



**TWO
RIVERS**
WISCONSIN

CITY COUNCIL MEETING

Monday, October 02, 2023 at 6:00 PM

Council Chambers - City Hall, 3rd Floor
1717 E. Park Street, Two Rivers, WI 54241

MINUTES

1. CALL TO ORDER

Council President Wachowski called the meeting to order at 6:00 PM.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL BY CITY CLERK

Councilmembers: Jeff Dahlke, Bill LeClair, Darla LeClair, Tracey Koach, Tim Petri, Bonnie Shimulunas, Scott Stechmesser, Adam Wachowski

ALSO PRESENT: Andrew Sukowaty, Water Utility Director; Matthew Heckenlaible, Director of Public Works; Mike Mathis, Parks & Recreation Director; Dave Murack, Fire Chief; Jeff Dawson, Library Director; Brian Dellemann, Electric Utility Director; Dave Buss, Finance Director; Ben Meinnert, Police Chief; Rick Powell, IT Supervisor; and Greg Buckley, City Manager

4. CONSIDERATION OF ANY COUNCIL MEMBER REQUESTS TO PARTICIPATE IN THIS MEETING FROM A REMOTE LOCATION

None.

5. MOMENT OF SILENCE IN MEMORY OF SCOTT PAULOW

A. Resolution of Remembrance in Honor of Scott M. Paulow

Recommended Action:

Motion to read and adopt the resolution

Motion carried with a roll call vote.

Motion made by D. LeClair, Seconded by Stechmesser

Voting Yea: Dahlke, Koach, B. LeClair, D. LeClair, Petri, Shimulunas, Stechmesser, Wachowski

Council President Wachowski read the resolution. A moment of silence followed.

6. INPUT FROM THE PUBLIC

None.

7. COUNCIL COMMUNICATIONS

Letters and other communications from citizens

Councilmember Shimulunas had the following communications:

- She received a question about the process of notifying the City of overgrown trees along Main Steet and Washington Street and in public areas throughout the City. Parks and

Recreation Director, Mike Mathis stated citizens can email Parks & Recreation or visit the website and submit a form under the forestry tab.

- She received a question about the artificial ice that will be placed in Central Park West and questioned if the ice will dull ice skates. Parks and Recreation Director Mike Mathis stated it has been known to dull skates quicker but there will be ice skates to rent and there will be a skate sharpener available at select times operated by staff.

Councilmember Dahlke had the following communications:

- He received a question regarding future discussion about legalizing ATV/UTV use on City streets on a future agenda. Council President Wachowski stated the conversation will possibly be included on the October Work Session agenda.
- He received a question regarding future discussion about the status of the Two Rivers Family Swim Center pool. City Manager Greg Buckley stated staff is looking into budgetary numbers for the operational costs and will be communicating with the Two Rivers Family Swim Center Board of Directors to gather additional information.
- He received a question on the status of the project located at 2023 Washington Street. City Manager Greg Buckley stated that at the September Work Session, the City Council approved extending the Development Agreement to require proof of the \$100,000 investment by December 31, 2023 and completion by July 31, 2024. The City Manager noted that the project has been delayed due to structural problems with the building and due to a recently-completed asbestos abatement project. He added that the developer reports that estimated project cost has increased to over \$600,000.

8. COUNCIL REPORTS FROM BOARDS/COMMISSIONS/COMMITTEES

Councilmember Dahlke reported on the Finance and Personnel Committee: The Committee has started the budget review process and currently has preliminary numbers from the City Manager. The special revenue funds will be discussed at the meeting scheduled for Thursday, October 5th.

Councilmember D. LeClair reported on the following boards:

-- Main Street Board: The Fall Wine and Beer Walk is on October 27, 2023 from 5 PM – 8:30 PM, currently there are 12 stops. Downtown Trick or Treat is on Saturday October 28, 2023 from 11 AM – 2 PM. The Two Rivers Home Town Christmas Parade of Lights is quickly approaching, if interested in participating, an application can be picked up from Main Street along with the requirements.

-- Environmental Advisory Board: The Board is concentrating on scheduling the Winter Educational Series; on October 5th, Electric Utility Director Brian Dellemann and Brady Steinhoff, representative from Focus on Energy, will be discussing renewable energy resources. On November 2nd, Parks & Recreation Director Mike Mathis will be presenting on creating resilient parks and creating fun within the parks. There will not be a presentation in December but will resume in January, February, March, and April in 2024.

