



**TWO
RIVERS**
WISCONSIN

CITY COUNCIL WORK SESSION

Monday, April 25, 2022 at 6:00 PM

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

AGENDA

NOTICE: Arrangements for Addressing the City Council by Telephone, During Public Hearings or Input from the Public can be made by Contacting the City Manager's Office at 920-793-5532 or City Clerk's Office at 920-793-5526 by 4:00 p.m. on the day of the meeting

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

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

4. ACTION ITEMS

- A. Resolution Saluting Heart-a-Rama on Its 50th Anniversary Year and Welcoming the Event Back to the J.E. Hamilton Community House, After a Two-Year Hiatus

Recommended Action:

Motion to waive reading and adopt the resolution

- B. Resolution Authorizing Application to Wisconsin Department of Natural Resources for Outdoor Recreation Grant Funds to Complete Major Playground Improvements at Neshotah Park

Recommended Action:

Motion to waive reading and adopt the resolution

5. DISCUSSION ITEMS

- A. Discuss Possible Dates for Special Council Meetings for New Member Orientation/Incumbent Member Refresher and for Review of City Economic Development Tools (TIF Districts, Revolving Loan Fund, etc.)

- B. Consider Whether to Stream and Broadcast City Council Work Sessions

Recommended Action:

Council Discretion

- C. Discuss Upcoming Training Opportunity: "Local Government 101" Sessions hosted by the League of Wisconsin Municipalities--Both In-Person and On-Line

- D. Update on Equipment Issues Related to Broadcasting of City Council Meetings on Spectrum Cable

- E. Discuss provisions of Beer Garden Licensing Ordinance Related to Waiver of Required Distance from Properties Used and Zoned Residential

F. Discuss Proposed Amendment to Sex Offender Ordinance, Pertaining to Residency Restrictions

G. May Work Session Meeting Date: Monday, May 23, 2022

H. Review Opportunities for Council Member Service on Boards and Committees--Appointments to be made at May 2, 2022 Meeting

6. ADJOURNMENT

Motion to dispense with the reading of the minutes of this meeting and adjourn

Please note, upon reasonable notice, efforts will be made to accommodate the needs to disabled individuals through appropriate aids and services. For additional information or to request this service, please contact the Office of the City Manager by calling 793-5532.

It is possible that members of and possibly a quorum of governmental bodies of the municipality may be in attendance at the above stated meeting to gather information; no other action will be taken by any governmental body at the above-stated meeting other than the governmental body specifically referred to above in this notice.

**RESOLUTION SALUTING HEART-A-RAMA
ON ITS 50TH ANNIVERSARY YEAR
AND WELCOMING THE EVENT BACK TO
THE J.E. HAMILTON COMMUNITY HOUSE
AFTER A TWO -YEAR HIATUS**

WHEREAS, HEART-A-RAMA was created in 1971 in Manitowoc by a group of special friends to benefit the American Heart Association of Wisconsin; and

WHEREAS, the first year required giving tickets away in taverns at 2:00 am to amass an audience for a one weekend performance that raised \$1300; and

WHEREAS, more than 200 volunteer actors, directors, writers, stage crew, musicians, lighting technicians, vendors and others contribute thousands of hours each year to produce HEART-A-RAMA, to bring this evening of parody and slapstick entertainment to our area, all in the interest of making a most worthwhile contribution to the fight against heart disease; and

WHEREAS, along with the numerous volunteers, area businesses have supported HEART-A-RAMA by providing supplies used behind the scenes, and by donating, or by selling at cost, food, refreshments, candy, flowers, jewelry etc; and

WHEREAS, HEART-A-RAMA has entertained 105,490 residents of the area over the 50 years of fundraising; and

WHEREAS, HEART-A-RAMA stands alone as a fundraiser in auctioning autographed toilet seats, to date raising over \$100,000.00, and proudly having them displayed in area businesses; and

WHEREAS, funds from HEART-A-RAMA have provided area schools, churches, Law enforcement agencies, fire departments, non profit organizations, public buildings and more with automated external defibrillators, AED, at no cost; and

WHEREAS, HEART-A-RAMA has reached the \$2.9 million mark in fund-raising, since beginning in 1971, to help in the battle against heart disease; and

WHEREAS, after 50 years in the Lakeshore, HEART-A-RAMA will return to the stage of the historic J.E. Hamilton Community House, its home since 2008, following a two year ‘Pandemic Pause;’

NOW, THEREFORE, BE IT RESOLVED that the City Council, on behalf of the citizens and businesses of Two Rivers, does hereby extend wishes of WELCOME BACK and CONGRATULATIONS to the organizers and many volunteers of Heart-a-rama, on the return of this Manitowoc County institution for a deferred 50th anniversary shoe.

Approved this 25th day of April, 2022.

