

CITY OF SHEBOYGAN

SIXTEENTH REGULAR COMMON COUNCIL MEETING

Monday, November 18, 2019

ALDERPERSONS PRESENT: Todd Wolf, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9 .

ALDERPERSONS ABSENT AND EXCUSED: Mary Lynne Donohue - 1 .

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 Jim Bohren.

Final Resolution:

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

1.4 PUBLIC FORUM - Limit of five people having five minutes each with comments limited to items on this agenda. Jim VanAkkeren, Gerry Plehn and Ken King spoke.

1.5 RESIGNATION - Scott Matula from the Architectural Review Board

MOTION TO RECEIVE AND FILE Motion by Todd Wolf, second by Jim Bohren.

Final Resolution:

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

1.6 MAYOR'S APPOINTMENT - Cole Phillips to the Mayor's International Committee.  
LAYS OVER

1.7 CONFIRMATION OF MAYOR'S APPOINTMENTS - Kay Hill appointed to the Housing Authority

MOTION TO RECEIVE AND CONFIRMMotion by Todd Wolf, second by Jim Bohren.

Final Resolution:

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

1.8 BOARD OF WATER COMMISSIONERS ELECTION - TERM TO BEGIN IMMEDIATELY AND EXPIRE ON SEPTEMBER 30, 2020

Motion by Todd Wolf, second by Jim Bohren that nominations be received from the floor, voting to be done by open ballot, and if more than two candidates are nominated, the candidate with the lowest number of votes be dropped from the list, and balloting to continue until one candidate receives a majority.Motion by Todd Wolf, second by Jim Bohren to nominate Thomas Howe. No other nominations were received.Motion by Todd Wolf, second by Jim Bohren that nominations be closed and that the City Clerk cast a unanimous ballot for Thomas Howe.

Final Resolution:

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

1.9 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 ORDINANCESMotion by Todd Wolf, second by Jim Bohren.

Final Resolution:

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

2.2 R. O. No. 103 - 19 - 20 by City Clerk submitting the Tax Levy Certification for the 2019 - 2020 school year from the Sheboygan Area School District.

Resolution:

MOTION TO RECEIVE AND FILE THE DOCUMENTMotion by Todd Wolf, second by Jim Bohren.

Final Resolution:

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

2.3 R. O. No. 104 - 19 - 20 by City Clerk submitting various license applications (A&M Trees).

Resolution:

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

Final Resolution:

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

2.4 R. O. No. 105 - 19 - 20 by City Clerk submitting the State and County Apportionment Form from the County Board of Supervisors to determine the amount of taxes to be levied in Sheboygan County against all taxable property for the year.

Resolution:

MOTION TO RECEIVE AND FILE Motion by Todd Wolf, second by Jim Bohren.

Final Resolution:

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

2.5 R. O. No. 106 - 19 - 20 by City Plan Commission to whom was referred Gen. Ord. No. 32 - 19 - 20 by Alderpersons Bohren and Wolf repealing and recreating Section 15.905 and Subsection 15.908 (1) of the City of Sheboygan Zoning Ordinance (SZO), so as to amend certain portions thereof so as to clarify any ambiguities in the Municipal Code relating to Conditional Use Permits, to incorporate into the Municipal Code established past practices of the Plan Commission relative to Conditional Uses, and to conform the Municipal Code to 2017 Wis. Act 67 and Sec. 62.23 (7)(de), Wis. Stats.; recommends adopting the Ordinance.

Resolution:

MOTION TO LAY OVER UNTIL DECEMBER 16, 2019 Motion by Todd Wolf, second by Jim Bohren.

Final Resolution:

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

2.6 R. C. No. 178 - 19 - 20 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 94 - 19 - 20 by City Clerk submitting various license applications; recommends denying Beverage Operator's License application No. 9148 (Christina M. Hephner) based upon her record of violations related to the licensed activity, her ineligibility for the license due to one of those conditions, and her failure to cooperate with staff for the committee.

Resolution:

MOTION TO RECEIVE THE R. C. AND DENY THE LICENSE Motion by Todd Wolf, second by Jim Bohren.

Final Resolution:

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

2.7 R. C. No. 179 - 19 - 20 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 101 - 19 - 20 by Fire Chief pursuant to section 50 - 564 of the Municipal Code, submitting the quarterly report of Benchmark Measurements for the Fire Department, for the period commencing July 1, 2019 and ending September 30, 2019 ; recommends filing the document.

