

TWENTY-FOURTH REGULAR COUNCIL MEETING AGENDA

TEAMWORK ~ COOPERATIVE OR COMBINED EFFORT OF A GROUP OF PERSONS WORKING TOGETHER AS A TEAM FOR A COMMON CAUSE!

This meeting may be viewed LIVE on Charter Spectrum Channel 990, AT&T U-Verse Channel 99 and www.wscssheboygan.com/programming/live-tv/ Notice of the 24th Regular Meeting of the 2016-2017 Common Council at 6:00 p.m., MONDAY, March 20, 2017, in the Council Chambers of City Hall. Persons with disabilities who need accommodations to attend the meeting should contact the City Clerk's Office, at 828 Center Avenue, Susan Richards, at (920) 459-3361, as soon as possible

1. OPENING OF MEETING

1.1 ROLL CALL

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES

1.4 RESIGNATIONS

1.5 MAYOR'S APPOINTMENTS

1.6 PUBLIC FORUM

1.7 PRESENTATION - "Update on City's 2016 Sustainable Initiatives" by Chad Pelishek, Director of Planning and Development

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

2. HEARINGS

2.1 Hearing No. 17-16-17 regarding an ordinance repealing and recreating Sect. 15.915 of the City's Zoning Ordinance so as to remove the duties of the Housing Rehabilitation Loan Program from the Historic Preservation Commission.

ATTACHMENT: HEARING HOUSING REHAB.pdf

2.2 Hearing 18-16-17 for confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed for Parking Assessment District 1.

ATTACHMENT: DIST 1.pdf

2.3 Hearing 19-16-17 for confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed for Parking Assessment District 2.

ATTACHMENT: DIST 2.pdf

2.4 Hearing No. 20-16-17 for confirming the exercise of police power in

making an assessment for those benefited properties against which assessments are proposed for Parking Assessment District 4.

ATTACHMENT: DIST 4.pdf

2.5 Hearing No. 21-16-17 for confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed for Parking Assessment District 5.

ATTACHMENT: DIST 5.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. 260-16-17 by the City Clerk granting various license applications. ACCEPT AND FILE

ATTACHMENT: GRANTED LICENSES.pdf

3.3 R. O. No. 248-16-17 by Sheboygan Sustainable Task Force recommending that the Common Council adopt the Green Tier Annual Report for 2016. ACCEPT AND FILE

ATTACHMENT: RO GREEN TIER.pdf

ATTACHMENT: GREEN TIER ATTACHMENT.pdf

3.4 Res. No. 217-16-17 by Ald. Wolf confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed for Parking Assessment District 1. PASS RESOLUTION

ATTACHMENT: RES DIST1.pdf

3.5 Res. No. 218-16-17 by Ald. Wolf confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed for Parking Assessment District 2. PASS RESOLUTION

ATTACHMENT: RES DIST 2.pdf

3.6 Res. No. 219-16-17 by Ald. Wolf confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed for Parking Assessment District 4. PASS RESOLUTION

ATTACHMENT: RES DIST 4.pdf

3.7 Res. No. 220-16-17 by Ald. Wolf confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed for Parking Assessment District 5. PASS RESOLUTION

ATTACHMENT: RES DIST 5.pdf

3.8 Res. No. 221-16-17 by Ald. Draughon accepting the 2016 Green Tier Annual Report and recommends the document be submitted to the Wisconsin Dept. of Natural Resources. PASS RESOLUTION

ATTACHMENT: Green Tier Annual Report 2016 (2).docx

ATTACHMENT: RES GREEN TIER.pdf

3.9 R. C. No. 354-16-17 by Finance to whom was referred R. O. No. 240-16-17 by the City Clerk submitting a communication from Sheboygan Squared requesting the City release all funds collected on behalf of the Harbor Centre BID and that those funds be allocated to them for fiscal 2017; recommends that the documents be accepted and adopted and to approve the request. ACCEPT AND ADOPT

ATTACHMENT: RO 240.pdf

3.10 R. C. No. 355-16-17 by Finance to whom was referred R. O. No. 241-16-17 by the Dir. of Planning and Development submitting a request to use one of the City's free Blue Harbor Conference days to host the 2017 Wisconsin Downtown Action Council annual conference on Oct. 27, 2017; recommends accepting and adopting the documents and approving the request. ACCEPT AND ADOPT

ATTACHMENT: RO 241.pdf

3.11 R. C. No. 356-16-17 by Law and Licensing to whom was referred R. O. No. 246-16-17 by the City Clerk submitting various license applications; recommends granting licenses. ACCEPT AND ADOPT