Council Member

Gregory E. Buckley, City Manager



RESOLUTION
AUTHORIZING APPLICATION TO WI DEPARTMENT OF NATURAL RESOURCES
FOR OUTDOOR RECREATION GRANT FUNDS TO ASSIST IN COMPLETING
MAJOR PLAYGROUND IMPROVEMENTS AT NESHOTAH PARK

WHEREAS, the City of Two Rivers is interested in developing lands for public outdoor recreation purposes as described in the application; and

WHEREAS, the City has identified as a priority project, in both its five-year Park and Open Space Plan and its five-year Capital Improvement Plan, a major upgrade to playground equipment at Neshotah Park, the largest and busiest community park in the City's park system; and

WHEREAS, new playground equipment, installed over safe play surfaces, is needed to address issues of child safety, handicapped accessibility and inclusion, and increased availability of play options for the tens of thousands of residents and visitors who use this park each year; and

WHEREAS, the total cost of this project, including play equipment purchase and installation and poured-in-place playground surfacing purchase and installation, is \$412,000; and

WHEREAS, financial aid is required to carry out the project;

NOW, THEREFORE, BE IT RESOLVED, that the City of Two Rivers in its five-year capital plan has budgeted a sum sufficient to complete the project identified herein and hereby authorizes Gregory Buckley, City Manager, to act on behalf of the City to:

- Submit an application to the State of Wisconsin Department of Natural Resources for any financial aid that may be available;
- Submit reimbursement claims along with necessary supporting documentation within 6 months of project completion date;
- Submit signed documents; and
- Take necessary action to undertake, direct and complete the approved project.

BE IT FURTHER RESOLVED that the City Manager is authorized to delegate the above-listed responsibilities to the City's Director of Parks and Recreation, following the filling of the current vacancy in that position and upon notice to appropriate DNR funding program representatives regarding such delegation of responsibilities; and

BE IT FURTHER RESOLVED that the City of Two Rivers will comply with state and/or federal rules for the programs; may perform force account work; will maintain the completed project in an attractive, inviting and safe manner; will keep the facilities open to the

general public during reasonable hours consistent with the type of facility; and will obtain from the State of Wisconsin Department of Natural Resources or the National Park Service approval in writing before any change is made in the use of the project site.

Adopted this 25th day of April , 2022.

Council Member

Gregory E. Buckley
City Manager

I hereby certify that the foregoing resolution was duly adopted by the Two Rivers City Council at a legal meeting held on the 25th day of April, 2022.

Authorized Signature:

Jamie Jackson
City Clerk



COLOR KEY

●	LEMON
●	AQUA
●	LIME
●	ORANGE
●	PURPLE
●	LIME/BLACK
●	ORANGE/BLACK
●	PURPLE/BLACK

2022 Local Government 101 Webinar

Agenda

9:00 a.m.	Welcome
	Organization & Powers of Cities and Villages
	Recognizing and Avoiding Conflicts of Interest
10:45 a.m.	Break
11:00 a.m.	Budgeting and Financial Oversight
1:00 p.m.	Procedures for Local Government Meetings
2:30 p.m.	Break
2:45 p.m.	Managing Public Works Activities
4:00 p.m.	Adjourn

The League's 1-day workshop provides a basic framework for governing to both new city and village officials and those who want to brush up on their knowledge of local governance.

You'll learn about city and village powers including municipal home rule, hear about how to recognize and avoid conflicts of interest, go home with a quick tutorial on municipal budgeting as well as how to run a meeting and finish with an overview on managing public works projects. In addition, you'll have that age-old question answered: "what is a walking quorum anyway?"

Local Government 101

2022 In Person Offerings:

\$110 Member / \$135 Non-member

--May 13, 2022 – Eau Claire, The Lismore Hotel

Although this is intended to be a drive-in/day program, we have a small block of rooms reserved at the Lismore Hotel. \$90/night Phone: 715-835-8888

Hotel room block cut-off date: April 22, 2022 – Identify yourself as part of the Local Gov 101-League of WI Municipalities for this special rate.

--June 3, 2022 – Madison Marriott West, Middleton

--September 16, 2022 – Tundra Lodge, Green Bay

2022 Webinar Offerings:

\$110-All online & may attend any LG 101 Webinar(s)

May 6 - Webinar

September 9 - Webinar

Take one, take parts, take all. Participants who opt for the online webinar version have the option to take the course all in one day or mix and match the four different modules during either of our offered webinar dates over a 12 month period following their registration. In addition to the online training, participants will have the option of receiving a hard copy workbook or a USB version. The cost of the program is \$110 per person.

City of Two Rivers, WI
Thursday, April 21, 2022

Chapter 6-1. Fermented Malt Beverages and Intoxicating Liquors

§ 6-1-19. Beer gardens regulated.

[Amended 10-5-2020]

- A. Purpose. To enliven downtown and other areas of the City and provide opportunities for social and economic activities, the City Council finds and determines:
- (1) That there exists the need for outdoor facilities in certain areas of the City to provide a unique environment for relaxation, social interaction, and the consumption of food and alcohol beverages.
 - (2) That the establishment of conditions and safety standards for beer gardens is necessary to protect and promote public health, safety, welfare, and the general peace among adjacent property owners.

- B. Definitions. For purposes of this section, the following terms have the following meanings:

ALCOHOL BEVERAGES

Fermented malt beverages and intoxicating liquor as defined in § 125.02(1), (6) and (8), Wis. Stats., or any successor to that statute.

BARRIER

Any permanent physical structure designed to restrict ingress and egress from the beer garden to designated openings and that is not less than four feet in height.

