

CITY OF SHEBOYGAN

EIGHTH REGULAR COMMON COUNCIL MEETING

Monday, July 16, 2018

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

ALDERPERSONS ABSENT AND EXCUSED: Mary Lynne Donohue 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 Ron Rindfleisch.

Final Resolution:

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

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

1.5 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 ORDINANCESMOTION TO ACCEPT AND FILE ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCESMotion by Todd Wolf, second by Ron Rindfleisch.

Final Resolution:

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

2.2 R. O. No. 71 - 18 - 19 by City Clerk submitting license application already issued (Blue Line). ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILEMotion by Todd Wolf, second by Ron Rindfleisch.

Final Resolution:

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

2.3 R. O. No. 72 - 18 - 19 by City Clerk submitting regular Beverage Operator License applications (Michael Martin and Roy Potter Jr.) already issued. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILEMotion by Todd Wolf, second by Ron Rindfleisch.

Final Resolution:

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

2.4 R. O. No. 73 - 18 - 19 by City Clerk submitting various license applications (Lutheran High Crusader Club). ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILEMotion by Todd Wolf, second by Ron Rindfleisch.

Final Resolution:

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

2.5 R. O. No. 74 - 18 - 19 by City Clerk submitting a communication from Lakeshore Natural Resource Partnership regarding Lake Michigan Day on August 10, 2018. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILEMotion by Todd Wolf, second by Ron Rindfleisch.

Final Resolution:

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

2.6 R. O. No. 75 - 18 - 19 by City Attorney submitting, as a matter of record, the original Easement (mini-storm sewer) dated June 5, 2018 between the City of Sheboygan and Kristopher J. Mylius and Rachel M. Mylius regarding 826 North 27 th Street, executed in accordance with Res. No. 14 - 18 - 19, which has been

recorded in the Sheboygan County Register of Deeds Office. ACCEPT AND FILE

Resolution:

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

Final Resolution:

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

2.7 R. C. No. 69 - 18 - 19 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 33 - 18 - 19 by the City Clerk submitting various license applications; recommends to deny Beverage Operator License application # 2176 (Josh R. Harrington). ACCEPT AND FILE

Resolution:

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

Final Resolution:

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

2.8 R. C. No. 70 - 18 - 19 by Licensing, Hearings, and Public Safety Committee to whom was referred, pursuant to R. O. No. 59 - 18 - 19 by the City Clerk submitting various license applications; recommends denying Beverage Operator License application # 2250 (Jenny L. Dahlke). ACCEPT AND FILE

Resolution:

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

Final Resolution:

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

2.9 R. O. No. 76 - 18 - 19 by City Plan Commission to whom was referred R. O. No. 63 - 18 - 19 by City Clerk submitting a communication from Steven Westphal requesting an encroachment into the 5 th Street right-of-way; recommends approval of the R. O. ACCEPT AND FILE

Resolution:

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

Final Resolution:

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

2.10 R. O. No. 77 - 18 - 19 by City Plan Commission to whom was referred R. O. No. 64 - 18 - 19 by City Clerk submitting a Certified Survey Map (Middle section of the new SouthPointe Enterprise Campus) including dedication of public street right-of-way for Stahl Road and South Taylor Drive between Stahl Road and SouthPointe Drive as shown on the attached map; recommends approval of the R. O. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Todd Wolf, second by Ron Rindfleisch.
Final Resolution:

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

2.11 R. O. No. 78 - 18 - 19 by City Plan Commission to whom was referred R. O.
No. 65 - 18 - 19 by City Clerk submitting a Certified Survey Map (Northern
section of the new SouthPointe Enterprise Campus) including dedication of
public street right-of-way for Horizon Drive and South Taylor Drive between
Horizon Drive and Stahl Road as shown on the attached map; recommends approval
of the R. O. ACCEPT AND FILE

Resolution:

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

Final Resolution:

