

THIRTEENTH REGULAR COMMON COUNCIL MEETING AGENDA - 6:00 P.M.

"IF YOU WANT SOMETHING YOU NEVER HAD, YOU HAVE TO DO SOMETHING YOU'VE NEVER DONE" Notice of the 13th Regular Meeting of the 2019-2020 Common Council at 6:00 p.m., MONDAY, October 7, 2019, in City Hall, 3rd Floor - Council Chambers, 828 Center Avenue, Sheboygan, WI. Persons with disabilities who need accommodations to attend the meeting should contact Meredith DeBruin at the City Clerk's Office, 828 Center Avenue, (920) 459-3361 as soon as possible.

This meeting may be viewed LIVE on Charter Spectrum Channel 990, AT&T U-Verse Channel 99 and www.wcsssheboygan.com/vo

1. OPENING OF MEETING

1.1 ROLL CALL - Alderperson Sorenson may attend the meeting remotely

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES

1.4 RESIGNATION - Jake DenBoer from the Board of License Examiners

ATTACHMENT: RESIGNATION.pdf

1.5 PUBLIC FORUM - Limit of five people having five minutes each with comments limited to items on this agenda.

1.6 PRESENTATION - Livable Communities Action Plan by Vicky Schneider, Director of Senior Services

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

2. HEARINGS

2.1 Hearing No. 2-19-20 pursuant to Chapter 65.90 of the Laws of Wisconsin, notice is given that the annual budget hearing will be held this evening and any taxpayer or resident of the governmental unit will have the opportunity to be heard on the proposed 2020 budget.

ATTACHMENT: HEARING.pdf

3. CONSENT AGENDA

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

3.2 R. O. No. 86-19-20 by Board of Contractors Examiners submitting application for Building Contractor Licenses already granted.

ATTACHMENT: Building Contractor License (Stader).pdf

3.3 R. O. No. 82-19-20 by City Clerk submitting various license applications (Bethlehem).

ATTACHMENT: One Meeting (Bethlehem).pdf

3.4 R. C. No. 138-19-20 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 80-19-20 by City Clerk submitting various license applications; recommends granting the licenses.

ATTACHMENT: RO 80.pdf

3.5 R. C. No. 139-19-20 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL R. O. No. 81-19-20 by Finance Director submitting an action plan for the finance department related to but not limited to the audit findings from the 2018 Comprehensive Annual Financial Report ("CAFR"); recommends receiving the plan.

ATTACHMENT: RO 81.pdf

3.6 R. C. No. 140-19-20 by Finance and Personnel Committee to whom was referred Res. No. 85-19-20 by Alderpersons Donohue and Bohren authorizing the acceptance of monies from Sheboygan Police Department personnel in the amount of \$3,334.50; recommends adopting the Resolution.

ATTACHMENT: RES 85.pdf

3.7 R. C. No. 141-19-20 by Finance and Personnel Committee to whom was referred Res. No. 86-19-20 by Alderpersons Donohue and Bohren authorizing the acceptance of the State of Wisconsin WISGrant in the amount of \$4,000; recommends adopting the Resolution.

ATTACHMENT: RES 86.pdf

3.8 R. C. No. 142-19-20 by Finance and Personnel Committee to whom was referred Res. No. 87-19-20 by Alderpersons Donohue and Bohren authorizing an appropriation in the 2019 Budget (Honor Guard); recommends adopting the Resolution.

ATTACHMENT: RES 87.pdf

3.9 R. C. No. 143-19-20 by Finance and Personnel Committee to whom was referred Res. No. 88-19-20 by Alderpersons Donohue and Bohren authorizing an appropriation in the 2019 Budget (WISGrant); recommends adopting the Resolution.

ATTACHMENT: RES 88.pdf

3.10 R. C. No. 144-19-20 by Public Works Committee to whom was referred Res. No. 91-19-20 by Alderpersons Wolf and Sorenson authorizing executing an easement for a mini-storm sewer (Vanginkle); recommends adopting the Resolution.

ATTACHMENT: RES 91.pdf

4. COMMUNICATIONS

4.1 Com. No. 1-19-20 by City Clerk submitting a communication from Chris Merklein, Director of Development, Van Horn Real Estate, requesting an encroachment for Kingsbury Village Apartments (Encroachment Area #1 = 36.125 square feet). REFER TO CITY PLAN COMMISSION

ATTACHMENT: Encroach 1.pdf

4.2 Com. No. 2-19-20 by City Clerk submitting a communication from Chris Merklein, Director of Development, Van Horn Real Estate, requesting an encroachment for Kingsbury Village Apartments (Encroachment Area #2 = 1939.61 square feet). REFER TO CITY PLAN COMMISSION

ATTACHMENT: Encroach 2.pdf

4.3 Com. No. 3-19-20 by City Clerk submitting a communication from Chris Merklein, Director of Development, Van Horn Real Estate, requesting an encroachment for Kingsbury Village Apartments (Encroachment Area #3 = 1503.44 square feet). REFER TO CITY PLAN COMMISSION

ATTACHMENT: Encroach 3.pdf

5. REPORTS OF OFFICERS

5.1 R. O. No. 83-19-20 by Senior Services Commission to whom was referred R. O. No. 79-19-20 by Director of Senior Services submitting the final Livable Communities Action Plan, City of Sheboygan, Wisconsin, dated August 2019; recommends receiving the R. O. and Livable Communities Action Plan. RECEIVE THE R. O. AND LIVABLE COMMUNITIES ACTION PLAN

