

City of Sheboygan
2019-08-05

BEDQ8A675801

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

"THINGS WORK OUT BEST FOR THOSE THAT MAKE THE BEST OF HOW THINGS WORK OUT"
Notice of the 9th Regular Meeting of the 2019-2020 Common Council at 6:00 p.m.,
MONDAY, August 5, 2019, at the Sheboygan County Courthouse, 5th Floor, 615 N.
6th St., Sheboygan, WI. Persons with disabilities who need accommodations to
attend the meeting should contact Meredith DeBruin at the City Clerk's Office,
606 North 9th Street, (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.wscssheboygan.com/vo

1. OPENING OF MEETING

1.1 ROLL CALL

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES

ATTACHMENT: Minutes - Eighth Regular Common Council Meeting.pdf

1.4 PRESENTATION - Update on the FreshTech Innovation District- Chad
Pelishek, Director of Planning and Development

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

1.6 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

2.2 R. O. No. 49-19-20 by City Clerk submitting a license application
already issued (Liars Club).

ATTACHMENT: Already Issued.pdf

2.3 R. O. No. 50-19-20 by City Clerk submitting various license applications
(Active 8).

ATTACHMENT: one meeting (Active 8).pdf

2.4 R. O. No. 51-19-20 by Board Of Water Commissioners submitting the Board
of Water Commissioners' Report on the Water Utility for the second quarter of
2019.

ATTACHMENT: Water Utility.pdf

2.5 R. C. No. 79-19-20 by Licensing, Hearings, and Public Safety Committee
to whom was referred DIRECT REFERRAL R. O. No. 41-19-20 by City Clerk
submitting various license applications; recommends approving the license.

ATTACHMENT: R. O. No. 41-19-20.pdf

2.6 R. C. No. 80-19-20 by Finance and Personnel Committee to whom was referred R. O. No. 44-19-20 by City Administrator submitting the Financial Trend Monitoring Analysis report for the City of Sheboygan for the years 2014 through 2018; recommends receiving the R. O. and filing the report as amended.

ATTACHMENT: 2014-2018 City of Sheboygan Financial Trend Analysis.pdf

ATTACHMENT: R. O. No. 44-19-20.pdf

2.7 R. C. No. 81-19-20 by Finance and Personnel Committee to whom was referred R. O. No. 45-19-20 by City Administrator for consideration of the Finance and Personnel Committee regarding the distribution and format of the 2021 Executive Program Budget and 2021 Executive Program Budget-in-Brief documents; recommends receiving the R. O. and adopting the recommendation.

ATTACHMENT: R. O. No. 45-19-20.pdf

2.8 R. C. No. 82-19-20 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 46-19-20 by City Clerk submitting various license applications; recommends approving the licenses.

ATTACHMENT: R. O. No. 46-19-20.pdf

2.9 R. C. No. 83-19-20 by Public Works Committee to whom was referred DIRECT REFERRAL R. O. No. 48-19-20 by Director of Public Works submitting the request to disinter John Garnett who is interned at Wildwood Cemetery Lot N/2-145 Section 1 that is owned by his brother, Keith Garnett; recommends receiving the R. O. and adopting the recommendation prior to August 14, 2019.

ATTACHMENT: R. O. No. 48-19-20.pdf

2.10 R. C. No. 84-19-20 by Finance and Personnel Committee to whom was referred Res. No. 56-19-20 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to enter into a contract regarding surveying services for the proposed Union Pacific Trail; recommends adopting the Resolution.

ATTACHMENT: Res. No. 56-19-20.pdf

ATTACHMENT: Res. 56.pdf

2.11 R. C. No. 85-19-20 by Public Works Committee to whom was referred Res. No. 57-19-20 by Alderpersons Wolf and Sorenson authorizing the appropriate City officials to enter into a contract with Rebuild-it Service Group to purchase and install a rebuilt clarifier drive at the Wastewater Treatment Facility; recommends adopting the Resolution.

ATTACHMENT: Res. No. 57-19-20.pdf

2.12 R. C. No. 86-19-20 by Public Works Committee to whom was referred Gen. Ord. No. 6-19-20 by Alderpersons Wolf and Sorenson placing a stop sign at the southwest corner of Stahl Road and County Trunk Highway OK; recommends adopting the Ordinance.

ATTACHMENT: Gen. Ord. No. 6-19-20.pdf

2.13 R. C. No. 87-19-20 by Public Works Committee to whom was referred Gen. Ord. No. 7-19-20 by Alderpersons Wolf and Sorenson placing a four way stop sign at the intersection of Stahl Road and South Taylor Drive; recommends adopting the Ordinance.

