

CITY OF SHEBOYGAN

FOURTEENTH REGULAR COMMON COUNCIL MEETING

Monday, October 16, 2017

ALDERPERSONS PRESENT: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf (remote), Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske (remote), Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16.

Meeting called to order at 6: 00 PM

1. OPENING OF MEETING

1.1 ROLL CALL - NOTE: Alderpersons Wolf and Lewandoske will be attending the Common Council meeting remotely.

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES

MOTION TO APPROVE MINUTES Motion by Roman Draughon, second by Jim Bohren.
Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16.

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

No persons appeared for the Public Forum.

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

2. HEARING

2.1 Hearing No. 7 - 17 - 18. Pursuant to Chapter 65.90 of the Laws of Wisconsin, notice has been 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 for 2018.

No persons appeared for the Public Hearing. MOTION TO CLOSE HEARING Motion by Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16. 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 Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16.

3.2 R. O. No. 188 - 17 - 18 by City Clerk submitting various license applications; recommends granting license. ACCEPT AND ADOPT

Resolution:

MOTION TO ACCEPT AND ADOPT Motion by Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16. 3.3 R. O. No. 189 - 17 - 18 by Board of Contractors Examiners submitting application for Building Contractor License already granted. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16.

3.4 Res. No. 83 - 17 - 18 by Ald. Savaglio and Lewandoske directing a public hearing to be held in connection with change of the City's Future Land Use Map

of the Sheboygan Comprehensive Plan to change the Land Use Classification of vacant land between North Taylor Drive and North 34 th Street from Institutional and Community Facilities to Community Mixed Use. PASS RESOLUTION

Resolution:

MOTION TO PASS RESOLUTION Motion by Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16.

3.5 Res. No. 82 - 17 - 18 by Ald. Savaglio and Lewandoske directing a public hearing to be held in connection with change of the City's Official Zoning Map for vacant land between North Taylor Drive and North 34 th Street from Class UR - Urban Residential to Class SO - Suburban Office. PASS RESOLUTION

Resolution:

MOTION TO PASS RESOLUTION Motion by Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16.

3.6 R. C. No. 142 - 17 - 18 by Finance and Personnel Committee to whom was referred R. O. No. 172 - 17 - 18 by Director of Planning and Development submitting a request of the 2018 BID Statement of Purpose dated September 19, 2017 from the Harbor Centre Business Improvement District; recommends to accept and adopt. ACCEPT AND ADOPT

Resolution:

MOTION TO ACCEPT AND ADOPT Motion by Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16.

3.7 R. C. No. 143 - 17 - 18 by Finance and Personnel Committee to whom was referred R. O. No. 173 - 17 - 18 by Director of Planning and Development submitting a request of the 2018 Visit Sheboygan, Inc. tourism budget request from the Sheboygan Area Room Tax Commission; recommends to accept and adopt. ACCEPT AND ADOPT

Resolution:

MOTION TO ACCEPT AND ADOPT Motion by Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron

Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16. 3.8 R. C. No. 145 - 17 - 18 by Public Works Committee to whom was referred R. O. No. 185 - 17 - 18 by City Clerk submitting a communication from Meals on Wheels of Sheboygan County requesting the City of Sheboygan Department of Public Works provide a variance and allow Meals on Wheels to expand the parking area by 13 parking stalls and two 960 s.f. greenhouses, ne of which would be built sometime in the future; recommends the documents be placed on file. FILE DOCUMENT

Resolution:

MOTION TO FILEMotion by Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16.

3.9 R. C. No. 144 - 17 - 18 by Law and Licensing Committee to whom was referred R. C. No. 134 - 17 - 18 by Law and Licensing Committee and R. O. No. 187 - 17 - 18 by the City Clerk, submitting various license applications; recommends filing the documents as Beverage Operator License application for Gina Crowe has been withdrawn on her request. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILEMotion by Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16.

3.10 R. C. No. 146 - 17 - 18 by Public Works Committee to whom was referred Res. No. 80 - 17 - 18 by Ald. Wolf authorizing the appropriate City Officials to exceed the 2017 Bituminous Resurfacing Contract of \$2,304,846 - 53 with Vinton construction from Manitowoc, WI by more than 15 percent; recommends the documents be placed on file. FILE DOCUMENT

Resolution:

MOTION TO FILEMotion by Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16.

3.11 R. C. No. 140 - 17 - 18 by Public Works Committee to whom was referred Com. No. 1 - 17 - 18 presented by Ald. Bohren and Sorenson from Nancy Veenendaal regarding the deer population in the southeast part of Sheboygan; recommends to accept and file. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILEMotion by Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16.

