

CITY OF SHEBOYGAN

SEVENTEENTH REGULAR COMMON COUNCIL MEETING

Monday, December 2, 2019 ALDERPERSONS PRESENT: Todd Wolf, Mary Lynne Donohue(*), Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9 .

*Aldersperson Donohue arrived at 6: 15 PM

ALDERPERSON ABSENT AND EXCUSED: Dean Dekker - 1 .

Meeting called to order at 6: 00 PM - Council President, Todd Wolf presiding.

1. OPENING OF MEETING

1.1 ROLL CALL

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES

MOTION TO APPROVE MINUTES Motion by Ryan Sorenson, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Todd Wolf, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 8. Not Present at Vote: Mary Lynne Donohue - 1 .

1.4 MAYOR'S APPOINTMENTS - Election Inspectors for the two-year term beginning January 1, 2020 and ending December 31, 2021. LAYS OVER

1.5 MAYOR'S APPOINTMENTS - Robert Heimerl to Architectural Review Board. LAYS OVER

1.6 CONFIRMATION OF MAYOR'S APPOINTMENTS - Cole Phillips appointed to the Mayor's International Committee

MOTION TO RECEIVE AND CONFIRM Motion by Ryan Sorenson, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Todd Wolf, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde
Not Present at Vote: Mary Lynne Donohue - 1 .

1.7 PRESENTATION - Findings of the Riverbend Neighborhood Master Plan, November 2019 by Chad Pelishek, Director of Planning and Development

1.8 PRESENTATION - 2019 International City-County Management Association (ICMA) Certificate of Distinction

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

1.10 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 Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9 .

2.2 R. O. No. 110 - 19 - 20 by City Clerk submitting various license applications (Brians Lawn Service).

Resolution:

MOTION TO RECEIVE THE R. O. AND GRANT THE LICENSES
Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9 .

2.3 R. O. No. 111 - 19 - 20 by Transit Commission to whom was referred Res. No. 107 - 19 - 20 by Alderperson Wolf authorizing the filing of an application with the United States of America Department of Transportation and authorizing the executing of the contract pertaining to grants for calendar year 2020, under former Section 9 (USC 5307) of the Federal Transit Act of 1964, as amended, recommends adopting the Resolution.

Resolution:

MOTION TO RECEIVE THE R. O. AND ADOPT THE RESOLUTION Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9

2.4 R. O. No. 112 - 19 - 20 by Senior Activity Center Commission to whom was referred Res. No. 110 - 19 - 20 by Alderperson Felde expressing the sense of the Council that they would support staff beginning the process for a request for proposal related to the future facility needs of Sheboygan's growing active senior community; recommends adopting the Resolution.

Resolution:

MOTION TO RECEIVE THE R. O. AND ADOPT THE RESOLUTION Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9

2.5 R. C. No. 189 - 19 - 20 by Finance and Personnel Committee to whom was referred Com. No. 5 - 19 - 20, presented to the Common Council by Alderperson Savaglio, submitting a communication from Hardik Khatri regarding Personal Property Tax for the Super 8 ; recommends filing the document.

Resolution:

MOTION TO RECEIVE AND FILE THE DOCUMENT Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9

2.6 R. C. No. 190 - 19 - 20 by Finance and Personnel Committee to whom was referred Res. No. 99 - 19 - 20 by Alderpersons Donohue and Bohren authorizing the appropriate City Officials to execute an engagement letter with Quarles & Brady LLP to serve as bond counsel with regard to Sewerage System Revenue Bonds; recommends adopting the Resolution.

