

PROCEEDINGS OF COMMON COUNCIL REGULAR MEETING FROM OCTOBER 03, 2023

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; 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 Tom Karban, and Citywide At-Large Seat – Alderperson Dorothy Kowalski.

Absent: None

CITIZEN COMMENTS ON AGENDA ITEMS

Pamela Goes, 3054 Carney Ave, spoke regarding a letter she sent to the editor in opposition regarding the Mayor's proposed salary & increased stipends for elected officials

Theresa Parish, 2729 Hannah St, spoke with concerns regarding the Mayor's proposed salary and increase stipends for elected officials.

Dick Monette, 4040 10th St spoke in favor of the proposed Mayor's salary increase.

Shawn Katzbeck, 3325 Pierce Ave Lot 527 spoke in favor of the Mayor's proposed salary and increase stipends for elected officials.

COMMON COUNCIL MEETING MINUTES

Alderpersons Polzin moved/Klegin seconded and all concurred, to approve as presented, the regular Common Council meeting minutes from 09/05/2023.

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 Skorik moved/Kowalski seconded and all concurred, to accept, as presented, the following standing committee meeting minutes: (Finance & Insurance Committee minutes- September 19th, 2023, Personnel & License Committee minutes- September 19th, 2023 & Special September 5th, 2023, Board of Public Works Committee minutes- September 19th, 2023, Parks & Recreation Committee minutes September 18th, 2023, Plan Commission Committee Minutes- September 20th, 2023.

MAYOR'S COMMUNICATIONS

MAYOR'S COMMUNICATIONS: Mayor Genisot updated the committee regarding the State of Wisconsin ex rel. Douglas Oitzinger v. City of Marinette, et al lawsuit stating he and Common Council president attended a hearing on September 20th in Oconto along with 2 attorneys. Genisot stated the judge is evaluating the case and we may possibly know a judgement within 30 days, to date the cost for the lawsuit is at \$127, 766.00. Mayor Genisot informed the Common Council that all of the equipment has been removed from Division St by Public Works Department and gates are locked. Two meetings are set up for the Duer Gym regarding proposals, which will come to the Parks & Recreation Committee. Erin Sauve, Director of Marinette Senior Center updated the committee on events which included a Health Fair that was held on September 27th at the Community REC Facility, approximately 250 people attended the event.

MARINETTE HIGH SCHOOL STUDENT REPRESENTATIVE REPORT.

Savanah LaCombe reported on recent events at Marinette High School; athletics, Student Senate, clubs, band/choir, and upcoming events.

RESCINDING ORDER OF AGENDA

Alderpersons Kowalski moved/Oitzinger seconded and all concurred, to approve Mayor Genisot's request to suspend the order of tonight's meeting agenda and consider agenda item 17a (Resolution No 20-2023) next.

Jeff Walford, representing CBS Squared, Inc. (via go to meeting) was present to answer any questions the Common Council may have. Walford stated the Wisconsin DNR Clean Water Fund Program has funds available for Sanitary Sewer projects and Storm Water Treatment projects. The funds will be allocated to eligible projects at 70% of the project costs up to \$250,000 in principal forgiveness for the first round. Then if there is money left over after all eligible projects received money, each project will receive principal forgiveness funds for 70% of the remaining eligible costs up to a total of \$1,000,000 in principal forgiveness per project with no caps on projects. The City of Marinette has applied for Clean Water Fund Program – Emerging Contaminants funding for the following projects:

Sanitary Sewer Improvements for University Avenue, Storm Sewer Improvements for University Avenue, Sanitary, Sewer Improvements for Edwin Street, Shing Wa Uk Drive, and Na Wa Ka Drive, Storm Sewer Improvements for Edwin Street, Shing Wa Uk Drive, and Na Wa Ka Drive. The DNR has given Marinette until November 1, 2023 to provide groundwater samples every 500 feet along each project area. The sanitary sewer will be eligible for this principal forgiveness funding if the groundwater samples

show PFAS higher than 20 PPT. The City is arranging a drill rig to obtain the required groundwater samples to try to obtain this funding. The driving force for these areas is due to the Sanitary Sewer is in poor condition.

RESOLUTION NO. 20-2023 - RESOLUTION DECLARING OFFICIAL INTENT TO REIMBURSE EXPENDITURES FROM PROCEEDS OF BORROWING. Alderpersons Polzin moved/Oitzinger seconded and upon a call of the roll the motion passed by a vote of 9 ayes to 0 nays to approve City of Marinette Resolution No. 20-2023- Declaring Official Intent To Reimburse Expenditures From Proceeds of Borrowing.

