

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

"THE GRASS IS GREENER WHERE YOU WATER IT" Notice of the 3rd Regular Meeting of the 2019-2020 Common Council at 6:00 p.m., MONDAY, May 6, 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.

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This meeting may be viewed LIVE on Charter Spectrum Channel 990, AT&T U-Verse Channel 99 and [www.wcsssheboygan.com/programming/live-tv](http://www.wcsssheboygan.com/programming/live-tv)

**1. OPENING OF MEETING**

1.1 ROLL CALL

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES

1.4 PRESENTATION - 1st Quarter 2019 - Strategic Plan Action Items and Critical Measurements review by City Administrator Darrell Hofland

ATTACHMENT: Q12019 Critical Measures and Action Items.pdf

ATTACHMENT: Strategic Plan 1st Qtr 2019.pdf

1.5 PRESENTATION 2017 GFOA Certificate of Achievement for Excellence in Financial Reporting for the City of Sheboygan Comprehensive Annual Financial Report to Mayor Vandersteen by Finance Director Marty Halverson

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

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

**2. CONSENT AGENDA**

2.1 MOTION TO ACCEPT AND FILE ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES

2.2 R. O. No. 2-19-20 by Board of Water Commissioners submitting their report on the Water Utility for the first quarter of 2019. ACCEPT AND FILE

ATTACHMENT: Water quarterly.pdf

2.3 R. O. No. 3-19-20 by Board of Water Commissioners submitting a copy of the 2018 Annual Audited Financial Statements, including Independent Auditor's Report, on the Sheboygan Water Utility, and the 2018 Annual Report to the Public Service Commission (PSC) of Wisconsin. ACCEPT AND FILE

ATTACHMENT: Water Utility Auditor s Report.pdf

2.4 R. O. No. 4-19-20 by City Clerk submitting a license application already issued (SEAS). ACCEPT AND FILE

ATTACHMENT: ISSUED.pdf

2.5 R. O. No. 13-19-20 by Board of Contractors Examiners submitting applications for building Contractor Licenses already granted. ACCEPT AND FILE

ATTACHMENT: BOC.pdf

2.6 R. O. No. 14-19-20 by City Clerk submitting various license applications (Christ Child). ACCEPT AND FILE

ATTACHMENT: GRANTED.pdf

2.7 Res. No. 7-19-20 by Alderperson Phillips directing a public hearing to be held in connection with a change of the City's Official Zoning Map for property located at 1316 Niagara Avenue. PASS RESOLUTION

ATTACHMENT: Res Rezone.pdf

2.8 Res. No. 8-19-20 by Alderperson Phillips declaring intent to exercise the police power to levy special assessments for replacement of lead and/or galvanized iron water laterals in South 11th Street - Indiana Avenue to Maryland Avenue/Illinois Avenue - South 10th Street to South Commerce Street/Illinois Avenue - South 10th Street to South 12th Street. PASS RESOLUTION

ATTACHMENT: WATER.pdf

2.9 R. C. No. 1-19-20 by Licensing, Hearings, and Public Safety Committee to whom was referred R. C. No. 349-18-19 by Licensing, Hearings, and Public Safety Committee and R. O. No. 234-18-19 by City Clerk submitting various licensing applications; recommends denying Beverage Operator's License application #2628 (Mang Yang) based upon her ineligibility for a Beverage Operator's License. ACCEPT AND FILE

ATTACHMENT: RC 349.pdf

2.10 R. C. No. 2-19-20 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 248-18-19 by City Clerk submitting various license applications; recommends granting the license applications. ACCEPT AND FILE

ATTACHMENT: RO 248.pdf

2.11 R. C. No. 3-19-20 by Finance and Personnel Committee to whom was referred Res. No. 210-18-19 by Alderpersons Rindfleisch and Bohren authorizing the appropriate City officials to execute the First Restated Fiber Optic Network Intergovernmental Cooperative Agreement between the City of Sheboygan, Sheboygan County, and the Sheboygan Area School District; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res. 210.pdf

### **3. REPORTS OF OFFICERS**

3.1 R. O. No. 5-19-20 by Director of Planning and Development submitting a report from Chad Pelishek noting acceptance of an additional \$20,000 in sponsorship contribution towards the 2019 City's Freedom Fest Celebration from

PLENCO. ACCEPT AND FILE

ATTACHMENT: Plenco.pdf

3.2 R. O. No. 6-19-20 by City Clerk submitting an application from the City of Sheboygan for a change in the zoning classification of property located at 1316 Niagara Avenue from Class Urban Industrial (UI) to Class Urban Commercial (UC). REFER TO CITY PLAN COMMISSION

ATTACHMENT: RO Rezone.pdf

3.3 R. O. No. 7-19-20 by City Clerk submitting a pending claim from John Potter for alleged damages to his vehicle when it was struck by an ambulance. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Potter.pdf

3.4 R. O. No. 8-19-20 by City Clerk submitting a Notice of Injury and Notice of Claim from Dierkes Law Office, LLC on behalf of their client, James S. Pulaski from the alleged wrongful taking of property, an improper raze, an unlawful entry, seizure and destruction of property by the City of Sheboygan. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Dierkes Law Office.pdf

