

CITY OF SHEBOYGAN

TWELFTH REGULAR COMMON COUNCIL MEETING

Monday, September 16, 2019

ALDERPERSONS PRESENT: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

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 Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

1.4 CONFIRMATION OF MAYOR'S APPOINTMENTS - Patrick Siebold to the Mayor's International Committee

MOTION TO CONFIRM Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

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

1.6 PRESENTATION - "Wisconsin Active Together and what it means for Sheboygan" by Chad Pelishek, Director of Planning and Development

1.7 PRESENTATION - 2019 Distinguished Budget Presentation Award from Government Finance Officers Association (GFOA)

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

1.9 BOARD OF WATER COMMISSIONERS ELECTION (3 YEAR TERM BEGINNING OCTOBER 1, 2019)

Motion by Todd Wolf, second by Mary Lynne Donohue 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 Mary Lynne Donohue to nominate Gerald Van De Kreeke. No other nominations were received. Motion by Todd Wolf, second by Mary Lynne Donohue that nominations be closed and that the City Clerk cast a unanimous ballot for Gerald Van De Kreeke.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

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 Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

2.2 R. C. No. 121 - 19 - 20 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 75 - 19 - 20 by City Clerk submitting license applications; recommends granting the licenses.

Resolution:

MOTION TO RECEIVE THE R. C. AND GRANT THE LICENSES Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

2.3 R. C. No. 122 - 19 - 20 by Licensing, Hearings, and Public Safety Committee to whom was referred DIRECT REFERRAL R. O. No. 76 - 19 - 20 by City Clerk submitting a license application (Blue Harbor Resort); recommends granting the license.

Resolution:

MOTION TO RECEIVE THE R. C. AND GRANT THE LICENSE Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

2.4 R. C. No. 123 - 19 - 20 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 77 - 19 - 20 by Alderpersons Sorenson and Mitchell authorizing the appropriate City Officials to issue a Purchase Order for the purchase of Sig Sauer handguns, ammunition, spare parts, and holsters from Streicher's Inc. for the Sheboygan Police Department; recommends adopting the Resolution.

Resolution:

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

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

2.5 R. C. No. 124 - 19 - 20 by Public Works Committee to whom was referred Res. No. 78 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing the appropriate City officials to issue purchase orders for the purchase of two online phosphate analyzers and associated filtering accessories to be installed at the Wastewater Treatment Facility in order to improve control of effluent total phosphorus; recommends adopting the Resolution.

Resolution:

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

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

2.6 R. C. No. 125 - 19 - 20 by Public Works Committee to whom was referred Res. No. 79 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing executing a storm sewer easement (Yang and Lee); recommends adopting the Resolution.

Resolution:

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

second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

2.7 R. C. No. 126 - 19 - 20 by Public Works Committee to whom was referred Res. No. 80 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing executing a storm sewer easement (Molenda); recommends adopting the Resolution.

Resolution:

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

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

2.8 R. C. No. 127 - 19 - 20 by Public Works Committee to whom was referred Res. No. 81 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing executing a storm sewer easement (Holtz); recommends adopting the Resolution.

Resolution:

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

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

2.9 R. C. No. 128 - 19 - 20 by Public Works Committee to whom was referred R. O. No. 73 - 19 - 20 by Board of Water Commissioners for the Sheboygan Water Utility recommending passage of Gen. Ord. No. 17 - 19 - 20 by Alderpersons Wolf and Sorenson repealing and recreating Section 26 - 907 and Article VIII, Division 4 of Chapter 26 of the Municipal Code entitled "Sewer and Water Services"; recommends receiving and filing the Report of Officer and adopting the Ordinance.

Resolution:

MOTION TO RECEIVE THE R. C., FILE THE R. O. AND ADOPT THE ORDINANCE Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

3. REPORTS OF OFFICERS

3.1 R. O. No. 77 - 19 - 20 by City Clerk submitting a claim from Progressive Insurance for alleged damages to the vehicle of their insured claimant (Alfonso

Canseco) when a rotten tree branch fell on the vehicle. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.2 R. O. No. 78 - 19 - 20 by City Clerk submitting a claim from Stephen Schnabel for alleged damages to his vehicle when a City owned truck backed into it. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.3 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. REFER TO SENIOR SERVICES COMMISSION

4. RESOLUTIONS

4.1 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. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.2 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. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.3 Res. No. 87 - 19 - 20 by Alderpersons Donohue and Bohren authorizing an appropriation in the 2019 Budget (Honor Guard). REFER TO FINANCE AND PERSONNEL COMMITTEE

4.4 Res. No. 88 - 19 - 20 by Alderpersons Donohue and Bohren authorizing an appropriation in the 2019 Budget (WISGrant). REFER TO FINANCE AND PERSONNEL COMMITTEE