FINANCE AND INSURANCE COMMITTEE

MONTHLY EXPENDITURES: Alderpersons Polzin moved/Klegin 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 October 2023 expenditures contingent upon Finance and Insurance Committee approval.

SEPTEMBER 2023 BUDGET REPORTS: Alderpersons Keller moved/Karban seconded and all concurred to approve the September 2023 budget reports.

CONSIDERATION OF RECOMMENDATION REGARDING PROPERTY TAX COLLECTION AGREEMENT WITH MARINETTE COUNTY Alderperson Oitzinger moved/ Keller seconded and upon a call of the roll motion passed by a vote of 9 ayes to 0 nays to approve the Property Tax Collection Agreement with Marinette County.

CONSIDERATION OF RECOMMENDATION REGARDING DESIGNATION OF ARPA FUNDS.

Alderperson Oitzinger moved/ Mikutowski seconded and upon a call of the roll the motion failed by a vote of 4 ayes to 5 nays (Keller, Wolfe, Polzin, Kowalski, Klegin) to approve \$500,000.00 to be designated with the APRA funds for local road projects. Alderperson Kowalski moved/ Klegin seconded and upon a call of the roll motion passed by a vote of 6 ayes to 3 nays (Oitzinger, Mikutowski & Karban) to approve as presented the designation of APRA funds.

PERSONNEL AND LICENSE COMMITTEE

CONSIDERATION OF RECOMMENDATION REGARDING BUILDING INSPECTOR POSITION.

Mayor Genisot advised the committee that the current building inspector with Home Touch LLC has turned in the non-renewal notice and submitted a revised contract. Alderpersons Polzin moved/Skorik seconded and after further discussion Alderperson Polzin amended his motion/ Skorik seconded to and, and upon a call of the roll motion passed by a vote of 9 ayes to 0 nays to approve as presented the replacement contract with Home Touch LLC, contingent upon removing the words “as time permits” under Exhibit A-List of Services and Fee schedule, Zoning Administrative Services bullet point #5.

CONSIDERATION OF RECOMMENDATION REGARDING TEMPORARY CLASS "B" FERMENTED MALT BEVERAGE AND WINE APPLICATION FROM SAINT THOMAS AQUINAS ACADEMY FOR EVENT BEING HELD ON OCTOBER 14TH AT 1200 MAIN STREET

Alderpersons Kowalski moved/Wolfe seconded and all concurred, to approve the license for Temporary Class "B" fermented malt beverage and wine for Saint Thomas Aquinas Academy for event being held on October 14th at 1200 Main Street.

ELEVEN (11) NEW OPERATOR LICENSE APPLICATIONS: Alderpersons Polzin moved/Mikutowski seconded and all concurred, to conditionally grant operator licenses to the following eleven (11) new applicants: Maya A. Balaji, Glenn R. Carpenter, Angela M. Engel, Nichole L. Everard, Vivian L. Johnson, Sara A. Kamps, Faith M. Liesch, Becky L. McKeever, Dakota J. Spalsbury, Lindsay A. Spencer and Sara A. Wanek. Each aforementioned operator license applicant, recommended to have licenses granted for the current licensing period expiring 6/30/2025, 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.

PERSONNEL & LICENSE COMMITTEE RECOMMENDS APPROVAL OF ORDINANCE NO. 2517 TO BE CONSIDERED LATER ON TONIGHT'S AGENDA.

CONSIDERATION OF RECOMMENDATION REGARDING DISCUSSION AND POSSIBLE RECOMMENDATION TO COMMON COUNCIL REGARDING TEMPORARY CLASS "B" PICNIC FERMENTED MALT BEVERAGE LICENSE FROM MARINETTE KIWANIS CLUB FOR AN EVENT ON NOVEMBER 4TH, 2023 AT 2501 PIERCE AVE.

Alderpersons Keller moved/Mikutowski seconded and all concurred, to approve the license for Temporary Class "B" fermented malt beverage for Marinette Kiwanis Club for an event on November 4th, 2023 at 2501 Pierce Ave.