3.5 R. O. No. 9-19-20 by City Clerk submitting a claim from Todd Rautmann for alleged damages to his vehicle when it was struck by a snow plow. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: RAUTMANN CLAIM.pdf

3.6 R. O. No. 10-19-20 by City Clerk submitting a Summons and Complaint in the matter of Wells Fargo Bank, N.A. vs. Julie K. Hansen et al. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Summons.pdf

3.7 R. O. No. 11-19-20 by City Clerk submitting a claim from Denise Kelly for alleged damages to her vehicle when it struck a pothole on North Avenue. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Kelly.pdf

3.8 R. O. No. 12-19-20 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 January 1, 2019 and ending March 31, 2019. REER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: Police Quarterly.pdf

#### **4. RESOLUTIONS**

4.1 Res. No. 5-19-20 by Alderperson Wolf officially recognizing the Memorial Neighborhood Association. LAYS OVER

ATTACHMENT: Memorial.pdf

4.2 Res. No. 6-19-20 by Alderpersons Wolf and Donohue authorizing the

appropriate City officials to execute the Creation and Grant of Covenants by the City of Sheboygan to the United States Army Corps of Engineers regarding Outlot 1 in the Sheboygan Business Center. LAYS OVER

ATTACHMENT: Outlot 1.pdf

4.3 Res. No. 9-19-20 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to execute an Agreement between the City of Sheboygan and Visit Sheboygan, Inc. Regarding a Loan to Visit Sheboygan, Inc. for Furnishings at its New Visitor Center. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Furnishings.pdf

4.4 Res. No. 10-19-20 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to execute the Agreement Between the City of Sheboygan and Visit Sheboygan, Inc. regarding Events Management. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Visit Sheboygan Inc..pdf

4.5 Res. No. 11-19-20 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to execute the Agreement Between the City of Sheboygan, Visit Sheboygan, Inc., and Sheboygan Area Room Tax Commission Regarding Reimbursement of Expenditures Made By the City of Sheboygan Related to Blue Harbor Resort and Conference Center. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Room Tax.pdf

4.6 Res. No. 12-19-20 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to execute a Purchase and Sale Agreement for the purchase of land from the Union Pacific Railroad Company. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Union Pacific.pdf

4.7 Res. No. 13-19-20 by Alderpersons Donohue and Bohren approving the FY 2019 One-Year Annual Action Plan for the Community Development Block Grant (CDBG) Program Submission. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: CDBG.pdf

4.8 Res. No. 14-19-20 by Alderpersons Sorenson and Mitchell authorizing the Purchasing Agent to issue a purchase order for the purchase of a Battalion Chief vehicle for the Sheboygan Fire Department. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: vehicle.pdf

4.9 Res. No. 15-19-20 by Alderpersons Wolf and Sorenson authorizing the appropriate City officials to execute the Amendment to Agreement Between the Mid-Lake Softball Organization, Inc. and the City of Sheboygan. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: Mid-Lake Softball-M.pdf

4.10 Res. No. 16-19-20 by Alderpersons Wolf and Sorenson authorizing the appropriate City Officials to enter into a Grant Agreement with the State of Wisconsin and to make necessary expenditures under that Grant Agreement in

order to take advantage of the State of Wisconsin's Volkswagen Mitigation Transit Capital Assistance Grant Program. REFER TO TRANSIT COMMISSION

ATTACHMENT: Transit.pdf

## **5. REPORT OF COMMITTEES**

5.1 R. C. No. 274-18-19 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 183-18-19 by Alderpersons Wolf and Donohue dissolving the Sustainable Sheboygan Task Force; recommends approving the Substitute Resolution. ACCEPT AND ADOPT AND PASS SUBSTITUTE RESOLUTION

ATTACHMENT: Res. 183.pdf

5.2 R. C. No. 4-19-20 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL Res. No. 4-19-20 by Alderpersons Donohue and Bohren authorizing City officials to negotiate and enter into a Development Agreement between Van Horn Development, LLC, the Redevelopment Authority of the City of Sheboygan ("RDA"), and the City of Sheboygan with regard to the former Kingsbury Property located on approximately 2.49 acres south of Wisconsin Avenue and west of North 10th Street; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res. 4.pdf

ATTACHMENT: signed Van Horn Incentive Payment Agreement.PDF

## **6. GENERAL ORDINANCE**

6.1 Gen. Ord. No. 1-19-20 by Alderperson Phillips amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located at 1316 Niagara Avenue from Class Urban Industrial (UI) to Class Urban Commercial (UC) Classification. REFER TO CITY PLAN COMMISSION

ATTACHMENT: GO Rezone.pdf

6.2 Gen. Ord. No. 2-19-20 by Alderpersons Sorenson and Mitchell repealing and recreating various sections of the Municipal Code so as to reflect the name change of the senior activity center department to the senior services department. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: Senior Services.pdf

6.3 Gen. Ord. No. 3-19-20 by Alderpersons Wolf and Sorenson placing stop signs at the northwest and southeast corners of the intersection of S. 22nd Street and Elm Avenue and removing them from the southwest and northeast corners of said intersection. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: Stop sign.pdf

## **7. OTHER MATTERS AUTHORIZED BY LAW**

7.1 R. O. No. 15-19-20 by City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: referred.pdf

## **8. ADJOURN MEETING**

8.1 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