ATTACHMENT: PURS RO 246.pdf

3.12 R. C. No. 357-16-17 by Law and Licensing to whom was referred R. O. No. 223-16-17 by the City Clerk submitting license applications; recommends granting the licenses. ACCEPT AND ADOPT

ATTACHMENT: PURS RO 223.pdf

3.13 R. C. No. 358-16-17 by Law and Licensing to whom was referred R. O. No. 230-16-17 by the City Clerk submitting license applications; recommends granting licenses. ACCEPT AND ADOPT

ATTACHMENT: PURS RO 230.pdf

3.14 R. C. No. 364-16-17 by Public Protection and Safety to whom was referred Res. No. 209-16-17 (DIRECT REFERRAL) authorizing entering into contract for provision and installation of a Video Conferencing System for the Fire Dept.; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 209.pdf

3.15 R. C. No. 367-16-17 by Public Works to whom was referred Res. No. 214-16-17 by Ald. Belanger authorizing entering into contract with Excel Underground LLC, for underground utility locating service (Digger's Hotline Requests); recommends passing Resolution. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 214.pdf

3.16 R. C. No. 368-16-17 by Public Works to whom was referred Res. No. 215-16-17 by Ald. Belanger declaring intent to exercise the police power to levy special assessments for the 2017 Bituminous Resurfacing Program for various streets; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 215.pdf

3.17 R. C. No. 369-16-17 by Public Works to whom was referred Res. No. 216-16-17 by Ald. Belanger authorizing entering into contract for Professional

Services related to the design and project management of the replacement of the Main Electrical Switchgear for the Sheboygan Regional Wastewater Treatment Facility; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 216.pdf

4. REPORTS OF OFFICERS

4.1 R. O. No. 247-16-17 by the City Plan Commission to whom was referred Gen. Ord. No. 44-16-17 by Ald. Belanger and Wolf and R. O. No. 235-16-17 by the City Clerk for a petition for direct annexation by unanimous approval for property located in the Town of Sheboygan at 3009 N. 15th St.; recommends that the Ordinance be approved. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: GO 44-16-17.pdf

ATTACHMENT: GO 44.pdf

4.2 R. O. No. 250-16-17 by City Plan Commission to whom was referred Gen. Ord. No. 45-16-17 by Ald. Donohue and Hou-Seye to amend the City's Future Land Use Map of the Sheboygan Comprehensive Plan to change Land Use Classification of property located at 1031 Maryland Ave. from Employment to Central Mixed Use; recommends approving the Ordinance. LIES OVER TO APRIL 5TH

ATTACHMENT: GO 45.pdf

4.3 R. O. No. 249-16-17 by City Plan Commission to whom was referred Gen. Ord. No. 43-16-17 by Ald. Donohue and Hou-Seye and R. O. No. 236-16-17 by the City Clerk for an application from KCG Development, LLC, requesting an amendment of the Zoning Map from Classification UI Urban Industrial to Classification CC Central Commercial; recommends passing the Ordinance. LIES OVER TO APRIL 5TH

ATTACHMENT: GO 43.pdf

4.4 R. O. No. 251-16-17 by the City Clerk submitting a Petition, Notice, and List of Tax Liens of Sheboygan County being foreclosed by proceeding in REM, 2010, 2011, 2012 and 2013, Number Forty-Three. FINANCE

ATTACHMENT: NOTICE TAX LIENS.pdf

4.5 R. O. No. 252-16-17 by the City Clerk submitting a Summons and Complaint in the matter of U. S. Bank National Association, as Trustee for the Structured Asset Securities Corporation Mortgage Pass-Through Certificates v David J. Rosenthal et al. FINANCE

ATTACHMENT: SUMMONS AND COMPLAINT.pdf

4.6 R. O. No. 253-16-17 by the Chief of Police submitting his quarterly report showing activities of the department for the period commencing 10-1-2016 and ending 12-31-2016. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: POLICE CHIEF.pdf

4.7 R. O. No. 254-16-17 by City Clerk submitting a communication from Christopher Riley requesting a waiver from the Sex Offender Residency restrictions in order to live at 1127 St. Clair Ave. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: RILEY.pdf

4.8 R. O. No. 255-16-17 by the City Clerk submitting a communication from Christopher Gable requesting a waiver from the Sex Offender Residency restrictions in order to live at 1115 N. 10th St. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: GABLE.pdf

4.9 R. O. No. 256-16-17 by the City Clerk submitting a communication from Pheuk Kue requesting a waiver from the Sex Offender Residency restrictions in order to live at 1707 N. 26th St. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: KUE.pdf