9. CITY MANAGER'S REPORT

A. Invited Guests

Mr. Buckley reported there are no invited guests.

B. Status Update/Reports

1. Staffing Update

Mr. Buckley reported on the ongoing recruitments: Building Inspector – accepting applications; Police Secretary/Evidence Clerk – application deadline October 2nd; Community House Receptionist – application deadline October 2nd; Recent Hires: Ben Dax, Public Works

Maintenance Worker.

2. Sister Cities Exchange Visit by Dignitaries, Students and Teachers from Domazlice, Czech Republic

Mr. Buckley reported on September 23, Domazlice students, teachers and dignitaries visited the City of Two Rivers for the Friendship Table Dedication. On September 26th the students and teachers from Domazlice met the City's management team.

3. Neshotah Park Playground Project

a. Construction Status

Mr. Buckley reported the installation of new play equipment is well underway; poured-in-place safety surface is being installed this week.

b. Dedication Event: Sunday, October 15, 10:00 AM to Noon

Mr. Buckley reported the dedication event is scheduled on Sunday, October 15th from 10 AM – Noon.

4. East River Street Bike/Pedestrian Trail Extension

Mr. Buckley reported the lower parking lot access to Harbor View Park is scheduled to open by end of day Friday, September 29. The sidewalk work will continue into the first week of October.

5. Start of Fall Leaf Cleanup

Mr. Buckley reported leaf pick up is scheduled to begin October 16. New for 2023 the City is split between 14 sections, crews will continue working through the City on an area by area basis. Areas will be selected based upon quantity of leaves and area updates will be posted on the City website and social media.

6. The Confluence, East Twin River Redevelopment Project

Mr. Buckley reported the Developer and City staff consulted last week and will be meeting again this week. The Development Agreement will require further revision as to certain deadline dates, but site planning work continues. The Developer has identified proposed boundaries for the Development Site to be purchased from the City and site soil boring work has started. The project updated and necessary amendments to the Development Agreement will be presented to the Council in October.

7. West River Lofts Redevelopment Project

Mr. Buckley reported the project is still scheduled to start construction start prior to year-end. Minor modifications to the previously approved Development Agreement and Easement Agreement will be presented for Council action in October.

8. Sandy Bay Subdivision, Current Status and Expansion Plans

Mr. Buckley reported only two lots remain available in the existing subdivision (Phases 1 and 2). Design and permitting work is underway for Phase 3, with the goal of seeking bids later 2023 for Spring 2024 construction.

9. Right of First Refusal with WG&R Bedding, 4618 Woodland Drive

Mr. Buckley reported the City's Community Development Authority (CDA) recently extended to December 31, 2024 a right of first refusal held by WG&R Bedding on an adjacent 2-acre parcel at the Woodland Industrial Park.

10. Water Department Copper and Lead Chemical Feed Update

Mr. Buckley reported on September 26 the Water Utility began treating our water with orthophosphate for lead and copper control per the Wisconsin Department of Natural Resources directive.

11. Central Park West Splash Pad Water Use

Mr. Buckley reported in reply to a question at the September 18 meeting from Council member Dahlke, staff does not have an exact figure on the splash pad water usage because there is currently a single meter for the pavilion building and the splash pad and following the sod installation, a lot of water flowed through the pavilion meter for irrigation. The City Staff's best estimate is 12,000 to 20,000 gallons of water per day was used at the splash pad, which equates to a water bill of \$65-110 per day of operation. A separate meter for the splash pad is being installed this Fall, so exact numbers will be available in 2024.

12. Upcoming Events

- a. TR K9 Fundraiser, Wednesday, October 4, 4:00-8:00 PM, Port Sandy Bay
- b. Benefits of Renewable Resources, Thursday, October 5, 6:00 PM, Lester Public Library, Event Sponsored by Two Rivers Environmental Advisory Board
- c. Document Shred, Saturday, October 7, 9:00 AM - Noon, Bank First
- d. Optimist Recycle Event, Saturday, October 7, 9:00 AM-1:00 PM, Parking Lot Hamilton House
- e. 39th Annual Applefest, Saturday, October 14, 9:00 AM - 3:00 PM, Central Park West
- f. Partial Solar Eclipse Viewing, Saturday, October 14, 10:30 AM - 1:30 PM, Woodland Dunes Nature Center & Preserve

