

CITY OF SHEBOYGAN

TWENTY-SECOND REGULAR COMMON COUNCIL MEETING

Monday, February 17, 2020

ALDERPERSONS PRESENT: Todd Wolf, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 8 .

ALDERPERSONS ABSENT AND EXCUSED: Mary Lynne Donohue and Jim Bohren - 2 .

Meeting called to order at 6: 00 PM

1. OPENING OF MEETING

1.1 ROLL CALL

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES

MOTION TO APPROVE MINUTES Motion by Todd Wolf, second by Markus Savaglio.

Final Resolution:

Motion Passes Aye: Todd Wolf, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 8 .

1.4 PUBLIC FORUM - Limit of five people having five minutes each with comments limited to items on this agenda. No one spoke.

1.5 MAYOR'S ANNOUNCEMENTS - UPCOMING COMMUNITY EVENTS, PROCLAMATIONS, EMPLOYEE RECOGNITIONS

2. CONSENT AGENDA

2.1 MOTION TO RECEIVE AND FILE ALL RO'S, RECEIVE ALL RC'S AND ADOPT ALL RESOLUTIONS AND ORDINANCES

Resolution:

MOTION TO RECEIVE AND FILE ALL RO'S, RECEIVE ALL RC'S AND ADOPT ALL RESOLUTIONS AND ORDINANCES Motion by Todd Wolf, second by Markus Savaglio

Final Resolution:

Motion Passes Aye: Todd Wolf, Dean Dekker, Trey Mitchell, Betty Ackley, Ryan Sorenson, Markus Savaglio, Rose Phillips, Barbara Felde - 8 .

2.2 R. O. No. 148 - 19 - 20 by Board of Contractor's Examiners submitting applications for Building Contractor Licenses already granted.

Resolution:

MOTION TO RECEIVE AND FILE THE R. O. Motion by Todd Wolf, second by Markus Savaglio

Final Resolution:

Motion Passes Aye: Todd Wolf, Dean Dekker, Trey Mitchell, Betty Ackley, Ryan Sorenson, Markus Savaglio, Rose Phillips, Barbara Felde - 8 .

2.3 R. O. No. 149 - 19 - 20 by City Clerk submitting various license applications (Bethlehem).

Resolution:

MOTION TO RECEIVE THE R. O. AND GRANT THE LICENSES Motion by Todd Wolf, second by Markus Savaglio

Final Resolution:

Motion Passes Aye: Todd Wolf, Dean Dekker, Trey Mitchell, Betty Ackley, Ryan Sorenson, Markus Savaglio, Rose Phillips, Barbara Felde - 8 .

2.4 R. O. No. 150 - 19 - 20 by Board of Marina, Parks, and Forestry to whom was referred R. O. No. 143 - 19 - 20 by City Clerk submitting a communication from Robert J. Werner, President - Werner Homes, petitioning for the taking of a park (Parcel Number 59281 - 471040) for non-park use under Section 74.2 of the City of Sheboygan Municipal Code; recommends filing the document.

MOTION TO RECEIVE THE R. O. AND FILE THE DOCUMENT Motion by Markus Savaglio, second by Trey Mitchell.

Final Resolution:

Motion Passes Aye: Todd Wolf, Ryan Sorenson, Dean Dekker, Trey Mitchell, Betty Ackley - 5. Nay: Markus Savaglio, Rose Phillips, Barbara Felde - 3 .

2.5 R. O. No. 151 - 19 - 20 by Board of Marina, Parks, and Forestry to whom was referred Res. No. 150 - 19 - 20 by Alderpersons Bohren and Wolf expressing the sense of the council that the board of marina, parks, and forestry commissioners consider beginning the process set forth under Sec. 74 - 2, Sheboygan Municipal Code, for the taking of a park for a non-park use; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. O. AND ADOPT THE RESOLUTION Motion by Todd Wolf, second by Dean Dekker. Aye: Todd Wolf, Dean Dekker, Trey Mitchell, Betty Ackley - 4.

Nay: Ryan Sorenson, Markus Savaglio, Rose Phillips, Barbara Felde - 4. Mayor

votes Aye.  
Final Resolution:  
Motion Passes

2.6 Res. No. 165 - 19 - 20 by Alderperson Wolf in recognition of the service of Diane Kallas to Mead Public Library.

Resolution:  
MOTION TO ADOPT THE RESOLUTIONMotion by Todd Wolf, second by Markus Savaglio  
Final Resolution:  
Motion Passes Aye: Todd Wolf, Dean Dekker, Trey Mitchell, Betty Ackley, Ryan Sorenson, Markus Savaglio, Rose Phillips, Barbara Felde - 8 .

