

CITY OF SHEBOYGAN

FOURTEENTH REGULAR COMMON COUNCIL MEETING

Monday, October 15, 2018

ALDERPERSONS PRESENT: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

ALDERPERSON ABSENT AND EXCUSED: Todd Wolf - 1 .

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 Mary Lynne Donohue, second by Jim Bohren.  
Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

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

1.5 CONFIRMATION OF MAYOR'S APPOINTMENTS - Bryan Mohoric, Andrea Mace, Jean Grade, and Beth Counard to the Mayor's Neighborhood Leadership Cabinet

MOTION TO CONFIRM Motion by Mary Lynne Donohue, second by Jim Bohren.  
Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

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

2. HEARINGS

2.1 Hearing No. 6 - 18 - 19 pursuant to a notice published and personal notices sent by the City Clerk, there is a hearing scheduled for this evening to amend the City of Sheboygan Official Zoning Map to change the Use District Classification of property located at 3411 Lakeshore Road from Class Urban Industrial (UI) to Class Suburban Industrial (SI) Classification.

MOTION TO CLOSE HEARING Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

2.2 Hearing No. 7 - 18 - 19 pursuant to Chapter 65.90 of the Laws of Wisconsin, notice is hereby given that the annual budget hearing will be held this evening at which time any taxpayer or resident of the governmental unit will have the opportunity to be heard on the proposed budget.

MOTION TO CLOSE HEARING Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

3. CONSENT AGENDA

3.1 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 by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

3.2 R. O. No. 137 - 18 - 19 by City Clerk granting various license applications. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Mary Lynne Donohue, second by Jim Bohren.  
Final Resolution:  
Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

3.3 R. O. No. 138 - 18 - 19 by Board of Contractors Examiners submitting applications for Building Contractor Licenses. ACCEPT AND FILE

Resolution:  
MOTION TO ACCEPT AND FILE Motion by Mary Lynne Donohue, second by Jim Bohren.  
Final Resolution:  
Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

3.4 Res. No. 105 - 18 - 19 by Alderperson Wolf recognizing the service of Dirk Zylman to Mead Public Library. ACCEPT AND FILE

Resolution:  
MOTION TO ACCEPT AND FILE Motion by Mary Lynne Donohue, second by Jim Bohren.  
Final Resolution:  
Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

3.5 R. C. No. 150 - 18 - 19 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 121 - 18 - 19 by City Clerk submitting various license applications; recommends granting "Class A" Liquor License application # 3357 (Aneek, Inc.) and to deny Beverage Operator's License application # 2403 (Makai C. Myers). ACCEPT AND FILE

Resolution:  
MOTION TO ACCEPT AND FILE Motion by Mary Lynne Donohue, second by Jim Bohren.  
Final Resolution:  
Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

3.6 R. C. No. 151 - 18 - 19 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 135 - 18 - 19 by City Clerk submitting various license applications; recommends granting all licenses. ACCEPT AND FILE

Resolution:  
MOTION TO ACCEPT AND FILE Motion by Mary Lynne Donohue, second by Jim Bohren.  
Final Resolution:  
Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

3.7 R. C. No. 152 - 18 - 19 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL R. O. No. 136 - 18 - 19 by Director of Planning and Development submitting a request from Chad Pelishek of the 2019 BID Statement of Purpose dated September 12, 2018 from the Harbor Centre Business Improvement District; recommends to file the document. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

3.8 R. C. No. 153 - 18 - 19 by Public Works Committee to whom was referred Res. No. 102 - 18 - 19 by Alderperson Wolf authorizing the Purchasing Agent to enter into contract for the purchase of (1) Full Size Drive Pickup Truck and (1) Full Size Two-Wheel Drive Pickup Truck for the Department of Public Works; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

3.9 R. C. No. 154 - 18 - 19 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 104 - 18 - 19 by Alderpersons Donohue and Sorenson authorizing the appropriate City officials to execute the Evidence.com Prosecutor Services Agreement by and between Axon Enterprise, Inc. and the City of Sheboygan with regard to the use of Axon Enterprise, Inc. products and services; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

3.10 R. C. No. 155 - 18 - 19 by Finance and Personnel Committee to whom was referred Gen. Ord. No. 19 - 18 - 19 by Alderperson Rindfleisch amending Section 82 - 33 of the Sheboygan Municipal Code so as to amend the positions in the City Development Table of Organization; recommends approving the Ordinance. ACCEPT AND ADOPT AND PASS ORDINANCE

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS ORDINANCE Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

