

City of Sheboygan  
2018-09-17

B465BP6D1A7B

CITY OF SHEBOYGAN

TWELFTH REGULAR COMMON COUNCIL MEETING

Monday, September 17, 2018

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

ALDERPERSONS ABSENT AND EXCUSED: Markus Savaglio and Rosemarie Trester - 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, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

1.4 PRESENTATION - RCS Ambassador Program - CANCELED

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

1.6 MAYOR'S APPOINTMENTS - Paul Aparicio and CJ Grace to the Mayor's Neighborhood Leadership Cabinet - LAYS OVER

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

## 1.8 ELECTION OF BOARD OF WATERWORKS COMMISSIONER

Motion by Todd Wolf, second by Mary Lynne Donohue to nominate Mark Smith to the position of Board of Waterworks Commissioner. There were no other nominations, motion by Todd Wolf, second by Mary Lynne Donohue to close nominations and direct the City Clerk to cast a unanimous ballot for Mark Smith for Board of Waterworks Commissioner, all ayes.

## 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, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

### 2.2 R. O. No. 115 - 18 - 19 by Board of Water Commissioners transmitting the approved 2019 Budget for the Sheboygan Water Utility. 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, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

### 2.3 Res. No. 97 - 18 - 19 by Alderperson Rindfleisch directing a public hearing to be held in connection with a change of the City's Official Zoning Map for property located at 3411 Lakeshore Road. 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, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

### 2.4 R. C. No. 129 - 18 - 19 by Finance and Personnel Committee to whom was referred Com. No. 1 - 18 - 19 presented to the Common Council by Alderperson Bohren submitting a communication from Gary Tauferner regarding an upgrade to Cable Channel 990 ; recommends filing 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, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.5 R. C. No. 130 - 18 - 19 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 82 - 18 - 19 by the City Clerk, submitting various license applications; recommends denying Beverage Operator License application # 2334 (Wesley S. Melton) based upon his record of violations related to the licensed activity and his history as a repeat law offender. 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, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.6 R. C. No. 131 - 18 - 19 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 113 - 18 - 19 by the City Clerk submitting various license applications; recommends granting the applications. 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, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.7 R. C. No. 132 - 18 - 19 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL R. O. No. 114 - 18 - 19 by the City Administrator submitting the City of Sheboygan 2018 Long Term Financial Plan; recommends filing 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, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

2.8 R. O. No. 120 - 18 - 19 by City Clerk granting various license applications. 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, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

### 3. REPORTS OF OFFICERS

3.1 R. O. No. 117 - 18 - 19 by City Plan Commission to whom was referred Gen. Ord. No. 15 - 18 - 19 by Alderperson Sorenson amending the City of Sheboygan Future Land Use Map of the Sheboygan Comprehensive plan to change the Land Use Classification of property located at 1436 South 15 th Street (Parcel No. 59281513391) from Class Employment to Class Multi-Family Residential; recommends to approve the Substitute Ordinance which conditions the comprehensive plan amendment upon the purchase and sale of 1436 South 15 th Street on or before December 31, 2019. LAYS OVER

3.2 R. O. No. 116 - 18 - 19 by City Plan Commission to whom was referred R. O. No. 108 - 18 - 19 by City Clerk and Gen. Ord. No. 16 - 18 - 19 by Alderperson Sorenson amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of 1436 South 15 th Street (Parcel No. 59281513391) from Class Urban Industrial (UI) to Class Urban Residential (UR- 12); recommends to accept and file the R. O. and approve the Substitute Ordinance which conditions the zoning amendment upon the purchase and sale of the 1436 South 15 th Street on or before December 31, 2019. LAYS OVER

3.3 R. O. No. 118 - 18 - 19 by City Clerk submitting 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). REFER TO CITY PLAN COMMISSION

3.4 R. O. No. 119 - 18 - 19 by City Clerk submitting a communication from Bryan Goodteacher 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. RESOLUTIONS

4.1 Res. No. 99 - 18 - 19 by Alderpersons Rindfleisch and Bohren authorizing a transfer of appropriations in the 2018 Budget (K- 9 Fund, Fire equipment, Sale of metal). REFER TO FINANCE AND PERSONNEL COMMITTEE

4.2 Res. No. 98 - 18 - 19 by Alderpersons Rindfleisch and Bohren providing for the sale of approximately \$5,100,000 General Obligation Refunding Bonds and approximately \$3,650,000 General Obligation Refunding Bonds. REFER TO FINANCE AND PERSONNEL COMMITTEE

### 5. REPORT OF COMMITTEES

5.1 R. C. No. 133 - 18 - 19 by Finance and Personnel Committee to whom was referred R. O. No. 109 - 18 - 19 by City Clerk submitting a communication from Rohde Dales asking for the City to consider extending the financial deadlines of the Armory Community Project; recommends to file the document and approve the Resolution granting the request (Res. No. 96 - 18 - 19). ACCEPT AND FILE AND PASS RESOLUTION

MOTION TO ACCEPT AND FILE AND PASS RESOLUTION Motion by Ron Rindfleisch, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Todd Wolf, Mary Lynne Donohue, Ryan Sorenson, Ron Rindfleisch, Dean Dekker, Rose Phillips, Trey Mitchell - 7. Nay: Jim Bohren - 1 .

