. as presented.

DISCUSSION AND POSSIBLE ACTION REGARDING TYCO/JOHNSON CONTROLS THIRD AMENDMENT TO THE ACCESS AGREEMENT.

Matt Coleman & Denice Nelson, representing Tyco/Johnson Controls were present via Go to meeting to give a presentation regarding the third amendment to the access agreement and answer any questions the Common Council may have. Alderperson Oitzinger asked for clarification of the date under number 8 saying it states July 2022- June 2022, Attorney Gagan will get the date corrected. The agreement is an annual renewal by the City Common Council. Alderpersons Polzin moved/Skorik seconded and upon a call of the roll motion carries by a vote of 7 ayes to 0 nays to approve Tyco/Johnson Controls Third Amendment to the Access Agreement as presented.

DISCUSSION AND POSSIBLE ACTION REGARDING SALE OF VACANT CITY LOT (1313 ARMSTRONG STREET) TO BRYCK & SONS BUILDERS.

Alderperson Polzin recused himself prior to discussion of the agenda item. Included in the packet is the vacant lot proposal for 1313 Armstrong St. Alderperson Oitzinger moved/ Flatt seconded and upon call of the roll motion carries by a vote of 6 ayes to 0 nays to request contractor to modify submission and resubmit all required information for the request for proposals regarding sale of vacant city lot (1313 Armstrong Street) to Bryck & Sons Builders.

OLD BUSINESS

DISCUSSION AND POSSIBLE ACTION REGARDING DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MARINETTE AND MARWI HIX, LLC (DEVELOPER).

Alderpersons Kowalski moved/Polzin seconded upon a call of the roll motion carries by a vote of 6 ayes to 1 nay (Oitzinger) to approve the Development Agreement as presented between the City of Marinette and MARWI HIX, LLC (Developer).

FINANCE AND INSURANCE COMMITTEE

RECOMMENDATION TO GRANT ADVANCE AUTHORIZATION TO PAY JULY 2022 EXPENDITURES PURSUANT TO WI STAT. §66.0609 CONTINGENT UPON FINAL REVIEW & APPROVAL OF CITY OF MARINETTE FINANCE AND INSURANCE COMMITTEE.

Alderpersons Skorik moved/Polzin seconded and upon a call of the roll motion carries by a vote of 7 ayes to 0 nays to grant advance authorization to the City Treasurer/Finance Director to pay July 2022 expenditures contingent upon Finance and Insurance Committee approval.

CONSIDERATION AND APPROVAL OF MAY 2022 BUDGET REPORTS.

Alderpersons Kowalski moved/Mikutowski seconded and all concurred to approve May 2022 budget reports.

CONSIDERATION OF RECOMMENDATION REGARDING WAIVING PROCUREMENT POLICY AND PURCHASE CHEVY EQUINOX FOR PD TRAVEL VEHICLE.

Alderpersons Skorik moved/Wolfe seconded and upon a call of the roll motion carries by a vote of 7 ayes to 0 nays to approve waiving procurement policy and purchase Chevy Equinox for PD Travel Vehicle.

PERSONNEL AND LICENSE COMMITTEE

CONSIDERATION OF RECOMMENDATION REGARDING TEMPORARY CLASS "B" FERMENTED MALT BEVERAGE APPLICATION FROM MARINETTE MOOSE LODGE FOR AN EVENT BEING HELD ON JULY 9TH, 2022 AT STEPHENSON ISLAND, 1600 BRIDGE ST.

Alderpersons Polzin moved/Wolfe seconded and all concurred to approve the Temporary Class "B" Fermented Malt Beverage application from Marinette Moose Lodge for an event being held on July 9th, 2022 at Stephenson Island, 1600 Bridge St.

CONSIDERATION AND POSSIBLE ACTION REGARDING TEN (10) RENEWAL OPERATOR LICENSE

Alderpersons Skorik moved/Kowalski seconded and all concurred to approve ten (10) renewal license for Jackie R. Grenfell, Tiffany P. Harder, Kristine A. LaFave, Rayne J. LaFave, Leha L. Lebich, Derrick Z. Raygo, Stacy L. Zelm, Renne M. Heinz, Dori L. Mans, Spencer J. Adams.