BEER GARDEN

An expansion of the licensed premises to an outdoor area for the purpose of conducting outdoor sales and consumption of food and alcohol beverages, said outdoor area being directly attached to the licensed building, and used daily or on a seasonal basis as part of the normal operations of the licensed premises.

LICENSED PREMISES

The enclosed building premises as designated on the establishment's operator's license. A beer garden is an expansion of the licensed premises.

- C. Location.

- (1) No permit shall be issued for a beer garden located in a nonresidential district if any part of the beer garden is within 50 feet of a structure used for residential purposes and located on a residentially zoned parcel, except residential uses located in the same structure as the licensed premises or a residence which is owned by the same person who owns the licensed premises. Upon appeal to the City Council, a full or partial waiver of the distance requirements in this provision may be granted.
- (2) No permit shall be issued to an establishment if it is located in a district zoned R-1 through R-4.
- (3) The beer garden shall be on the same parcel as the main licensed premises; provided, however, that a beer garden may extend onto an adjacent and contiguous parcel owned or leased by the permittee.

- D. Application. Application for a permit to operate a beer garden shall be submitted to the City Clerk's office.


- (1) Each applicant for a beer garden permit shall provide a plan diagram that accurately depicts the area intended for use as a beer garden and shall indicate the nature of the barriers or other measures intended to provide control over the operation of the beer garden; and

- (2) Approval of any beer garden is subject to review and recommendation of the Police Department and
 - (3) The permittee shall be responsible for complying with the approved beer garden plan as submitted in the initial permit application; and
 - (4) Notice of pending applications for new or modified beer gardens shall be published as a Class 1 notice in the official City newspaper prior to the City Council meeting at which such application may be acted upon.
- E. Appeals. Any person denied a beer garden permit may appeal the denial. An appeal shall be made, in writing, to the City Clerk, who shall forward the request to the City Manager and City Council. The City Council will convene within 30 days of the appeal being filed with the Clerk to hear from the Chief of Police and the affected business. After deliberation, the City Council shall act on the appeal. A written copy of the decision shall be provided to the affected business.
- F. Permit and fees.
- (1) License fees. The fee for a beer garden permit shall be as set forth on the schedule of fees in § 1-2-1.
[Amended 11-30-2020]
 - (2) Each permit shall be effective for one year from July 1 to June 30.
 - (3) The permit issued hereunder is not transferable by the owner to any other establishment or any subsequent owner of the premises.
- G. Suspension or revocation of permit. The permits are a privilege in which no rights vest, and, therefore, may be revoked by the City Council at its pleasure at any time. The City Manager or the Chief of Police, upon obtaining reasonable information that any permittee has violated any provision of this chapter or any state or federal law, may suspend or temporarily revoke a permit granted under this chapter pending review by the City Council.
- H. Standards and conditions.
- (1) A minimum of 80% of any beer garden perimeter shall consist of a barrier as defined herein. The barrier shall be substantial in nature in that it is not constructed of easily removable or temporary materials such as snow fencing. At a minimum, one designated opening shall be created of sufficient width to accommodate ease of ingress or egress, other than through the licensed establishment, for emergency purposes.
 - (2) No permit shall be issued for a beer garden if the beer garden area is greater than the gross floor area of the adjoining licensed premises; provided, however, the size of any beer garden may exceed the gross floor area upon review and recommendation of the Police Chief and approval of the City Council. Such recommendation shall take into consideration the property size, location, occupancy limitations (based on square footage), or other conditions directly related to public safety.
 - (3) When a portion of the beer garden's perimeter lies along the shoreline of the East or West Twin River, there shall be no requirement for a barrier along such river frontage; provided, however, that the fence or wall enclosing the balance of the beer garden's perimeter shall extend to points as close to the water as practicable, subject to the review and recommendation of the Police Department. The City reserves the right to require such fence to extend toward the water to the maximum extent allowed by law (i.e., to the ordinary high-water mark or the bulkhead line, if a bulkhead exists).
 - (4) Lighting. All beer gardens shall be sufficiently lighted to ensure the safety of patrons at all times when any patrons shall be therein and at all times when the beer garden is open to the public. Lighting of the area must be shielded and not be of intensity or brilliance to create glare which is distracting to adjoining property owners or can become a hazard or danger to vehicular or marine traffic.
 - (5) Amplified sound or music is not permitted after 9:00 p.m., except that such sound or music is permitted until 10:00 p.m. from the Friday before Memorial Day to Labor Day and on Fridays and Saturdays only from May 1 to the Friday before Memorial Day and after Labor Day to October 31. Noise from any source that is emitted from the outdoor area shall not exceed the standards contained in § 9-2-5, Loud and Unnecessary Noises.
[Amended 7-6-2021]

- (6) There shall be a licensed operator within the beer garden when alcohol beverages are consumed in the beer garden.

Section 5, Item E.