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

2.12 R. O. No. 79 - 18 - 19 by City Plan Commission to whom was referred R. O.
No. 66 - 18 - 19 by City Clerk submitting a Certified Survey Map (Southern
section of the new SouthPointe Enterprise Campus) including dedication of
public street right-of-way for SouthPointe Drive as shown on the attached map;
recommends approval of the R. O. ACCEPT AND FILE

Resolution:

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

Final Resolution:

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

2.13 R. C. No. 71 - 18 - 19 by Finance and Personnel Committee to whom was
referred R. O. No. 67 - 18 - 19 by Assistant City Attorney submitting, as a
matter of record, a copy of the Wisconsin Department of Workforce Development
Equal Rights Division's decision in the matter of Ricky Van der Vaart v. City
of Sheboygan, ERD # CR 201502953, which was issued on May 9, 2018, and became
final on May 30, 2018 ; recommends filing the document. ACCEPT AND FILE

Resolution:

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

Final Resolution:

Motion Passes Aye: Todd Wolf, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio,
Dean Dekker, Rose Phillips, Trey Mitchell - 7. Abstain: Jim Bohren - 1 .

2.14 R. C. No. 72 - 18 - 19 by Public Works Committee to whom was referred R.
O. No. 69 - 18 - 19 by City Clerk submitting a communication from Jared Bonnett
requesting a two (2) year extension from hooking up to the mini-storm sewer
adjacent to his property at 902 North 27 th Street; recommends approving the
request. ACCEPT AND FILE AND APPROVE REQUEST

Resolution:

MOTION TO ACCEPT AND FILE AND APPROVE THE REQUEST Motion by Todd Wolf, second by Ron Rindfleisch.

Final Resolution:

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

2.15 R. C. No. 73 - 18 - 19 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 70 - 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 Ron Rindfleisch.

Final Resolution:

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

2.16 R. C. No. 74 - 18 - 19 by Finance and Personnel Committee to whom was referred various claims; recommends to file all claims. ACCEPT AND FILE

Resolution:

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

Final Resolution:

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

2.17 R. C. No. 75 - 18 - 19 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 49 - 18 - 19 by Alderpersons Donohue and Sorenson authorizing executing an agreement with the Wisconsin Historical Society that will provide limited access to City of Sheboygan Public Welfare case files; recommends passing the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

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

Final Resolution:

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

2.18 R. C. No. 76 - 18 - 19 by Public Works Committee to whom was referred Res. No. 51 - 18 - 19 by Alderperson Wolf submitting a Relocation Order of the City of Sheboygan, Sheboygan County, Wisconsin (reconstruct North Avenue from Calumet Drive to North 13 th Street); recommends passing the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

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

Final Resolution:

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

3. REPORTS OF OFFICERS

3.1 R. O. No. 80 - 18 - 19 by City Clerk submitting a communication from Scott Steinberg requesting a waiver from the Sex Offender Residency requirements in order to reside at 1013 Humboldt Avenue. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

3.2 R. O. No. 81 - 18 - 19 by City Clerk submitting a communication from Dakota Knabe requesting a waiver from the Sex Offender Residency requirements in order to reside at 1508 Indiana Avenue, Apt.

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

4. RESOLUTIONS

4.1 Res. No. 53 - 18 - 19 by Alderperson Wolf officially recognizing the Vollrath/North Point Neighborhood Association. LAYS OVER

4.2 Res. No. 54 - 18 - 19 by Alderperson Wolf authorizing executing an easement for a mini-storm sewer (715 Pershing Avenue). REFER TO PUBLIC WORKS COMMITTEE

5. REPORT OF COMMITTEES

5.1 R. C. No. 77 - 18 - 19 by Finance and Personnel Committee to whom was referred Res. No. 50 - 18 - 19 by Alderpersons Rindfleisch and Bohren authorizing a transfer of appropriations in the 2018 Budget; recommends passing 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, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

5.2 R. C. No. 78 - 18 - 19 by Public Works Committee to whom was referred Res. No. 52 - 18 - 19 by Alderperson Wolf authorizing a professional services agreement with Ruckert-Mielke for the design phase of the Southside Sanitary Sewer Study for the City of Sheboygan; recommends passing the Resolution. 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, Jim Bohren, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8 .