ATTACHMENT: Gen. Ord. No. 7-19-20.pdf

2.14 R. C. No. 88-19-20 by Public Works Committee to whom was referred Gen. Ord. No. 8-19-20 by Alderpersons Wolf and Sorenson creating a no parking zone on the east side of North 6th Street from the south curb line of New York Avenue to 90' south of the south curb line of New York Avenue; recommends adopting the Ordinance.

ATTACHMENT: Gen. Ord. No. 8-19-20.pdf

2.15 R. C. No. 89-19-20 by Public Works Committee to whom was referred Gen. Ord. No. 9-19-20 by Alderpersons Wolf and Sorenson creating a no parking zone on the west side of S. 18th Street south of Fox Hill Road; recommends adopting the Ordinance.

ATTACHMENT: Gen. Ord. No. 9-19-20.pdf

2.16 R. C. No. 90-19-20 by Public Works Committee to whom was referred Gen. Ord. No. 10-19-20 by Alderpersons Wolf and Sorenson placing a stop sign at the southwest corner of SouthPointe Drive and County Trunk Highway OK; recommends adopting the Ordinance.

ATTACHMENT: Gen. Ord. No. 10-19-20.pdf

2.17 R. C. No. 91-19-20 by Public Works Committee to whom was referred Gen. Ord. No. 11-19-20 by Alderpersons Wolf and Sorenson placing a stop sign at the southwest corner of Horizon Drive and County Trunk Highway OK; recommends adopting the Ordinance.

ATTACHMENT: Gen. Ord. No. 11-19-20.pdf

2.18 R. C. No. 92-19-20 by Public Works Committee to whom was referred Gen. Ord. No. 12-19-20 by Alderpersons Wolf and Sorenson placing a stop sign at the northeast corner of Horizon Drive and South Taylor Drive; recommends adopting the Ordinance.

ATTACHMENT: Gen. Ord. No. 12-19-20.pdf

3. REPORTS OF OFFICERS

3.1 R. O. No. 52-19-20 by City Clerk submitting a communication from David Gass, Rohde Dales LLP, on behalf of Office Service Company, LLP, requesting an encroachment upon the Niagara Avenue right-of-way located at 1320 Niagara Avenue (Parcel No. 52981500120) for the purpose of a canopy that hangs over the Niagara Avenue right-of-way. REFER TO CITY PLAN COMMISSION

ATTACHMENT: David Gass.pdf

3.2 R. O. No. 53-19-20 by City Clerk submitting an Amended Summons and Notice of Object of Action in the matter of Wisconsin Bank & Trust v. Scott M. Matula et al. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Scott Matula.pdf

3.3 R. O. No. 54-19-20 by City Clerk submitting a claim from Jason J. McCoy for alleged damages to his vehicle when a stone from a Department of Public Works dump truck hit and cracked his windshield. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Jason McCoy claim.pdf

3.4 R. O. No. 55-19-20 by Director of Human Resources and Labor Relations submitting the attached proposal from American Fidelity Assurance Company regarding their services as a Third Party Administrator ("TPA") to provide Section 125 ("cafeteria plan") administration, and Flexible Benefit Plan administration, enrollment solutions related to the health plan sponsored by the City of Sheboygan, and other supplemental benefits. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: (TPA).pdf

3.5 R. O. No. 56-19-20 by Fire Chief pursuant to section 50-564 of the Municipal Code, submitting the quarterly report showing the Benchmark Measurements for the Fire Department, for the period commencing April 1, 2019 and ending June 30, 2019. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: Fire Department.pdf

3.6 R. O. No. 57-19-20 by Chief of Police Christopher Domagalski pursuant to section 54-65 of the Municipal Code, submitting the quarterly report showing the Benchmark Measurements for the Police Department for the period commencing April 1, 2019 and ending June 30, 2019. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: Police Department.pdf

4. RESOLUTIONS

4.1 Res. No. 58-19-20 by Alderperson Bohren pursuant to the extraterritorial plat approval jurisdiction of the City of Sheboygan approving the final plat of Lake Aire Subdivision No. 5, no preliminary plat having been submitted. REFER TO CITY PLAN COMMISSION

ATTACHMENT: Lake Aire.pdf

4.2 Res. No. 59-19-20 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to execute an Acceptance Form and accept the Liability Insurance Proposal dated June 30, 2019 from Cities and Villages Mutual Insurance Company ("CVMIC"). REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: (CVMIC).pdf

4.3 Res. No. 60-19-20 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to execute a Client Service Agreement between the City of Sheboygan and Grota Appraisals, LLC with regard to assessment services for the period January 1, 2020 through December 31, 2022. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Grota Appraisals.pdf