3.12 R. C. 147 - 17 - 18 by Law and Licensing Committee to whom was referred, pursuant to R. O. No. 187 - 17 - 18 by the City Clerk, submitting various license applications; recommends that the licenses be granted with various caveats (Pick 'N Save). ACCEPT AND ADOPT

Resolution:

MOTION TO ACCEPT AND ADOPT Motion by Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16.

3.13 R. C. No. 141 - 17 - 18 by Law and Licensing Committee to whom was referred R. O. No. 170 - 17 - 18 by the City Clerk, submitting various license application; recommends that the licenses be granted (Schuette). ACCEPT AND ADOPT

Resolution:

MOTION TO ACCEPT AND ADOPT Motion by Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16. 4. COMMUNICATION

Com. No. 2 - 17 - 18 by Ald. Bohren and Sorenson submitting a communication from 35 constituents from District 8 opposed to the Sheboygan County proposed non-motorized trail in the WI Power & Light corridor between South 12 th Street and South 18 th Street. REFER TO PUBLIC WORKS COMMITTEE

5. REPORTS OF OFFICERS

5.1 R. O. No. 190 - 17 - 18 by City Plan Commission to whom was referred Gen. Ord. No. 14 - 17 - 18 by Ald. Bohren and Sorenson for a petition for direct annexation for property located in the City of Sheboygan owned by the City of Sheboygan; recommends approval of the Substitute General Ordinance. LIES OVER

5.2 R. O. No. 191 - 17 - 18 by City Plan Commission to whom was referred Gen. Ord. No. 20 - 17 - 18 by Ald. Savaglio and Lewandoske and R. O. No. 186 - 17 - 18 by City Clerk to rezone property located at 3530 Lower Falls Road from Class Pre-Planned Unit Development (PPUD) to Class JMKAC Planned Unit Development (JMKAC PUD); recommends approval of the General Ordinance and R O. LIES OVER

5.3 R. O. No. 192 - 17 - 18 by City Clerk submitting an application from Robustan, LLP, (by Matthew Bistan) for a change in the zoning classification of vacant land between North Taylor Drive and North 34 th Street from Class UR - Urban Residential to Class SO Suburban Office Classification. REFER TO CITY PLAN COMMISSION

5.4 R. O. No. 193 - 17 - 18 by the City Clerk submitting a communication from David Repinski, President of the Tavern League requesting that a representative of the Sheboygan Tavern League be seated as a non-voting member of the Law and Licensing Committee. REFER TO LAW AND LICENSING COMMITTEE

5.5 R. O. No. 194 - 17 - 18 by City Clerk submitting a communication from Keith Bauer requesting a waiver from the Sex Offender Residency requirements in order to reside at 1808 A S. 11 th Street. REFER TO PUBLIC SAFETY COMMITTEE

5.6 R. O. No. 195 - 17 - 18 by City Clerk submitting a communication from Andrew Tershner from the Sex Offender Residency requirements in order to reside at 1214 N. 16 th Street. REFER TO PUBLIC SAFETY COMMITTEE

5.7 R. O. No. 196 - 17 - 18 by City Clerk submitting a communication from Bryan Goodteacher from the Sex Offender Residency requirements in order to reside at 2220 N. 15 th Street. REFER TO PUBLIC SAFETY COMMITTEE

5.8 R. O. No. 197 - 17 - 18 by City Clerk submitting a communication from Leroy Godard from the Sex Offender Residency requirements in order to reside at 1633 Illinois Avenue. REFER TO PUBLIC SAFETY COMMITTEE

5.9 R. O. No. 198 - 17 - 18 by the Fire Chief pursuant to Section 50 - 564 of the Municipal Code, submitting his quarterly report of Benchmark Measurements for the Fire Department, for the period commencing July 1, 2017 and ending September 30, 2017. REFER TO PUBLIC SAFETY COMMITTEE

5.10 R. O. No. 199 - 17 - 18 by City Clerk submitting a communication from Tom Wegner, Sheboygan County Board Chairman, requesting the Public Works Committee and the entire Common Council support our City and County staff's request for a Temporary Limited Easement so that the trail can traverse through the City Park known as Camelot Dog Run Park. REFER TO PUBLIC WORKS COMMITTEE

5.11 R. O. No. 200 - 17 - 18 by City Clerk submitting a communication from Dane

Schaefer proposing that the Armory property be turned into Armory Park, a green space that will utilize some of the building's facade as an architectural feature and provide paved public parking. REFER TO PUBLIC WORKS COMMITTEE