- I. Hours of operation. The beer garden shall remain closed to the public between the hours of 11:00 p.m. and 6:00 a.m.
- J. State statutes enforced. Every permittee under this section shall comply with and enforce all provisions of Ch. 125, Wis. Stats., applicable to Class "B" licensed premises, except insofar as such provisions are clearly inapplicable. Violation of the provisions of Ch. 125, Wis. Stats., may be grounds for immediate revocation of the beer garden permit as described in Subsection G above.
- (1) The permittee shall not allow patrons of the beer garden to bring alcohol beverages nor to carry open containers of alcohol beverages outside of the licensed premises or beer garden.
- (2) The permittee shall be responsible for the acts of all employees, patrons and agents of the business. A violation of any provision of this section, any City ordinance or Ch. 125, Wis. Stats., by a patron, agent or employee of the permittee shall constitute a violation by the permittee.
- K. Penalty. Any person who shall violate any provisions of this chapter or any order, rule or regulation made or adopted hereunder shall be subject to the general provisions penalty of this Code.^[1]
- [1] *Editor's Note: See Ch. 1-1, Art. II, General Penalty.*

 Select Language | ▼



**TWO
RIVERS**
WISCONSIN

POLICE DEPARTMENT

1717 E. Park Street
P.O. BOX 87
Two Rivers, WI 54241-0087

Section 5, Item F.



April 15, 2022

To: Gregory E. Buckley, City Manager
From: Brian W. Kohlmeier, Chief of Police
Ref: Sex Offender Ordinance Amendments

Two Rivers Municipal Ordinance 9-9: **Sexual Offender Residency Restrictions** was adopted on December 7th, 2015. This ordinance was modified on August 16, 2021, and on April 4, 2022. creating and expanding various provisions. City Council discussion at the April 4 meeting recognized the need to further define what is considered a permanent residence. The following recommendation addresses that issue.

The following items are suggested to be included in an ordinance amendment:

- 9-9-2 (D) – Definitions, Section D. “**Permanent Residence**” - Amend the definition to read: “The place where the person's habitation is fixed, without any present intent to move, and to which, when absent, the person intends to return. A permanent residence does not include lodging or other locations where the intended purpose is to temporarily stay. No person gains a residence in the city regardless of length of stay while there for temporary purposes only.”
- 9-9-2 (G)(1) – Temporary Residence – Amend to: **Temporarily Reside** and amend to read: “A condition where the person sleeps, abides, lodges or resides for a period of not more than 14 days in the aggregate during any calendar year.”
- 9-9-3 (A) – “**Domicile Restrictions**” - Amend to read: “No offender shall be permitted to reside in the City, and no supervised release of such offender shall be established in the City, **for more than 14 days in the aggregate during any calendar year** unless the offender was domiciled as a permanent resident in the City at the time of an offense resulting in such conviction or the person previously resided in the City for a continuous period of at least five (5) years and that such residency has not lapsed for 10 or more years.



- 9-9-3 (C) – **“Domicile Restrictions”** - Amend to read:
“It is unlawful for a property owner to let, rent, or lease any place, structure, or part thereof, trailer, other conveyance, to any person other than to allow such person to temporarily reside in the City as defined in this section, if the property owner knows or should have known that it will be used as a temporary or permanent residence by any offender prohibited from establishing residency in the City under the provisions of this ordinance. Factors in considering whether a property owner knows or should have known an offender’s status is the presence of the offender’s name listed on the State of Wisconsin’s Sex Offender Registry which is readily available to public inspection on the State’s web-site.
- 9-9-3 (B) – **“Exemptions”** - Add a subsection (5) to read:
“(5) Temporarily reside as defined by this section.”

The aforementioned recommendations have been added to a draft revised ordinance for presentation to the City Council.

ORDINANCE

AN ORDINANCE to amend Municipal Code Section 9-9-2(D) entitled "Permanent Residence"; and 9-9-3 (A) entitled "Domicile Restrictions".

The Council of the City of Two Rivers ordains as follows:

SECTION 1. That Section 9-9-2(D) of the Municipal Code shall hereby be amended as follows:

- (D) The place where a person sleeps, abides, lodges or resides for 14 or more consecutive days and which qualifies as a residence under the laws of the State of Wisconsin, and the ordinances of the City of Two Rivers.

SECTION 2. That Section 9-9-3(A) of the Municipal Code shall hereby be amended as follows:

- (A) Residency prohibited. No offender shall be permitted to reside in the City, and no supervised release of such offender shall be established in the City, unless the offender was domiciled in a permanent residence as defined above in the City at the time of an offense resulting in such conviction or the person previously resided in the City for a continuous period of at least five (5) years and that such residency has not lapsed for 10 or more years.

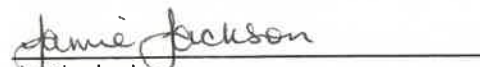
SECTION 3. This ordinance shall take effect and be in force from and after its date of passage and publication of same.

Dated this 4th day of April, 2022.


Adam Wachoswki
President, City Council


Gregory E. Buckley
City Manager

Attest:


Jamie Jackson
City Clerk

Approved as to form and legality:


John M. Bruce
City Attorney



**TWO
RIVERS**
WISCONSIN

POLICE DEPARTMENT

1717 E. Park Street
P.O. BOX 87
Two Rivers, WI 54241-0087



March 31, 2022

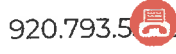
To: Gregory E. Buckley, City Manager
From: Brian W. Kohlmeier, Chief of Police
Ref: Sex Offender Ordinance Amendments

Two Rivers Municipal Ordinance 9-9: **Sexual Offender Residency Restrictions** was adopted on December 7th, 2015. This ordinance was modified on August 16, 2021, creating and expanding various provisions. Recent events identified that 9-9-3 A. related to "Domicile Restrictions" could be interpreted and therefore applied in a manner inconsistent with the original intent of that provision.