4.10 R. O. No. 257-16-17 by the City Clerk submitting a communication from Jesus Ruiz requesting a waiver from the Sex Offender Residency restrictions in order to live at TLP at either 1123/1125 N. 14th St. or 930A Michigan Ave., depending upon availability. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: RUIZ.pdf

4.11 R. O. No. 258-16-17 by the City Clerk submitting a communication from the Sheboygan Professional Firefighters International Association of Firefighters Local 483 regarding working the Sheboygan Fire Department management (staff) to create a plan that addresses the staffing concerns shared by the union, staff and Council. WHOLE

ATTACHMENT: LOCAL 483.pdf

4.12 R. O. No. 259-16-17 by the City Clerk submitting a communication from Bryan P. Fleming requesting a waiver from the Sex Offender Residency restrictions in order to live at 2119 S. 8th St. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: FLEMING.pdf

5. RESOLUTIONS

5.1 Res. 222-16-17 by Ald. Wolf providing for the sale of approximately \$5,000,000 General Obligation Promissory Notes, Series 2017A. FINANCE

ATTACHMENT: RES 5,000,000.pdf

5.2 Res. No. 223-16-17 by Ald. Wolf approving the Amended and Restated Contract for Sale of Land for Private Development by and between City of Sheboygan, Wisconsin and Eighth-New Jersey, LLC. FINANCE

ATTACHMENT: Res 223-16-17.pdf

ATTACHMENT: RES AMENDED AND RESTATED CONTRACT.pdf

5.3 Res. No. 224-16-17 by Ald. Wolf authorizing a transfer of appropriations in the 2017 Budget for an advance to TID 16 for a parking study (establish appropriation for an advance of funds to TIF 16 for a parking study - the funds will be repaid with interest). FINANCE

ATTACHMENT: RES TRANSFER TIF 16.pdf

5.4 Res. No. 225-16-17 by Ald. Thiel authorizing entering into contract for purchase, delivery, training and online "cloud" data archiving of a Digital Body-worn camera systems for the Police Dept. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: RES BODY CAMERA.pdf

5.5 Res. No. 226-16-17 by Ald. Thiel authorizing entering into contract for provision and installation of a replacement Digital Dictation System for the Police Dept. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: RES DIGITAL DICTATION.pdf

5.6 Res. No. 227-16-17 by Ald. Holzschuh, Heidemann and Thiel directing the City Administrator to perform an internal study of the Fire Dept. related to staffing and scheduling concerns. WHOLE

ATTACHMENT: RES INTERNAL STUDY FIRE.pdf

5.7 Res. No. 228-16-17 by Ald. Belanger authorizing entering into contract for the painting and refinishing of steel railings along the North side of the Sheboygan River between the 8th Street Bridge and the U. S. Coast Guard Station. PUBLIC WORKS

ATTACHMENT: RES PAINT REFINISH.pdf

5.8 Res. No. 229-16-17 by Ald. Belanger authorizing executing an Amendment between City of Sheboygan, State of Wisconsin, Dept. of Transportation and McMahon Associates for the North Avenue Road Project. PUBLIC WORKS

ATTACHMENT: AMEND MCMAHON.pdf

5.9 Res. No. 230-16-17 by Ald. Belanger authorizing entering into a contract for 2017 North 15th Street Paving. PUBLIC WORKS

ATTACHMENT: N 15TH ST PAVING.pdf

5.10 Res. No. 231-16-17 by Ald. Belanger authorizing appropriate City Officials to apply for a grant from the Wis. Dept. of Natural Resources. PUBLIC WORKS

ATTACHMENT: RES GRANT DNR.pdf

ATTACHMENT: GRANT APPLICATION ATTACHMENT.pdf

6. REPORTS OF COMMITTEES

6.1 R. C. No. 353-16-17 by Law and Licensing to whom was referred R. O. No. 223-16-17 by the City Clerk submitting various license applications; recommends denying Taxicab Driver's License application #1142 based upon his failure to accurately reveal all relevant convictions on his application, his record of violations related to the licensed activity, his record as a repeat law violator, and his failure to cooperate with the Committee. ACCEPT AND ADOPT

ATTACHMENT: RO 223.pdf

6.2 R. C. No. 359-16-17 by Law and Licensing who voted to recommend that the Common Council grant Alcohol Beverage License No. 3217-Park John's BBQ & Pizza (Aaron M. Sloma, Agent) an extension until June 12, 2017 to open for business. ACCEPT AND ADOPT

