

CITY OF SHEBOYGAN

TENTH REGULAR COMMON COUNCIL MEETING

Monday, August 21, 2017

ALDERPERSONS PRESENT: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch (remote), Markus Savaglio, Henry Nelson, Andy Ross -  
13. ALDERPERSONS ABSENT AND EXCUSED:

Mary Lynne Donohue, Andrew Schneider, Rosemarie Trester - 3 .

Meeting called to order at 6: 00 PM

1. OPENING OF MEETING

1.1 ROLL CALL - PLEASE NOTE: ALDERPERSON RINDFLEISCH WILL BE ATTENDING THE COMMON COUNCIL MEETING REMOTELY

1.2 PLEDGE OF ALLEGIANCE - Boy Scout Matt Werth of Troop # 885 from St. Paul's Church in Sheboygan Falls led the Pledge of Allegiance.

1.3 APPROVAL OF MINUTES

MOTION TO APPROVE MINUTES Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

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. CONSENT AGENDA

2.1 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 Roman Draughon.  
Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

2.2 R. O. No. 129 - 17 - 18 by the City Clerk granting various license applications. ACCEPT AND FILE

Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

2.3 R. C. No. 89 - 17 - 18 by Public Safety to whom was referred R. O. No. 107 - 17 - 18 by the Chief of Police submitting his quarterly report showing the Benchmark Measurements for the department for the period commencing 4 / 1 / 17 and ending 6 / 30 / 17 ; recommends that the documents be accepted and filed.  
ACCEPT AND ADOPT

Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

2.4 R. C. No. 90 - 17 - 18 by Public Safety to whom was referred R. O. No. 108 - 17 - 18 by the Fire Chief submitting his quarterly report showing the Benchmark Measurements for the department for the period commencing 4 / 1 / 17 and ending 6 / 30 / 17 ; recommends that the documents be accepted and placed on file. ACCEPT AND ADOPT

Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson,

Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

2.5 R. C. No. 91 - 17 - 18 by Public Works to whom was referred R. O. No. 122 - 17 - 18 by the City Clerk submitting a communication from Kenneth Fischer regarding trees and shrubs that are invading his property at 1319 S. 24 th Street. ACCEPT AND FILE

Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

2.6 R. C. No. 98 - 17 - 18 by Finance and Personnel Committee to whom was referred Res. No. 53 - 17 - 18 by Ald. Donohue and Bohren approving the Option to Purchase 73.257 acres of industrial park land between Wilson Land Holdings, LLC and the City of Sheboygan. ACCEPT AND ADOPT AND PASS RESOLUTION

Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

2.7 R. C. No. 96 - 17 - 18 by Finance and Personnel Committee to whom was referred Res. No. 51 - 17 - 18 by Ald. Donohue and Bohren authorizing entering into a collaboration agreement and memorandum of understanding with the City of Sheboygan, Sheboygan Housing Authority and Plymouth Housing Authority for the completion of 2019 - 2023 Assessment of Fair Housing. ACCEPT AND ADOPT AND PASS RESOLUTION (Aldersperson Lewanosdoske requested that a separate vote be taken on this item)

Motion by Jim Bohren, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 12. Abstain: Scott Lewandoske - 1 .

2.8 R. C. No. 97 - 17 - 18 by Finance and Personnel Committee to whom was referred Res. No. 52 - 17 - 18 by Ald. Donohue and Bohren approving the Option to Purchase 15.077 acres of industrial park land between Jim Zemezouak and Kevin Dretzka

and the City of Sheboygan. ACCEPT AND ADOPT AND PASS RESOLUTION

Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

2.9 R. C. No. 95 - 17 - 18 by Law and Licensing Committee to whom was referred, pursuant to R. O. No. 128 - 17 - 18 by the City Clerk submitting various license applications; recommends that the licenses be granted with various caveats.

ACCEPT AND ADOPT

Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

2.10 R. C. No. 94 - 17 - 18 by Law and Licensing Committee to whom was referred, pursuant to R. O. No. 104 - 17 - 18 by the City Clerk submitting various license applications; recommends the licenses be granted. ACCEPT AND ADOPT

Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

### 3. REPORTS OF OFFICERS

3.1 R. O. No. 132 - 17 - 18 by City Clerk submitting a claim from Darlene Mech for alleged damages to her vehicle when a squad car hit it at 830 N. Water Street. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.2 R. O. No. 130 - 17 - 18 by City Clerk submitting an Amended Summons and Notice of Object of Action in the matter of John G. Justinger vs. Thomas H. Lloyd et al (Case No. 16 CV 545). REFER TO FINANCE AND PERSONNEL COMMITTEE

3.3 R. O. No. 133 - 17 - 18 by City Clerk submitting a claim from Jack and Linda Sowinski for alleged damages to their vehicle, parked on South 17 th Street, when a dead tree branch fell on it. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.4 R. O. No. 131 - 17 - 18 by City Clerk submitting a claim from American Orthodontics Corporation for a refund of taxes resulting from the reduction in their 2015 value by the Wisconsin Department of Revenue. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.5 R. O. No. 134 - 17 - 18 by the City Clerk submitting a communication from Brenda Mauer, Nursing Supervisor at Aurora, stating her concerns for pedestrians crossing N. 25 th St. to get to the Sheboygan Clinic and is requesting a crosswalk and designation to improve safety. REFER TO PUBLIC WORKS COMMITTEE

3.6 R. O. No. 135 - 17 - 18 by the City Clerk submitting a communication from Ernest Ramirez requesting a waiver from the Sex Offender Residency restrictions in order to live at 1325 Georgia Ave. REFER TO PUBLIC SAFETY COMMITTEE

