

SIXTH REGULAR COMMON COUNCIL MEETING AGENDA

"IN SO MANY WAYS, COMMUNICATION BEGINS WITH MUTUAL RESPECT FOR ALL, NOT JUST A FEW. COMMUNICATION SHOULD INSPIRE OTHERS TO DO THEIR BEST!"

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**1. OPENING OF MEETING**

1.1 ROLL CALL - PLEASE NOTE THAT ALDERPERSONS ANDY ROSS AND ROMAN DRAUGHON WILL BE ATTENDING THE COMMON COUNCIL MEETING REMOTELY

1.2 PLEDGE OF ALLEGIANCE - Eagle Scout Matthew Schmeiser will lead the Pledge of Allegiance

1.3 APPROVAL OF MINUTES

1.4 PUBLIC FORUM - Limit of 5 people having 5 minutes each with comments limited only to items on this agenda.

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

**2. HEARING**

2.1 Hearing No. 4-17-18 pursuant to a notice published and personal notices sent by the City Clerk, there is a hearing scheduled for this evening to amend the City of Sheboygan Official Zoning Map to establish the Use District Classification of property being the entire area included in the annexation petition to Class Suburban Residential (SR-5) Classification.

ATTACHMENT: HEARING.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. 55-17-18 by the City Clerk granting various license applications (S&J Enterprises). ACCEPT AND FILE

ATTACHMENT: update granted ro.pdf

3.3 R. O. No. 56-17-18 by City Clerk submitting various license applications already issued. ACCEPT AND FILE.

ATTACHMENT: Already Issued RO.pdf

3.4 R. O. No. 57-17-18 by the City Clerk submitting a communication, as a matter of record, from the Wisconsin Historical Society stating that they have submitted documents to the Register of Deeds of Sheboygan County, recording a catalogued burial site on the City's property, known as Kletzien Mound Group. ACCEPT AND FILE

ATTACHMENT: RO HISTORICAL SOCIETY.pdf

3.5 R. C. No. 36-17-18 by Finance and Personnel Committee to whom was referred R. O. No. 418-16-17 by Finance and R. O. No. 209-16-17 by the City Clerk submitting a communication from State Farm Claims on behalf of their insured Angela Allensworth regarding an alleged loss that happened at Taylor Dr. and Washington Ave.; recommends paying the claim in the amount of \$13,636.38. ACCEPT AND ADOPT.

ATTACHMENT: RO 418.pdf

3.6 R. C. No. 37-17-18 by Finance and Personnel Committee to whom was referred R. C. No. 420-16-17 by Finance and R. O. No. 239-16-17 by the City Clerk submitting a claim from James Noel for alleged damages to four mailboxes when a snow plow hit them; recommends filing documents. ACCEPT AND ADOPT.

ATTACHMENT: RC 420.pdf

3.7 R. C. No. 38-17-18 by Finance and Personnel Committee to whom was referred R. C. No. 423-16-17 by Finance and R. O. No. 280-16-17 by the City Clerk submitting a claim from Thana Frank for damage incurred to her ditch at 1730 N. 38th St. when a Shoreline Metro bus slid off the road; recommends that the documents be placed on file. ACCEPT AND ADOPT.

ATTACHMENT: RC 423.pdf

3.8 R. C. No. 39-17-18 by Finance and Personnel Committee to whom was referred R. O. No. 24-17-18 by the City Clerk submitting a claim from Collin Gerk for alleged damages to his car when a snow plow hit his vehicle on Erie Ave. and knocked off the driver's side rear view mirror; recommends that the documents be placed on file. ACCEPT AND ADOPT.

