

FIFTH REGULAR COMMON COUNCIL MEETING AGENDA

".....effective communication requires more than an exchange of information. When done right, communication fosters understanding, strengthens relationships, improves teamwork and builds trust."

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

1.2 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 PRESENTATION - 2016 Sheboygan Tourism Zone Update by Amy Wilson, Visit Sheboygan, Inc. President

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

2. HEARINGS

2.1 Hearing No. 3-17-18 relating to amending the City of Sheboygan Official Zoning Map to change the Use District Classification of property at 2010 S. 19th Street (Parcels #413870 and #413880) from Class UI Urban Industrial to Class NR-6 Neighborhood Residential.

ATTACHMENT: Hearing S 19th.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. 50-17-18 by the City Clerk granting various licenses (Dumper Dan's). ACCEPT AND FILE

ATTACHMENT: Various licenses.pdf

3.3 R.C. No. 25-17-18 by Finance and Personnel Committee to whom was referred R. O. No. 23-17-18 by the City Clerk submitting a claim from Bradford L. Cox for alleged damages to his parked car when a garbage truck hit it on Kentucky Avenue; recommends filing documents. ACCEPT AND ADOPT

ATTACHMENT: RO 23 Cox Claim.pdf

3.4 R. C. No. 26-17-18 by Finance and Personnel Committee to whom was referred R. O. No. 25-17-18 by the City Clerk submitting a claim from Cheryl Bilgrien for alleged damages to her car when she hit a pothole on Camelot

Blvd.; recommends that the claim be denied and to direct the City Attorney to send a Notice of Disallowance. ACCEPT AND ADOPT

ATTACHMENT: RO 25.pdf

3.5 R. C. No. 27-17-18 by Public Safety Committee to whom was referred R. O. No. 26-17-18 by the City Clerk submitting a communication from Jon Paul requesting that the Leash Law/Animal Ordinances be rewritten regarding dogs not kept on leashes; recommends the document be accepted and filed. ACCEPT AND ADOPT

ATTACHMENT: RO 26.pdf

3.6 R. C. No. 28-17-18 by Public Safety Committee to whom was referred R. O. No. 27-17-18 by the Fire Chief pursuant to Section 50-494 of the Municipal Code, submitting the quarterly report for the period commencing January 1, 2017, and ending March 31, 2017; recommends the document be accepted and filed. ACCEPT AND ADOPT

ATTACHMENT: RO 27.pdf

3.7 R. C. No. 29-17-18 by Law and Licensing Committee to whom was referred R. O. No. 34-17-18 by the City Clerk, submitting license applications; recommends granting various licenses (Harry's Bistro). ACCEPT AND ADOPT.

ATTACHMENT: RO 34.pdf

3.8 R. C. No. 30-17-18 by Law and Licensing Committee to whom was referred DIRECT REFERRAL R. O. No. 36-17-18 by the City Clerk, submitting license applications; recommends granting various licenses (Elks). ACCEPT AND ADOPT

ATTACHMENT: DIRECT REFERRAL RO 36.pdf

3.9 R. C. No. 31-17-18 by Law and Licensing Committee to whom was referred, pursuant to R. O. No. 17-17-18 by the City Clerk, submitting license applications; recommends granting licenses (Bookworm Gardens). ACCEPT AND ADOPT.

ATTACHMENT: PURSUANT TO RO 17 BOOKWORM GARDENS.pdf

3.10 R. C. No. 32-17-18 by Law and Licensing Committee to whom was referred, pursuant to R. O. No. 33-17-18 by the City Clerk, submitting license applications; recommends granting various licenses (Barry). ACCEPT AND ADOPT.

