

## PROCEEDINGS OF COMMON COUNCIL REGULAR MEETING FROM MARCH 6, 2018

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:** 1<sup>st</sup> Ward – Alderperson Ken Keller; 2<sup>nd</sup> Ward – Alderperson Jeffrey Skorik; 3<sup>rd</sup> Ward – Alderperson John Marx; 4<sup>th</sup> Ward – Alderperson Brian Walters; 5<sup>th</sup> Ward – Alderperson Wally Hitt; 6<sup>th</sup> Ward – Alderperson Peter Noppenberg; 8<sup>th</sup> Ward – Alderperson Wm. Jason Flatt and Citywide At-Large Seat – Alderperson Dorothy Kowalski.

**Absent:** 7<sup>th</sup> Ward - Alderperson Rick Polzin.

### CITIZEN COMMENTS ON AGENDA ITEMS

Devan Dietrich spoke on behalf of the denial of his Operator License.

### COMMON COUNCIL MEETING MINUTES

Alderpersons Noppenberg moved/Kowalski seconded and all concurred, to approve as presented, the regular Common Council meeting minutes from 02/06/2018.

### 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/Marx seconded and all concurred, to accept, the following standing committee meeting minutes (with the change to Board of Public Works minutes adding Alderperson Flatt as filling in for Chairperson Marx): (Board of Public Works Committee minutes- February 20, 2018, Personnel & License Committee minutes- February 20, 2018, Finance & Insurance Committee minutes – February 20, 2018, Plan Commission minutes – February 7, 2018. & Parks & Recreation Committee minutes, February 21, 2018

### COMMUNICATIONS

#### **MARINETTE HIGH SCHOOL YOUTH REPRESENTATIVE REPORT**

Marinette High School Youth Representative Ben Everson spoke on behalf of the Student Senate and gave a report for Marinette High School events.

**FOR CALENDAR PLANNING PURPOSES, PLEASE NOTE, PURSUANT TO MARINETTE MUNICIPAL CODE §2.0210(C) THE REGULAR APRIL COMMON COUNCIL MEETING IS AUTOMATICALLY RESCHEDULED TO WEDNESDAY APRIL 4, 2018 AT 06:00 PM DUE TO SPRING ELECTION OCCURRING ON TUESDAY APRIL 3, 2018.**

### MAYORS REPORT

**CITY UPDATES:** Mayor Genisot reported the Pine Tree Mall is still developing with a Starbucks being a new addition to one of the out lots in front of the mall. The welcome center is doing a Homeless Hygiene drive and also taking Easter Basket donations to help needy families.

### UNFINISHED BUSINESS ITEMS

**CONSIDERATION AND POSSIBLE ACTION REGARDING PAY REQUESTS FOR NEW REC CENTER FROM SCHERRER CONSTRUCTION (HAND OUT AT MEETING).**

Dan Bay, Senior Project Manager for Scherrer Construction, gave a brief update regarding the progress at the new REC center stating, concrete is complete in all areas, they will be installing bleachers in the Ice Rink, Turf area they are roughing in the electrical and Security and IT to the facility. In the spring they will be finishing outside work which includes Curb, Gutters and Light Poles.

Alderpersons Flatt moved/Kowalski seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC center from Barley Trucking & Excavating Inc., in the amount of \$6,733.39.

Alderpersons Flatt moved/Skorik seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC Center from De Artega Inc. in the amount of \$76,157.83.

Alderpersons Flatt moved/Noppenberg seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC Center from Frank Zeise Construction Co. in the amount of \$70,657.20.

Alderpersons Flatt moved/Skorik seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC Center from Crafts Inc. in the amount of \$95,037.65.

Alderspersons Flatt moved/Kowalski seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC Center from Hubert Glass Inc. in the amount of \$13,870.00.

Alderspersons Flatt moved/Kowalski seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC Center from VerHalen Commercial Interiors in the amount of \$21,901.95.

Alderspersons Flatt moved/Noppenberg seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC Center from VerHalen Commercial Interiors in the amount of \$21,943.10.