3.7 R. O. No. 136 - 17 - 18 by the City Clerk submitting a communication from Edwin L. Fritz requesting a waiver from the Sex Offender Residency restrictions in order to live at 731 Highland Terrace, Apt. #

4. REFER TO PUBLIC SAFETY COMMITTEE

3.8 R. O. No. 137 - 17 - 18 by City Clerk submitting a communication from Bryan P. Fleming requesting a waiver from the Sex Offender Residency restrictions in order to reside at 723 St. Clair Avenue. REFER TO PUBLIC SAFETY COMMITTEE

3.9 R. O. No. 138 - 17 - 18 by City Clerk submitting a request by Michael J. Gabrielse, Showcase Painting and Drywall located at 1919 N. 18 th Street, for an encroachment over a grass alley. REFER TO PUBLIC WORKS COMMITTEE

#### 4. RESOLUTIONS

4.1 Res. No. 56 - 17 - 18 by Ald. Bohren, Rindfleisch, Ross, and Wolf authorizing establishing an appropriation in the 2017 Budget for Information Technology equipment. LIES OVER

4.2 Res. No. 57 - 17 - 18 by Ald. Draughon authorizing application for the 2017 Justice Assistance Grant Program Award (Local Solicitation) and entering into a Memorandum of Understanding with Sheboygan County. REFER TO PUBLIC SAFETY COMMITTEE

4.3 Res. No. 58 - 17 - 18 by Ald. Wolf authorizing the Mayor to sign the Underground Flammable/Combustible/Hazardous Liquid Storage Tank Registration for the tank (WDOT NE Quad Calumet Dr. and Main Ave. - 4630 - 05 - 81) at the NE Quad of Calumet Dr. and Main Ave. REFER TO PUBLIC WORKS COMMITTEE

4.4 Res. No. 59 - 17 - 18 by Ald. Wolf authorizing the appropriate City officials to execute a Lease Agreement between the City of Sheboygan, the Elwood H. May Environmental Park Association of Sheboygan County, Inc., and the Sheboygan Area School District. REFER TO PUBLIC WORKS COMMITTEE

## 5. REPORTS OF COMMITTEES

5.1 R. C. No. 99 - 17 - 18 by Finance and Personnel Committee to whom was referred Res. No. 54 - 17 - 18 by Ald. Donohue and Bohren authorizing establishing an appropriation in the 2017 Budget for engineering and TIF planning services. PASS RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Todd Wolf, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

5.2 R. C. No. 93 - 17 - 18 by Law and Licensing Committee to whom was referred, pursuant to R. O. No. 104 - 17 - 18 by the City Clerk submitting various license applications; recommends that Beverage Operator's License application # 1766 (Quesinberry) be denied based upon her record of violations related to the licensed activity, her history as a habitual law offender, the presence of warrants due to unpaid fines, and her failure to cooperate with the committee. ACCEPT AND ADOPT

MOTION TO ACCEPT AND ADOPT Motion by Susan Holzschuh, second by Ryan Sorenson.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

5.3 R. C. No. 92 - 17 - 18 by Law and Licensing Committee to whom was referred, pursuant to R. O. No. 104 - 17 - 18 by the City Clerk submitting various license applications; recommends that Beverage Operator's License application # 9642 (Perronne) be denied based upon her record of a violation related to the licensed activity. ACCEPT AND ADOPT

MOTION TO ACCEPT AND ADOPT Motion by Susan Holzschuh, second by Scott Lewandoske.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

## 6. GENERAL ORDINANCE

6.1 Gen. Ord. No. 11 - 17 - 18 by Ald. Holzschuh and Schneider annexing territory to the City of Sheboygan, Wisconsin. REFER TO FINANCE AND PERSONNEL COMMITTEE AND CITY PLAN COMMISSION

## 7. MATTERS LAID OVER

7.1 R. O. No. 127 - 17 - 18 by Board of Contractors Examiners submitting applications for Building Contractor Licenses already granted. ACCEPT AND FILE

MOTION TO ACCEPT AND FILE Motion by Susan Holzschuh, second by Roman Draughon.  
Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

7.2 Res. No. 55 - 17 - 18 by Ald. Wolf changing the name of the North Flats Neighborhood to Maple Heights Neighborhood. PASS RESOLUTION

MOTION TO PASS RESOLUTION Motion by Todd Wolf, second by Roman Draughon.  
Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13 .

## 8. OTHER MATTERS RECEIVED AFTER AGENDA WAS PUBLISHED

8.1 An R. O. by the City Clerk submitting an application from Abacus Architects, Inc., Derrek LeMahieu, to rezone property located at 2724 Kohler Memorial Dr. from Class Suburban Office SO to Class Urban Residential UR. REFER TO CITY PLAN COMMISSION

8.2 An Ordinance by Ald. Savaglio and Lewandoske amending the City's Zoning Map to change the Use District Classification of property located at 2724 Kohler Memorial Dr. from Class Suburban Office SO to Class Urban Residential UR Classification. REFER TO CITY PLAN COMMISSION

8.3 A Resolution by Ald. Savaglio and Lewandoske directing a public hearing to be held in connection with a change of the City's Zoning Map for property located at 2724 Kohler Memorial Dr. LIES OVER

8.4 An R. O. by the City Clerk submitting various license applications. REFER TO LAW AND LICENSING COMMITTEE

9. ADJOURN MEETING

9.1 Motion to Adjourn

MOTION TO ADJOURN Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 13. Generated by City Clerk Susan Richards on Tuesday, August 22, 2017