

City of Sheboygan  
2019-01-21

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

"IF YOUR ACTIONS INSPIRE OTHERS TO DREAM MORE, LEARN MORE, DO MORE AND BECOME MORE, YOU ARE A LEADER" Notice of the 20th Regular Meeting of the 2018-2019 Common Council at 6:00 p.m., MONDAY, January 21, 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.wcssheboygan.com/programming/live-tv](http://www.wcssheboygan.com/programming/live-tv)

**1. OPENING OF MEETING**

1.1 ROLL CALL - Alderpersons Trester and Rindfleisch may be attending meeting remotely.

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES

ATTACHMENT: Minutes - Common Council 1-7-19.pdf

1.4 RESIGNATION - Aaron Sloma from the Harbor Centre Business Improvement District (BID)

ATTACHMENT: SLOMA RESIGNATION.pdf

1.5 MAYOR'S APPOINTMENTS - Jordan Saunders to the Harbor Centre BID Board

ATTACHMENT: SAUNDERS APPOINTMENT.pdf

1.6 CONFIRMATION OF MAYOR'S APPOINTMENTS (Updated) - Six individuals to the Harbor Centre BID Board

ATTACHMENT: bid confirmations.pdf

1.7 CONFIRMATION OF MAYOR'S APPOINTMENTS - Eric Bushman to the position of Director of Information Technology (IT)

ATTACHMENT: IT.pdf

1.8 CONFIRMATION OF MAYOR'S APPOINTMENTS - David Hoffman to the City Plan Commission

ATTACHMENT: DAVE HOFFMAN.pdf

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

1.10 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. 206-18-19 by Sheboygan Transit Commission to whom was referred Res. No. 161-18-19 by Alderperson Wolf authorizing the Mayor to execute the 2019 General Contract between Sheboygan County Health & Human Services Department and Shoreline Metro regarding transportation for elderly and disabled individuals; recommends approving the Resolution. ACCEPT AND FILE AND PASS RESOLUTION

ATTACHMENT: TRANSIT.pdf

2.3 R. O. No. 207-18-19 by City Clerk granting various license applications (People to People). ACCEPT AND FILE

ATTACHMENT: granted.pdf

2.4 R. C. No. 220-18-19 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 151-18-19 by the City Clerk submitting various license applications; recommends granting the license. ACCEPT AND FILE

ATTACHMENT: RO 151.pdf

2.5 R. C. No. 221-18-19 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 to deny Beverage Operator's License application #6552 (Stacey M. Ross) based upon her record of violations related to the license activity and her failure to cooperate with the committee. ACCEPT AND FILE

ATTACHMENT: RO 168.pdf

2.6 R. C. No. 222-18-19 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 200-18-19 by the City Clerk submitting various license applications; recommends granting the licenses. ACCEPT AND FILE

ATTACHMENT: RO 200.pdf

2.7 R. C. No. 223-18-19 by Licensing, Hearings, and Public Safety Committee to whom was referred, pursuant to R. O. No. 204-18-19 by the City Clerk submitting various license applications; recommends granting the licenses. ACCEPT AND FILE

ATTACHMENT: RO 204.pdf

2.8 R. C. No. 224-18-19 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL R. O. No. 205-18-19 by City Attorney reporting that the City Attorney's Office has settled the matter of U.S. Bank, National Association, et al. vs. Jennifer A. Scheele, et al., Sheboygan County Circuit Court Case No. 2017CV000325, with a payment by U.S. Bank to the City in the amount of \$4,271.41; recommends approving the document. ACCEPT AND FILE

ATTACHMENT: RO 205-18-19.pdf

2.9 R. C. No. 225-18-19 by Public Works Committee to whom was referred DIRECT REFERRAL Res. No. 146-18-19 by Alderperson Wolf authorizing the appropriate City Officials to enter into contract with Excel Engineering, Inc.,

for professional engineering, design, and services regarding City of Sheboygan Street Reconstruction and Utility Relay Projects, related to TID #17 and Badger State Lofts; recommends approving the Resolution and revised contract. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: EXCEL BADGER LOFT CONTRACT.pdf

ATTACHMENT: Res 146.pdf

2.10 R. C. No. 226-18-19 by Public Works Committee to whom was referred Res. No. 155-18-19 by Alderperson Wolf authorizing the appropriate City officials to execute an Underground Electric Easement to Wisconsin Power and Light Company regarding Mill Road at the Pigeon River bridge; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res 155-18-19.pdf

2.11 R. C. No. 227-18-19 by Finance and Personnel Committee to whom was referred Res. No. 158-18-19 by Alderpersons Rindfleisch and Bohren authorizing the Director of Planning and Development to enter into a listing contract with CBRE to provide real estate services for the SouthPointe Enterprise Campus; recommends approving the Resolution with revised listing contract. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res 158-18-19.pdf