Alderspersons Flatt moved/Kowalski seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC Center from Omni Glass & Paint Inc. in the amount of \$32,300.00.

Alderspersons Flatt moved/Hitt seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC Center from Omni Glass & Paint Inc. in the amount of \$71,668.00.

Alderspersons Flatt moved/Noppenberg seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC Center from Serv-Ice Refrigeration in the amount of \$61,667.00.

Alderspersons Flatt moved/Kowalski seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC Center from Fireline Sprinkler in the amount of \$61,677.00.

Alderspersons Flatt moved/Noppenberg seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC Center from Tri-City Plumbing in the amount of \$47,537.05.

Alderspersons Flatt moved/Hitt seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC Center from KBK Services Inc. in the amount of \$233,800.00.

Alderspersons Flatt moved/Kowalski seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC Center from Master Electric Inc. in the amount of \$190,050.57.

Alderspersons Flatt moved/Noppenberg seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve, as presented, the pay request for new REC Center from Scherrer Construction Co., Inc. in the amount of \$59,543.06.

#### FINANCE AND INSURANCE COMMITTEE

MONTHLY EXPENDITURES: Alderspersons Hitt moved/Walters seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to grant advance authorization to the City Treasurer/Finance Director to pay March 2018 expenditures contingent upon Finance and Insurance Committee approval.

FEBRUARY 2018 BUDGET REPORTS. Alderspersons Noppenberg moved/Marx seconded and all concurred to approve the January 2018 Budget Reports.

CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION TO WAIVE BID PROCESS TO PURCHASE BOBCAT 5600 FROM BOBCAT PLUS, INC. DEPERE, WI.

Aldersperson Keller moved/ Hitt seconded and upon a call of the role motion passed by a vote of 8 ayes to 0 nays to waive the bid process and purchase Bobcat 5600 from Bobcat Plus, Inc. DePere, WI, for \$42, 254.00.

CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION TO WAIVE BID PROCESS AND PURCHASE 2018 POLICE SQUAD VEHICLE.

Aldersperson Walters moved/ Noppenberg seconded and upon a call of the role motion passed by a vote of 8 ayes to 0 nays to waive the bid process and purchase a 2018 Police Squad vehicle for the new K-9 unit.

#### PERSONNEL AND LICENSE COMMITTEE

CONSIDERATION AND POSSIBLE ACTION OF ACTION OF A THREE (3) CLASS "B" PICNIC LICENSES FOR ST. THOMAS AQUINAS ACADEMY 36TH ANNUAL AUCTION ON MARCH 18, 2018, ST. THOMAS AQUINAS ACADEMY FISH-FRY FUNDRAISER ON MARCH 23, 2018, AND ST. THOMAS AQUINAS ACADEMY FISH-FRY FUNDRAISER ON MARCH 30, 2018, ALL THREE (3) TO BE HELD AT 1200 MAIN STREET: Alderspersons Skorik moved/Marx seconded and all concurred to grant three (3) Class "B" Picnic Licenses for St. Thomas Aquinas Academy 36th Annual Auction on March 18, 2018, St. Thomas Aquinas Academy Fish-fry Fundraiser on March 23, 2018, and St. Thomas Aquinas Academy Fish-fry Fundraiser on March 30, 2018, all three (3) to be held at 1200 Main Street .

CONSIDERATION OF RECOMMENDATION REGARDING PAY FOR PERFORMANCE, RESTRUCTURING, AND PAY REVIEW FOR ADMINISTRATIVE STAFF.: Alderspersons Keller moved/Walters seconded and all concurred, to authorize Mayor Genisot review pay for performance, restructuring, and pay review for administrative staff.

CONSIDERATION OF A CLASS "B" PICNIC LICENSE FOR MARINETTE MEMOMINEE YOUTH HOCKEY ASSOCIATION FOR THE LYLE "CHUMMY" MCDONALD MEMORIAL HOCKEY TOURNAMENT TO BE HELD AT MARINETTE CIVIC CENTER (2000 ALICE LANE) MARCH 23-25, 2018. Alderpersons Marx moved/Skorik seconded and all concurred to grant a temporary Class "B" Picnic License for Marinette Menominee Youth Hockey Association for the Lyle "Chummy" McDonald Memorial Hockey tournament to be held at Marinette Civic Center (2000 Alice lane) March 23-25, 2018.