13. Congratulations to the Friends of Point Beach State Forest for Receiving the HERO Award for

Outstanding Friends Group from the Friends of WI State parks and WDNR

Mr. Buckley reported the Friends of Wisconsin State Parks Board of Directors has selected the Friends of Point Beach (FOPB) to receive the 2023 HERO Award for Outstanding Friends Group! This is being done to recognize the work FOPB has done with the new Shipwrecks of Rawley Point exhibit, Action Track Chair purchase (the only Friends group to raise funds for such a chair in Wisconsin), Establishment of the First Hike on New Year's Day along with all of the support of the property and educational Nature Center activities.

14. Other

Mr. Buckley reported that the City of Two Rivers City Wide Trick or Treat Hours are October 31st from 4:30 PM to 7 PM.

Mr. Buckley invited Library Director Jeff Dawson to present information on recent library activities. Mr. Dawson reported that the Lester Public Library Summer 2023 participation reached an all-time high. Youth and teen program attendance was 7,164 individuals. In-person weekly Story Time had an average attendance of 42. The Treasure Quest consisted of 63 teams made up of 241 individuals and 22 teams solved the entire series of conundrums to complete the challenge. 155 self-portraits were created to go up on the community mural. The style was inspired by author Todd Parr, who noted the work on social media. Over 1,000 individuals played in the Dramatic Play Center and 923 children and their families built wiggelbots, solar ovens, and Rube Goldberg machines using STEAM packs.

Mr. Buckley reported that, thanks to a Two Rivers Rotary Grant, a new Youth Maker Space will be created in the Junior Fiction area of the Lester Public Library. It is a hands-on makerspace for third to sixth graders. Kids can team up with each other, parents, and caregivers, to tackle STEAM activities – projects that incorporate science, technology, engineering, art and math. Materials like PLUS PLUS puzzle blocks, KEVA planks, Magna-Tiles, Strawbees, and LEGO are at hand, offering endless building possibilities. Play-based learning with cognitive, physical, social, and emotional benefits.

Mr. Buckley reported the Two Rivers Senior Center along with sponsors will be serving a

Community Thanksgiving Meal Thursday, November 23, 2023. If you are interested in volunteering, please call 920-793-5597.

- C. Legislative/Intergovernmental Update
 - 1. Successor Agreement Between Cities of Two Rivers and Manitowoc and the Lakeshore Humane Society for Housing of Stray Animals
Mr. Buckley reported the City of Manitowoc and the City of Two Rives have met with representatives of the Lakeshore Humane Society to discuss terms for a new agreement for the housing of stray animals. He expects that the agreement will be presented for action in October, to take effect at the expiration on the current agreement on January 1, 2024.
 - 2. Other

10. CONSENT AGENDA

- A. Presentation of Minutes
 - 1. City Council Meetings September 5 and 18, 2023
 - 2. City Council Work Session-September 25, 2023
Recommended Action:
Motion to waive reading and adopt the minutes
- B. Minutes of Meetings
 - 1. Plan Commission, September 9, 2023
 - 2. Environmental Advisory Board, September 19, 2023
 - 3. Business and Industrial Development Committee and Community Development Authority, September 21, 2023
Recommended Action:
Motion to receive and file
- C. Applications and Petitions
 - 1. Application for New Operator License - Recommended for Denial by Police Chief - Dawn M. Bright
Recommended Action:
Motion to deny the application, based on the recommendation of the Police Chief
 - 2. Application for Special Event Beer Garden Permit from Lonz's Tannery Club, 4317 Tannery Road, Two Rivers for October 8, 2023 from 11am - 6 pm.
Recommended Action:
Motion to approve the application and authorize the City Clerk to issue the license

RECOMMENDED ACTION FOR CONSENT AGENDA

Motion to approve the Consent Agenda with the various actions recommended

Motion carried with a voice vote.

Motion made by B. LeClair, Seconded by Petri
Voting Yea: Dahlke, Koach, B. LeClair, D. LeClair, Petri, Shimulunas, Stechmesser, Wachowski

11. CITY COUNCIL - FORMAL ITEMS

- A. Proclamation Naming October 2-8, 2023 as Public Power Week
Recommended Action:
Motion to read and adopt the proclamation

Motion carried with a roll call vote.