Resolution:

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9

2.7 R. C. No. 191 - 19 - 20 by Finance and Personnel Committee to whom was

referred Res. No. 100 - 19 - 20 by Alderpersons Donohue and Bohren authorizing the issuance and sale of up to \$2,323,791 Sewerage System Revenue Bonds, Series 2019 D, and providing for other details and covenants with respect thereto; recommends filing the Resolution

Resolution:

MOTION TO RECEIVE THE R. C. AND FILE THE RESOLUTION Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9

3. RESOLUTIONS

3.1 Res. No. 118 - 19 - 20 by Alderpersons Wolf and Donohue adopting the final River Bend Neighborhood Master Plan. REFER TO CITY PLAN COMMISSION

3.2 Res. No. 119 - 19 - 20 by Alderpersons Donohue and Bohren authorizing the Purchasing Agent to issue a purchase order for the purchase of three (3) Emergency Response Rated Sport Utility Vehicles for the Sheboygan Fire Department to be assigned to the Fire Chief and Two Assistant Fire Chiefs. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.3 Res. No. 120 - 19 - 20 by Alderpersons Donohue and Bohren authorizing retaining outside legal counsel to represent the City in the matter of the Petition for Review of Determination by State Board of Assessors for Manufacturing Property (Notice of Determination dated March 20, 2019) by Georgia Pacific Corrugated LLC, and authorizing payment for said services. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.4 Res. No. 121 - 19 - 20 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to execute the Agreement for Transit Service Between the City of Sheboygan and the City of Sheboygan Falls. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.5 Res. No. 122 - 19 - 20 by Alderpersons Donohue and Bohren pursuant to Sec. 82 - 32 and 82 - 33, Sheboygan Municipal Code, adopting changes to the classification plan and the list of classes and class specifications effective January 1, 2020. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.6 Res. No. 123 - 19 - 20 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to execute the Agreement for Transit Service Between the City of Sheboygan and the Village of Kohler. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.7 Res. No. 124 - 19 - 20 by Alderpersons Donohue and Bohren expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2019 cost of operating and

maintaining the off-street parking facilities within the Parking Assessment District No.

1. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.8 Res. No. 125 - 19 - 20 by Alderpersons Donohue and Bohren expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2019 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No.

2. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.9 Res. No. 126 - 19 - 20 by Alderpersons Donohue and Bohren expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2019 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No.

4. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.10 Res. No. 127 - 19 - 20 by Alderpersons Donohue and Bohren expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2019 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No.

5. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.11 Res. No. 128 - 19 - 20 by Alderpersons Donohue and Bohren authorizing entering into a Development Agreement with Oscar Apartments LLC. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.12 Res. No. 129 - 19 - 20 by Alderpersons Sorenson and Mitchell authorizing the chief of police to enter into a Memorandum of Understanding between Public Safety Cadets and the Sheboygan Police Department for the purpose of participating in the youth mentorship program established by Public Safety Cadets. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

3.13 Res. No. 130 - 19 - 20 by Alderpersons Sorenson and Mitchell approving the New Housing Fee Report as required by 2017 Wisconsin Act 243. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

3.14 Res. No. 131 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing the emergency repair of an underground electrical feeder and related equipment at the Eighth Street Draw Bridge. REFER TO PUBLIC WORKS COMMITTEE

3.15 Res. No. 132 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing the appropriate City officials to execute a Memorandum of Understanding with the Ellwood H. May Environmental Park Association of Sheboygan County, Inc. ("MPA") regarding the terms and conditions of the City's financial support of the MPA from January 1, 2020 through December 31, 2024. REFER TO PUBLIC WORKS COMMITTEE

4. REPORT OF COMMITTEES

4.1 R. C. No. 192 - 19 - 20 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 102 - 19 - 20 by City Clerk submitting various license applications (withdrawal of Beverage Operator's License application No. 3000, Christopher M. Nagle); recommends filing the application. RECEIVE THE R. C. AND FILE THE APPLICATION

MOTION TO RECEIVE THE R. C. AND FILE THE APPLICATION Motion by Ryan Sorenson, second by Trey Mitchell.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9

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4.2 R. C. No. 193 - 19 - 20 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 109 - 19 - 20 by City Clerk submitting various license applications; recommends granting the licenses. RECEIVE R. C. AND GRANT THE LICENSES

MOTION TO RECEIVE THE R. C. AND GRANT THE LICENSES Motion by Ryan Sorenson, second by Trey Mitchell.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9

