

AMENDED NINTH REGULAR COMMON COUNCIL MEETING AGENDA

"A LEADER IS SOMEONE WHO BELIEVES IN YOU AND GETS YOU TO BELIEVE IN YOURSELF"

This meeting may be viewed LIVE on Charter Spectrum Channel 990, AT&T U-Verse Channel 99 and www.wcsssheboygan.com/programming/live-tv

1. OPENING OF MEETING

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

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES

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

1.5 PROGRAM - 2017 STRATEGIC PLAN - ACTION ITEMS AND CRITICAL MEASURES - City Administrator Darrell Hofland

ATTACHMENT: 2nd Quarter 2017-Strategic Plan Critical Measures and Action Items.pdf

1.6 MAYOR'S ANNOUNCEMENTS - UPCOMING COMMUNITY EVENTS, PROCLAMATIONS, EMPLOYEE RECOGNITIONS, MAYOR'S COMMENTS IN SUPPORT OF THE KOHLER ANNEXATION PETITION

2. DOCUMENTS PERTAINING TO ANNEXATION/ZONING

2.1 R. O. No. 113-17-18 by the City Clerk submitting a communication from Debbie Desmoulin stating that golf courses are closing nationwide and have been for the past decade because of the younger generations' lack of interest. ACCEPT AND FILE

ATTACHMENT: DEBBIE DESMOULIN.pdf

2.2 R. O. No. 114-17-18 by the City Clerk submitting a communication from Debbie and Alizee Desmoulin regarding two legalities concerning the pre-annexation agreement with Kohler. ACCEPT AND FILE

ATTACHMENT: DEBBIE DESMOULIN.pdf

2.3 R. O. No. 115-17-18 by the City Clerk submitting a communication from Debbie Desmoulin to the Alderpersons responding to Dane Checolinski's Public Forum statement at the July 17, 2017 Common Council meeting. ACCEPT AND FILE

ATTACHMENT: CHECOLINSKI PUBLIC FORUM.pdf

2.4 R. O. No. 120-17-18 by City Clerk submitting a communication from Andy Ross, Alderperson - District 4, in regards to all the matters related to the Kohler Co. annexation proposal. ACCEPT AND FILE

ATTACHMENT: Andy Ross Communicaton.pdf

2.5 R. O. No. 119-17-18 by City Clerk submitting a communication from Steven Cassady, Vice President - Technical Services, on behalf of Kohler Co. addressing inaccuracies raised during the annexation process. ACCEPT AND FILE

ATTACHMENT: Steven Cassady Communication.pdf

2.6 R. O. No. 116-17-18 by City Clerk submitting a communication from Michael Huitink on behalf of his client, the Town of Wilson, regarding the Kohler Company's annexation petition. ACCEPT AND FILE

ATTACHMENT: Communication Huitink.pdf

2.7 R. O. No. 117-17-18 by City Clerk submitting a communication from Claudia Bricks and Mary Faydash regarding the Kohler Co. annexation petition. ACCEPT AND FILE

ATTACHMENT: Bricks and Faydash.pdf

2.8 R. C. No. 72-17-18 by Finance and Personnel Committee to whom was referred R. C. No. 51-17-18 by Finance and Personnel Committee and Res. No. 28-17-18 by Ald. Donohue and Bohren authorizing the appropriate City Officials to execute the Pre-Annexation and Development Agreement; recommends passing the Resolution along with the current amended agreement as of 7/12/2017. MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RC 72.pdf

2.9 Gen. Ord. No. 6-17-18 by Ald. Bohren and Sorenson annexing territory to the City of Sheboygan, Wisconsin. PASS ORDINANCE

ATTACHMENT: GO 6.pdf

2.10 R. O. No. 43-17-18 by City Plan Commission to whom was referred Gen. Ord. No. 4-17-18 by Ald. Bohren and Sorenson and R. O. No. 35-17-18 by the City Clerk for an application from the Kohler Co. for an establishment of zoning classification of property being the entire area included in the annexation petition dated May 15, 2017, as Class Suburban Residential (SR-5) classification; recommends passing the Ordinance. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: RO 43.pdf

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.