CIVIC AFFAIRS, CEMETERY, TRAFFIC & LIGHTS

CIVIC AFFAIRS, CEMETERY, TRAFFIC & LIGHTS DID NOT HAVE A MONTHLY COMMITTEE MEETING IN SEPTEMBER BOARD OF PUBLIC WORKS

CONSIDERATION OF RECOMMENDATION REGARDING SISP GRANT FROM WDOT.

Aldersperson Keller moved/ Polzin seconded and upon a call of the roll **motion passed** by a vote of 9 ayes to 0 nays to **approve** as presented the SISP grant from WDOT and budget \$61,800 in the 2024 budget.

CONSIDERATION OF RECOMMENDATION REGARDING A PROFESSIONAL SERVICE AGREEMENT FROM MEAD & HUNT TO PROVIDE TRAFFIC ENGINEERING SERVICES RELATED TO THE SISP GRANT.

Aldersperson Skorik moved/ Polzin seconded and upon a call of the roll **motion passed** by a vote of 9 ayes to 0 nays to **approve** as presented the professional service agreement from Mead & Hunt to provide traffic engineering services related to the SISP grant in the amount of \$62,948.

CONSIDERATION OF RECOMMENDATION REGARDING BID RESULTS FOR THE ELY STREET GARAGE PARKING LOT PROJECT (AYRES ASSOCIATES).

Trace Hubbard, representing Ayres Associates was present to answer any questions the Common Council may have. Aldersperson Oitzinger moved/ Kowalski seconded and upon a call of the roll **motion passed** by a vote of 9 ayes to 0 nays to **approve** the low bid from Advance Construction. Inc. of Green Bay, WI with a base bid amount of \$548,760.00, for Ely Street Garage Parking Lot. Project contingent upon EDA approval of the funding.

CONSIDERATION OF RECOMMENDATION REGARDING STREET OPENING PERMIT APPLICATION FROM NICOLAS SEBERO.

Aldersperson Skorik moved/ Klegin seconded after further discussion Aldersperson Oitzinger amended the motion to close the City parking lot but not to include the first row next to the Senior Center and not close Ludington until 12:00PM. After discussion Aldersperson Oitzinger withdrew his amended motion. Aldersperson Skorik amended his motion/ Klegin seconded and upon a call of the roll **motion passed** by a vote of 9 ayes to 0 nays to the **approve** the Street Opening permit as presented to Nicolas Sebero with the condition of closing Ludington St from Wells to Farmers & Merchants drive thru from 12:00PM- 8:00PM.

BOARD OF PUBLIC WORKS RECOMMENDS APPROVAL OF ORDINANCE NO. 2516 TO BE CONSIDERED LATER ON TONIGHT'S AGENDA.

PARKS AND RECREATION COMMITTEE

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

PUBLIC SAFETY AND CODE ENFORCEMENT COMMITTEE

PUBLIC SAFETY CODE ENFORCEMENT DID NOT HAVE A MONTHLY COMMITTEE MEETING IN SEPTEMBER.

PLAN COMMISSION

PLAN COMMISSION RECOMMENDS APPROVAL OF ORDINANCE NO. 2515 TO BE CONSIDERED LATER ON TONIGHT'S AGENDA.

TRANSPORTATION COORDINATION COMMITTEE

TRANSPORTATION COORDINATION COMMITTEE RECOMMENDS APPROVAL OF RESOLUTION'S 21-2023 & 22-2023 TO BE CONSIDERED LATER ON TONIGHT'S AGENDA.

FAÇADE IMPROVEMENT PROGRAM REVIEW COMMITTEE

CONSIDERATION OF RECOMMENDATION REGARDING FAÇADE IMPROVEMENT PROGRAM CRITERIA.

Aldersperson Kowalski moved/ Mikutowski seconded and upon a call of the roll **motion passed** by a vote of 9 ayes to 0 nays to **approve as presented** the updated Façade Improvement Program Review Committee program criteria.

CONSIDERATION OF RECOMMENDATION REGARDING APPLICATION FOR CY 2023 FALL PROJECT AT 1919 HALL AVENUE, JIM MACCO FOR MACCO'S FLOOR COVERING CENTER, INC. REQUESTED SUMMARY OF ELIGIBLE IMPROVEMENT TOTAL COST ESTIMATE, \$375,160 AWARD UP TO \$20,000.

Aldersperson Kowalski moved/ Skorik seconded and upon a call of the roll **motion passed** by a vote of 5 ayes to 4 nays (Karban, Mikutowski, Keller & Oitzinger) to **approve** up to \$20,000 to Jim Macco representing Macco's Floor Covering Center, Inc. at 1919 Hall Ave for eligible façade Improvements.