ATTACHMENT: PURSUANT TO RO 33 Barry.pdf

3.11 R. C. No. 33-17-18 by Finance and Personnel Committee to whom was referred Res. No. 16-17-18 by Ald. Donohue authorizing the Purchasing Agent to prepare and issue a request for bids for demolition and request for proposals for the redevelopment of the former Armory at 516 Broughton Drive; recommends the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 16.pdf

3.12 R. C. 34-17-18 by Finance and Personnel Committee to whom was referred Res. No. 17-17-18 by Ald. Donohue and Bohren approving the Development Agreement between Meijer Stores, Limited Partnership and the City of Sheboygan; recommends the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 17.pdf

3.13 R. C. No. 35-17-18 by Finance and Personnel Committee to whom was referred Res. No. 21-17-18 by Ald. Donohue and Bohren authorizing the Purchasing Agent to enter into contract for a Court Ordered Raze Order demolition of the Residential four unit commercial property located at 1114 North 10th Street; recommends the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION.

ATTACHMENT: Res 21 Raze Order.pdf

3.14 R. O. No. 37-17-18 by City Clerk submitting, as a matter of record, a communication from the Wisconsin Department of Administration regarding Aspen Trail Estates, Town of Sheboygan, Sheboygan County, stating that they don't object to the final plat. ACCEPT AND FILE

ATTACHMENT: aspen trail.pdf

3.15 R. O. No. 38-17-18 by the Finance Director submitting a financial report of the City of Sheboygan for the period commencing January 1, 2017 and ending March 31, 2017. ACCEPT AND FILE

ATTACHMENT: Finance report 1-1-17 thru 3-31-17.pdf

3.16 R. O. No. 39-17-18 by City Plan Commission to whom was referred R. C. No. 16A-17-18 by Public Safety submitting a communication from Angela Smith who resides at 1410 Illinois Avenue raising concerns regarding activities of Thomas Industries that may possibly violate noise and lighting ordinances of the City of Sheboygan; recommends the document be accepted and filed. ACCEPT AND FILE.

ATTACHMENT: RC 16A.pdf

3.17 R. O. No. 40-17-18 by Sheboygan Transit Commission to whom was referred Res. No. 6-17-18 authorizing entering into contract for the purchase of a Full Size Pickup Truck equipped with rear lift gate for the Sheboygan Parking Utility; recommends passing the Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 6 TRANSIT.pdf

4. REPORTS OF OFFICERS

4.1 R. O. No. 41-17-18 by City Plan Commission to whom was referred R. O. No. 32A-17-18 by the City Clerk for an application from Reinhart Attorneys at Law at the request of the Kohler Co., enclosing the Annexation Petition for lands in the vicinity of Stahl Road (CTH KK) and 12th St. (CTH V) in the Town of Wilson; recommends approval of the Report of Officer. ACCEPT AND FILE

ATTACHMENT: RO 32A.pdf

4.2 R. O. No. 42-17-18 by the Director of Planning and Development submitting a request for the National Oceanic and Atmospheric Administration (NOAA) Great Lakes Environmental Research Laboratory to dock a 55-foot NOAA research vessel at South Pier from June 5 to June 23, 2017 and waiving any docking fees. SUSPEND AND APPROVE THE REQUEST

ATTACHMENT: NOAA RO.pdf

4.3 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 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; recommends passing the Ordinance. LIES OVER TO JUNE 19TH

ATTACHMENT: GO 4.pdf

4.4 R. O. No. 44-17-18 by the City Clerk submitting a communication from Terence Doyle in regards to the City of Sheboygan exercising police power under Wisconsin Statute to levy special assessments upon properties for the replacement of water laterals in conjunction with Broadway Avenue project from South 7th Street to South 13th Street. REFER TO BOARD OF WATER COMMISSIONERS

ATTACHMENT: Terrence Doyle letter.pdf

4.5 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. REFER TO FINANCE & PERSONNEL COMMITTEE

ATTACHMENT: RO PURCHASING POLICY.pdf

4.6 R. O. No. 46-17-18 by the City Clerk submitting a claim from J. Richard Law Offices, LLC for alleged injuries sustained by their client Darlene Jesion in a trip and fall incident on or about March 21, 2017 on the front steps of the Sheboygan County Courthouse. REFER TO FINANCE & PERSONNEL COMMITTEE