3.2 R. O. No. 111-17-18 by City Clerk submitting various license applications (Mike's Home Services). ACCEPT AND FILE

ATTACHMENT: Granted Updated Copy.pdf

3.3 R. O. No. 110-17-18 submitting various license applications already issued. ACCEPT AND FILE

ATTACHMENT: Granted Already Issued.pdf

3.4 R. O. No. 106-17-18 by the Board of Water Commissioners submitting their report on the Water Utility for the second quarter of 2017. ACCEPT AND FILE

ATTACHMENT: WATER UTILITY.pdf

3.5 R. O. No. 118-17-18 by the City Clerk submitting a communication from the Wis. Dept. of Administration indicating the proposed Acuity annexation has been reviewed and found to be in the public interest. ACCEPT AND FILE

ATTACHMENT: Dep.of Admin Acuity.pdf

3.6 R. C. No. 73-17-18 by Finance and Personnel Committee to whom was referred R. O. No. 48-17-18 by the City Clerk submitting a claim from Dylan Herman for alleged damages to the tires on his vehicle when he hit a pothole on 19th Street and Ashland Avenue; recommends the claim be denied and to direct the City Atty. to send a Notice of Disallowance. ACCEPT AND ADOPT

ATTACHMENT: RO 48-HERMAN.pdf

3.7 R. C. No. 74-17-18 by Finance and Personnel Committee to whom was referred R. O. No. 63-17-18 by the City Clerk submitting a claim from William J. Borzyskowski for alleged damages to his vehicle when a City garbage truck backed up into his car; recommends the claim be accepted and filed. ACCEPT AND ADOPT

ATTACHMENT: RO 63 - BORSYSKOWSKI.pdf

3.8 R. C. No. 75-17-18 by Finance and Personnel Committee to whom was referred R. O. No. 78-17-18 by the City Clerk submitting a claim from Nick Deligiannis for alleged damages to his vehicle when it bottomed out in the alley between 7th and 8th Street on a raised piece of concrete; recommends that the claim be denied and to direct the City Atty. to send a Notice of Disallowance. ACCEPT AND ADOPT

ATTACHMENT: RO 78 - DELIGIANNIS.pdf

3.9 R. C. No. 76-17-18 by Finance and Personnel Committee to whom was referred R. O. No. 79-17-18 by the City Clerk submitting a claim from Mark Lehmann for alleged damages to his property when a City garbage truck backed into his yard at 1209 S. 17th St.; recommends that the claim be accepted and filed. ACCEPT AND ADOPT

ATTACHMENT: RO 79 - LEHMANN.pdf

3.10 R. C. No. 77-17-18 by Finance and Personnel Committee to whom was referred R. O. No. 80-17-18 by the City Clerk submitting a claim from Paul Timmerman for alleged damages to his vehicle's tire when a pothole opened up as he drove over a section of road on Camelot Blvd.; recommends the claim be denied and to direct the City Atty. to send a Notice of Disallowance. ACCEPT AND ADOPT

ATTACHMENT: RO 80 - TIMMERMAN.pdf

3.11 R. C. No. 78-17-18 by Law and Licensing Committee to whom was referred R. O. No. 84-17-18 by the City Clerk, submitting various license applications; recommends granting the licenses (Markham). ACCEPT AND ADOPT

ATTACHMENT: RO 84 - MARKHAM.pdf

3.12 R. C. No. 79-17-18 by Public Safety Committee to whom was referred R. O. No. 91-17-18 by the City Clerk submitting a communication from Ald. Lewandoske requesting that the City NOT allow the Brat Day parade to go down Erie Ave.

this year as it creates a possible health risk to people needing medication attention; recommends to accept and file the documents. ACCEPT AND ADOPT

ATTACHMENT: RO 91.pdf

3.13 R. C. No. 81-17-18 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 the licenses be granted (Gotta Getcha). ACCEPT AND ADOPT