6. RESOLUTIONS

6.1 Res. No. 84 - 17 - 18 by Ald. Wolf authorizing the filing of an application with the United States of America Department of Transportation and authorizing the executing of the contract pertaining to grants for calendar year 2018, under former Section 9 (USC 5307) of the Federal Transit Act of 1964, as amended. REFER TO TRANSIT COMMISSION

7. REPORTS OF COMMITTEES

7.1 R. C. No. 149 - 17 - 18 by Finance and Personnel Committee to whom was referred Gen. Ord. No. 18 - 17 - 18 by Ald. Donohue, Bohren, Wolf, Rindfleisch and Ross amending Section 82 - 33 of the Sheboygan Municipal Code so as to amend a position in the Human Resources Department Table of Organization; recommends passing the Ordinance. ACCEPT AND ADOPT AND PASS ORDINANCE

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

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16.

7.2 R. C. No. 148 - 17 - 18 by Finance and Personnel Committee to whom was referred Res. No. 79 - 17 - 18 by Ald. Donohue and Bohren authorizing establishing an appropriation in the 2017 Budget for grant funds received in the Fire Department; recommends passing the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

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

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 15. Nay: Rosemarie Trester - 1 .

7.3 R. C. No. 153 - 17 - 18 by Committee of the Whole to whom was referred R. C. No. 129 - 17 - 18 by Finance and Personnel Committee and Res. No. 71 - 17 - 18 by Ald. Donohue establishing the 2018 Budget appropriations and the 2017 Tax Levy for use during the calendar year; recommends passing the Resolution with various caveats. LIES OVER

7.4 R. C. No. 151 - 17 - 18 by Committee of the Whole to whom was referred R. C. No. 131 - 17 - 18 by Public Safety Committee and a copy of Res. No. 71 - 17 - 18 by Ald. Donohue establishing the 2018 Budget appropriations and the 2017 Tax Levy for use during the calendar year; recommends to accept and file. LIES OVER

7.5 R. C. No. 150 - 17 - 18 by Committee of the Whole to whom was referred R. C. No. 101 - 17 - 18 by Law and Licensing Committee and a copy of Res. No. 71 - 17 - 18 by Ald. Donohue establishing the 2018 Budget appropriations and the 2017 Tax Levy for use during the calendar year; recommends to accept and file. LIES OVER

7.6 R. C. No. 152 - 17 - 18 by Committee of the Whole to whom was referred R. C. No. 132 - 17 - 18 by Public Works Committee and a copy of Res. No. 71 - 17 - 18 by Ald. Donohue establishing the 2018 Budget appropriations and the 2017 Tax Levy for use during the calendar year; recommends to accept and file. LIES OVER

8. ORDINANCES

8.1 Gen. Ord. No. 21 - 17 - 18 by Ald. Savaglio and Lewandoske amending the City's Future Land Use Map of the Sheboygan Comprehensive Plan to change the Land Use Classification of vacant land between North Taylor Drive and North 34 th Street from Institutional Community Facilities to Community Mixed Use. REFER TO CITY PLAN COMMISSION

8.2 Gen. Ord. No. 22 - 17 - 18 by Ald. Savaglio and Lewandoske amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of vacant land between North Taylor Drive and North 34 th Street from Class UR - Urban Residential to Class SO - Suburban Office. REFER TO CITY PLAN COMMISSION

9. MATTERS LAID OVER

9.1 Res. No. 81 - 17 - 18 by Ald. Savaglio and Lewandoske directing a public hearing to be held in connection with change of the City's Official Zoning Map for property located at 3530 Lower Falls Road. PASS RESOLUTION

MOTION TO PASS RESOLUTION Motion by Markus Savaglio, second by Scott Lewandoske. Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16. 10. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

10. Res. 85 - 17 - 18 by Ald. Sorenson, Bohren, Nelson and Savaglio urges the UW System Bd. of Regents and President of the University System to have UW - Sheboygan merged and partnered with the University of Wisconsin Milwaukee rather than the University of Green Bay. REFER TO FINANCE AND PERSONNEL COMMITTEE

10.2 An R. O. 201 - 17 - 18 by the City Clerk submitting various license applications. REFER TO LAW AND LICENSING COMMITTEE

11. ADJOURN MEETING

11.1 Motion to Adjourn

MOTION TO ADJOURN Motion by Roman Draughon, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Andrew G Schneider, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 16.

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