4.5 Res. No. 89 - 19 - 20 by Alderpersons Wolf and Sorenson imposing a residential Recycling Fee for services provided by the City. REFER TO FINANCE AND PERSONNEL COMMITTEE AND PUBLIC WORKS COMMITTEE

4.6 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. REFER TO PUBLIC WORKS COMMITTEE

4.7 Res. No. 91 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing executing an easement for a mini-storm sewer (Vanginkle). REFER TO PUBLIC WORKS COMMITTEE

5. REPORT OF COMMITTEES

5.1 R. C. No. 129 - 19 - 20 by Public Works Committee to whom was referred Res. No. 66 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing entering into a concession agreement for "the Shack" at Vollrath Park; recommends adopting an

amended Resolution and revised agreement to be with "The Shack Disc Golf LLC" rather than Dennis and Patricia Wiold individually. RECEIVE THE R. C. AND ADOPT THE SUBSTITUTE RESOLUTION WITH REVISED AGREEMENT

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

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

5.2 R. C. No. 130 - 19 - 20 by Finance and Personnel Committee to whom was referred Res. No. 75 - 19 - 20 by Alderpersons Donohue and Bohren authorizing a transfer of appropriations in the 2019 budget (CDBG); 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, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

5.3 R. C. No. 131 - 19 - 20 by Finance and Personnel Committee to whom was referred Res. No. 76 - 19 - 20 by Alderpersons Donohue and Bohren extending the life of Tax Incremental District No. 11 for one year to implement affordable housing and neighborhood revitalization activities; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT 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, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

5.4 R. C. No. 132 - 19 - 20 by Public Works Committee to whom was referred DIRECT REFERRAL Res. No. 82 - 19 - 20 by Alderpersons Wolf and Sorenson authorizing the appropriate City officials to execute the Longitudinal Pipeline Agreement for the construction of storm sewer within Union Pacific Railroad's property at North Avenue and to take all necessary steps to comply with the City's obligations under this Agreement; 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, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

5.5 R. C. No. 133 - 19 - 20 by Public Works Committee to whom was referred DIRECT REFERRAL Res. No. 84 - 19 - 20 by Alderpersons Wolf and Sorenson designating the Superintendent of Parks and Forestry as the City's Authorized Representative for the purpose of Wisconsin Department of Natural Resources (DNR) Urban Forestry Grants for Calendar Year 2020 and instructing the Authorized Representative to submit an Urban Forestry Grant Application relating to Emerald Ash Borer Treatment; 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, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

5.6 R. C. No. 134 - 19 - 20 by Public Works Committee to whom was referred Gen. Ord. No. 18 - 19 - 20 by Alderpersons Wolf and Sorenson repealing and recreating Section 74 - 42 of the Sheboygan Municipal Code to revise the fee schedule regarding the rental of city parks; recommends adopting the Ordinance. RECEIVE THE R. C. AND ADOPT THE ORDINANCE

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

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9. Nay: Markus Savaglio - 1 .

5.7 R. C. No. 135 - 19 - 20 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL Res. No. 83 - 19 - 20 by Alderpersons Donohue and Bohren establishing the 2020 Budget appropriations and the 2019 Tax Levy for use during the calendar year; recommends adopting the Resolution. REFER TO COMMITTEE OF THE WHOLE

5.8 R. C. No. 136 - 19 - 20 by Licensing, Hearings, and Public Safety Committee to whom was referred a copy of DIRECT REFERRAL Res. No. 83 - 19 - 20 by Alderpersons Donohue and Bohren establishing the 2020 Budget appropriations and the 2019 Tax Levy for use during the calendar year; recommends adopting the Resolution. REFER TO COMMITTEE OF THE WHOLE

5.9 R. C. No. 137 - 19 - 20 by Public Works Committee to whom was referred a copy of DIRECT REFERRAL Res. No. 83 - 19 - 20 by Alderpersons Donohue and Bohren establishing the 2020 Budget appropriations and the 2019 Tax Levy for use during the calendar year; recommends adopting the Resolution. REFER TO COMMITTEE OF THE WHOLE

6. GENERAL ORDINANCES

6.1 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. REFER TO PUBLIC WORKS COMMITTEE

7. OTHER MATTERS AUTHORIZED BY LAW

7.1 R. O. No. 80 - 19 - 20 by City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

8. CLOSED SESSION

8.1 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 development opportunity in the SouthPointe Enterprise Campus.

MOTION TO CONVENE IN CLOSED SESSION Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .

9. ADJOURN MEETING

9.1 Motion to Adjourn

MOTION TO ADJOURN at 7: 03 p.m. Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 10 .