

CITY OF SHEBOYGAN

EIGHTH REGULAR COMMON COUNCIL MEETING

Monday, July 17, 2017

ALDERPERSONS PRESENT: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue (remotely), Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 15. ALDERPERSONS EXCUSED:

Andrew Schneider - 1 .

Meeting called to order at 6: 00 PM

1. OPENING OF MEETING

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

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES

MOTION TO APPROVE MINUTES Motion by Todd Wolf, 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, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 15 .

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

Debbie Desmoulin, Alizee Desmoulin, Dolcye Johnson, Jim Schuessler and Dane

Checolinski spoke at the Public Forum.

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

2. DOCUMENTS PERTAINING TO ANNEXATION/ZONING

2.1 R. O. No. 85 - 17 - 18 by the City Clerk submitting a communication from Roger Miller regarding the Kohler Co. Annexation Petition in the Town of Wilson. ACCEPT AND FILE

MOTION TO ACCEPT AND FILE Motion by Todd Wolf, second by Roman Draughon.
Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 14. Nay: Scott Lewandoske - 1 .

2.2 R. O. No. 87 - 17 - 18 by the City Clerk submitting a communication from Erik Thelen sharing his response to the Sheboygan Press regarding David Biebel's editorial. ACCEPT AND FILE

MOTION TO ACCEPT AND FILE Motion by Todd Wolf, second by Roman Draughon.
Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 14. Nay: Scott Lewandoske - 1 .

2.3 R. O. No. 88 - 17 - 18 by the City Clerk submitting a communication from Jayne Zabrowski stating her objections to the proposed annexation from the Town of Wilson to the City of Sheboygan. ACCEPT AND FILE

MOTION TO ACCEPT AND FILE Motion by Todd Wolf, second by Roman Draughon.
Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 14. Nay: Scott Lewandoske - 1 .

2.4 R. O. No. 89 - 17 - 18 by the City Clerk submitting a communication from Gina Siegworth stating that her father, John Siegworth, does not want to be annexed to the City. ACCEPT AND FILE

MOTION TO ACCEPT AND FILE Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 14. Nay: Scott Lewandoske - 1 .

2.5 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. ACCEPT AND ADOPT AND PASS RESOLUTION

MOTION TO HOLD Motion by Todd Wolf, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Bryan Bitters, Jim Bohren, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Henry Nelson - 10. Nay: Roman Draughon, Mary Lynne Donohue, Scott Lewandoske, Markus Savaglio, Andy Ross - 5 .

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

MOTION TO HOLD Motion by Todd Wolf, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Bryan Bitters, Jim Bohren, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Henry Nelson - 10. Nay: Roman Draughon, Mary Lynne Donohue, Scott Lewandoske, Markus Savaglio, Andy Ross - 5 .

2.7 R. O. No. 43 - 17 - 18 by the 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 classifications of property being the entire area included in the annexation petition as shown on the attached map received and dated May 15, 2017, as Class Suburban Residential (SR- 5) Classification; recommends that the Ordinance be passed. ACCEPT AND FILE AND PASS ORDINANCE

MOTION TO HOLD Motion by Todd Wolf, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Bryan Bitters, Jim Bohren, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Henry Nelson - 10. Nay: Roman Draughon, Mary Lynne Donohue, Scott Lewandoske, Markus Savaglio, Andy Ross - 5 .

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 Todd Wolf, second by Roman Draughon.

Final Resolution:

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

3.2 R. O. No. 86 - 17 - 18 by the City Clerk granting various licenses. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

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

3.3 R. C. No. 67 - 17 - 18 by Public Works to whom was referred R. O. No. 68 - 17 - 18 by the City Clerk submitting a communication from David Repinski questioning his assessment; recommends that the document be accepted and placed on file. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

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

3.4 R. C. No. 70 - 17 - 18 by Law and Licensing to whom was referred, pursuant to R. O. No. 84 - 17 - 18 by the City Clerk, submitting various license applications; recommends that the licenses be granted (Lakeview Wine). ACCEPT AND ADOPT

Resolution:

MOTION TO ACCEPT AND ADOPT Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

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

3.5 R. C. No. 71 - 17 - 18 by Public Works to whom was referred Res. No. 43 - 17 - 18 by Ald. Wolf authorizing entering into an agreement for construction of the Sheboygan Skate Park at Kiwanis Park; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

MOTION TO 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, Rosemarie Trester, Mary Lynne Donohue, Bryan Bitters, Jim Bohren, Scott Lewandoske, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 15 .

4. REPORTS OF OFFICERS

4.1 R. O. No. 90 - 17 - 18 by the City Clerk submitting a claim from Charles Uraynar for alleged damages to his basement when sewage backed up into the basement. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.2 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 medical attention. REFER TO PUBLIC SAFETY COMMITTEE

4.3 R. O. No. 92 - 17 - 18 by the City Clerk submitting a communication from Ray Velez requesting a waiver from the Sex Offender Residency restrictions in order to live at 1509 S. 10 th St. REFER TO PUBLIC SAFETY COMMITTEE

4.4 R. O. No. 93 - 17 - 18 by the City Clerk submitting a communication from Richard Lampe Jr. requesting a waiver from the Sex Offender Residency restrictions in order to live at 1430 Martin Ave. REFER TO PUBLIC SAFETY COMMITTEE