5.2 R. C. No. 134 - 18 - 19 by Finance and Personnel Committee to whom was referred Res. No. 89 - 18 - 19 by Alderpersons Rindfleisch and Bohren authorizing a transfer of appropriations in the 2018 Budget (CDGB); recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

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

Final Resolution:

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

5.3 R. C. No. 135 - 18 - 19 by Finance and Personnel Committee to whom was referred Res. No. 90 - 18 - 19 by Alderpersons Rindfleisch and Bohren adopting certain changes to the City's Medical Benefit Plan and Dental benefit Plan effective for calendar year 2019 coverage and establishing the monthly premium equivalent rates effective for January 2019 coverage and thereafter; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

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

Final Resolution:

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

5.4 R. C. No. 136 - 18 - 19 by Finance and Personnel Committee to whom was referred Res. No. 91 - 18 - 19 by Alderpersons Rindfleisch and Bohren authorizing a transfer of appropriations in the 2018 Budget (fire suppression tools); recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

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

Final Resolution:

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

5.5 R. C. No. 137 - 18 - 19 by Public Works Committee to whom was referred Res. No. 92 - 18 - 19 by Alderperson Wolf authorizing the Purchasing Agent to enter into a five-year agreement for the provision of professional management services and operation of the Harbor Centre Marina; recommends approving the Resolution and attached contract. ACCEPT AND ADOPT AND PASS RESOLUTION

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

Final Resolution:

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

5.6 R. C. No. 138 - 18 - 19 by Public Works Committee to whom was referred Res. No. 93 - 18 - 19 by Alderperson Wolf extending the special charge for residential garbage and refuse disposal services provided by the City; recommends approving the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Todd Wolf, second by Ryan Sorenson to accept and adopt and pass Resolution.

Before action was taken, motion by Jim Bohren, second by Ron Rindfleisch to amend Resolution so as to add a paragraph to be placed between the paragraphs that begin "Now, Therefore Be It Resolved..." and "Be It Further Resolved..." to read as follows: "BE IT FURTHER RESOLVED: That the Common Council shall review the special charge every two years, with the first review to take place no later than December 31, 2020 "

Final Resolution:

Motion Fails Aye: Todd Wolf, Jim Bohren, Ron Rindfleisch, Trey Mitchell - 4.

Nay: Mary Lynne Donohue, Ryan Sorenson, Dean Dekker, Rose Phillips - 4. Mayor votes Nay. Motion by Todd Wolf, second by Ryan Sorenson to accept and adopt and pass Resolution.

Final Resolution:

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

5.7 R. C. No. 139 - 18 - 19 by Finance and Personnel Committee to whom was referred 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 passing the Resolution with an amendment. REFER TO COMMITTEE OF THE WHOLE

5.8 R. C. No. 140 - 18 - 19 by Licensing, Hearings, and Public Safety Committee to whom was referred 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 passing the Resolution. REFER TO COMMITTEE OF THE WHOLE

5.9 R. C. No. 141 - 18 - 19 by Public Works Committee to whom was referred 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 passing the Resolution. REFER TO COMMITTEE OF THE WHOLE

## 6. GENERAL ORDINANCE

6.1 Gen. Ord. No. 17 - 18 - 19 by Alderperson Rindfleisch amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located at 3411 Lakeshore Road from Class Urban Industrial (UI) to Class Suburban Industrial (SI) Classification. REFER TO CITY PLAN COMMISSION

6.2 Gen. Ord. No. 18 - 18 - 19 by Alderperson Wolf amending Sections 122 - 403, 122 - 404, and 122 - 405 of the Municipal Code relating to sewers and sewerage disposal so as to make changes to service changes. REFER TO PUBLIC WORKS COMMITTEE

## 7. MATTERS LAID OVER

7.1 Res. No. 88 - 18 - 19 by Alderpersons Donohue and Wolf officially recognizing the Historic Grant Neighborhood Association. PASS RESOLUTION

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

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

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

8.1 R. O. No. 121 - 18 - 19 by City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

8.2 Res. No. 100 - 18 - 19 by Alderpersons Rindfleisch and Bohren authorizing a transfer of appropriations in the 2018 Budget (AARP). REFER TO FINANCE AND PERSONNEL COMMITTEE

## 9. ADJOURN MEETING

9.1 Motion to Adjourn

MOTION TO ADJOURN at 6: 26 p.m. Motion by Todd Wolf, second by Mary Lynne

Donohue.

Final Resolution:

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

Generated by City Clerk Meredith DeBruin on Tuesday, September 18, 2018