ATTACHMENT: RO 24.pdf

3.9 R. C. No. 41-17-18 by Finance and Personnel Committee to whom was referred R. O. No. 45-17-18 by the City Administrator submitting, for information, an updated purchasing policy consistent with City ordinances and/or State Statutes which he deems necessary for the efficient procurement of goods and services; recommends that the documents be accepted and filed and approved with the updated attachments. ACCEPT AND ADOPT

ATTACHMENT: RO 45.pdf

3.10 R. C. No. 42-17-18 by Law and Licensing Committee to whom was referred, pursuant to R. O. No. 53-17-18 by the City Clerk submitting various license applications; recommends granting licenses (Bienert). ACCEPT AND ADOPT

ATTACHMENT: PURSUANT RO 53.pdf

3.11 R. C. No. 43-17-18 by Law and Licensing Committee to whom was referred R. O. No. 54-17-18 by the City Clerk submitting various license applications; recommends granting licenses (Pierce). ACCEPT AND ADOPT

ATTACHMENT: RO 54-17-18.pdf

3.12 R. C. No. 44-17-18 by Public Works Committee to whom was referred Res. No. 18-17-18 by Ald. Wolf authorizing the appropriate City Officials to execute the Management Services Agreement regarding Quarryview Park; recommends passing

the Resolution. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: UPDATED AGMT FOR RES 18.pdf

3.13 R. C. No. 45-17-18 by Public Works Committee to whom was referred Res. No. 19-17-18 by Ald. Wolf authorizing entering into contract for the provision and installation of a Digital Closed Circuit Security Camera System including short term archiving for the Municipal Service Building; recommends passing the Resolution. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: Res 19.pdf

3.14 R. C. No. 46-17-18 by Public Works Committee to whom was referred Res. No. 20-17-18 by Ald. Wolf authorizing entering into contract for the purchase and installation of 64 steel lockers and accessories at the Municipal Service Building; recommends passing Resolution. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: Res 20.pdf

3.15 R. C. No. 47-17-18 by Finance and Personnel Committee to whom was referred Res. No. 24-17-18 by Ald. Donohue authorizing entering into contract for the replacement of the two main heating boilers, including circulation pumps and controls for the Mead Public Library; recommends passing the Resolution. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: Res 24.pdf

3.16 R. C. No. 48-17-18 by Finance and Personnel Committee to whom was referred Res. No. 25-17-18 by Ald. Bohren authorizing the Office of the City Administrator to proceed with issuance of the City of Sheboygan 2017 community survey; recommends that the Resolution be passed along with the attached survey. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 25.pdf

3.17 R. C. No. 52-17-18 by Public Safety Committee to whom was referred Res. No. 29-17-18 by Ald. Draughon authorizing acceptance of the 2017 Wisconsin Justice System Improvement, Beat Patrol Grant Solicitation; recommends passing the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 29.pdf

3.18 R. C. No. 53-17-18 by Public Safety Committee to whom was referred Res. No. 31-17-18 by Ald. Draughon authorizing acceptance of the 2017 Wisconsin Bureau of Transportation Safety, Alcohol Enforcement Grant; recommends passing the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 31.pdf

3.19 R. C. No. 54-17-18 by Public Works Committee to whom was referred Res. No. 32-17-18 by Ald. Wolf authorizing executing a long-term stormwater management maintenance agreement between the City of Sheboygan and the Town of Wilson for the Woodview Avenue, Ridgewood Lane, and South 13th Street Project; recommends passing the Resolution. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: Res 32.pdf

3.20 R. C. No. 55-17-18 by Public Works Committee to whom was referred Res.

No. 33-17-18 by Ald. Wolf informing the Wisconsin Department of Natural Resources (WDNR) that the 2016 Compliance Maintenance Annual Report (CMAR) has been reviewed; recommends passing the Resolution. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: Res 33.pdf

3.21 R. C. No. 57-17-18 by Public Works Committee to whom was referred Gen. Ord. No. 7-17-18 by Ald. Wolf creating a no parking, stopping, or standing zone on the north and south side of Indiana Avenue west of S. 10th Street; recommend passing the Ordinance. ACCEPT AND ADOPT AND PASS THE ORDINANCE.

ATTACHMENT: GO 7.pdf

3.22 R. C. No. 59-17-18 by Public Works Committee to whom was referred Gen. Ord. No. 9-17-18 by Ald. Wolf creating a no parking, stopping, or standing zone on the north and south side of Indiana Avenue east of S. 10th Street; recommends that the Ordinance be passed. ACCEPT AND ADOPT AND PASS THE ORDINANCE.