ATTACHMENT: Jesion Claim.pdf

4.7 R. O. No. 47-17-18 by the City Clerk submitting a claim from Wisconsin Public Service Corporation for alleged damages they sustained when a City of Sheboygan employee did strike and damage 2" PE gas main while excavating to install new lateral from catch basin to manhole. REFER TO FINANCE & PERSONNEL COMMITTEE

ATTACHMENT: WPS Claim.pdf

4.8 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 S. 19th Street and Ashland Avenue. REFER TO FINANCE & PERSONNEL COMMITTEE

ATTACHMENT: Herman Claim.pdf

4.9 R. O. No. 49-17-18 by the City Clerk submitting a claim from Progressive Insurance for alleged damages to a Progressive insured vehicle when a City of Sheboygan employee hit the vehicle in the intersection of N. 9th Street and Superior Avenue. REFER TO FINANCE & PERSONNEL COMMITTEE

ATTACHMENT: Progressive Claim.pdf

4.10 R. O. No. 51-17-18 by the City Clerk submitting a communication from the State of Wisconsin Department of Corrections on behalf of Bryan Goodteacher requesting a waiver from the Sex Offender Residency restrictions in order to be placed at a TLP at either 1123/1125 N. 14th St. or 930A Michigan Ave. depending on availability. REFER TO PUBLIC SAFETY COMMITTEE

ATTACHMENT: GOODTEACHER.pdf

4.11 R. O. No. 52-17-18 by the City Clerk submitting a communication from James Canon requesting a waiver from the Sex Offender Residency restrictions in

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

ATTACHMENT: Canon.pdf

5. RESOLUTIONS

5.1 Res. No. 23-17-18 by Ald. Wolf approving the Amendment By and Between City of Sheboygan, Wisconsin and Eighth-New Jersey, LLC. SUSPEND AND PASS RESOLUTION

ATTACHMENT: UPDATED AMENDMENT.pdf

5.2 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. REFER TO FINANCE & PERSONNEL COMMITTEE

ATTACHMENT: MEAD LIBRARY BOILERS.pdf

5.3 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. REFER TO FINANCE & PERSONNEL COMMITTEE

ATTACHMENT: Community Survey.pdf

5.4 Res. No. 26-17-18 by Ald. Donohue and Bohren authorizing a loan from the Trust Funds of the State of Wisconsin in the sum of \$400,000 for TID #16 Housing Project. REFER TO FINANCE & PERSONNEL COMMITTEE

ATTACHMENT: \$400,000 LOAN.pdf

5.5 Res. No. 27-17-18 by Ald. Bohren urging the Governor and the Legislature to protect homeowners and main street businesses from having even more of the property tax burden shifted to them by passing legislation. REFER TO FINANCE & PERSONNEL COMMITTEE

ATTACHMENT: RES 27.pdf

5.6 Res. No. 28-17-18 by Ald. Donohue and Bohren authorizing executing the Pre-annexation and Development Agreement. REFER TO FINANCE & PERSONNEL COMMITTEE

ATTACHMENT: RES 28.pdf

5.7 Res. No. 29-17-18 by Ald. Draughon authorizing acceptance of the 2017 Wisconsin Justice System Improvement, Beat Patrol Grant Solicitation. REFER TO PUBLIC SAFETY COMMITTEE

ATTACHMENT: BEAT PATROL GRANT.pdf

5.8 Res. No. 30-17-18 by Ald. Belanger authorizing entering into contract for professional services related to performance of an Operational and Departmental Structure study for the Sheboygan Fire Dept. REFER TO COMMITTEE OF THE WHOLE

ATTACHMENT: Res 30.pdf

5.9 Res. No. 31-17-18 by Ald. Draughon authorizing acceptance of the 2017 Wisconsin Bureau of Transportation Safety, Alcohol Enforcement Grant. REFER TO PUBLIC SAFETY COMMITTEE

