

CITY OF SHEBOYGAN

TWENTY-FIRST REGULAR COMMON COUNCIL MEETING

Monday, February 4, 2019

ALDERPERSONS PRESENT: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

ALDERPERSONS ABSENT AND EXCUSED: Rosemarie Trester and Jim Bohren - 2 .

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, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

1.4 CONFIRMATION OF MAYOR'S APPOINTMENTS - Jordan Saunders to the Harbor Centre BID Board

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

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

1.5 PRESENTATION - 4 th Quarter, 2018 Strategic Plan Action Items & Critical Measures review - City Administrator Darrell Hofland

1.6 PRESENTATION - 2019 Community Survey Results - City Administrator Darrell Hofland

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

1.8 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

Resolution:

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

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

Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.2 R. O. No. 211 - 18 - 19 by City Clerk granting various license applications (Jay's). ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.3 Res. No. 172 - 18 - 19 by Alderpersons Rindfleisch and Trester submitting a preliminary Resolution declaring intent to exercise the police power to levy special assessments for replacement of lead and/or galvanized iron water laterals in North Avenue from N. 15 th Street to N. 21 st Street. PASS RESOLUTION

Resolution:

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

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.4 R. C. No. 234 - 18 - 19 by Licensing, Hearings, and Public Safety Committee

to whom was referred, pursuant to R. O. No. 168 - 18 - 19 by the City Clerk submitting various license applications; recommends granting the license (Johnson). ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.5 R. C. No. 235 - 18 - 19 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 190 - 18 - 19 by the City Clerk, held a Quasi-Judicial Hearing to determine whether the Taxicab Driver's License # 8112 held by Trevor M. Gohr should be suspended, revoked, or not renewed; recommends 1) That, based on the licensee's right to object to this Committee's finding, the licensee's written objections, if any, be provided to the Common Council and considered, in conjunction with the Committee's' finding and the prosecution's arguments, but that neither the licensee nor the City in its prosecution function shall be permitted to make oral argument; and 2) That the license be granted, but immediately suspended upon the Common Council's acceptance of these findings of facts and imposition of penalty. Said suspension will end on February 20, 2019, at which time the license may be issued. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.6 R. C. No. 236 - 18 - 19 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 209 - 18 - 19 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 October 1, 2018 and ending December 31, 2018 ; recommends to file the document. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.7 R. C. No. 237 - 18 - 19 by Licensing, Hearings, and Public Safety Committee to whom was referred, pursuant to R. O. No. 210 - 18 - 19 by the City Clerk submitting various license applications; recommends granting the licenses. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.8 R. C. No. 238 - 18 - 19 by Public Works Committee to whom was referred Res. No. 165 - 18 - 19 by Alderpersons Wolf and Sorenson authorizing the Engineering Division of the Department of Public Works to advertise certain specified projects for bid; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.9 R. C. No. 239 - 18 - 19 by Public Works Committee to whom was referred Res. No. 166 - 18 - 19 by Alderpersons Wolf and Sorenson authorizing the appropriate City officials to enter into a revised State/Municipal Agreement (dated January 3, 2019), I.D. 4640 - 01 - 01 _ 72, to update nine signalized intersections along the 2.4 mile STH 28 / 14 th Street corridor from North Avenue to Indiana Avenue; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.10 R. C. No. 240 - 18 - 19 by Public Works Committee to whom was referred Res. No. 167 - 18 - 19 by Alderpersons Wolf and Sorenson authorizing the appropriate City officials to enter into a revised State/Municipal Agreement (dated January 3, 2019), I.D. 4650 - 02 - 01 _ 71, to update seven signalized intersections along the 1.87 mile STH 23 /Kohler Memorial Drive/Erie Avenue corridor from Taylor Drive to 9 th Street; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Todd Wolf, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.11 R. C. No. 241 - 18 - 19 by Public Works Committee to whom was referred Res. No. 168 - 18 - 19 by Alderpersons Wolf and Sorenson authorizing the appropriate City officials to enter into a revised State/Municipal Agreement (dated January 3, 2019), I.D. 4291 - 00 - 01 _ 71, to update nine signalized

intersections along the
1.63 mile Taylor Drive corridor from Superior Avenue to Indiana Avenue;
recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Todd Wolf, second by
Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron
Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.12 R. C. No. 242 - 18 - 19 by Public Works Committee to whom was referred
Res. No. 170 - 18 - 19 by Alderpersons Wolf and Sorenson consenting to the
construction of a new spectator deck at Wildwood/Sheboygan A's Mary Testwuide
Knauf Baseball Park; recommends approving the Resolution. ACCEPT AND ADOPT AND
PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Todd Wolf, second by
Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron
Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