ATTACHMENT: PARKER JOHNS EXTENSION.pdf

6.3 R. C. No. 360-16-17 by Public Works to whom was referred Res. No. 188-16-17 by Ald. Belanger, Bitters and Bohren pursuant to Section 110-37(3),

Sheboygan Municipal Code, establishing a schedule of flat fees per foot to be levied as assessments for street improvements for the year 2017; recommends that the attached Substitute Resolution be passed. ACCEPT AND ADOPT AND PASS SUBSTITUTE RESOLUTION

ATTACHMENT: RES 188.pdf

6.4 R. C. No. 361-16-17 by Finance to whom was referred Res. No. 197-16-17 by Ald. Wolf, Donohue, Belanger and Schneider authorizing a transfer of appropriations in the 2017 Budget (establish estimated revenue and appropriation for contracted services for park facilities and street improvements in the CDBG Grant Funds); recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 197.pdf

6.5 R. C. No. 362-16-17 by Public Protection and Safety to whom was referred Res. No. 199-16-17 by Ald. Thiel authorizing entering into contract for Architectural and Engineering Services associated with the reconstruction of the Fire Station #2 roof structure; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 199.pdf

6.6 R. C. No. 363-16-17 by Public Protection and Safety to whom was referred Res. No. 200-16-17 by Ald. Hou-Seye having the Council direct the Sheboygan Police, its Chief and Officers to obey and follow Federal Law in detaining Illegal Aliens and other undocumented individuals until they can be transferred to the custody of U. S. Homeland Security, whenever in the normal exercise of their duties they come across individuals who cannot provide proof of U.S. citizenship; recommends that the documents be filed. ACCEPT AND ADOPT TO FILE DOCUMENTS

ATTACHMENT: RES 200.pdf

6.7 R. C. No. 365-16-17 by Finance to whom was referred Res. No. 212-16-17 by Ald. Wolf authorizing a transfer of appropriations in the 2017 Budget (establish appropriation for an advance of funds to the Redevelopment Authority for land acquisition - the funds will be repaid with interest; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 212.pdf

6.8 R. C. No. 366-16-17 by Finance to whom was referred Res. No. 213-16-17 by Ald. Wolf authorizing a transfer of appropriations in the 2017 Budget (establish appropriation for a development loan to The Founders Club); recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 213.pdf

6.9 R. C. No. 370-16-17 by Public Works to whom was referred Gen. Ord. No. 42-16-17 by Ald. Belanger and Thiel repealing and recreating Section 110-37 of the Municipal Code relating to special assessments for street construction and resurfacing; recommends that the Ordinance be passed. ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: GO 42.pdf

6.10 R. C. No. 371-16-17 by Finance to whom was referred a copy of Gen. Ord. No. 44-16-17 by Ald. Belanger and Wolf and a copy of R. O. No 235-16-17 by the

City Clerk annexing territory to the City of Sheboygan.

ATTACHMENT: COPY RO 235.pdf

7. MATTERS LAID OVER

7.1 R. O. No. 229-16-17 by City Plan Commission to whom was referred Gen. Ord. No. 41-16-17 by Ald. Donohue, Wolf, Thiel, Belanger and Holzschuh for an ordinance repealing and recreating Sec. 15.915 of the City's Zoning Ordinance so as to remove the duties of the Housing Rehabilitation Loan Program from the Historic Preservation Commission; recommends that the Ordinance be passed. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: RO 229.pdf

7.2 Res. No. 211-16-17 by Ald. Wolf authorizing entering into contract for the purchase and delivery of 40 concrete planters for the downtown business district 8th Street corridor. PASS RESOLUTION

ATTACHMENT: RES 211.pdf

8. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

8.1 Res. No. 232-16-17 by Ald. Belanger authorizing entering into contract with Display Sales to purchase downtown Christmas decorations. PUBLIC WORKS

ATTACHMENT: RES XMAS DECOR.pdf

8.2 Res. No. 233-16-17 by Ald. Wolf authorizing accepting a grant from the Tony Hawk Foundation in the amount of \$5,000 to be used towards the skate park project. FINANCE

ATTACHMENT: RES TONY HAWK.pdf

8.3 Res. No. 234-16-17 by Ald. Wolf authorizing a transfer of appropriations in the 2017 Budget for salaries and benefits in the City Clerk's Dept. FINANCE

ATTACHMENT: RES TRANSFER CITY CLERK.pdf

8.4 R. O. No. 260-16-17 by the City Clerk submitting various license applications. LAW AND LICENSING

ATTACHMENT: RO REFERRED.pdf

9. ADJOURN MEETING

9.1 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