2.7 R. C. No. 247 - 19 - 20 by Finance and Personnel Committee to whom was referred various claims; recommends filing the claims.

Resolution:  
MOTION TO RECEIVE AND FILE THE CLAIMSMotion by Todd Wolf, second by Markus Savaglio  
Final Resolution:  
Motion Passes Aye: Todd Wolf, Dean Dekker, Trey Mitchell, Betty Ackley, Ryan Sorenson, Markus Savaglio, Rose Phillips, Barbara Felde - 8 .

2.8 R. C. No. 248 - 19 - 20 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 124 - 19 - 20 by City Clerk submitting various license applications; recommends filing Taxicab Driver License application No. 3033 (Keven M. Wade) as he is deceased.

Resolution:  
MOTION TO RECEIVE THE R. C. AND FILE THE APPLICATIONMotion by Todd Wolf, second by Markus Savaglio  
Final Resolution:  
Motion Passes Aye: Todd Wolf, Dean Dekker, Trey Mitchell, Betty Ackley, Ryan Sorenson, Markus Savaglio, Rose Phillips, Barbara Felde - 8 .

2.9 R. C. No. 249 - 19 - 20 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 134 - 19 - 20 by City Clerk submitting various license applications; recommends denying Taxicab Driver License application No. 9554 (Joseph P. Champeau) based upon his record of violations related to the licensed activity and his record as a habitual traffic offender.

Resolution:  
MOTION TO RECEIVE THE R. C. AND DENY THE APPLICATIONMotion by Todd Wolf, second by Markus Savaglio  
Final Resolution:  
Motion Passes Aye: Todd Wolf, Dean Dekker, Trey Mitchell, Betty Ackley, Ryan Sorenson, Markus Savaglio, Rose Phillips, Barbara Felde - 8 .

2.10 R. C. No. 250 - 19 - 20 by Licensing, Hearings, and Public Safety

Committee to whom was referred R. O. No. 147 - 19 - 20 by City Clerk submitting various license applications; recommends granting the licenses.

MOTION TO HOLD THE CHANGE OF PREMISE APPLICATION, NO. 2273, PARKER JOHN'S BBQ & PIZZA, TO DIRECT THE SAID APPLICATION BE RE-REFERRED TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE ALONG WITH R. O. NO. 147 - 19 - 20 AND TO GRANT ALL OF THE REMAINING APPLICATIONS ON THE R. C. Motion by Ryan Sorenson, second by Trey Mitchell.

Final Resolution:

Motion Passes Aye: Todd Wolf, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 8 .

2.11 R. C. No. 251 - 19 - 20 by Finance and Personnel Committee to whom was referred Res. No. 159 - 19 - 20 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to contract with Wisconsin Public Finance Professionals, LLC for financial advisory services in 2020 ; recommends adopting the Resolution.

Resolution:

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Todd Wolf, second by Markus Savaglio

Final Resolution:

Motion Passes Aye: Todd Wolf, Dean Dekker, Trey Mitchell, Betty Ackley, Ryan Sorenson, Markus Savaglio, Rose Phillips, Barbara Felde - 8 .

2.12 R. C. No. 252 - 19 - 20 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 161 - 19 - 20 by Alderpersons Sorenson and Mitchell authorizing application for the Criminal Justice, JAG Drug Task Forces Grant Solicitation; recommends adopting the Resolution.

Resolution:

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Todd Wolf, second by Markus Savaglio

Final Resolution:

Motion Passes Aye: Todd Wolf, Dean Dekker, Trey Mitchell, Betty Ackley, Ryan Sorenson, Markus Savaglio, Rose Phillips, Barbara Felde - 8 .

2.13 R. C. No. 253 - 19 - 20 by Public Works Committee to whom was referred Res. No. 162 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing the Purchasing Agent to advertise the Digester Complex Roof Replacement Capital Improvement Project at the Wastewater Treatment Plant for bids; recommends adopting the Resolution.

Resolution:

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Todd Wolf, second by Markus Savaglio

Final Resolution:

Motion Passes Aye: Todd Wolf, Dean Dekker, Trey Mitchell, Betty Ackley, Ryan Sorenson, Markus Savaglio, Rose Phillips, Barbara Felde - 8 .