ATTACHMENT: Signed Client Service Agreement.pdf

4.4 Res. No. 61-19-20 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

ATTACHMENT: Transit.pdf

4.5 Res. No. 62-19-20 by Alderpersons Donohue and Bohren adopting certain changes to the City's Medical Benefit Plan and Dental Benefit Plan effective for calendar year 2020 coverage and establishing the monthly premium equivalent rates effective for January 2020 coverage and thereafter. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Medical Benefit Plan.pdf

4.6 Res. No. 63-19-20 by Alderpersons Donohue and Bohren authorizing a transfer of appropriations in the 2019 Budget (Sheboygan tree). REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Transfer trees.pdf

4.7 Res. No. 64-19-20 by Alderpersons Sorenson and Mitchell declaring the City of Sheboygan's intent to continue to perform electrical inspections. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: Electrical inspections.pdf

4.8 Res. No. 65-19-20 by Alderpersons Wolf and Sorenson authorizing the appropriate City officials to execute a Lease Agreement between the City of Sheboygan, the Ellwood H. May Environmental Park Association of Sheboygan County, Inc., and the Sheboygan Area School District. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: Ellwood H. May.pdf

4.9 Res. No. 66-19-20 by Alderpersons Wolf and Sorenson authorizing entering into a concession agreement for "the Shack" at Vollrath Park. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: concession agreement.pdf

4.10 Res. No. 67-19-20 by Alderpersons Donohue and Bohren authorizing a transfer of appropriations in the 2019 Budget (Finance Department). REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Finance Transfer.pdf

5. REPORT OF COMMITTEES

5.1 R. C. No. 93-19-20 by Finance and Personnel Committee to whom was referred Res. No. 54-19-20 by Alderpersons Donohue and Bohren authorizing a transfer of appropriations in the 2019 Budget and to authorize the appropriate City Officials to execute a contract with CliftonLarsonAllen LLP; recommends adopting the Resolution with amended contract. RECEIVE THE R. C. AND ADOPT THE RESOLUTION WITH AMENDED CONTRACT

ATTACHMENT: Res. No. 54-19-20.pdf

5.2 R. C. No. 94-19-20 by Finance and Personnel Committee to whom was referred Res. No. 55-19-20 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to enter into a contract regarding the bulkhead line survey of the Sheboygan River and Lake Michigan shoreline; recommends adopting

the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

ATTACHMENT: Res. No. 55-19-20.pdf

ATTACHMENT: Res. 55.pdf

5.3 R. C. No. 95-19-20 by Licensing, Hearings, and Public Safety Committee to whom was referred Gen. Ord. No. 5-19-20 by Alderpersons Sorenson, Ackley, Donohue, Felde and Savaglio creating section 70-86 of the Municipal Code, entitled "Conversion Therapy Prohibited," regulating the practice of conversion therapy with regard to minors; recommends adopting the Ordinance. RECEIVE THE R. C. AND ADOPT THE ORDINANCE

ATTACHMENT: Gen. Ord. No. 5-19-20.pdf

6. GENERAL ORDINANCES

6.1 Gen. Ord. No. 13-19-20 by Alderperson Phillips granting Office Service Company, LLP, its successors and assigns, the privilege of encroaching upon described portions of Niagara Avenue right-of-way located at 1320 Niagara Avenue (Parcel No. 59281500120) in the City of Sheboygan for the purpose of a canopy that hangs over the Niagara Avenue right-of-way. REFER TO CITY PLAN COMMISSION

ATTACHMENT: Gen. Ord. encroachment.pdf

6.2 Gen. Ord. No. 14-19-20 by Alderpersons Donohue and Bohren amending Section 82-33 of the Sheboygan Municipal Code so as to modify the Department of Public Works Table of Organization. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: DPW Table of Organization.pdf

6.3 Gen. Ord. No. 15-19-20 by Alderpersons Sorenson and Mitchell repealing and recreating Section 26-393 of the Municipal Code relating to the permit fee for fences, so as to increase the permit fee from \$25.00 to \$40.00. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: Fence Permit Fee.pdf

7. MATTERS LAID OVER

7.1 Res. No. 53-19-20 by Alderpersons Wolf and Ackley officially recognizing the End Park Neighborhood Association. ADOPT RESOLUTION

ATTACHMENT: End Park Lays Over.pdf

8. OTHER MATTERS AUTHORIZED BY LAW

8.1 R. O. No. 58-19-20 by City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: REFERRED.pdf

9. CLOSED SESSION

9.1 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 possible sale of city owned property at 229 South Pier Drive.

10. ADJOURN MEETING

10.1 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