3. REPORTS OF OFFICERS

3.1 R. O. No. 212 - 18 - 19 by City Clerk submitting a claim from Skogen's
Festival Foods for recovery of alleged unlawful taxes for the personal property
taxes assessed to Sheboyganfest, Inc. for the 2018 tax year. REFER TO FINANCE
AND PERSONNEL COMMITTEE

3.2 R. O. No. 213 - 18 - 19 by City Clerk submitting a claim from Jacob Lingl
for alleged damages to the mirror on his vehicle when it was struck by a snow
plow. REFER TO FINANCE AND PERONNEL COMMITTEE

3.3 R. O. No. 214 - 18 - 19 by City Clerk submitting a claim from Kailee
Ridenour, on behalf of her minor child, for alleged injuries that occurred when
she slipped on ice and fell on her child. REFER TO FINANCE AND PERSONNEL
COMMITTEE

3.4 R. O. No. 215 - 18 - 19 by City Clerk submitting a claim from Ryan, LLC on
behalf of their client, O'Reilly Automotive Stores, Inc., for alleged incorrect
assessed value of their property for tax purposes. REFER TO FINANCE AND
PERSONNEL COMMITTEE

3.5 R. O. No. 216 - 18 - 19 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 October 1, 2018 and ending
December 31, 2018. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

4. RESOLUTIONS

4.1 Res. No. 173 - 18 - 19 by Alderpersons Donohue and Sorenson authorizing the Purchasing Agent to issue a purchase order for the purchase of two new vehicles for the Sheboygan Fire Department. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

5. REPORT OF COMMITTEES

5.1 R. C. No. 243 - 18 - 19 by Public Works Committee to whom was referred Res. No. 169 - 18 - 19 by Alderpersons Wolf and Sorenson authorizing a transfer of appropriations in the 2019 Budget; recommends approving the Substitute Resolution. ACCEPT AND ADOPT AND PASS SUBSTITUTE RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS SUBSTITUTE RESOLUTION Motion by Todd Wolf, second by Ryan Sorenson.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

5.2 R. C. No. 244 - 18 - 19 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL Res. No. 171 - 18 - 19 by Alderpersons Rindfleisch and Bohren authorizing entering into a letter agreement with Clifton Larson Allen, LLP for professional financial and accounting services beginning January 22, 2019 ; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Ron Rindfleisch, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

5.3 R. C. No. 245 - 18 - 19 by Finance and Personnel Committee to whom was referred Gen. Ord. No. 37 - 18 - 19 by Alderpersons Rindfleisch, Bohren and Wolf re-establishing the salary schedule for certain designated elected officials; recommends approving the Substitute Ordinance. ACCEPT AND ADOPT AND PASS SUBSTITUTE ORDINANCE

MOTION TO ACCEPT AND ADOPT AND PASS SUBSTITUTE ORDINANCE Motion by Ron Rindfleisch, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

5.4 R. C. No. 246 - 18 - 19 by Finance and Personnel Committee to whom was referred Gen. Ord. No. 38 - 18 - 19 by Alderpersons Rindfleisch, Bohren and Wolf

amending Section 82 - 33 of the Sheboygan Municipal Code so as to modify the Department of Public Works Table of Organization; recommends approving the Ordinance. ACCEPT AND ADOPT AND PASS ORDINANCE

MOTION TO ACCEPT AND ADOPT AND PASS ORDINANCE Motion by Ron Rindfleisch, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

5.5 R. C. No. 247 - 18 - 19 by Finance and Personnel Committee to whom was referred Gen. Ord. No. 39 - 18 - 19 by Alderpersons Rindfleisch, Bohren and Wolf amending Section 82 - 33 of the Sheboygan Municipal Code so as to modify the Fire Department Table of Organization; recommends approving the Ordinance.

ACCEPT AND ADOPT AND PASS ORDINANCE.

MOTION TO ACCEPT AND ADOPT AND PASS ORDINANCE Motion by Ron Rindfleisch, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

5.6 R. C. No. 248 - 18 - 19 by Public Works Committee to whom was referred Gen. Ord. No. 40 - 18 - 19 by Alderperson Wolf and Sorenson creating Section 66 - 15 of the Municipal Code entitled "Coal Tar Sealant Products" regulating the application and sale of coal tar sealant products; recommends approving the Ordinance. ACCEPT AND ADOPT AND PASS ORDINANCE

MOTION TO ACCEPT AND ADOPT AND PASS ORDINANCE Motion by Todd Wolf, second by Ryan Sorenson.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

6. GENERAL ORDINANCE - No General Ordinances were introduced.

7. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

7.1 R. O. No. 217 - 18 - 19 by City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

8. ADJOURN MEETING

8.1 Motion to Adjourn

MOTION TO ADJOURN at 6: 46 PM Motion by Todd Wolf, second by Mary Lynne Donohue.
Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8. Generated by City Clerk Meredith DeBruin on Tuesday, February 5, 2019