ATTACHMENT: GO 9.pdf

3.23 R. C. No. 58-17-18 by Finance and Personnel Committee to whom was referred Gen. Ord. No. 8-17-18 by Ald. Donohue and Bohren repealing and replacing Section 2-338 of the Municipal Code relating to purchasing procedure so as to require the city administrator to create and regularly review and update a policy related to purchasing procedures; recommends passing the Ordinance. ACCEPT AND ADOPT AND PASS THE ORDINANCE.

ATTACHMENT: GO 8.pdf

#### **4. REPORTS OF OFFICERS**

4.1 R. O. No. 61-17-18 by City Clerk submitting a Summons and Complaint-Small Claims regarding "Nyhuis Enterprises, LLC vs. Patrick Eirich (in his capacity as a City employee). REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: RO - SUMMONS & COMPLAINT.pdf

4.2 R. O. No. 62-17-18 by the City Clerk submitting a request from Mayor Mike Vandersteen, on behalf of the City of Sheboygan, to use one of the City's free Blue Harbor Conference Center days to host a meeting of the Urban Alliance League of Wisconsin Municipalities on July 28, 2017. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Urban Alliance.pdf

4.3 R.O. No. 63-17-18 by 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. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: RO - BORZYSKOWSKI.pdf

4.4 R. O. No. 64-17-18 by City Clerk submitting a communication from Albert Webster requesting a waiver from the Sex Offender Residency restrictions in order to live at 2110A N. 10th St. REFER TO PUBLIC SAFETY COMMITTEE

ATTACHMENT: RO - WEBSTER.pdf

4.5 R. O. No. 65-17-18 by City Clerk submitting a communication from Ruben Aguilar requesting a waiver from the Sex Offender Residency restrictions in

order to live at 930A Michigan Ave. or 1123/1125 N. 14th St. depending on availability. REFER TO PUBLIC SAFETY COMMITTEE

ATTACHMENT: RO - AGUILAR.pdf

4.6 R. O. No. 66-17-18 by City Clerk submitting a communication from Todd Peterson requesting a waiver from the Sex Offender Residency restrictions in order to live at 930A Michigan Ave. or 1123/1125 N. 14th St. depending on availability. REFER TO PUBLIC SAFETY COMMITTEE

ATTACHMENT: RO - PETERSON.pdf

4.7 R. O. No. 67-17-18 by City Clerk submitting a communication from Tyshan Simmons requesting a waiver from the Sex Offender Residency restrictions in order to live at 930A Michigan Ave. or 1123/1125 N. 14th St. depending on availability. REFER PUBLIC SAFETY COMMITTEE.

ATTACHMENT: RO - SIMMONS.pdf

4.8 R. O. 68-17-18 by City Clerk submitting a communication from David Repinski who is questioning assessment #301030 and other assessments pertaining to curb, gutter and repaving of the street (s) as it's been eliminated from future property owners. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: RO - REPINSKI.pdf

## **5. RESOLUTIONS**

5.1 Res. No. 35-17-18 by Ald. Donohue and Bohren authorizing establishing appropriations in the 2017 Budget for purchase of land and building. LIES OVER

ATTACHMENT: Purchase of Land Res.pdf

5.2 Res. No. 36-17-18 by Ald. Bitters and Donohue approving the Capital Improvements Program recommended by the Capital Improvements Commission, for the program period of 2018 2022 and adopting the program for implementation. REFER TO CITY PLAN COMMISSION

ATTACHMENT: Capital Improvements.pdf

5.3 Res. No. 37-17-18 by Ald. Wolf authorizing the appropriate City Officials to enter into an agreement for the Michigan Avenue Storm Sewer Replacement. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: Michigan Storm Replacement.pdf

## **6. REPORTS OF COMMITTEES**

6.1 R. C. No. 40-17-18 by Law and Licensing Committee and R. O. No. 33-17-18 by the City Clerk, submitting license applications; recommends that Taxicab Driver s License application #1657 (George D. Welch) 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

ATTACHMENT: RO 33.pdf

6.2 R. C. No. 49-17-18 by Finance and Personnel Committee to whom was referred Res. No. 26-17-18 by Ald. Donohue and Bohren to authorize a loan from the Trust Funds of the State of Wisconsin in the sum of \$400,000 for TID #16