#### 4. REPORTS OF OFFICERS

4.1 R. O. No. 142 - 18 - 19 by City Clerk submitting a communication from Carol Lutz of Rockets for Schools requesting three of the City days for 2019, 2020, and 2021 for the Rockets for Schools Event at Blue Harbor. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.2 R. O. No. 143 - 18 - 19 by City Clerk submitting a Notice of Claim from the Department of Natural Resources for alleged noncompliance with Wisconsin's storm water permitting standards at the SouthPointe Enterprise Campus site. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.3 R. O. No. 140 - 18 - 19 by City Clerk submitting a claim from Larry Schoemer for alleged damages to his vehicle when wind blew a barricade into the hood. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.4 R. O. No. 141 - 18 - 19 by City Clerk submitting an article published in the Milwaukee Journal Sentinel on October 4, 2018 at the request of Alderperson Bohren regarding health benefits. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.5 R. O. No. 139 - 18 - 19 by City Clerk submitting a notice of claim from American Family Insurance on behalf of their insured Carol S. Klein. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.6 R. O. No. 144 - 18 - 19 by City Clerk submitting a communication from Michael L. Bartlein requesting a waiver from the Sex Offender Residency requirements in order to reside at 1108 A Erie Avenue. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

4.7 R. O. No. 145 - 18 - 19 by City Clerk submitting a communication from Phoenix Reyes requesting a waiver from the Sex Offender Residency requirements in order to reside at Superior Manor. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

4.8 R. O. No. 149 - 18 - 19 by City Clerk submitting a communication from Ricardo Lopez requesting a waiver from the Sex Offender Residency requirements in order to reside at 1427 North 10 th Street. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

4.9 R. O. No. 148 - 18 - 19 by City Clerk submitting a communication from

Ricardo Lopez requesting a waiver from the Sex Offender Residency requirements in order to reside at 1533 North 12 th Street. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

4.10 R. O. No. 147 - 18 - 19 by City Clerk submitting a communication from Thomas Wirth requesting a waiver from the Sex Offender Residency requirements in order to reside at 1202 North 31 st Street. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

4.11 R. O. No. 146 - 18 - 19 by City Clerk submitting a communication from Joshua Martin requesting a waiver from the Sex Offender Residency requirements in order to reside at Superior Manor - 1427 North 10 th Street. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

4.12 R. O. No. 150 - 18 - 19 by City Clerk submitting a communication from Scott Jackett requesting permission from the City of Sheboygan to bow hunt on a parcel of land behind his property at 4447 South 8 th Street. REFER TO PUBLIC WORKS COMMITTEE

## 5. RESOLUTIONS

5.1 Res. No. 107 - 18 - 19 by Alderpersons Rindfleisch, Wolf, Donohue, Trester, Savaglio, Dekker, Phillips, Sorenson, Mitchell, and Bohren commemorating the distinguished service of Scott Lewandoske to the City of Sheboygan. PASS RESOLUTION

MOTION TO PASS RESOLUTION Motion by Mary Lynne Donohue, second by Jim Bohren. Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

5.2 Res. No. 106 - 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 and park trees in the City of Sheboygan. SUSPEND AND PASS RESOLUTION

MOTION TO SUSPEND AND PASS RESOLUTION Motion by Ryan Sorenson, second by Markus Savaglio.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

5.3 Res. No. 109 - 18 - 19 by Alderperson Rindfleisch awarding the sale of \$3,800,000 Taxable General Obligation Refunding Bonds. REFER TO FINANCE AND PERSONNEL COMMITTEE

5.4 Res. No. 110 - 18 - 19 by Alderperson Rindfleisch awarding the sale of \$5,100,000 General Obligation Refunding Bonds. REFER TO FINANCE AND PERSONNEL COMMITTEE

5.5 Res. No. 108 - 18 - 19 by Alderpersons Bohren and Rindfleisch authorizing the Contract Extension by and between Grota Appraisals, LLC (Assessor) and the City of Sheboygan, Sheboygan County, Wisconsin (City). REFER TO FINANCE AND PERSONNEL COMMITTEE

5.6 Res. No. 111 - 18 - 19 by Alderpersons Donohue and Sorenson authorizing the appropriate City officials to execute the Joint Powers Agreement for Sheboygan County and City of Sheboygan 911 Emergency Systems. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

## 6. REPORT OF COMMITTEES

6.1 R. C. No. 156 - 18 - 19 by Finance and Personnel Committee to whom was referred Res. No. 101 - 18 - 19 by Alderpersons Rindfleisch and Bohren authorizing a transfer of appropriations in the 2018 Budget (Adopt-a-Beach); recommends approving the Resolution as amended. ACCEPT AND ADOPT AND PASS AMENDED RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS AMENDED RESOLUTION Motion by Ron Rindfleisch, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