The following items are suggested to be included in an ordinance amendment:

- 9-9-2 – Definitions, Section D. "**Permanent Residence**" - Amend the definition to read: "The place where a person sleeps, abides, lodges or resides for 14 or more consecutive days and which qualifies as a residence under the laws of the State of Wisconsin, and the ordinances of the City of Two Rivers."
- 9-9-3 – Domicile Restrictions, Section A. – Amend to read: "Residency prohibited. No offender shall be permitted to reside in the City, and no supervised release of such offender shall be established in the City, unless the offender was domiciled as a permanent residence as defined above in the City at the time of an offense resulting in such conviction or the person previously resided in the City for a continuous period of at least five (5) years and that such residency has not lapsed for 10 or more years."

The proposed amendments address the potential circumstance of a person simply visiting or passing through the City, committing a sex offense and subsequently having the ability, as a convicted sex offender, to establish residency in the City of Two Rivers. The aforementioned recommendations have been added to a draft revised ordinance for presentation to the City Council.



Chapter 9-9

Sexual Offender Residency Restrictions

§ 9-9-1 Findings and Purpose.

- A. The Wisconsin Statutes provide for the punishment, treatment and supervision of persons convicted or otherwise responsible for sex crimes, including their release into the community.
- B. Chapter 980, Wis. Stats., provides for the civil commitment of sexually violent persons, a more dangerous type of sex offender due to their likelihood to reoffend, and specifically, § 980.08, Wis. Stats., provides for the supervised release of such persons into the community.
- C. The City of Two Rivers places a high priority on maintaining public safety through highly skilled and trained law enforcement and laws that deter and punish criminal behavior.
- D. The City finds that sex offenders, who prey upon others, particularly children, are a serious threat to public safety and it is necessary for the City to enact reasonable measures to minimize the risk of the public in the City falling prey to sexual offenders.
- E. Further, this chapter is a non-punitive, regulatory measure aimed at protecting the health and safety of those in the City from the risk that convicted sex offenders may reoffend. It is the intent of this chapter not to impose a criminal penalty but rather to serve the City's compelling interest in promoting, protecting and improving the health, safety and welfare of the citizens and visitors of the City.

§ 9-9-2 Definitions.

As used in this chapter, and unless the context requires otherwise:

- A. **“Crime Against Children”**
Any of the following offenses set forth within the Wisconsin Statutes, as amended, or the laws of this or any other state or the federal government having like elements necessary for conviction, where the victim is under the age of 18, respectively:

Wisconsin Statute	Crime
940.225(1)	First degree sexual assault
940.225(2)	Second degree sexual assault
940.225(3)	Third degree sexual assault
940.22(2)	Sexual exploitation by therapist
940.30	False imprisonment; victim was minor and not the offender's child
940.31	Kidnapping; victim was minor and not the offender's child
944.01	Rape (prior statute)
944.06	Incest
944.10	Sexual intercourse with a child (prior statute)

Wisconsin Statute**Crime**

Section 5, Item F.

944.11	Indecent behavior with a child (prior statute)
944.12	Enticing child for immoral purposes (prior statute)
948.02(1)	First degree sexual assault of a child
948.02(2)	Second degree sexual assault of a child
948.025	Engaging in repeated acts of sexual assault of the same child
948.05	Sexual exploitation of a child
948.055	Causing a child to view or listen to sexual activity
948.06	Incest with a child
948.07	Child enticement
948.075	Use of a computer to facilitate a child sex crime
948.08	Soliciting a child for prostitution
948.095	Sexual assault of a child by a school staff person or a person who works or volunteers with children
948.11(2)(a) or (am)	Exposing child to harmful material; felony sections
948.12	Possession of child pornography
948.13	Convicted child sex offender working with children
948.30	Abduction of another's child
971.17	Commitment of persons found not guilty by reason of mental disease or mental defect
975.06	Sex crimes law commitment

B. “Facility for Children”

A public or private primary or secondary school; a church, synagogue, or house of worship as zoned by the City; a group home, as defined in § 48.02(7), Wis. Stats.; a residential care center for children or youth, as defined in § 48.02(15d), Wis. Stats.; a shelter care facility, as defined in § 48.02(17), Wis. Stats.; a day-care center licensed under § 48.65, Wis. Stats.; a day-care program established under § 120.13(14), Wis. Stats.; or a day-care provider certified under § 48.651, Wis. Stats.

C. “Offender”

A person who has been convicted of or who has been found not guilty by reason of disease or mental defect of a “sex offense” as defined § 301.45 (b) Wis. Stats. and/or crime against children, and required to be registered with the Wisconsin Sex Offender Registry under § 301.45 (1g) Wis. Stats, who was tried as an adult; or who was deemed an offender under Ch. 980, Wis. Stats.