ATTACHMENT: RO 79.pdf

5.2 R. O. No. 84-19-20 by City Attorney submitting, as a matter of record, a copy of the United States District Court, Eastern District of Wisconsin, Decision and Order Granting Defendant's Motion for Summary Judgment in the matter of Tyler Jones v. City of Sheboygan, Case No. 18-CV-709, which was issued on August 13, 2019, and became final on September 13, 2019. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Tyler Jones.pdf

5.3 R. O. No. 85-19-20 by City Clerk submitting a claim from Jane E. Stewart for alleged damages to her vehicle when it was hit by a street cleaner. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Jane E. Stewart.pdf

6. RESOLUTIONS

6.1 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. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Sewerage Revenue Bonds.pdf

6.2 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 2019D, and providing for other details and covenants with respect thereto. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: \$2,323,791 Sewerage System Bonds.pdf

6.3 Res. No. 94-19-20 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to execute Vacant Land Offer to Purchase with Habitat for Humanity Lakeside, Inc. with regard to two City-owned vacant lots (Lots 11 and 12) on the northwest corner of Erie Avenue and North 10th Street. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: habitat.pdf

6.4 Res. No. 95-19-20 by Alderpersons Donohue and Bohren authorizing the

appropriate City official to enter into an Intergovernmental Cooperative Agreement with Sheboygan County for Sales Tax Revenue-Sharing for Transportation Infrastructure Maintenance. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Transportation Infrastructure.pdf

6.5 Res. No. 96-19-20 by Alderpersons Donohue and Bohren consenting to the Assignment of Incentive Payments between Van Horn Development, LLC and Bank First, N. A. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Incentive.pdf

6.6 Res. No. 97-19-20 by Alderpersons Sorenson and Mitchell authorizing the appropriate City officials to execute the Joint Powers Agreement for Sheboygan County and City of Sheboygan 911 Emergency Systems. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: 911 Emergency Systems.pdf

6.7 Res. No. 98-19-20 by Alderpersons Wolf and Sorenson authorizing entering into a Mooring Agreement with South Pier Family Investments Inc. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: South Pier Family Investments.pdf

7. REPORT OF COMMITTEES

7.1 R. C. No. 145-19-20 by Finance and Personnel Committee to whom was referred Res. No. 89-19-20 by Alderpersons Wolf and Sorenson imposing a residential Recycling Fee for services provided by the City; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

ATTACHMENT: RES 89.pdf

7.2 R. C. No. 146-19-20 by Public Works Committee to whom was referred a copy of Res. No. 89-19-20 by Alderpersons Wolf and Sorenson imposing a residential Recycling Fee for services provided by the City; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

ATTACHMENT: COPY RES 89.pdf

7.3 R. C. No. 147-19-20 by Public Works Committee to whom was referred Res. No. 90-19-20 by Alderpersons Wolf and Sorenson authorizing the appropriate City officials to enter into a Recycling Partnership Grant Agreement with The Recycling Partnership, Inc.; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

ATTACHMENT: RES 90.pdf

7.4 R. C. No. 148-19-20 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL Res. No. 93-19-20 by Alderpersons Donohue and Bohren authorizing adjustments in the 2020 budget requested; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

ATTACHMENT: RES 93.pdf

7.5 R. C. No. 149-19-20 by Public Works Committee to whom was referred Gen. Ord. No. 19-19-20 by Alderpersons Wolf and Sorenson repealing and recreating Chapter 102 of the Sheboygan Municipal Code relating to solid waste and

recycling and amending Section 1-14(a)(2) regarding issuance of citations; recommends adopting the Ordinance with the addition of a sentence to Section 102-45(a) that provides "The Department of Public Works issued container shall be removed from the location designated for pickup in subsection (b) prior to 6:00 p.m. on the scheduled collection date". RECEIVE THE R. C. AND ADOPT THE SUBSTITUTE ORDINANCE

ATTACHMENT: GEN ORD 19.pdf

8. GENERAL ORDINANCES

8.1 Gen. Ord. No. 20-19-20 by Alderpersons Donohue and Wolf amending Section 82-33 of the Sheboygan Municipal Code so as to modify the City Hall Departments' Table of Organization. SUSPEND AND PASS ORDINANCE

ATTACHMENT: GO TO.pdf

8.2 Gen. Ord. No. 21-19-20 by Alderpersons Donohue and Bohren repealing and recreating Section 74-82 of the Sheboygan Municipal Code regarding the imposition of impact fees to reflect changes in how the Federal government reports the Consumer Price Index. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: PARK IMPACT.pdf

9. OTHER MATTERS AUTHORIZED BY LAW

9.1 R. O. No. 87-19-20 by City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: referred.pdf

10. CLOSED SESSION

10.1 MOTION TO CONVENE IN CLOSED SESSION under the exemption provided in Sec. 19.85(1)(e), Wis. Stats., where competitive or bargaining reasons require a closed session related to a possible development incentive for the project known as The Oscar on the VanderVaart Property.

11. ADJOURN MEETING

11.1 Motion to Adjourn

In compliance with Wisconsin's Open Meetings Laws, this agenda was posted in the following locations more than 24 hours prior to the time of the meeting:

City Hall
Mead Public Library
Sheboygan County Administration Building
City's website