City of Sheboygan B6GPAH5E581E
2018-11-19
SIXTEENTH REGULAR COMMON COUNCIL MEETING AGENDA - 6:00 P.M.

"LET OUR LIVES BE FULL OF BOTH THANKS AND GIVING" Notice of the 16th Regular Meeting of the 2018-2019 Common Council at 6:00 p.m., MONDAY, November 19, 2018, 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/programming/live-tv

1. OPENING OF MEETING

1.1 ROLL CALL - Alderperson Trester may be attending meeting remotely.

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES

ATTACHMENT: MINUTES 11-5-18.pdf

1.4 PRESENTATION - City Hall Renovation Update by David Biebel and Dawn Sokolowski

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

2.2 R. O. No. 169-18-19 by City Clerk granting various license applications. ACCEPT AND FILE

ATTACHMENT: GRANTED.pdf

2.3 R. O. No. 170-18-19 by City Clerk submitting the State and County Apportionment Form from the County Board of Supervisors to determine the amount of taxes to be levied in Sheboygan County against all taxable property for the year. ACCEPT AND FILE

ATTACHMENT: Levied taxes.pdf

2.4 R. O. No. 171-18-19 by City Clerk submitting the Tax Levy Certification for the 2018-2019 school year from the Sheboygan Area School District. ACCEPT AND FILE

ATTACHMENT: tax SASD.pdf

2.5 R. O. No. 172-18-19 by City Plan Commission to whom was referred Res.

No. 115-18-19 by Alderperson Bohren approving the SouthPointe Enterprise Campus Protective Covenants and authorizing staff to record said covenants as deed restrictions against the property; recommends approval of the Resolution. ACCEPT AND FILE AND PASS RESOLUTION

ATTACHMENT: RES 115-18-19.pdf

2.6 Res. No. 127-18-19 by Alderperson Wolf in recognition of National Friends of Libraries Week. PASS RESOLUTION

ATTACHMENT: Friends of Mead.pdf

2.7 R. C. No. 173-18-19 by Finance and Personnel Committee to whom was referred R. O. No. 159-18-19 by City Administrator submitting a communication on behalf of the Wisconsin City/County Management Association requesting three of the City days for 2019 for the Wisconsin City/County Management Association Winter Conference at Blue Harbor; recommends approving the dates. ACCEPT AND FILE

ATTACHMENT: R.O. No. 159-18-19.pdf

2.8 R. C. No. 174-18-19 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 160-18-19 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 July 1, 2018 and ending September 30, 2018; recommends filing the document. ACCEPT AND FILE

ATTACHMENT: RO 160.pdf

2.9 R. C. No. 175-18-19 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 161-18-19 by Chief of Police, pursuant to section 54-65 of the Municipal Code, submitting the quarterly report of Benchmark Measurements for the Police Department, for the period commencing July 1, 2018 and ending September 30, 2018; recommends filing the document. ACCEPT AND FILE

ATTACHMENT: RO 161.pdf

2.10 R. C. No. 176-18-19 by Licensing, Hearings, and Public Safety Committee to whom was referred, pursuant to R. O. No. 168-18-19 by City Clerk submitting various license applications; recommends granting the licenses. ACCEPT AND FILE

ATTACHMENT: RO 168.pdf

2.11 R. C. No. 177-18-19 by Public Works Committee to whom was referred Res. No. 121-18-19 by Alderperson Wolf authorizing the appropriate City officials to enter into a revised State-Municipal Agreement (revised date October 23, 2018), I.D. 4996-25-00/71 for the construction of the Pennsylvania Avenue bridge scheduled for 2019 constructions; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 121-18-19.pdf

2.12 R. C. No. 178-18-19 by Public Works Committee to whom was referred Res. No. 122-18-19 by Alderpersons Wolf and Sorenson supporting the Rotary Club of Sheboygan and the Lakeshore Natural Resource Partnership, Inc. Restoration of our Trees Sheboygan (ROOTS) Program to mitigate the effects of the emerald ash borer in Sheboygan County, Wisconsin; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 122-18-19.pdf

2.13 R. C. No. 179-18-19 by Public Works Committee to whom was referred Res. No. 123-18-19 by Alderperson Wolf authorizing the appropriate City Officials to enter into a contract for the provision and complete installation of furnishings for the newly renovated City Hall; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 123-18-19.pdf

2.14 R. C. No. 180-18-19 by Finance and Personnel Committee to whom was referred Res. No. 124-18-19 by Alderpersons Rindfleisch and Bohren authorizing the appropriate City officials to enter into an Intergovernmental Cooperative Agreement with Sheboygan County for Sales Tax Revenue-Sharing for Transportation Infrastructure Maintenance; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res. No. 124-18-19.pdf