Housing Project (and to repeal Res. No. 13-17-18 dated May 1, 2017); recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res 26.pdf

6.3 R. C. No. 50-17-18 by Finance and Personnel Committee to whom was referred Res. No. 27-17-18 by Ald. Bohren urging that the Common Council of the City of Sheboygan urge the Governor and the Legislature to protect homeowners and main street businesses from having more of the property tax burden shifted to them by passing legislation; recommends passing the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: UPDATE RES 27.pdf

6.4 R. C. No. 56-17-18 by Public Safety Committee to whom was referred Res. No. 34-17-18 by Ald. Draughon authorizing entering into contract for the purchase of one new fire engine for the City of Sheboygan Fire Department; recommends passing the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 34.pdf

6.5 R. C. No 60-17-18 by Finance and Personnel Committee to whom was referred R. O. No. 19-17-18 by the Director of Human Resources and Labor Relations and the Fire Chief submitting a report on the audit and review of the Fire Department s job descriptions, the identification of any over-lapping duties and responsibilities and any recommendations resulting from the study; recommends that the documents be referred to the Committee of the Whole. REFER TO COMMITTEE OF THE WHOLE

ATTACHMENT: RO 19.pdf

## **7. MATTERS LAID OVER**

7.1 G. O. No. 5-17-18 by Ald. Donohue, Bohren, Wolf, Rindfleisch and Ross amending 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. PASS ORDINANCE.

ATTACHMENT: GO 5-17-18.pdf

## **8. DOCUMENTS PERTAINING TO ZONING/ANNEXATION**

8.1 R. O. No. 58-17-18 by the City Clerk submitting a communication from Dave and Jean Gruber stating their concerns regarding the proposed Kohler Co. annexation to the City. ACCEPT AND FILE

ATTACHMENT: GRUBER.pdf

8.2 R. O. No. 60-17-18 by the City Clerk submitting a communication from Atty. Westerberg of Pines Bach LLP regarding Kohler Co.'s Annexation Petition, Proposed Zoning Map Amendment, and Pre-annexation and Development Agreement. ACCEPT AND FILE

ATTACHMENT: PINES BACH LLP.pdf

8.3 R. O. No. 59-17-18 by the City Clerk submitting a communication from the Wisconsin Dept. of Administration regarding the Kohler Co. annexation stating that the proposed annexation has been reviewed and found to be in the public interest. ACCEPT AND FILE

ATTACHMENT: Annexation Reviewed.pdf

8.4 R. C. No. 51-17-18 by Finance and Personnel Committee to whom was referred Res. No. 28-17-18 by Ald. Donohue and Bohren authorizing the appropriate City officials to execute the Pre-annexation and Development Agreement; recommends pass the Resolution along with attached updated agreement. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res 28.pdf

8.5 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

8.6 R. O. No. 43-17-18 by the City Plan Commission to whom was referred Gen. Ord. No. 04-17-18 by Ald. Bohren and Sorenson and R. O. No. 35-17-18 by 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 as shown on the attached map received and dated May 15, 2017, as Class Suburban Residential (SR-5) classification; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, May 30, 2017, and after due consideration, recommends passing the Ordinance. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: RO 43.pdf

## **9. OTHER MATTERS**

9.1 R. O. No. 69-17-18 by the City Clerk submitting various license applications (Fetterer). REFER TO LAW AND LICENSING COMMITTEE

ATTACHMENT: REFERRED.pdf

9.2 Res. No. 38-17-18 by Ald. Wolf authorizing the purchase of 606 N. 9th St. (former Social Security office) for future use by the City. LIES OVER

ATTACHMENT: RES 606 NORTH 9TH ST.pdf

## **10. CLOSED SESSION**

10.1 MOTION TO CONVENE IN CLOSED SESSION under the exemptions provided in Sec. 19.85(1)(e) of the Wis. Stats., where competitive and bargaining reasons require a closed session related to possible acquisition of property between South Business Drive and Interstate 43 AND for the purpose of conducting specified public business where competitive or bargaining reasons require a closed session; to wit: developing negotiation strategies for collective bargaining.

## **11. ADJOURN MEETING**

11.1 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