CONSIDERATION OF RECOMMENDATION REGARDING APPLICATION FOR CY 2023 FALL PROJECT AT 801 WELLS STREET TARA GRANIUS FOR FLIP N RENTALS, LLC. REQUESTED SUMMARY OF ELIGIBLE IMPROVEMENT TOTAL COST ESTIMATE, \$59,500.

Aldersperson Polzin moved/ Mikutowski seconded and upon a call of the roll **motion passed** by a vote of 9 ayes to 0 nays to **approve** up to \$10,000 to Harley & Tara Granus representing Flip N Rentals, LLC. at 801 Well St for eligible façade improvements.

CONSIDERATION OF RECOMMENDATION REGARDING UNSPENT CARRY-OVER OF 2023 FIP FUNDS TO 2024 BUDGET.

Aldersperson Oitzinger moved/ Kowalski seconded and upon a call of the roll **motion passed** by a vote of 9 ayes to 0 nays to **approve** to carry- over any unspent 2023 Façade Improvement funds into 2024 budget.

APPROVED ORDINANCES

Please take notice that the City of Marinette enacted the following ordinance listed below on [Tuesday October 3rd, 2023](#). Pursuant to WI Stat. § 62.11(4)(c)(2) copies of the complete text of ordinance listed below may be obtained at the City of Marinette Clerk's office located at Marinette City Hall, 1905 Hall Ave., Marinette WI or by calling 715-732-5140. Each City of Marinette Ordinance listed below shall take effect on the day after publication in this newspaper or at a later date if expressly prescribed in the ordinance.

RESOLUTIONS

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

RESOLUTION NO. 21-2023- APPROVING TRANSPORTATION COORDINATION COMMITTEE (SHARED-RIDE TAXI, INC.) RESOLUTION #886 RECOMMENDS APPROVAL FOR CONTRACT #23022-06 BETWEEN THE CITY AND BAY LAKE REGIONAL PLANNING COMMISSION TO PROVIDE PROFESSIONAL SERVICES RELATING TO THE 2024 APPLICATION OF THE SHARED-RIDE TAXI PROGRAM. Alderpersons [Kowalski](#) moved/[Klegin](#) seconded and upon a call of the roll the **motion passed** by a vote of 9 ayes to 0 nays to **approve** City of Marinette Resolution No. 21-2023- Approving Transportation Coordination Committee (Shared-Ride Taxi, Inc.) Resolution #886 recommends approval for contract #23022-06 between the City and Bay Lake Regional Planning Commission to provide professional services relating to the 2024 application of the Shared-Ride Taxi program.

RESOLUTION NO. 22-2023- APPROVING TRANSPORTATION COORDINATION COMMITTEE (SHARED-RIDE TAXI, INC.) RESOLUTION #887 FOR THE 2024 CONTRACT BETWEEN THE CITY AND TAXI, INC. TO OPERATE THE 2021-2025 SHARED RIDE TAXI PROGRAM THROUGH AN EXERCISE OF OPTIONS. Alderpersons [Polzin](#) moved/[Wolfe](#) seconded and upon a call of the roll the **motion passed** by a vote of 9 ayes to 0 nays to **approve** City of Marinette Resolution No. 22-2023- Approving Transportation Coordination Committee (Shared-Ride Taxi, Inc.) Resolution #887 for the 2024 contract between the City and Taxi, Inc. to operate the 2021-2025 Shared Ride Taxi program through an exercise of options.

ORDINANCE NO. 2515- AMENDING MMC 13.1803 & 13.1805 PERTAINING TO PERMITTED PRINCIPAL USES AND CONDITIONAL USES IN AN RM-2 MULTIPLE-FAMILY RESIDENTIAL DISTRICT.

Alderpersons [Skorik](#) moved/[Kowalski](#) seconded and upon a call of the roll the **motion passed** by a vote of 9 ayes to 0 nays to approve, **as presented**, City of Marinette Ordinance No. 2515- Amending MMC 13.1803 & 13.1805 pertaining to Permitted Principal Uses and Conditional Uses in an RM-2 Multiple-Family Residential District.

ORDINANCE NO. 2516- AMENDING DUMP MMC 9.0312 FEE SCHEDULE A PERTAINING TO CITY DUMP

City Engineer Brian Miller recommended 6 changes to the City Dump, the Common Council voted on each item separately.