### 3. REPORT OF OFFICER

3.1 R. O. No. 152 - 19 - 20 by City Plan Commission to whom was referred Gen. Ord. No. 43 - 19 - 20 by Alderpersons Bohren and Wolf and R. O. No. 146 - 19 - 20 by City Clerk requesting an Ordinance amendment to the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located off of South Business Drive (Parcel No. 59281471031) from Class Suburban Residential (SR- 5) to Class Neighborhood Commercial (NR) Classification; recommends receiving and filing the R. O. and adopting the Ordinance. LAYS OVER

3.2 R. O. No. 153 - 19 - 20 by City Plan Commission to whom was referred Gen. Ord. No. 44 - 19 - 20 by Alderpersons Bohren and Wolf and R. O. No. 146 - 19 - 20 by City Clerk requesting an Ordinance amendment to the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located off of Moenning Road (Parcel No. 59281471051 and Parcel No. 59281471040 and Parcel No. 59281471035) from Class Mixed Residential (MR- 8) to Class Suburban Residential (SR- 5) Classification; recommends receiving and filing the copy of the R. O. and adopting the Ordinance. LAYS OVER

3.3 R. O. No. 154 - 19 - 20 by City Plan Commission to whom was referred Gen. Ord. No. 45 - 19 - 20 by Alderpersons Bohren and Wolf and R. O. No. 146 - 19 - 20 by City Clerk requesting an Ordinance amendment to the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located off of South Business Drive (Parcel No. 59281471031 and Parcel No. 59281471051) from Class Suburban Residential (SR- 5) and Class Neighborhood Commercial (NC) to Class Mixed Residential (MR- 8) Classification; recommends receiving and filing the copy of the R. O. and adopting the Ordinance. LAYS OVER

3.4 R. O. No. 155 - 19 - 20 by Finance Director submitting the Operational and Organizational Assessment report dated February 7, 2020 with regard to the City of Sheboygan Finance and Human Resources Departments which was prepared by CliftonLarsonAllen LLP ("CLA") pursuant to Res. No. 206 - 18 - 19 adopted on April 15, 2019. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.5 R. O. No. 156 - 19 - 20 by City Attorney submitting, for information, a copy of the Opinion issued by the Supreme Court of Wisconsin on February 14, 2020, in the matter of Town of Wilson vs. City of Sheboygan, Case No. 2018 AP 2162. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.6 R. O. No. 157 - 19 - 20 by City Administrator submitting the City of Sheboygan 2020 Long Term Financial Plan to the Common Council. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.7 R. O. No. 158 - 19 - 20 by City Clerk submitting a claim from Scott Brown for alleged damages to his vehicle when he hit a hole in the road at the intersection of Indiana Avenue and S. 13 th Street. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.8 R. O. No. 159 - 19 - 20 by City Clerk submitting a claim of alleged unlawful tax collected from Midstate Amusement Games, LLC by the City for the 2019 tax year, plus interest as provided by law, with respect to certain property located in the City and known by the personal property tax Account Number 59281860857 P. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.9 R. O. No. 160 - 19 - 20 by City Clerk submitting a claim of alleged unlawful tax collected from Midstate Amusement Games, LLC by the City for the 2019 tax year, plus interest as provided by law, with respect to certain property located in the City and known by the personal property tax Account Number 59281860858 P. REFER TO FINANCE AND PERSONNEL COMMITTEE

#### 4. RESOLUTIONS

4.1 Res. No. 166 - 19 - 20 by Alderpersons Wolf and Donohue authorizing the Mayor to sign the First Amendment to Purchase and Sale Agreement, extending several dates in the previous Agreement authorized pursuant to Res. No. 12 - 19 - 20, for the purchase of land from the Union Pacific Railroad Company. SUSPEND THE RULES AND ADOPT THE RESOLUTION

MOTION TO SUSPEND THE RULES AND ADOPT THE RESOLUTION Motion by Todd Wolf, second by Ryan Sorenson.

Final Resolution:

Motion Passes Aye: Todd Wolf, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 8 .