2.12 R. C. No. 228-18-19 by Public Works Committee to whom was referred Res. No. 160-18-19 by Alderpersons Wolf and Sorenson authorizing executing a one-year lease for the agricultural property in the City of Sheboygan formerly owned by John Poth, Jr.; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res 160-18-19.pdf

ATTACHMENT: Lease.pdf

2.13 R. C. No. 229-18-19 by Public Works Committee to whom was referred Res. No. 162-18-19 by Alderpersons Wolf and Sorenson authorizing advertising for bids for the Mead Public Library Plaza project; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res 162-18-19.pdf

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

3.1 R. O. No. 208-18-19 by City Clerk submitting a pending claim from Michael J. Skelton for alleged injuries when he fell on ice in Maywood Park. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: CLAIM.pdf

3.2 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. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: Police 4th Quarter.pdf

#### 4. RESOLUTIONS

4.1 Res. No. 163-18-19 by Alderpersons Donohue and Sorenson authorizing the City Attorney to engage the services of special outside legal counsel to represent the Licensing, Hearings, and Public Safety Committee and Common Council with regard to a quasi-judicial hearing regarding the suspension/revocation of Taxicab Driver License No. 8112 (Trevor M. Gohr), and authorizing payment for said services. SUSPEND AND PASS RESOLUTION

ATTACHMENT: LHPS Hearing.pdf

4.2 Res. No. 164-18-19 by Alderperson Wolf authorizing entering into a Collateral Assignment of Development Agreement with Badger State Lofts, LP and Wisconsin Housing and Economic Development Authority regarding the Badger State Lofts project. SUSPEND AND PASS RESOLUTION

ATTACHMENT: BADGER STATE LOFTS.pdf

4.3 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. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: PW bids.pdf

4.4 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 miles STH 28/14th Street corridor from North Avenue to Indiana Avenue. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: STH 28.pdf

4.5 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. 4650-02-00\_71, to update seven signalized intersections along the 1.87 mile STH 23/Kohler Memorial Drive/Erie Avenue corridor from Taylor Drive to 9th Street. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: STH23.pdf

4.6 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. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: TAYLOR DR.pdf

4.7 Res. No. 169-18-19 by Alderpersons Wolf and Sorenson authorizing a transfer of appropriations in the 2019 Budget. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: Transfer.pdf

4.8 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. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: Sheboygan A s.pdf

## **5. REPORT OF COMMITTEES**

5.1 R. C. No. 230-18-19 by Committee of the Whole to whom was referred R. O. No. 180-18-19 by Fire Chief submitting the Draft Summary Report of the Operational and Departmental Structure Review of the Sheboygan Fire Department prepared by Fitch & Associates; recommends to file the document. ACCEPT AND FILE

ATTACHMENT: R. O. 180-18-19.pdf

5.2 R. C. No. 231-18-19 by Finance and Personnel Committee to whom was referred Res. No. 157-18-19 by Alderpersons Rindfleisch and Bohren expressing the sense of the council that the appropriate City Officials should take the necessary steps to demolish the armory (including obtaining a demolition permit), abate the remaining asbestos materials, dispose of the demolition waste, and complete restoration of the site; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 157-18-19.pdf

5.3 R. C. No. 232-18-19 by Finance and Personnel Committee to whom was referred Gen. Ord. No. 35-18-19 by Alderperson Rindfleisch amending Section 82-33 of the Sheboygan Municipal Code so as to add a position in the City Attorney's Table of Organization; recommends approving the Ordinance. ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: GO 35-18-19.pdf

5.4 R. C. No. 233-18-19 by Finance and Personnel Committee to whom was referred Gen. Ord. No. 36-18-19 by Alderperson Rindfleisch amending Section 82-33 of the Sheboygan Municipal Code so as to add a position in the Finance Department Table of Organization; recommends approving the Ordinance. ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: GO 36-18-19.pdf

## **6. GENERAL ORDINANCE**

6.1 Gen. Ord. No. 37-18-19 by Alderpersons Rindfleisch and Bohren re-establishing the salary schedule for certain designated elected officials. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Salaries.pdf

6.2 Gen. Ord. No. 38-18-19 by Alderpersons Rindfleisch 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. 39-18-19 by Alderpersons Rindfleisch and Bohren amending Section 82-33 of the Sheboygan Municipal Code so as to modify the Fire Department Table of Organization. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Fire Table of Org.pdf

6.4 Gen. Ord. No. 40-18-19 by Alderpersons 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. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: COAL TAR SEALANT.pdf

**7. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED**

7.1 R. O. No. 210-18-19 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