D. “Permanent Residence”

The place where a person sleeps, abides, lodges or resides for 14 or more consecutive days **or and** which qualifies as a residence under the laws of the State of Wisconsin, and **may be mobile or transitory** and the ordinances of the City of Two Rivers.

E. “Property Owner”

The owner of rental property, camp grounds, hotel/motels, apartment complexes, or any temporary lodging facility or space.

F. “Sexually Violent Offense”

Shall have the meaning as set forth in § 980.01(6), Wis. Stats., as amended from time to time.

G. “Temporary Residence”

Residence or premises meeting any of the following criteria:

- (1) A place where the person sleeps, abides, lodges or resides for a period of 14 or more days in

aggregate during any calendar year, and which is not that person's permanent residence as defined in this section;

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- (2) A place where the person routinely sleeps, abides, lodges or resides for a period of four or more consecutive or nonconsecutive days in any month, and which is not that person's permanent residence as defined in this section; or
- (3) A place where a person sleeps, or which qualifies as a temporary residence under the holdings of the Wisconsin Supreme Court, and which may include more than one location, and may be mobile or transitory.

§ 9-9-3 Domicile Restrictions.

- A. Residency prohibited. No offender shall be permitted to reside in the City, and no supervised release of such offender shall be established in the City, unless the offender was domiciled as in a permanent residence as defined above in the City at the time of an offense resulting in such conviction or the person previously resided in the City for a continuous period of at least five (5) years and that such residency has not lapsed for 10 or more years.
- B. Exemptions. An offender does not commit a violation of this chapter if any of the following apply:
 - (1) The offender is required to serve a sentence or is otherwise involuntarily required to reside in a jail, prison, juvenile facility, or other correctional institution or mental facility located in the City of Two Rivers.
 - (2) The offender has established a residence prior to the effective date of the ordinance codified in this section.
 - (3) The offender is a minor or ward under guardianship.
 - (4) The residence is also the primary residence of the person's parents, grandparents, siblings, spouse, or child, provided that such parent, grandparent, sibling, spouse, or child established the residence at least five (5) years before the designated offender intends to establish residence at the location.
- C. It is unlawful for a property owner to let, rent, or lease any place, structure, or part thereof, trailer, other conveyance, if the property owner knows or should have known that it will be used as a permanent or temporary residence by any offender prohibited from establishing residency in the City under the provisions of this ordinance. Factors in considering whether a property owner knows or should have known an offender's status is the presence of the offender's name listed on the State of Wisconsin's Sex Offender Registry which is readily available to public inspection on the State's web-site.

§ 9-9-4 Notification.

- A. Offenders subject to this ordinance shall notify property owners of their offender status prior to entering into any room rental, apartment rental, lease, or property purchase for the purpose of establishing residency whether temporary or otherwise.

- B. Property owners who become aware that their property is being occupied by an offender this ordinance shall notify the Chief of Police of such residence on their property, either temporary or permanent. Such notice shall be verbally or in writing. Section 5, Item F.

§ 9-9-5 Public Places

- A. It is unlawful for an offender, as defined by § 9-9-2, to loiter or prowl, as said words are used in § 9-2-4 of this Code or to be, in a manner or in circumstances manifesting an intent to commit a “sex offense” as defined in Wis. Stat. Section 301.45(b) and/or a crime against children, under the following circumstances:

Within 500 feet of real property that supports or upon which there exists a facility for children, a public park/beach, a public swimming pool, a public library, or a public recreational trail; or

- B. Attend public events that are children focused, engage in trick or treating festivities, or engage in the wearing of costumes in public where the wearing of such costume is likely to attract children.

§ 9-9-6 Appeal.

The residency restrictions of this chapter may be waived upon approval of the City Council through an appeal by the affected offender. Such appeal shall be made, in writing, to the City Clerk, who shall forward the request to the City Manager and the Chief of Police. The Chief of Police shall forward a report on the appeal request to the City Council. The City Council will convene within 30 days of the appeal being filed with the Clerk to hear from the Chief of Police and the affected offender or their counsel. After deliberation, the City Council shall act on the recommendation. A written copy of the decision shall be provided to the affected offender by the City Clerk. The City Council may reject a waiver request when the request is filed with the City Clerk within 90 days of denial by the committee of a prior identical waiver request of the requester, absent a change in circumstances.

§ 9-9-7 Violations and penalties.

Any person found guilty of violating this chapter shall be penalized by forfeiture not less than \$100 and not to exceed \$1,000 plus court costs. Each day an offender maintains a residence in violation of this chapter constitutes a separate violation. The City may also seek equitable relief.

§ 9-9-8 Severability.

Should any portion of this chapter be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this chapter shall not be affected.

**SUMMARY INFORMATION ON
CITY OF TWO RIVERS
CITIZEN BOARDS COMMITTEES AND COMMISSIONS**

Council-Current or Vacant highlighted in Yellow

Citizen Vacancy highlighted in Blue

Except as otherwise noted below, appointments are made by the City Manager, subject to confirmation by the City Council. Seats designated for City Council members are filled annually through a City Council nomination and election process, typically at the first City Council meeting in May of each year.

All terms expire on May 1. Appointees are limited to three terms of continuous service on any one board or commission, except for the Library Board, whose members are limited to six years (two three-year terms).