4.2 Res. No. 167 - 19 - 20 by Alderpersons Donohue and Bohren approving the Project Plan and establishing the boundaries for the creation of Tax Incremental District No. 20, City of Sheboygan, Wisconsin. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.3 Res. No. 168 - 19 - 20 by Alderperson Donohue authorizing the creation of a Poet Laureate program in the City of Sheboygan. REFER TO MEAD PUBLIC LIBRARY BOARD OF TRUSTEES

4.4 Res. No. 169 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing the Director of Public Works to enter into a contract with Graef-USA Inc. for the Quarry Park Master Plan. REFER TO PUBLIC WORKS COMMITTEE

4.5 Res. No. 170 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing the Purchasing Agent to issue a Purchase Order for the purchase of a replacement dump truck body for an existing 2007 Model Tri-axle dump truck, including a new slide in salt spreader and brine distribution system and related accessories for the Department of Public Works Motor Vehicle Fleet. REFER TO PUBLIC WORKS COMMITTEE

4.6 Res. No. 171 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing the Purchasing Agent to issue a purchase order for the purchase of two Half-ton

rated Four Wheel Drive Pickup Trucks with standard two door cabs for the Department of Public Works Motor Vehicle Fleet. REFER TO PUBLIC WORKS COMMITTEE

4.7 Res. No. 172 - 19 - 20 by Alderpersons Wolf, Donohue, and Sorenson supporting Shoreline Metro's application for a State of Wisconsin Volkswagen Mitigation Program Grant to purchase transit vehicles during the second wave of funding. REFER TO TRANSIT COMMISSION

4.8 Res. No. 173 - 19 - 20 by Alderpersons Wolf, Donohue, and Sorenson authorizing the Mayor to execute the amended 2020 General Contract between Sheboygan County Health & Human Services Department and Shoreline Metro regarding transportation for elderly and disabled individuals. REFER TO TRANSIT COMMISSION

## 5. REPORT OF COMMITTEES

5.1 R. C. No. 254 - 19 - 20 by Finance and Personnel Committee to whom was referred Res. No. 160 - 19 - 20 by Alderpersons Donohue and Bohren authorizing the transfer of appropriations in the 2020 Budget (Library); recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Todd Wolf, second by Markus Savaglio.

Final Resolution:

Motion Passes Aye: Todd Wolf, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 8 .

5.2 R. C. No. 255 - 19 - 20 by Public Works Committee to whom was referred Res. No. 163 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing the appropriate City Officials to enter into a contract with Foth Infrastructure and Environment, LLC for the Sheboygan Southside Interceptor Feasibility Study; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Todd Wolf, second by Ryan Sorenson.

Final Resolution:

Motion Passes Aye: Todd Wolf, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 8 .

5.3 R. C. No. 256 - 19 - 20 by Public Works Committee to whom was referred Res. No. 164 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing the Engineering Division of the Department of Public Works to advertise the 2020 Capital Improvement Projects for bids; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Todd Wolf, second by Ryan Sorenson.

Final Resolution:

Motion Passes Aye: Todd Wolf, Ryan Sorenson, Markus Savaglio, Dean Dekker,

Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 8 .

## 6. MATTERS LAID OVER

6.1 Res. No. 157 - 19 - 20 by Alderperson Ackley submitting a Preliminary Resolution declaring intent to exercise the police power to levy special assessments for installation of new water main and/or laterals in Geele Avenue from Calumet Drive to N. 23 rd Street. ADOPT RESOLUTION

MOTION TO ADOPT RESOLUTION Motion by Betty Ackley, second by Todd Wolf.  
Final Resolution:

Motion Passes Aye: Todd Wolf, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 8 .

## 7. OTHER MATTERS AUTHORIZED BY LAW

7.1 R. O. No. 161 - 19 - 20 by City Clerk submitting various license applications (Ackley). REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

7.2 Res. No. 174 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing the Purchasing Agent to issue a purchase order for the purchase of two Four Wheel Drive One-Ton rated dump trucks with standard two door cabs for the Department of Public Works Motor Vehicle Fleet. REFER TO PUBLIC WORKS COMMITTEE

7.3 Res. No. 175 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing the Purchasing Agent to issue a Purchase Order for the purchase of a new single axle dump truck, including snowplow, wing, slide in salt spreader and brine distribution system and related accessories for the Department of Public Works Motor Vehicle Fleet. REFER TO PUBLIC WORKS COMMITTEE

## 8. ADJOURN MEETING

### 8.1 Motion to Adjourn

MOTION TO ADJOURN 6: 20 PM Motion by Todd Wolf, second by Ryan Sorenson.  
Final Resolution:

Motion Passes Aye: Todd Wolf, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 8 .