ATTACHMENT: RO 104 GOTTA GETCHA.pdf

3.14 R. C. No. 84-17-18 by Public Safety Committee to whom was referred Res. No. 45-17-18 by Ald. Draughon authorizing the appropriate City Officials to enter into agreement with the Sheboygan Area School District relative to providing the public school system with school liaison officers from the Sheboygan Police Dept.; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES45.pdf

3.15 R. C. No. 85-17-18 by Public Works Committee to whom was referred Res. No. 46-17-18 by Ald. Wolf authorizing the appropriate City Officials to enter into an agreement for a ten foot underground electrical easement at the east side of Optimist Park; recommends passing Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 46 - EASEMENT.pdf

3.16 R. C. No. 86-17-18 by Public Works Committee to whom was referred Res. No. 47-17-18 by Ald. Wolf authorizing entering into contract for the complete replacement of the siding and trim on the Harbor Centre Marina Administration Building and three adjacent accessory structures; recommends passing the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 47 -HARBOR CENTRE.pdf

3.17 R. C. No. 88-17-18 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL Res. No. 49-17-18 by Ald. Donohue and Bohren authorizing entering into an agreement with Ruckert Mielke for preliminary engineering services related to the expansion of the Sheboygan Business Center; recommends passing the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: REF. RES 49.pdf

4. REPORTS OF OFFICERS

4.1 R. O. No. 109-17-18 by Director of Planning and Development submitting a request for approval to provide site access agreements to various property owners for the planning and design services needed for the expansion of the Sheboygan Business Center with similar terms in all the agreements. SUSPEND AND PASS

ATTACHMENT: Site Access Agreements.pdf

4.2 R. O. No. 112-17-18 by Director of Planning and Development submitting a request to adopt the 2017 Analysis of Impediments to Fair Housing plan as prepared by the Department of City Development. SUSPEND AND PASS

ATTACHMENT: Fair Housing Plan.pdf

4.3 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 April 1, 2017 and ending June 30, 2017. REFER TO PUBLIC SAFETY COMMITTEE

ATTACHMENT: PATROL & INVESTGATIONS.pdf

4.4 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. 24th St. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: FISCHER - TREES.pdf

4.5 R. O. No. 121-17-18 by the City Clerk submitting a communication from Stephen Demers requesting a waiver from the Sex Offender Residency restrictions in order to reside at 1533A N. 12th St. REFER TO PUBLIC SAFETY COMMITTEE

ATTACHMENT: DEMERS - WAIVER.pdf

4.6 R. O. No. 123-17-18 by the City Clerk submitting a communication from Adam Borland requesting a waiver from the Sex Offender Residency restrictions in order to reside at 1020 N. 9th St. REFER TO PUBLIC SAFETY COMMITTEE

ATTACHMENT: BORLAND - WAIVER.pdf

4.7 R. O. No. 124-17-18 by the City Clerk submitting a communication from Bob Price requesting a waiver from the Sex Offender Residency restrictions in order to reside at 1126 S. 17th St. REFER TO PUBLIC SAFETY COMMITTEE

ATTACHMENT: PRICE - WAIVER.pdf

4.8 R. O. No. 126-17-18 by City Clerk submitting a communication from Albert Webster requesting a waiver from the Sex Offender Residency restrictions in order to reside at 2110A North 10th Street. REFER TO PUBLIC SAFETY COMMITTEE

ATTACHMENT: Webster.pdf

4.9 R. O. No. 125-17-18 by City Clerk submitting a communication from Scott L. Steinberg requesting a waiver from the Sex Offender Residency restrictions in order to reside at 1013 Humboldt Avenue. REFER TO PUBLIC SAFETY COMMITTEE

ATTACHMENT: Steinberg.pdf

4.10 R. O. No. 108-17-18 by the Fire Chief submitting his quarterly report of Benchmark Measurements for the Fire Dept. commencing 4/1/17 - 6/30-17. REFER TO PUBLIC SAFETY COMMITTEE