Board/Commission	Functions	Membership	Meetings	Term	Members
Advisory Recreation Board	Advises Rec Director and City Council on Parks and Recreation programs and policies; provides input on operating budget and capital improvement plan for parks and recreation facilities	7 citizens 2 Council members 1 student member Pks & Rec Director	Monthly 2 nd Tuesday 6:00 PM	3 years	1. Jason Sharping, citizen 2. Brian Gallagher, citizen 3. Kathy Peterson, citizen 4. Robert Reed, citizen 5. Travis Kadow, citizen 6. Daniel Cortte, citizen 7. Dorothy Tinkham Delo, citizen Chase Matthais/Justin Klinkner, students Jeff Dahlke, Council Adam Wachowski, Council
Board of Review	Hears assessment appeals under criteria set by State Statutes; busiest in revaluation years	3 Council Members City Manager City Clerk-Treasurer	Annually, 2 nd Monday in May plus additional days as required	1 year	Vacancy, Council Bill LeClair, Council Bonnie Shimulunas, Council City Manager City Clerk
Branding and Marketing Committee					1. Emilee Rysticken 2. Jeff Dawson 3. Michael Ditmer 4. Gina Krahn 5. Vacancy 6. Elizabeth Runge 7. Travis Stevens Vacancy, Council Vacancy, Council

Board/Commission	Functions	Membership	Meetings	Term	Members
Business & Industrial Development Committee Community Development Authority	Sets policy for City Economic Development Revolving Loan Fund; acts on all applications for loans from that fund. Sets policy on industrial park lot sales; acts upon terms and conditions for all such lot sales. Advises Ec. Dev. Supervisor and City Council on economic development policies and strategies	CDA: 5 citizens 2 council members BIDC: 7 citizens 2 council members	Joint meetings Monthly 4 th Tuesday 5:00 PM	CDA: 4 years BIDC: 3 years	Elizabeth Bittner, BIDC Vacancy , BIDC Greg Coenen, BIDC/CDA Don Karman, CDA Dick Klinkner, CDA/BIDC Keith Lyons, BIDC Dan Wettstein, BIDC Tracy Yaggie, CDA/BIDC Vacancy, Council Tracey Koach, Council
Business Improvement District Board	Reviews annual budget and proposed BID levy and rate for the downtown area business improvement district; reviews annual audit.	7 citizens, at least 5 of whom are business or property owners in the BID	As needed, usually over noon hour	3 years	1. Tom Christensen, Sauves 2. Vacancy , 3. James VanLanen Jr, Lighthouse 4. Bill Kiel, Carron Net 5. Chow Chang, Unique Flying 6. Marv Moore, Medicine Shoppe 7. Amy McMillan, 1 st Anderson
Commission for Equal Opportunities in Housing	Meets on an “as needed” basis to consider issues related to the City Fair Housing Code	5 citizens 2 Council members	As needed	2 years	1. Rev Kim Henning 2. Pam Stephens 3. Jerry Fox 4. Jayne Rulseh 5. Abigail Diaz Vacancy, Council Bonnie Shimulunas, Council
Committee on Aging	Advises Senior Center Supervisor, Rec Director, City Manager and City Council on policies and programs of importance to senior citizen residents of Two Rivers	8 citizens 1 Council member	Monthly 1 st Monday 8:30 AM	3 years	1. Gerald Lyons, citizen 2. RuthAnn Hearley, citizen 3. Virginia Coffman, citizen 4. Lenore McDonough, citizen 5. Donna Reilly, citizen 6. Jackie Ackerman, citizen 7. Gerald Juckem, citizen 8. Vacancy , citizen Bill LeClair, Council

Board/Commission	Functions	Membership	Meetings	Term	Members
Environmental Advisory Board	Advises management staff and City Council on matters pertaining to the environment; major focus has been startup and subsequent monitoring / evaluation of City solid waste	6 citizens 1 student member 1 Council member	Monthly 1 st Tuesday 6:00 PM	2 years	<ol style="list-style-type: none"> 1. Susan Crowley, citizen 2. Vacancy, citizen 3. Donald DeBruyn, citizen 4. Brian Henrickson, citizen 5. Ben Meinnert, Asst. Police Chief 6. Gerald Thiede, citizen 7. Jay Orvis, citizen Vacancy Student -designated by High School Jeff Dahlke, Council
Joint Review Board	Board of five shall consist of that has power to levy taxes on the property that is remediated	One representative chosen by the school district, one by the technical college district, one by the county, one by the city and one public member recommended by City and approved by JRB			<ol style="list-style-type: none"> 1. J.J. Gutman, Mtwc County 2. Mary Kay Slattery, School Dist. 3. John Lukas, LTC Rep. 4. Dave Buss, City Rep. 5. Donald Karman, Public
Library Board	Governing body for municipal library operations, with powers, functions and duties as provided in Chapter 43, Wis. Stats. Appoints and supervises Library Director; approves and oversees annual library budget (subject to approval of local property tax funding by the City Council); sets policies pertaining to library operations	6 citizens 1 school district rep 1 county rep 1 council member	Monthly 2 nd Tuesday 7:00 PM	3 years	<ol style="list-style-type: none"> 1. Kathryn Gadd, citizen 2. Stanley Palmer, citizen 3. David Pennefeather, citizen 4. Sharon Sleger, citizen 5. Larry Thomas, citizen 6. Thomas Van Horn, citizen Vacancy, School District Vacancy, County Tracey Koach, Council
Plan Commission	Powers and duties as provided in Sec 62.23, Wis. Stats., including: developing and adopting the City Master Plan; making reports and recommendations to the Council	4 citizens City Manager City Engineer 1 council member	Monthly 2 nd Monday 5:30 PM	3 years	<ol style="list-style-type: none"> 1. Rick Inman 2. Kay Koach 3. Kristen Lee 4. Eric Pangburn