Resolution:

MOTION TO RECEIVE THE R. C. AND FILE THE REPORT Motion by Todd Wolf, second by Jim Bohren.

Final Resolution:

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

2.8 R. C. No. 180 - 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; recommends granting the license applications.

Resolution:

MOTION TO RECEIVE THE R. C. AND GRANT THE LICENSES Motion by Todd Wolf, second by Jim Bohren.

Final Resolution:

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

2.9 R. C. No. 181 - 19 - 20 by Finance and Personnel Committee to whom was referred Res. No. 105 - 19 - 20 by Alderpersons Donohue and Bohren authorizing the appropriate city officials to execute an amendment to a Parking and Access Lease Agreement with Eighth Street Sheboygan Housing Corporation; recommends adopting the Resolution.

Resolution:

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

Final Resolution:

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

2.10 R. C. No. 182 - 19 - 20 by Public Works Committee to whom was referred Res. No. 108 - 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; recommends adopting the Resolution.

Resolution:

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

Final Resolution:

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

3. REPORTS OF OFFICERS

3.1 R. O. No. 107 - 19 - 20 by City Clerk submitting a claim from Kevin Delray for alleged damages to his vehicle when the tire hit a large section of raised concrete concealed by rain. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.2 R. O. No. 108 - 19 - 20 by City Clerk submitting a notice of claim from Mel Arsentzen for alleged damages to his yard due to erosion from South Pointe Campus. REFER TO FINANCE AND PERSONNEL COMMITTEE

4. RESOLUTIONS

4.1 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. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.2 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. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.3 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. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

4.4 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. REFER TO PUBLIC WORKS COMMITTEE

5. REPORT OF COMMITTEES

5.1 R. C. No. 183 - 19 - 20 by Public Works Committee to whom was referred R. C. No. 177 - 19 - 20 by Public Works Committee and Res. No. 104 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing executing a storm sewer easement (Eighth Street Investments, LLC); recommends adopting 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, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9 .

5.2 R. C. No. 184 - 19 - 20 by Public Works Committee to whom was referred Res. No. 106 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing entering into an Agreement with Making Spirits Bright, Inc. for use of Evergreen Park and the Quarryview Center for the annual Making Spirits Bright drive-through holiday lights display; recommends adopting the Resolution with amended agreement.

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

Before action was taken, MOTION TO REFER TO PUBLIC WORKS COMMITTEE Motion by Todd Wolf, second by Markus Savaglio.

Final Resolution:

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

5.3 R. C. No. 185 - 19 - 20 by Public Works Committee to whom was referred Res. No. 109 - 19 - 20 by Alderpersons Bohren and Mitchell demanding Union Pacific Railroad repair three at-grade railroad crossings in the City of Sheboygan in accordance with Wis. Stat. 86 - 12 ; recommends adopting 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, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9 .

5.4 R. C. No. 186 - 19 - 20 by Public Works Committee to whom was referred DIRECT REFERRAL Res. No. 111 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing an emergency repair of the sidewalk along the shoreline of Lake Michigan at South Pier; recommends adopting 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, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9 .

5.5 R. C. No. 187 - 19 - 20 by Public Works Committee to whom was referred DIRECT REFERRAL Res. No. 112 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing the appropriate City officials to enter into a contract for the remodeling of the Men's and Women's bathroom facilities at the Municipal Service Building; recommends adopting 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, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9 .

5.6 R. C. No. 188 - 19 - 20 by Licensing, Hearings, and Public Safety Committee to whom was referred Gen. Ord. No. 34 - 19 - 20 by Alderperson Sorenson amending Gen. Ord. No. 83 - 11 - 12, passed by Council on April 4, 2012, in order to update the polling locations for the thirty-one (31) wards relating to Section 38 - 3 of the Municipal Code regarding wards and aldermanic districts; 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 Trey Mitchell.

Final Resolution:

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

## 6. OTHER MATTERS AUTHORIZED BY LAW

6.1 R. O. No. 109 - 19 - 20 by City Clerk submitting various license applications (Allen). REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

## 7. ADJOURN MEETING

### 7.1 Motion to Adjourn

MOTION TO ADJOURN AT 6: 32 PM Motion by Todd Wolf, second by Jim Bohren.

Final Resolution:

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