CONSIDERATION AND POSSIBLE ACTION REGARDING THIRTEEN (13) 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, Alderpersons Polzin moved/Keller seconded and all concurred (Flatt nay) to grant operator licenses to the following thirteen (13) new applicants: Cassie D. Alloy, Evelyn M. Taylor, Amber M. Larson , Haley B. Allen, Ryan L. McQuire-Swanson, Kayla E. Walters, Jennifer A. Heinze, Larry O. Schwartz, Angela M. Duffrin, Paige M. Fuhrman, Ashley C. Campbell, Jennifer L. Devos-Thiry & Isabella RM. Diercks . 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 RECOMMENDS APPROVAL OF ORDINANCE NO. 2493 TO BE CONSIDERED LATER ON TONIGHT'S MEETING.

BOARD OF PUBLIC WORKS

CONSIDERATION OF RECOMMENDATION REGARDING REC CENTER PARKING LOT MAINTENANCE BID RESULTS, PROJECT NO. 2022-222.

Aldersperson Polzin moved/ Kowalski seconded upon a call of the roll **motion carries** by a vote of 7 ayes to 0 nays to **approve** the sole base bid in the amount of \$9,980.00 and Alternate bid #1 in the amount of \$8,595.32 and Alternate bid #2 in the amount of \$2,500 for a total of \$21,075.32 from Fahrner Asphalt Sealers, LLC 111 Anderson Road, Iron River, MI 49935.

CONSIDERATION OF RECOMMENDATION REGARDING PROFESSIONAL SERVICES AGREEMENT FROM ROBERT E. LEE TO PERFORM ILLICIT DISCHARGE DETECTION & ELIMINATION FIELD SCREENING AND PREPARE A SUMMARY REPORT.

Aldersperson Skorik moved/ Kowalski seconded upon a call of the roll **motion carries** by a vote of 7 ayes to 0 nays to **approve** the Professional Services Agreement from Robert E. Lee to perform Illicit Discharge Detection & Elimination field screening and prepare a summary report.

CONSIDERATION OF RECOMMENDATION REGARDING CITY OF MARINETTE ROADWAY LINE STRIPING AGREEMENT WITH MARINETTE COUNTY.

Included in today's packet is a proposal from Marinette County for 2022 Line Striping with an estimated project cost of \$12,176.00 with an additional estimated project cost of \$790.00 to apply a white edge line on Hall Ave from Van Cleve Street to Roundabout. Aldersperson Polzin moved/ Kowalski seconded to approve the \$12,176.00 forwarded from the Public Works committee, Aldersperson Oitzinger moved/Flatt seconded to amend the motion to include the \$790.00 for edge striping on Hall Ave from VanCleve Ave to the roundabout. Upon a call of the roll motion carries by a vote of 4 ayes (Oitzinger, Wolfe, Mikutowski & Flatt) to 3 nays (Skorik, Polzin & Kowalski) to approve to amend the motion. Upon a call of the roll **motion carries** by a vote of 6 ayes to 1 nay (Kowalski) to **approve** the Line Striping Agreement with Marinette County with an estimated project cost of \$12,176.00 and the additional estimated project cost of \$790.00 to apply a white edge line on Hall Ave from Van Cleve Street to Roundabout.

CONSIDERATION OF RECOMMENDATION REGARDING BID RESULTS FOR HIGLEY FIELD WALKWAY, PROJECT NO. 2022-600.

Aldersperson Polzin moved/ Kowalski seconded upon a call of the roll **motion carries** by a vote of 7 ayes to 0 nays to **reject all bids received for Higley Field Walkway, Project No. 2022-600.**

PARKS AND RECREATION COMMITTEE

PARKS AND RECREATION COMMITTEE RECOMMENDS APPROVAL OF ORDINANCE NO. 2492 TO BE CONSIDERED LATER ON TONIGHT'S AGENDA

PUBLIC SAFETY AND CODE ENFORCEMENT COMMITTEE

PUBLIC SAFETY, CODE ENFORCEMENT HAD NO COMMON COUNCIL RECOMMENDATION FOR THE MONTH OF JUNE.

