

AMENDED TWENTIETH REGULAR COUNCIL MEETING AGENDA

Politics is a battle of ideas: in the course of a healthy debate, we ll prioritize different goals, and the different means of reaching them. But without some common baseline of facts, without a willingness to admit new information, and concede that your opponent is making a fair point, and that science and reason matter -- then we re going to keep talking past each other, making common ground and compromise impossible.

Notice of the 20th Regular Meeting of the 2016-2017 Common Council at 6:00 p.m., THURSDAY, January 19, 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 Ave., Susan Richards, at 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 MAYOR'S ANNOUNCEMENTS - UPCOMING COMMUNITY EVENTS, PROCLAMATIONS, EMPLOYEE RECOGNITIONS

2. CONSENT AGENDA

2.1 MOTION TO ACCEPT AND FILE ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES.

2.2 An R. O. by the City Clerk granting various licenses. ACCEPT AND FILE

ATTACHMENT: UPDATED RO.pdf

2.3 An R. C. by Law and Licensing to whom was referred R. O. No. 175-16-17 by the City Clerk submitting various license applications; recommends that the licenses be granted with various caveats (Forey). ACCEPT AND ADOPT

ATTACHMENT: RO 175.pdf

2.4 An R. C. by Law and Licensing to whom was referred, pursuant to R. O. No. 194-16-17 by the City Clerk, submitting various license applications; recommends granting licenses (Harvest Cafe). ACCEPT AND ADOPT

ATTACHMENT: PURSUANT TO RO 194.pdf

2.5 An R. C. by Law and Licensing to whom was referred, pursuant to R. O.

No. 188-16-17 by the City Clerk various license applications; recommends granting the licenses with various caveats (JMKAC). ACCEPT AND ADOPT

ATTACHMENT: PURSUANT TO RO 188.pdf

2.6 An R. O. by the City Plan Commission to whom was referred Gen. Ord. No. 33-16-17 by Ald. Donohue and Hou-Seye and R. O. No. 184-16-17 by the City Clerk granting Viand Hospitality, LLC the privilege of encroaching on portions of Riverfront Dr. right-of-way at 705 Riverfront Dr. for the purpose of constructing and maintaining a dumpster enclosure. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: GO 33.pdf

2.7 A Resolution by Ald. Thiel, Bitters, Hermann and Lewandoske declaring intent to exercise the police power to levy special assessments for the replacement of lead and/or galvanized iron water lateral in various streets. PASS RESOLUTION

ATTACHMENT: PRELIM RESOLUTION.pdf

2.8 An R. C. by Law and Licensing to whom was referred Res. No. 159-16-17 by Ald. Holzschuh and Draughon authorizing the City Atty. to enter into a Settlement Agreement with the United States of America regarding the accessibility of polling places; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 159.pdf

ATTACHMENT: rES. 159-16-17 - Polling Places.pdf

2.9 An R. C. by Public Works to whom was referred Res. No. 160-16-17 by Ald. Belanger authorizing executing a one-year lease for agricultural property in the Town of Wilson, formerly owned by John Poth, Jr.; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 160.pdf

ATTACHMENT: RES 160-16-17.pdf

2.10 An R. C. by Public Works to whom was referred Res. No. 161-16-17 by Ald. Belanger to declare May 13, 2017, International Migratory Bird Day; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 161.pdf

2.11 An R. C. by Public Works to whom was referred Res. No. 168-16-17 by Ald. Belanger authorizing entering into a revised State/Municipal Agreement for design and construction for the North Avenue Reconstruction from Calumet Drive to N. 15th St. scheduled for 2019 construction; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 168.pdf

2.12 An R. C. by Public Works to whom was referred Res. No. 169-16-17 DIRECT REFERRAL by Ald. Belanger authorizing advertising for bids for the 2017 Capital Improvement Projects; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 169.pdf

2.13 An R. C. by Public Works to whom was referred R. O. No. 189-16-17 by the City Clerk submitting a communication from Howard Worthey regarding alleged damages done by one of the snow plows when they hit his mailbox; recommends that the document be placed on file. ACCEPT AND ADOPT

ATTACHMENT: RO 189.pdf

2.14 An R. C. by Law and Licensing to whom was referred Gen. Ord. No. 34-16-17 by Ald. Donohue and Wolf repealing and recreating Sec. 2-35 of the Municipal Code relating to privilege of the floor at Common Council meetings so as to give the city administrator and the director of planning and development the privilege of the floor; recommends that the Ordinance be passed. ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: GO 34.pdf

3. REPORTS OF OFFICERS

3.1 An R. O. by the City Clerk submitting a Notice of Claim from American Family Insurance on behalf of their insured Jairo A. and Alma D. Orozco. FINANCE

ATTACHMENT: UPDATED RO 197-16-17 NOTICE OF CLAIM.pdf

3.2 An R. O. by the City Clerk submitting a claim from Samuel Q. Rodriguez for alleged damages to his truck while parked when a snow plow rear-ended into back and left side of the truck. FINANCE

ATTACHMENT: RODRIQUEZ.pdf

3.3 An R. O. by the City Clerk submitting a Complaint and four (4) Summons in the matter of Kurt R. Klessig and Mary A. Heitzmann v Anthony Hamilton, Brandon Kehoe, City of Sheboygan, City of Sheboygan Police Department and Wilson Mutual Insurance Company. FINANCE

ATTACHMENT: COMPLAINT AND 4 SUMMONS.pdf

3.4 An R. O. by the City Clerk submitting a communication from Curtis DeWitt requesting a waiver from the Sex Offender Residency restrictions in order to live at 1412 N. 16th St. PUBLIC PROTECTION AND SAFETY