5.3 R. C. No. 79 - 18 - 19 by Finance and Personnel Committee to whom was referred Gen. Ord. No. 6 - 18 - 19 by Alderperson Rindfleisch amending the supplement to Section 82 - 33 of the Sheboygan Municipal Code so as to amend the positions in the Department of Public Works, Wastewater Treatment Division, and the Engineering Division in the Department of Public Works Table of Organization; recommends passing the Ordinance. ACCEPT AND ADOPT AND PASS ORDINANCE

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

Final Resolution:

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

6. GENERAL ORDINANCE

6.1 Gen. Ord. No. 7 - 18 - 19 by Alderperson Bohren granting Steven Westphal, his heirs and assigns, the privilege of encroaching upon described portions of the 5 th Street right-of-way located at 922 North 5 th Street in the City of Sheboygan for the purpose of building a retaining wall. SUSPEND AND PASS ORDINANCE

MOTION TO SUSPEND AND PASS ORDINANCE Motion by Jim Bohren, second by Ryan Sorenson.

Final Resolution:

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

6.2 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 Requirements". REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

6.3 Gen. Ord. No. 9 - 18 - 19 by Alderperson Wolf creating parking limits on both sides of North 15 th Street south of Eisner Avenue. REFER TO PUBLIC WORKS COMMITTEE

6.4 Gen. Ord. No. 10 - 18 - 19 by Alderpersons Wolf and Savaglio repealing Gen. Ord. No. 107 - 78 - 79 and creating new parking restrictions permitting parking on Vollrath Blvd. from North 3 rd Street east to its terminus during times when Vollrath Park is open, and banning parking in the same location when Vollrath Park is closed. REFER TO PUBLIC WORKS COMMITTEE

7. MATTERS LAID OVER

7.1 Res. No. 47 - 18 - 19 by Alderperson Wolf authorizing accepting a grant from the AARP Network of Age Friendly Communities in the amount of \$4,000 to be

used to conduct a livability survey for residents. PASS RESOLUTION

MOTION TO PASS RESOLUTION Motion by Todd Wolf, second by Ron Rindfleisch.
Final Resolution:

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

7.2 Res. No. 48 - 18 - 19 by Alderperson Wolf authorizing submission of a AARP Community Challenge grant in the amount of \$8,500 to be used to purchase bike fixation stations along the recreational trails in the City of Sheboygan. PASS RESOLUTION

MOTION TO PASS RESOLUTION Motion by Todd Wolf, second by Ron Rindfleisch.
Final Resolution:

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

8. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

8.1 R. O. No. 82 - 18 - 19 by the City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

8.2 R. O. No. 83 - 18 - 19 by Director of Planning and Development submitting a request for the Discovery World Museum to dock the Denis Sullivan at South Pier on August 10, 2018 and waiving any docking fees. LAYS OVER

8.3 Res. No. 55 - 18 - 19 by Alderperson Rindfleisch, Bohren and Wolf authorizing the appropriate City Officials to execute a Vacant Land Offer to Purchase with KW SBM, LLC. REFER TO FINANCE AND PERSONNEL COMMITTEE

9. CLOSED SESSION

9.1 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 regarding a development opportunity in the SouthPointe Enterprise Campus.

MOTION TO CONVENE IN CLOSED SESSION Motion by Todd Wolf, second by Ron Rindfleisch.

Final Resolution:

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

10. ADJOURN MEETING

10.1 Motion to Adjourn

MOTION TO ADJOURN at 6: 57 p.m.Motion by Todd Wolf, second by Ryan Sorenson.
Final Resolution:
Motion Passes Aye: Todd Wolf, Jim Bohren, Ryan Sorenson, Ron Rindfleisch,
Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell - 8.Generated by
City Clerk Meredith DeBruin on Tuesday, July 17, 2018