ATTACHMENT: Sales Tax Revenue-Sharing Agmt. - 2019.pdf

2.15 R. C. No. 181-18-19 by Public Works Committee to whom was referred Gen. Ord. No. 24-18-19 by Alderperson Phillips repealing Section 2 of Gen. Ord. 153-77-78 and creating new parking restrictions to provide that parking is permitted on the west side of Spruce Court from Broadway Avenue to S. 12th Street between December 1st and April 1st and prohibited on the east side of Spruce Court from Broadway Avenue to S. 12th Street between December 1st and April 1st; recommends approving the Substitute Ordinance. ACCEPT AND ADOPT AND PASS SUBSTITUTE ORDINANCE

ATTACHMENT: RC 181.pdf

3. REPORTS OF OFFICERS

3.1 R. O. No. 173-18-19 by City Plan Commission to whom was referred Gen. Ord. No. 23-18-19 by Alderperson Bohren and R. O. No. 157-18-19 by City Clerk who submitted a communication from David Gass requesting an encroachment into the Wisconsin Avenue right-of-way; recommends to file the R. O. and approve the amended Ordinance. ACCEPT AND FILE AND PASS AMENDED ORDINANCE

ATTACHMENT: RO 173.pdf

3.2 R. O. No. 174-18-19 by Finance Director submitting a financial report of the City of Sheboygan for the period commencing January 1, 2018 and ending September 30, 2018. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: FINANCIAL REPORT.pdf

3.3 R. O. No. 175-18-19 by City Attorney submitting, for information, the Notice of Appeal filed by the Plaintiff/Appellant, Town of Wilson in the matter of "Town of Wilson vs. City of Sheboygan", Sheboygan County Circuit Court Case No. 17CV490, along with a copy of the Order for Dismissal and Judgement dated November 6, 2018. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: RO 175.pdf

3.4 R. O. No. 176-18-19 by City Clerk submitting a communication from Phyllis T. Barthel submitting a claim for alleged damages to her vehicle on

October 22, 2018. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Phyllis T. Barthel.pdf

3.5 R. O. No. 177-18-19 by City Clerk submitting a communication from Christopher Gable requesting a waiver from the Sex Offender Residency requirements in order to reside at 1636 Indiana Avenue. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: Christopher Gable.pdf

3.6 R. O. No. 178-18-19 by City Clerk submitting a communication from Jason Jones requesting a waiver from the Sex Offender Residency requirements in order to reside at 1503 St. Clair Avenue. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: Jason Jones.pdf

3.7 R. O. No. 179-18-19 by City Clerk submitting a communication from Alanna Etzel requesting a waiver from the Sex Offender Residency requirements in order to reside at 1412 Lenz Court. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: Alanna Etzel.pdf

4. RESOLUTIONS

4.1 Res. No. 128-18-19 by Alderpersons Rindfleisch and Bohren authorizing entering into a Tentative Agreement with the International Association of Fire Fighters Local 483 for a successor contract. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: FIRE 483.pdf

4.2 Res. No. 129-18-19 by Alderpersons Rindfleisch and Bohren adopting the 2019 City of Sheboygan Compensation Program for Non-Represented Employees. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: SHEBOYGAN COMP PROGRAM.pdf

4.3 Res. No. 130-18-19 by Alderperson Rindfleisch and Bohren authorizing the Finance Director to execute the Wisconsin Statewide Debt Collection Agreement by and between the Wisconsin Department of Revenue and City of Sheboygan with regard to debt collection services. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: DEBT.pdf

4.4 Res. No. 131-18-19 by Alderpersons Donohue and Sorenson authorizing application for the Criminal Justice, JAG Drug Task Forces (2017) Grant Solicitation for 2019 Operations. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: PD - JAG DRUG TASK FORCE.pdf

4.5 Res. No. 132-18-19 by Alderpersons Donohue and Sorenson authorizing application for the Criminal Justice, Law Enforcement Drug Trafficking Response (2019) Grant Solicitation. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: PD - DRUG TRAFFICKING.pdf

4.6 Res. No. 133-18-19 by Alderpersons Donohue and Sorenson authorizing

application for 2019 Justice System Improvement, Beat Patrol - Overtime, Grant Solicitation. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: PD - OVERTIME GRANT.pdf

4.7 Res. No. 134-18-19 by Alderpersons Donohue and Sorenson authorizing application for the 2019 Wisconsin System Improvement, Beat Patrol Grant Solicitation. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: PD - GRANT SOLICITATION.pdf