6.2 R. C. No. 158 - 18 - 19 by Public Works Committee to whom was referred Gen. Ord. No. 20 - 18 - 19 by Alderperson Wolf creating timed parking limits on the west side of South 8 th Street between New Jersey Avenue and Virginia Avenue; recommends approving the Ordinance. ACCEPT AND ADOPT AND PASS ORDINANCE

MOTION TO ACCEPT AND ADOPT AND PASS ORDINANCE Motion by Ryan Sorenson, second by Markus Savaglio.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

6.3 R. C. No. 157 - 18 - 19 by Licensing, Hearings, and Public Safety Committee to whom was referred R. C. No. 111 - 18 - 19 by Licensing, Hearings, and Public Safety Committee and Gen. Ord. No. 8 - 18 - 19 by Alderpersons Donohue and Rindfleisch repealing Article VIII of Chapter 70 of the Municipal Code entitled "Sexual Offender Residency Restrictions"; recommends to file the document. ACCEPT AND FILE

MOTION TO ACCEPT AND FILE Motion by Mary Lynne Donohue, second by Ron Rindfleisch.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

6.4 R. C. No. 159 - 18 - 19 by Committee of the Whole to whom was referred R. C. No. 139 - 18 - 19 by Finance and Personnel Committee and Res. No. 94 - 18 - 19 by Alderperson Rindfleisch and Bohren establishing the 2019 Budget appropriations and the 2018 Tax Levy for use during the calendar year; recommends approving the Resolution with amendment. LAYS OVER

6.5 R. C. No. 160 - 18 - 19 by Committee of the Whole to whom was referred R. C. No. 140 - 18 - 19 by Licensing, Hearings, and Public Safety Committee and a copy of Res. No. 94 - 18 - 19 by Alderpersons Rindfleisch and Bohren establishing the 2019 Budget appropriations and the 2018 Tax Levy for use during the calendar year; recommends to accept and file documents. LAYS OVER

6.6 R. C. No. 161 - 18 - 19 by Committee of the Whole to whom was referred R. C. No. 141 - 18 - 19 by Public Works Committee and a copy of Res. No. 94 - 18 - 19 by Alderpersons Rindfleisch and Bohren establishing the 2019 Budget appropriations and the 2018 Tax Levy for use during the calendar year; recommends to accept and file documents. LAYS OVER

## 7. GENERAL ORDINANCE

7.1 Gen. Ord. No. 21 - 18 - 19 by Alderpersons Donohue and Rindfleisch repealing and recreating Article VIII of Chapter 70 of the Municipal Code entitled "Sexual Offender Residency Restrictions." REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

7.2 Gen. Ord. No. 22 - 18 - 19 by Alderperson Wolf limiting parking to two hours between 8: 00 a.m. to 5: 00 p.m. Monday through Friday on the north side of Cooper Avenue between Calumet Drive and North 20 th Street. REFER TO PUBLIC WORKS COMMITTEE

## 8. MATTERS LAID OVER

8.1 R. O. No. 122 - 18 - 19 by City Plan Commission to whom was referred Gen. Ord. No. 17 - 18 - 19 by Alderperson Rindfleisch and R. O. NO. 118 - 18 - 19 by City Clerk for an application from Guske Electric Inc. for a change in the zoning classification of property located at 3411 Lakeshore Road from Class Urban Industrial (UI) to Class Suburban Industrial (SI) Classification; recommends approval of the General Ordinance and R. O. ACCEPT AND FILE AND PASS ORDINANCE

MOTION TO ACCEPT AND FILE AND PASS ORDINANCE Motion by Jim Bohren, second by Ron Rindfleisch.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell -

8. Abstain: Jim Bohren - 1 .

8.2 R. O. No. 123 - 18 - 19 by City Administrator submitting a listing of the Estimated Unreserved Fund Balances at December 31, 2019 and outstanding debt as of December 31, 2018. LAYS OVER

## 9. OTHER MATTERS

9.1 Discussion of 2019 proposed Budget.

## 10. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

10.1 R. O. No. 151 - 18 - 19 by City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

## 11. ADJOURN MEETING

11.1 Motion to Adjourn

MOTION TO ADJOURN at 6: 33 p.m. Motion by Mary Lynne Donohue, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 9 .

Generated by City Clerk Meredith DeBruin on Tuesday, October 16, 2018