ATTACHMENT: FIRE CHIEF REPORT.pdf

5. RESOLUTIONS

5.1 Res. No. 50-17-18 by Ald. Holzschuh authorizing the City Atty. to engage the services of special outside legal counsel to represent the Law and Licensing Committee and Common Council with regard to a park impact fee appeal hearing requested by Robert J. Werner (President of Lee Realty of Sheboygan, Inc. d/b/a Werner Homes and President of Member Stonebrook Crossing LLC), and authorizing payment for said services. SUSPEND AND PASS RESOLUTION

ATTACHMENT: OUTSIDE COUNSEL.pdf

5.2 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. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: HOUSING AUTHORITY.pdf

5.3 Res. No. 54-17-18 by Ald. Donohue and Bohren authorizing establishing an appropriation in the 2017 Budget for engineering and TIF planning services. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Res. No. 54-17-18 (August 7, 2017).pdf

5.4 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. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: RES OPTION TO PURCH 15.077.pdf

5.5 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. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: RES OPTION TO PURCH 73.257.pdf

6. REPORTS OF COMMITTEES

6.1 R. C. No. 80-17-18 by Public Works Committee to whom was referred R. O. No. 99-17-18 by the Director of Public Works submitting the Co-Digestion Evaluation for the City of Sheboygan Wastewater Treatment Plant; recommends to accept and adopt the report of findings and to SUSPEND the Co-Digestion Program. ACCEPT AND ADOPT

ATTACHMENT: RO 99.pdf

6.2 R. C. No. 82-17-18 by Law and Licensing Committee to whom was referred, pursuant to R. O. No. 84-17-18 by the City Clerk, submitting license applications; recommends that Beverage Operator's License #0140 be denied based upon his ineligibility for a license and failure to cooperate with the Committee. ACCEPT AND ADOPT

ATTACHMENT: PURS TO RO 84 - #0140.pdf

6.3 R. C. No. 83-17-18 by Law and Licensing Committee to whom was referred, pursuant to R. O. No. 84-17-18 by the City Clerk, submitting various license applications; recommends denying Beverage Operator's License #5705 based upon his ineligibility for a license and his failure to cooperate with the Committee. ACCEPT AND ADOPT

ATTACHMENT: RO 84 #5705.pdf

6.4 R. C. No. 87-17-18 by Finance and Personnel Committee to whom was referred Res. No. 48-17-18 by Ald. Bohren authorizing establishing an appropriation in the 2017 Budget for TIF 16 Development incentive; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 48.pdf

7. MATTERS LAID OVER

7.1 Res. No. 42-17-18 by Ald. Wolf authorizing accepting a grant from Sheboygan County in the amount of \$6,925 to be used towards the ADA kayak/canoe launch facility at Kiwanis Park. PASS RESOLUTION

ATTACHMENT: RES 42.pdf

7.2 Gen. Ord. No. 10-17-18 by Ald. Holzschuh, Donohue, Lewandoske and Rindfleisch permitting horses in the downtown area and providing for prompt cleanup of manure. PASS ORDINANCE

ATTACHMENT: GO 10.pdf

8. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

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

ATTACHMENT: referred ro.pdf

8.2 A Resolution by Ald. Trester changing the name of the North Flats Neighborhood to Maple Heights Neighborhood. LIES OVER

ATTACHMENT: North Flats.pdf

8.3 An R. O. by the Bd. of Contractors Examiners submitting contractors licenses that have been granted. LIES OVER

ATTACHMENT: Bd. of Contractors.pdf

9. CLOSED SESSION

9.1 MOTION TO CONVENE IN CLOSED SESSION under the exemption provided in Sec. 19.85(1)(e) of the Wis. Stats., where competitive and bargaining reasons require a closed session related to land in the Town of Wilson adjacent to I-43.

10. ADJOURN MEETING

10.1 Motion to Adjourn

In compliance with Wisconsin's Open Meetings Laws, this agenda was posted in the following locations more than 24 hours prior to the time of the meeting:

City Hall
Mead Public Library
Sheboygan County Administration Building
City's website