Motion made by Dahlke, Seconded by Shimulunas.

Voting Yea: Dahlke, Koach, B. LeClair, D. LeClair, Petri, Shimulunas, Stechmesser, Wachowski

Electric Utility Director Brian Dellemann read the proclamation.

B. Resolution Proclaiming October 8-14, 2023 as Fire Prevention Week

Recommended Action:

Motion to read and adopt the resolution

Motion carried with a roll call vote.

Motion made by Dahlke, Seconded by D. LeClair.

Voting Yea: Dahlke, Koach, B. LeClair, D. LeClair, Petri, Shimulunas, Stechmesser, Wachowski

Fire Chief Dave Murack read the resolution.

C. Designation of Official Trick or Treating Hours

Recommended Action:

Motion to designate trick or treating hours as 4:30 PM to 7:00 PM on Tuesday, October 31, 2023

Motion carried with a voice vote.

Motion made by B. LeClair, Seconded by Petri.

Voting Yea: Dahlke, Koach, B. LeClair, D. LeClair, Petri, Shimulunas, Stechmesser, Wachowski

D. Notification of City's Inclusion in Proposed Nationwide Class Action Lawsuit Settlements Related to PFAS Contamination in Drinking Water Sources from Aqueous Film Forming Foams:

--Litigation Involving Defendants DuPont de Nemours, Inc. and Others

--Litigation Involving Defendant 3M Company

Recommended Action:

Motion to refer the matter to the City Attorney for recommendation on whether to seek exclusion from the settlement, for further consideration on the October, 16, 2023 agenda

Motion carried with a voice vote.

Motion made by Koach, Seconded by Stechmesser.

Voting Yea: Dahlke, Koach, B. LeClair, D. LeClair, Petri, Shimulunas, Stechmesser, Wachowski

12. FOR INFORMATION ONLY

1. Personnel & Finance Meeting-Review of Budgets, Thursday, October 5, 2023, 6:00 PM
2. Personnel & Finance Meeting-Review of Budgets, Thursday, October 12, 2023, 6:00 PM
3. City Council Regular Meeting, Monday, October 16, 2023, 6:00 PM
4. City Council Work Session Meeting, Monday, October 30, 2023, 6:00 PM

13. CLOSED SESSION

The City Council reserves the right to enter into Closed Session, per Wisc. Stats 19.85(1)(e)

deliberating or negotiating the purchasing of public properties, the investment of public funds, or conducting other specified public business, whenever competitive or bargaining reason require a closed session.

--Discuss Matters Pertaining to the Provision of City Utility Services to the Van der Brohe Arboretum on Lincoln Avenue

Motion carried with a roll call vote.

Motion made by Dahlke, Seconded by Stechmesser to convene in closed session at 6:59 p.m.
Voting Yea: Dahlke, Koach, B. LeClair, D. LeClair, Petri, Shimulunas, Stechmesser, Wachowski

14. RECONVENE IN OPEN SESSION

To consider possible actions in follow-up to closed session discussions

Motion carried with a voice vote.

Motion made by Dahlke, Seconded by Stechmesser to reconvene in open session at 7:49 p.m.
Voting Yea: Dahlke, Koach, B. LeClair, D. LeClair, Petri, Shimulunas, Stechmesser, Wachowski

The City Council agreed to take action on the Closed Session Item: Discuss Matters Pertaining to the Provision of City Utility Services to the Van der Brohe Arboretum on Lincoln Avenue

Motion carried with a roll call vote.

Motion made by Dahlke, Seconded by D. LeClair to require the Van der Brohe Arboretum to pay sums due under both the Machut and Fogeltanz agreements to connect utilities pursuant to the agreements for such.

Voting Yea: Dahlke, Koach, D. LeClair, Petri, Shimulunas, Stechmesser, Wachowski
Voting Nay: B. LeClair

15. ADJOURNMENT

Motion to dispense with the reading of the minutes of this meeting and adjourn this meeting at 7:53 PM.

Motion carried with a voice vote.

Motion made by Dahlke, Seconded by B. LeClair.
Voting Yea: Dahlke, Koach, B. LeClair, D. LeClair, Petri, Shimulunas, Stechmesser, Wachowski

Respectfully submitted,

Amanda Baryenbruch
City Clerk