Item # 1- Charge \$3.00 for each 33-gallon bag of trash, if not included with other mixed waste. No motion was made on item 1.

Item #2- Charge \$20.00 for each vehicle loaded with mixed waste. Alderperson [Kowalski](#) moved/ [Klegin](#) seconded and upon a call of the roll the **motion passed** by a vote of 6 ayes to 3 nays ([Karban](#), [Mikutowski](#) & [Oitzinger](#)) to **approve** to increase the fee to \$20.00 for a truckload of mixed waste (Cars will stay at the current fee of \$10.00).

Item #3- Charge \$20.00 for each trailer loaded with mixed waste. Alderperson [Klegin](#) moved/ [Skorik](#) seconded and upon a call of the roll the **motion passed** by a vote of 6 ayes to 3 nays ([Karban](#), [Mikutowski](#) & [Oitzinger](#)) to **approve** to increase the fee to \$20.00 for a Trailer loaded with mixed waste.

Item #4- Charge \$20.00 for each large item, even if large items are comingled with mixed waste.

Alderpersons [Oitzinger](#) moved/[Karban](#) seconded and upon a call of the roll the **motion passed** by a vote of 8 ayes to 1 nay ([Mikutowski](#)) to **approve** to increase the fees for large items to \$10.00 for first item and \$5.00 for each additional item.

Item #5- Do not allow Dump Trailers or Box Vans in the dump. Alderperson [Klegin](#) moved/ [Polzin](#) seconded and upon a call of the roll **motion passed** by a vote of 9 ayes to 0 nays to **approve** to not allow dump trailers (Box vans will still be allowed just charged the appropriate fees).

Item #6- Require dump users to renew their dump card each year. Alderpersons [Kowalski](#) moved/[Wolfe](#) seconded and upon a call of the roll the **motion passed** by a vote of 9 ayes to 0 nay to **approve** to require dump users renew their dump card each year.

Item #7- (added by Alderperson Polzin)- No charge for recyclables. Alderperson [Polzin](#) moved/ [Keller](#) seconded and upon a call of the roll **motion passed** by a vote of 9 ayes to 0 nays to **approve** no fee for recyclables.

ORDINANCE NO. 2517- AMENDING MMC 2.0210 AND 2.0211 PERTAINING TO MEETINGS.

The Common Council voted on each item separately.

Committee member's compensation. Effective April 21st, 2026

Alderperson [Kowalski](#) moved/ [Klegin](#) seconded and upon a call of the roll the **motion passed** by a vote of 6 ayes to 3 nays ([Karban](#), [Mikutowski](#) & [Oitzinger](#)) to approve the increase from \$25.00 to \$50.00 for all Special Common Council meetings and any committee meetings not held prior to a Common Council meeting.

Salaries of Elected officials- Mayors Salary

Aldersperson Polzin moved/ Klegin seconded to **approve** as presented the Mayor’s Salary, after further discussion Aldersperson Oitzinger amended the motion to leave the Mayor’s salary the same as April 21, 2020, Karban seconded and upon a call of the roll **motion fails** by a vote of 4 ayes to 5 nays (Wolfe, Skorik, Polzin, Kowalski & Klegin). Aldersperson Oitzinger amended the motion/ Keller seconded and upon a call of the roll **motion passed** by a vote of 5 ayes to 4 nays (Kowalski, Skorik, Klegin & Polzin) to amend the motion to increase the Mayor’s salary by 4% (\$74,530.00) for the 3- year term starting April 16th, 2024. Upon a call of the roll the **motion passed** by a vote of 9 ayes to 0 nays to increase the Mayor’s salary by 4% (\$74,530.00) for the 3- year term starting April 16th, 2024.

ORDINANCE NO. 2518 – AMENDING MMC 2.0500 PERTAINING TO ETHICAL STANDARD.

Alderspersons [Oitzinger](#) moved/[Kowalski](#) seconded and all concurred to **table any action** on Ordinance No. 2518 until a later date

ADJOURNMENT: Alderspersons [Kowalski](#) moved/[Karban](#) seconded and all concurred to adjourn at 07:56 PM.

Lana Bero, City Clerk

The next regular Common Council meeting is scheduled for Tuesday November 7, 2023 at 05:00 PM in the Common Council Chambers at Marinette City Hall, Marinette, WI.