NINE (9) NEW OPERATOR LICENSE APPLICATIONS: Alderpersons Walters moved/Kowalski seconded and all concurred, (Alderperson Flatt opposed) to **conditionally grant** operator licenses to the following nine (9) new applicants: Thomas A. Alu, Wendy L. Blasinski, Jennifer M. Dulak, Tiffany P. Harner, Brenda S. Stone, Arika M. Sulk, Kristen M. Thomsem, Drew D. Wyss and Devan M. Diedrick. Each aforementioned operator license applicant, recommended to have licenses granted for the current licensing period expiring 6/30/2019, 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, CEMETERY, TRAFFIC AND LIGHTS COMMITTEE**

Committee members did not make any Common Council recommendations this month.

#### **BOARD OF PUBLIC WORKS**

CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION TO ENTER INTO A CONTRACTUAL AGREEMENT ALLOWING BAIT VENDING MACHINES ON CITY PROPERTY: Alderpersons Keller moved/Walters seconded and upon a call of the roll **motion carried** by a vote of 8 ayes to 0 nays to **approve** to enter into a contractual agreement allowing bait vending machines on City property with Wind Rose North Outfitters contingent upon the proper Insurance certificate is provided to the City of Marinette.

CONSIDERATION AND POSSIBLE ACTION REGARDING BID RESULTS FOR CITY HALL FRONT & SIDE DOOR REPLACEMENT : Alderpersons Kowalski moved/Noppenberg seconded and upon a call of the roll the **motion passed** by a vote of 8 ayes to 0 nays to approve the sole bid from MJB Industries in the amount of \$ 10,594.00 for City Hall Front & Side door replacement.

#### **PUBLIC SAFETY AND CODE ENFORCEMENT COMMITTEE**

Committee members did not make any Common Council recommendations this month.

#### **PLAN COMMISSION**

Committee members did not make any Common Council recommendations this month.

#### **PARKS & RECREATION**

Committee members recommend approval of Ordinance No. 2393 & Ordinance No. 2394 to be considered later on tonight's agenda.

#### **NEW BUSINESS**

DISCUSSION AND POSSIBLE ACTION REGARDING GREAT LAKES TIMBER SHOW AGREEMENT FOR THE 2018 MARINETTE LOGGING & HERITAGE FESTIVAL:

Alderpersons Hitt moved/Skorik seconded and upon a call of the roll the **motion passed** by a vote of 8 ayes to 0 nays to **approve** the Great Lakes Timber Show agreement for the 2018 Logging & Heritage festival contingent upon the proper Insurance certificate be provided to the City of Marinette.

DISCUSSION AND POSSIBLE ACTION REGARDING FIREWORKS CONTRACT BETWEEN SPIELBAUER FIREWORKS AND THE CITY OF MARINETTE FOR THE 2018 LOGGING & HERITAGE FESTIVAL.

Alderpersons Kowalski moved/Noppenberg seconded and upon a call of the roll the **motion passed** by a vote of 8 ayes to 0 nays to **approve** the Fireworks contract between Spielbauer Fireworks and the City of Marinette for the 2018 Logging & Heritage festival contingent upon the proper Insurance certificate be provided to the City of Marinette.

DISCUSSION AND POSSIBLE ACTION REGARDING BAND CONTRACT WITH JEFF SUNSTROM (SONNY AND THE HEAT) AND THE CITY OF MARINETTE WITH REGARDS TO PERFORMING AT THE 2018 LOGGING & HERITAGE FESTIVAL ON SUNDAY JULY 15, 2018:

Alderpersons Keller moved/Marx seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve the band contract between Jeff Sunstrom(Sonny & the Heat) and the City of Marinette for the 2018 Logging & Heritage Festival on Sunday July 15, 2018.