4.8 Res. No. 135-18-19 by Alderperson Wolf authorizing the appropriate City Officials to enter into a revised State/Municipal Agreement (revised date November 8, 2018), I.D. 4996-01-72/73 for the reconstruction of Superior Avenue from N. Taylor Drive to N. 29th Street. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: Superior Avenue.pdf

4.9 Res. No. 136-18-19 by Alderperson Wolf authorizing the appropriate City Officials to enter into a revised State/Municipal Agreement (revised date November 1, 2018), I.D. 4996-01-78/79/80/81 for the reconstruction of North Avenue from Calumet Drive to N. 15th Street. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: North Avenue.pdf

5. REPORT OF COMMITTEES

5.1 R. C. No. 182-18-19 by Finance and Personnel Committee to whom was referred Res. No. 116-18-19 by Alderpersons Wolf and Bohren terminating the current agreement with the Armory Community Project for redevelopment of the former Sheboygan Municipal Armory; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res. No. 116-18-19.pdf

5.2 R. C. No. 183-18-19 by Finance and Personnel Committee to whom was referred Res. No. 117-18-19 by Alderpersons Wolf and Bohren authorizing city staff to renegotiate the terms and conditions of a contract for the sale of land for private development with Scott Crawford, Inc. at the former Sheboygan Municipal Armory; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res. No. 117-18-19.pdf

5.3 R. C. No. 184-18-19 by Finance and Personnel Committee to whom was referred Res. No. 118-18-19 by Alderpersons Wolf and Bohren authorizing the Purchasing Agent to prepare and issue a request for bids for the demolition of the Sheboygan Municipal Armory; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res. No. 118-18-19.pdf

5.4 R. C. No. 185-18-19 by Finance and Personnel Committee to whom was referred Res. No. 119-18-19 by Alderpersons Rindfleisch and Bohren authorizing a transfer of appropriations in the 2018 Budget (City Hall renovations); recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res. No. 119-18-19.pdf

5.5 R. C. No. 186-18-19 by Public Works Committee to whom was referred Res. No. 120-18-19 by Alderperson Wolf authorizing the appropriate City Officials to enter into a contract for the design, provision and complete installation of technology improvements and enhancements for the newly renovated City Hall; recommends approving the Substitute Resolution. ACCEPT AND ADOPT AND PASS SUBSTITUTE RESOLUTION

ATTACHMENT: RES 120-18-19.pdf

5.6 R. C. No. 187-18-19 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL Res. No. 125-18-19 by Alderpersons Rindfleisch and Bohren authorizing preliminary action in connection with the prospective Broadway Avenue and Business Drive tax increment financing redevelopment project; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res. No. 125-18-19.pdf

5.7 R. C. No. 188-18-19 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL Res. No. 126-18-19 by Alderpersons Rindfleisch and Bohren authorizing the appropriate City officials to enter into an Agreement Between the Department of Natural Resources and the City of Sheboygan, Wisconsin, regarding environmental contamination at 2117 Indiana Avenue; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res. No. 126-18-19.pdf

ATTACHMENT: Final Signed Copy of 75.106 Agreement DNR and City of Sheboygan for 2117 Indiana Ave property Nov 2018.pdf

5.8 R. C. No. 189-18-19 by Public Works Committee to whom was referred DIRECT REFERRAL Gen. Ord. No. 25-18-19 by Alderperson Wolf clarifying the City's Snow Emergency rules with respect to streets that are not snow emergency routes, boulevards, cul-de-sacs, or dead end streets; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: GO 25-18-19.pdf

6. GENERAL ORDINANCE

6.1 Gen. Ord. No. 26-18-19 by Alderpersons Donohue and Sorenson repealing and recreating Section 26-227 and 26-262 of the Municipal Code relating to fees for electrical inspections, so as to increase re-inspection fees and reduce standard fees so as to better reflect the actual costs of the electrical inspection program. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: Electrical Inspection.pdf

7. OTHER MATTERS RECEIVED AFTER AGENDA WAS PUBLISHED

7.1 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. REFER TO COMMITTEE OF THE WHOLE

ATTACHMENT: Fitch.pdf

7.2 R. O. No. 181-18-19 by City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: RO 181.pdf

7.3 Res. No. 137-18-19 by Alderpersons Wolf and Sorenson authorizing the appropriate City Officials to enter into a contract or contracts to obtain trees and tree planting services to replace street trees in the City of Sheboygan. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: Res. 137.pdf

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 development opportunity on parcel no. 59281500110.

9. ADJOURN MEETING

9.1 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 Buildigg
City's website