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4.3 R. C. No. 194 - 19 - 20 by Finance and Personnel Committee to whom was referred Res. No. 113 - 19 - 20 by Alderpersons Donohue and Bohren authorizing the issuance and sale of up to \$2,323,791 Sewerage System Revenue Bonds, Series 2019 D, and providing for other details and covenants with respect thereto; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9

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4.4 R. C. No. 195 - 19 - 20 by Finance and Personnel Committee to whom was referred Res. No. 114 - 19 - 20 by Alderpersons Donohue and Bohren authorizing the appropriate City Officials to execute an engagement letter with Quarles & Brady LLP to serve as special tax counsel with regard to a proposed lease financing for the acquisition of garbage and recycling carts; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9

4.5 R. C. No. 196 - 19 - 20 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 115 - 19 - 20 by Alderpersons Wolf and Donohue authorizing the mayor to sign a letter to the United States Secretary of State consenting to continued initial refugee resettlement in Sheboygan pursuant to Executive Order 13888 ; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Ryan Sorenson, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9

4.6 R. C. No. 197 - 19 - 20 by Public Works Committee to whom was referred Res. No. 116 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing the Department of Public Works to turn off power to the City of Sheboygan Municipal Armory/Auditorium due to the hazardous conditions present within the building that pose dangers to maintenance employees and others needing to access the building; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

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

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9

4.7 R. C. No. 198 - 19 - 20 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL Res. No. 117 - 19 - 20 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to enter into a lease with Lease Servicing Center, Inc. to finance the purchase of automated garbage and recycling system, and to authorize the appropriate City officials to purchase the garbage and recycling carts funded by the lease.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9

4.8 R. C. No. 199 - 19 - 20 by Public Works Committee to whom was referred a copy of DIRECT REFERRAL Res. No. 117 - 19 - 20 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to enter into a lease with Lease Servicing Center, Inc. to finance the purchase of automated garbage and

recycling system, and to authorize the appropriate City officials to purchase the garbage and recycling carts funded by the lease.

MOTION TO RECEIVE THE R. C. AND FILE THE DOCUMENT Motion by Ryan Sorenson, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9

4.9 R. C. No. 200 - 19 - 20 by Licensing, Hearings, and Public Safety Committee to whom was referred Gen. Ord. No. 33 - 19 - 20 by Alderpersons Donohue, Ackley, Felde, Savaglio, and Sorenson amending Section 70 - 251 of the Municipal Code so as to ban the carry, possession, or control of any firearm, facsimile firearm, or concealed weapon in City buildings upon which such ban is posted and to provide certain definitions of terms contained in the ordinance; recommends adopting the Ordinance. RECEIVE THE R. C. AND ADOPT THE ORDINANCE

MOTION TO RECEIVE THE R. C. AND ADOPT THE ORDINANCE Motion by Ryan Sorenson, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Betty Ackley, Barbara Felde - 8. Nay: Trey Mitchell - 1 .

5. GENERAL ORDINANCES

5.1 Gen. Ord. No. 35 - 19 - 20 by Alderpersons Bohren and Wolf repealing and recreating Subsection 15.935 (1)(a) of the City of Sheboygan Zoning Ordinance ("SZO") so as to eliminate the residency requirements for membership on the Architectural Review Board. REFER TO CITY PLAN COMMISSION

5.2 Gen. Ord. No. 36 - 19 - 20 by Alderpersons Bohren and Wolf creating Subsection 15.936 (1)(L) of the City of Sheboygan Zoning Ordinance ("SZO") so as to add an architectural review fee. REFER TO CITY PLAN COMMISSION

5.3 Gen. Ord. No. 37 - 19 - 20 by Alderpersons Bohren and Wolf creating a new subsection (b)(6) in section 2 - 428 of the Municipal Code so as to exempt members of the Architectural Review Board from the residency requirement. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

6. OTHER MATTERS AUTHORIZED BY LAW

6.1 R. O. No. 113 - 19 - 20 by City Clerk submitting various license applications (Bowser). REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

7. ADJOURN MEETING

7.1 Motion to Adjourn

MOTION TO ADJOURN AT 6: 47 P.M.Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9

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