ATTACHMENT: ALCOHOL ENFORCEMENT GRANT.pdf

5.10 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. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: Stormwater management resolution.pdf

5.11 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. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: CMAR RESOLUTION.pdf

ATTACHMENT: Compliance Maentenance Annual Report.pdf

6. REPORTS OF COMMITTEES

6.1 R. C. No. 23-17-18 by Law and Licensing to whom was referred R. O. No. 295-16-17 by the City Clerk, submitting license applications; recommends that Taxicab Driver License application #1520 be denied based upon her record of violations related to the licensed activity, her failure to cooperate with the staff investigation, and her failure to cooperate with the committee. ACCEPT AND ADOPT

ATTACHMENT: RO 295 dent 1520.pdf

6.2 R. C. No. 24-17-18 by Law and Licensing to whom was referred R. O. No. 17-17-18 by the City Clerk, submitting license applications; recommends that Taxicab Driver License application #1556 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 17 DENY 1556.pdf

7. ORDINANCES

7.1 Gen. Ord. No. 5-17-18 by Ald. Donohue, Bohren, Wolf, Rindfleisch and Ross amending the Municipal Code so as to amend the positions in the Dept. of Public Works, Wastewater Treatment Division and the Engineering Division in the Dept. of Public Works Table of Organization. LIES OVER

ATTACHMENT: DPW ORDINANCE CHANGES.pdf

7.2 Gen. Ord. No. 6-17-18 by Ald. Bohren and Sorenson annexing territory to the City of Sheboygan, Wisconsin. LIES OVER TO JUNE 19TH

ATTACHMENT: GO Annexation.pdf

7.3 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 Ave. west of S. 10th St. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: WEST OF S 10TH ST ORDINANCE.pdf

7.4 Gen. Ord. No. 8-17-18 by Ald. Donohue and Bohren repealing and replacing Sect. 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. REFER TO FINANCE & PERSONNEL COMMITTEE

ATTACHMENT: GO PURCHASING POLICY.pdf

7.5 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. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: EAST SIDE OF S. 10TH ST ORDINANCE.pdf

8. MATTERS LAID OVER

8.1 R. O. No. 21-17-18 by City Plan Commission to whom was referred Gen. Ord. No. 1-17-18 by Ald. Bitters and Nelson and R. O. No. 13-17-18 by City Clerk for an application from Alliant Energy requesting an amendment of the Official Zoning Map from Use District Classification Urban Industrial (UI) to Use District Classification Neighborhood Residential (NR-6); recommends passing the Ordinance. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: RO 21-17-18.pdf

8.2 R. O. No. 22-17-18 by City Plan Commission to whom was referred Gen. Ord. No. 2-17-18 by Ald. Bitters and Nelson and R. O. No. 14-17-18 by City Clerk for an application from Alliant Energy requesting an amendment of the Official Zoning Map from Use District Classification Urban Industrial (UI) to Use District Classification Neighborhood Residential (NR-6); recommends passing the Ordinance. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: RO 22.pdf

9. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

9.1 Res. No. 34-17-18 by Ald. Draugon authorizing the Purchasing Agent to enter into contract for the purchase of one new fire engine for the City of Sheboygan Fire Dept. REFER TO PUBLIC SAFETY COMMITTEE

ATTACHMENT: RES 34.pdf

9.2 R. O. No. 53-17-18 by City Clerk submitting various license applications. REFER TO LAW AND LICENSING COMMITTEE

ATTACHMENT: REFERRED INDIVIDUALS.pdf

9.3 R. O. No. 54-17-18 by City Clerk submitting various license applications. REFER TO LAW AND LICENSING COMMITTEE

ATTACHMENT: REFERRED BUSINESSES.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 land in the Town of Wilson adjacent to I-43; development opportunity on parcel 59281470971 adjacent to CTH OK; and possible acquisition of 606 N. 9th St.

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