Board/Commission	Functions	Membership	Meetings	Term	Members
	related to the development of the city; advising the City Council on requests for zoning changes and annexations; advising the Council on the location and design of public facilities; advising the Council on the acquisition of land for municipal purposes, or the sale of any city-owned properties. Conducting site and architectural plan review for all new developments other than one or two-family residences				City Manager City Engineer Adam Wachowski, Council
Police & Fire Commission	Powers and duties as provided in Sec 62.13, Wis. Stats., including appointments of the Chiefs of the Police and Fire Departments and review of appointments of subordinate staff (both new hires & promotions) as recommended by the chiefs; also matters of employee discipline & discharge in Police/Fire.	5 citizens (City Mgr. Appointments not subject to City Council confirmation)	As needed	5 years	1. Michael Canty, citizen 2. Brad Yaggie, citizen 3. Kristine LaFond, citizen 4. Sandy, Rohrick, citizen 5. Jack Gadzala, citizen

Board/Commission	Functions	Membership	Meetings	Term	Members
Room Tax Commission	Shall have the powers and duties prescribed by Wis. Stats Section 66.0615 and shall have the authority to disburse all room tax monies received by the City as allowed by State law.	5 members: the City Manager, City Council Pres., two additional members who may be members of the City Council or members of the public, and one representative of the WI hotel/motel industry, who shall be the owner, operator or manager facility located within the corporate City limits. (These appointments by City Manager subject to Council approval.	As needed	1 year	<ol style="list-style-type: none"> 1. Vacancy, Council President or Designee 2. Greg Buckley, City Manager 3. Vacancy, Lodging Representative 4. Vacancy, Council or Public 5. Bill LeClair, Council or Public
Splash Pad and Ice Rink Planning Committee	Special citizen committee to give guidance to the planning and design process, working with a qualified professional firm, and to provide recommendations to the City Council regarding the design and construction of this project	7 members to include representatives Advisory Recreation Board; Two Rivers Main Street Board of Directors, business owners and general public	<p>As needed</p> <p>Staff: Park & Rec, Community Development Director City Manager, TR Main Street Director</p>		<ol style="list-style-type: none"> 1. Wendy Kozlowski Brandt, Chair 2. Nathan Kronforst 3. Kathy Peterson 4. Jayne Rulseh 5. Theresa Leiberg 6. Scott Stechmesser 7. Vacancy Vacancy, Council Tracey Koach, Council
City Council Representatives to Outside Organizations					
Two Rivers Main Street, Inc.	Private, not-for-profit corporation established to pursue downtown revitalization. Major funding sources have included a Business Improvement District (BID) and annual City contribution. (Not a	13 voting member board (includes City Manager and 1 council member)	Monthly 2 nd Tuesday 7:00 AM	3 years	Darla LeClair, Council

Board/Commission	Functions	Membership	Meetings	Term	Members
	board or committee of City government)				
Manitowoc Area Visitor & Convention Bureau			Every Other Month 2 nd Thursday 8:00 AM		Vacancy, Council

Current City Council Representation on Boards and Committees

2021-2022

Section 5, Item H.

Advisory Recreation Board

1. Jeff Dahlke
2. Adam Wachowski

Board of Review

1. [Vacancy](#)
2. Bill LeClair
3. Bonnie Shimulunas

Business and Industrial Development Committee/ Community Development Authority

1. Darla LeClair
2. Tracey Koach

Commission for Equal Opportunities in Housing

1. [Vacancy](#)
2. Bonnie Shimulunas

Committee on Aging

1. Bill LeClair

Community Development Block Grant Housing Committee

1. [Vacancy](#)
2. Bill LeClair

Environmental Advisory Board

1. Jeff Dahlke

Library Board

1. Tracey Koach

Plan Commission

1. Adam Wachowski

Room Tax Commission

1. Adam Wachowski, Council President or designee required by ordinance
2. Greg Buckley, City Manager, per ordinance
3. Bill LeClair, City Manager appointment with Council approval, per ordinance

Branding & Marketing

1. [Vacancy](#), Chairperson
2. [Vacancy](#)
3. [Vacancy](#)

Main Street Representative

1. Darla LeClair

Council Committees—appointed by Council President

PERSONNEL/FINANCE COMMITTEE

1. Chairman
- 2.
- 3.

PUBLIC WORKS COMMITTEE

1. Chairman
- 2.
- 3.

PUBLIC UTILITIES COMMITTEE

1. Chairman
- 2.
- 3.