3.5 An R. O. by the City Clerk submitting a communication from Donald Lueck requesting a waiver from the Sex Offender Residency restrictions in order to live at 602 S. 22nd St. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: LUECK.pdf

3.6 An R. O. by the City Clerk submitting a communication from the State of Wis. Dept. of Corrections filing a request on behalf of State inmate Jeremiah J. Detiege for a waiver from the Sex Offender Residency restrictions in order to be placed at a TLP at 930A Michigan Ave. or 1123/1125 N. 14th St. depending on availability. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: DETIEGE.pdf

3.7 An R. O. by the City Clerk submitting a communication from Brian Fischer requesting a waiver from the Sex Offender Residency restrictions in order to live at 1021 N. 8th St., Apt. 5. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: FISCHER.pdf

3.8 An R. O. by the City Clerk submitting a communication from the State of Wisconsin Dept. of Corrections on behalf of State inmate Wendell Anderson requesting a waiver from the Sex Offender Residency restrictions in order to be placed at a TLP at 930A Michigan Ave. or 1123/1125 N. 14th St. depending on availability. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: ANDERSON.pdf

3.9 An R. O. by the City Clerk submitting a communication from the State of Wisconsin Dept. of Corrections on behalf of State inmate Dustin Courchaine requesting a waiver from the Sex Offender Residency restrictions in order to be placed at a TLP at 930A Michigan Ave. or 1123/1125 N. 14th St. depending on availability. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: COURCHAINED.pdf

4. RESOLUTIONS

4.1 A Resolution by Ald. Donohue and Wolf authorizing retaining outside legal counsel in the matter of Kurt R. Klessig and Mary A. Heitzmann v. Anthony Hamilton, Brandon Kehoe, City of Sheboygan, City of Sheboygan Police Department, et al. SUSPEND AND PASS RESOLUTION

ATTACHMENT: OUTSIDE COUNSEL.pdf

4.2 A Resolution by Ald. Belanger authorizing entering into contract for the purchase of an asphalt road paver. PUBLIC WORKS

ATTACHMENT: ROAD PAVER.pdf

4.3 A Resolution by Ald. Belanger authorizing entering into contract for the purchase and installation of replacement floating river docks for the Sheboygan River. PUBLIC WORKS

ATTACHMENT: FLOATING RIVER DOCKS.pdf

4.4 A Resolution by Ald. Belanger accepting a deed from the Sheboygan Area School District dedicating certain described property for right-of-way purposes. PUBLIC WORKS

ATTACHMENT: QUIT CLAIM DEED.pdf

4.5 A Resolution by Ald. Donohue and Heidemann amending Res. No. 67-16-17 so as to make changes to the City's Medical Benefit Plan for calendar year 2017 coverage. SALARIES AND GRIEVANCES

ATTACHMENT: AMEND BENEFIT PLAN.pdf

5. REPORTS OF COMMITTEES

5.1 An R. C. by Law and Licensing stating at its meeting on January 10, 2017, your Committee, to whom was referred R. O. No. 163-16-17 by the City Clerk, voted to conditionally recommend that the Common Council not renew Taxicab Driver License No. 0741 held by Jason J. Sarabia. ACCEPT AND ADOPT

ATTACHMENT: RC FACTS AND FINDINGS.pdf

5.2 An R. C. by Public Works to whom was referred Gen. Ord. No. 36-16-17 by Ald. Belanger and Thiel creating Article III of Chapter 74 of the Municipal Code relating to impact fees; recommends that the attached Substitute Ordinance be passed. ACCEPT AND ADOPT AND PASS SUBSTITUTE ORDINANCE

ATTACHMENT: GO 36.pdf

6. ORDINANCES

6.1 An Ordinance by Ald. Belanger repealing and recreating Sec. 74-56 of the Municipal Code relating to alcohol possession/consumption in parks. PUBLIC WORKS

ATTACHMENT: UPDATED ALCOHOL POSSESSION IN PARKS.pdf

6.2 An Ordinance by Ald. Belanger repealing and recreating Sec. 74-41 of the Municipal Code, relating to time restrictions and hours of operation of parks. PUBLIC WORKS

ATTACHMENT: HOURS OF PARKS.pdf

7. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

7.1 R. O. No. 200-16-17 by the City Clerk submitting various license applications. LAW AND LICENSING

ATTACHMENT: REFERRED RO.pdf

7.2 R. O. No. 207-16-17 by the City Clerk submitting a Summons and Complaint in the matter of Wells Fargo Bank, N.A. v Janice M. Scheibl et al. FINANCE

ATTACHMENT: RO 207-16-17(Jan. 19, 2017).pdf

7.3 Res. No. 176-16-17 by Ald. Wolf authorizing entering into an agreement with Ruekert Mielke for planning and preliminary engineering services related to the expansion of the Sheboygan Business Center. FINANCE

ATTACHMENT: RES 176-16-17 (January 19, 2017).pdf

7.4 Res. No. 177-16-17 by Ald. Belanger authorizing entering into contract for the purchase of (2) Zero turn commercial grade lawn mowers for the Motor Vehicle Dept. PUBLIC WORKS

ATTACHMENT: RES 177-16-17 (January 19, 2017).pdf

7.5 Res. No. 178-16-17 by Ald. Wolf authorizing a transfer of appropriations in the 2017 Budget (establish revenue and appropriations for contracted services for planning and preliminary engineering services related to the expansion of the Sheboygan Business Center). FINANCE

ATTACHMENT: RES 178-16-17 (January 19, 2017).pdf

7.6 Res. No. 179-16-17 by Ald. Donohue approving a Human Resources Department Cell Phone Usage and Bring Your Own Device Policy. SALARIES AND GRIEVANCES

ATTACHMENT: RES 179-16-17 (January 19, 2017).pdf

8. ADJOURN MEETING

8.1 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