PLAN COMMISSION

PLAN COMMISSION HAD NO COMMON COUNCIL RECOMMENDATION FOR THE MONTH OF JUNE.

ORDINANCES & RESOLUTIONS

(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. 10-2022- A RESOLUTION APPROVING DEVELOPMENT AGREEMENT WITH AND AUTHORIZING THE ISSUANCE OF UP TO \$1,050,000 TAXABLE TAX INCREMENT REVENUE BOND OF THE CITY OF MARINETTE, WISCONSIN TO MARWI HIX, LLC.

Aldersperson Polzin moved/ Kowalski seconded and upon a call of the roll **motion carries** by a vote of 6 ayes to 1 nay (Oitzinger) to **approve** Resolution No. 10-2022- A Resolution approving Development Agreement with and authorizing the issuance of up to \$1,050,000 Taxable Tax Increment Revenue Bond of the City of Marinette, Wisconsin to MARWI HIX, LLC.

RESOLUTION NO. 14-2022- APPROVING THE CY2022 URBAN MASS TRANSIT ASSISTANCE GRANT AGREEMENT WITH THE CITY OF MARINETTE (SHARED-RIDE TAXI, INC.) Aldersperson Skorik moved/ Oitzinger seconded and upon a call of the roll **motion carries** by a

vote of 7 ayes to 0 nays to **approve** Resolution No. 14-2022- Approving the CY2022 Urban Mass Transit Assistance Grant Agreement with the City of Marinette (Shared-Ride Taxi, Inc.).

RESOLUTION NO. 15-2022- APPROVING THE FEDERAL TRANSIT ADMINISTRATION (5311) PROGRAM GRANT AND THE CARES ACT PROGRAM FUNDS AGREEMENTS FOR CY2022 WITH THE CITY OF MARINETTE (SHARED-RIDE TAXI, INC.

Aldersperson Mikutowski moved/Wolfe seconded and upon a call of the roll **motion carries** by a vote of 7 ayes to 0 nays to **approve** Resolution No. 15-2022- Approving the Federal Transit Administration (5311) Program Grant and the Cares Act Program Funds Agreements for CY2022 with the City of Marinette (Shared-Ride Taxi, Inc.

ORDINANCE NO. 2492- AMENDING MMC 12.0101(B) (16) PERTAINING TO SMOKING IN PARKS AND RECREATIONAL AREAS.

Aldersperson Polzin moved/Kowalski seconded after further discussion Aldersperson Polzin made a friendly amendment to add the word Park to all City Playgrounds and leave the lined item that reads Smoking is prohibited in “fenced areas” of Pedersen, Haase and Prep Baseball fields in the City of Marinette” Kowalski seconded and upon a call of the roll **motion carries** by a vote of 7 ayes to 0 nays to **approve** Ordinance No. 2492- Amending MMC 12.0101(B) (16) pertaining to Smoking in Parks and Recreational areas.

ORDINANCE NO. 2493- AMENDING SCHEDULE C AND SCHEDULE E, A PART OF MMC 10.0111PERTAINING TO PARKING ON NEWBERRY AVE. AND CHURCH ST.

Aldersperson Polzin moved/Mikutowski seconded and upon a call of the roll **motion carries** by a vote of 7 ayes to 0 nays to **approve** Ordinance No. 2493- Amending Schedule C and Schedule E, a part of MMC 10.0111pertaining to parking on Newberry Ave. and Church St.

ADJOURNMENT: Alderspersons Kowalski moved/Wolfe seconded and all concurred to adjourn at 7:29 PM

Lana Bero, City Clerk

The next regular Common Council meeting is scheduled for <u>Tuesday August 2nd, 2022</u> at 06:00 PM in the Common Council Chambers at Marinette City Hall, Marinette, WI.
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