4.5 R. O. No. 94 - 17 - 18 by the City Clerk submitting a communication from James Canon requesting a waiver from the Sex Offender Residency restrictions in

order to live at 1734 N. 11 th St. REFER TO PUBLIC SAFETY COMMITTEE

4.6 R. O. No. 95 - 17 - 18 by the City Clerk submitting a communication from Jane Wiensch requesting a waiver from the Sex Offender Residency restrictions in order to live at 1535 N. 9 th St. REFER TO PUBLIC SAFETY COMMITTEE

4.7 R. O. No. 96 - 17 - 18 by the City Clerk submitting a communication from Andrew Steward requesting a waiver from the Sex Offender Residency restrictions in order to live at 1220 A N. 14 th St. REFER TO PUBLIC SAFETY COMMITTEE

4.8 R. O. No. 97 - 17 - 18 by the City Clerk submitting a communication from John Sekella requesting a waiver from the Sex Offender Residency restrictions in order to live at 1336 Niagara Ave. REFER TO PUBLIC SAFETY COMMITTEE

4.9 R. O. No. 98 - 17 - 18 by the City Clerk submitting a communication from Bradley James Curler requesting a waiver from the Sex Offender Residency restrictions in order to live at 1412 S. 13 th St. REFER TO PUBLIC SAFETY COMMITTEE

4.10 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, Project Number 60532058, dated June 27, 2017. REFER TO PUBLIC WORKS COMMITTEE

5. RESOLUTIONS

5.1 Res. No. 44 - 17 - 18 by Ald. Wolf authorizing the appropriate City Officials to execute an Amendment between the City of Sheboygan, State of Wisconsin, Department of Transportation, and McMahon Associates, Inc., for additional design services related to the railroad crossing and additional reporting related to the N. 15 th St. project. SUSPEND AND PASS RESOLUTION

MOTION TO SUSPEND AND PASS RESOLUTION Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

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

5.2 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. REFER TO PUBLIC SAFETY COMMITTEE

5.3 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. REFER TO PUBLIC WORKS COMMITTEE

5.4 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. REFER TO PUBLIC WORKS COMMITTEE

6. REPORTS OF COMMITTEES

6.1 R. C. No. 68 - 17 - 18 by Law and Licensing to whom was referred R. O. No. 69 - 17 - 18 by the City Clerk, submitting various license applications; recommends that Beverage Operator's License application # 1704 (Michael D. Elias) be denied based upon his record of violations related to the licensed activity, his history as a habitual law offender, and his failure to cooperate with the Committee. ACCEPT AND ADOPT

MOTION TO ACCEPT AND ADOPT Motion by Susan Holzschuh, second by Ron Rindfleisch. Final Resolution:

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

6.2 R. C. No. 69 - 17 - 18 by Law and Licensing to whom was referred, pursuant to R. O. No. 84 - 17 - 18 by the City Clerk, submitting various license applications; recommends that the permanent Change of Premise application of Alcohol Beverage License # 3117 (Harbor Lights Two) be denied due to improper description of premises. ACCEPT AND ADOPT

MOTION TO ACCEPT AND ADOPT Motion by Susan Holzschuh, second by Ron Rindfleisch. Final Resolution:

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

7. ORDINANCES

7.1 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. SUSPEND AND PASS ORDINANCE

LIES OVERMotion by Susan Holzschuh, 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, Susan Holzschuh, Ryan Sorenson, Ron Rindfleisch, Markus Savaglio, Henry Nelson, Andy Ross - 15 .

8. MATTERS LAID OVER

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

MOTION TO PASS RESOLUTIONMotion by Todd Wolf, second by Roman Draughon.

Final Resolution:

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

9. OTHER MATTERS

9.1 R. O. No. 100 - 17 - 18 by the City Clerk submitting a communication from Mary Faydash sharing her thoughts regarding the zoning and annexation. ACCEPT AND FILE

MOTION TO ACCEPT AND FILEMotion by Todd Wolf, second by Roman Draughon.

Final Resolution:

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

9.2 R. O. No. 101 - 17 - 18 by the City Clerk submitting a communication from Dinah Federer stating her concerns about the proposed annexation from the Town of Wilson. ACCEPT AND FILE

MOTION TO ACCEPT AND FILEMotion by Todd Wolf, second by Roman Draughon.

Final Resolution:

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

9.3 R. O. No. 102 - 17 - 18 by the Bd. of Contractors Examiners submitting applications for building contractors licenses already granted. ACCEPT AND FILE

MOTION TO ACCEPT AND FILE Motion by Susan Holzschuh, second by Andy Ross.

Final Resolution:

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

9.4 Res. No. 48 - 17 - 18 by Ald. Donohue and Bohren authorizing establishing an appropriation in the 2017 Budget for TIF 16 Development incentive. REFER TO FINANCE AND PERSONNEL COMMITTEE

9.5 R. O. No. 103 - 17 - 18 by the City Clerk submitting a communication from Matthew Donald Kunert requesting a waiver from the Sex Offender Residency restrictions in order to live at 1013 Humboldt Ave. REFER TO PUBLIC SAFETY COMMITTEE

10. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

10.1 R. O. No. 104 - 17 - 18 by the City Clerk submitting various license applications. REFER TO LAW AND LICENSING COMMITTEE

11. ADJOURN MEETING

Action:

11.1 Motion to Adjourn

MOTION TO ADJOURN (on Susan Richards/City Clerk's birthday) Motion by Todd Wolf, second by Roman Draughon.

Final Resolution:

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

Generated by Deputy City Clerk Meredith DeBruin on Tuesday, July 18, 2017