CONSIDERATION AND POSSIBLE ACTION REGARDING PROPOSED "ELECTRIC UNDERGROUND EASEMENT/CORPORATION" FROM CITY OF MARINETTE TO WISCONSIN PUBLIC SERVICE CORPORATION IN THE VICINITY OF THE 6TH STREET SLIP:

Alderpersons Hitt moved/Noppenberg seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve the Electric Underground Easement/Corporation" from City of Marinette to Wisconsin Public Service Corporation in the vicinity of the 6th Street Slip

#### **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. 04-2018, RESOLUTION #849 RECOMMENDING A REQUEST FOR SUBORDINATION FROM QUICKEN LOANS ON HR LOAN #919 WITH LUAN AND MIKE CUTUAIAR AT 932 CARNEY BOULEVARD, MARINETTE, WI WITH THE CITY OF MARINETTE IN AN AMOUNT NOT TO EXCEED \$59,215. (THE CITY'S LOAN BALANCE IS \$8,285.50).

Alderspersons **Hitt** moved/**Noppenberg** seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nay to **approve** City of Marinette Resolution No. 04-2018 a Request For Subordination from Quicken Loans on HR Loan #919 with Luan and Mike Cutuaia at 932 Carney Boulevard, Marinette, WI with the City of Marinette in an amount not to exceed \$59,215. (The City's loan balance is \$18,285.50).

#### **APPROVED ORDINANCES**

Please take notice that the City of Marinette enacted the following ordinance listed below and preceding ordinance # 2393-2395 on **Tuesday March 6, 2018**. 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.

ORDINANCE # 2393: Alderspersons **Skorik** moved/**Noppenberg** seconded and upon a call of the role **motion carried** by a vote of 8 ayes to 0 nays to **approve** Ordinance # 2393 Amending MMC 9.1302 Schedule A pertaining to Boat Launch Fees for Military & Senior Citizens.

ORDINANCE # 2394: Alderspersons **Kowalski** moved/**Noppenberg** seconded and upon a call of the role **motion carried** by a vote of 8 ayes to 0 nays to **approve** Ordinance # 2394 Amending MMC 12.0106 adding Menekaunee Harbor Park Boat Launch as an authorized boat launch

ORDINANCE # 2395: Alderspersons **Kowalski** moved/**Keller** seconded and upon a call of the role **motion carried** by a vote of 8 ayes to 0 nays to **approve** Ordinance # 2395- Amending MMC 2.0318(D) Uniform Hiring Policy

#### **CLOSED SESSION**

CONVENE INTO CLOSED SESSION: Pursuant to Wis. Stat. §19.85(1)(g), Alderspersons **Hitt** moved/**Noppenberg** seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to convene into closed session at 06:55PM, 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. SECTION 19.85(1)(e), to-wit:

- 1) proposed collective bargaining agreement with Police Union
- 2) strategy regarding Recreation Center construction issues.
- 3) proposed lease agreement with Bay Area Medical

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. Aldersperson **Kowalski** moved/**Skorik** seconded and all concurred to reconvene in to open session at 7:37PM.

#### **PROPOSED COLLECTIVE BARGAINING AGREEMENT WITH POLICE UNION:**

Alderspersons **Flatt** moved/**Keller** seconded and upon a call of the roll the motion passed by a vote of 8 ayes to 0 nays to approve the proposed 3 year collective bargaining with Police Union with an annual 3% - 3.25% raise commencing with 2% on January 1, 2018 and 1% on July 1, 2018 and 2% of January 1, 2019 & 2020 and 1.25% on July 1<sup>st</sup> of 2019 & 2020.

ADJOURNMENT Alderspersons **Kowalski** moved/**Flatt** seconded and all concurred to adjourn at 07:40 PM.

Lana R. Bero, City Clerk

The next regular Common Council meeting is scheduled for **Wednesday April 4, 2018** at 06:00 PM in the Common Council Chambers at Marinette City Hall, Marinette, WI.