

CITY OF SHEBOYGAN

EIGHTEENTH REGULAR COMMON COUNCIL MEETING MINUTES

Monday, December 19, 2016

ALDERPERSONS PRESENT: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider -
13.ALDERPERSONS EXCUSED: Susan Holzschuh, Bryan Bitters, Scott Lewandoske - 3 .

Meeting called to order at 6: 00 PM

1. OPENING OF MEETING

1.1 ROLL CALL

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES

MOTION TO APPROVE MINUTES Motion by Mary Lynne Donohue, second by Todd Wolf.
Final Resolution:
Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

1.4 "HOLIDAY TUNES" by Jim Ohlschmidt

1.5 RESIGNATIONS - None

1.6 MAYOR'S APPOINTMENTS - Grazia Perrella to the Mayor's International

Committee - Lies over.

1.7 PRESENTATION - "A Year in Review - 2016 Harbor Centre Marina Operations" by Matt Bauer, Marina Manager

1.8 PUBLIC FORUM

1.9 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.

Resolution:

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

MOTION TO ACCEPT AND ADOPT ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES Motion by Mary Lynne Donohue, second by Todd Wolf.
Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

2.2 R. O. No. 178 - 16 - 17 by the City Clerk granting various licenses. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Mary Lynne Donohue, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

2.3 R. O. No. 179 - 16 - 17 by the Bd. of Contractors Examiners submitting applications for Building Contractors licenses already granted. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE

Motion by Mary Lynne Donohue, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

2.4 R. O. No. 180 - 16 - 17 by the Finance Director stating that the Finance Committee reviewed and approved the attached Grant Administration Oversight procedures which is necessary for the efficient tracking of Grants approved by the Common Council. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Mary Lynne Donohue, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

2.5 R. O. No. 181 - 16 - 17 by the City Clerk submitting, as a matter of record, a communication from Sheboygan County Transportation Director along with a copy of the Deed By Corporation for Project I. D. 99341 - CTH "OK" and CTH "EE" Culvert Placement - Sheboygan County. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Mary Lynne Donohue, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

2.6 R. O. No. 182 - 16 - 17 by the City Clerk submitting a Certified Survey Map (North/Calumet, LLC) for N. 21 st St. as the owner is dedicating and the City is accepting land for public street purposes. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Mary Lynne Donohue, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

2.7 R. O. No. 183 - 16 - 17 by the Transit Commission who met and discussed Res. No. 153 - 16 - 17 by Ald. Wolf authorizing the filing of an application with the USA Dept. of Transportation and authorizing the executing of the contract pertaining to grants for calendar year 2017. ACCEPT AND FILE AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND FILE AND PASS RESOLUTION Motion by Mary Lynne Donohue, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

2.8 R. C. No. 267 - 16 - 17 by Law and Licensing to whom was referred R. O. No. 175 - 16 - 17 by the City Clerk submitting various license applications; recommends granting various licenses (Saap Lai I). ACCEPT AND ADOPT

Resolution:

MOTION TO ACCEPT AND ADOPT Motion by Mary Lynne Donohue, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

2.9 R. C. No. 270 - 16 - 17 by Finance to whom was referred Res. No. 145 - 16 - 17 by Ald. Wolf authorizing executing the Cooperation Agreement for City Hall Office Space between the City of Sheboygan and the Harbor Centre Business Improvement District; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Mary Lynne Donohue, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

2.10 R. C. No. 272 - 16 - 17 by Public Works to whom was referred Res. No. 147 - 16 - 17 by Ald. Belanger authorizing entering into contract for the purchase of an asphalt compactor for the Motor Vehicle Dept.; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Mary Lynne Donohue, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

2.11 R. C. No. 274 - 16 - 17 by Public Works to whom was referred Res. No. 149

- 16 - 17 by Ald. Belanger authorizing entering into contract for playground equipment for Veterans Park; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Mary Lynne Donohue, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

2.12 R. C. No. 275 - 16 - 17 by Public Works to whom was referred Res. No. 150 - 16 - 17 by Ald. Belanger authorizing entering into contract for replacement trees for Ash trees; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Mary Lynne Donohue, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

2.13 R. C. No. 279 - 16 - 17 by Public Protection and Safety to whom was referred Gen. Ord. No. 32 - 16 - 17 by Ald. Thiel to repeal Gen. Ord. No. 34 - 98 - 99 so as to rescind the parking restriction on a portion of the north side of Lincoln Ave.; recommends that the Ordinance be passed. ACCEPT AND ADOPT AND PASS ORDINANCE

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS ORDINANCE Motion by Mary Lynne Donohue, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

3. REPORTS OF OFFICERS

3.1 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. PUBLIC WORKS

3.2 R. O. No. 185 - 16 - 17 by the City Clerk submitting a Summons and Complaint in the matter of U.S. Bank National Association v Kathleen A. Bender

et al. FINANCE

3.3 R. O. No. 186 - 16 - 17 by the City Clerk submitting a Subrogation Claim Notice from Allstate Property and Casualty Insurance Co. regarding their insured Cecelia Mondloch. FINANCE

3.4 R. O. No. 187 - 16 - 17 by the City Clerk submitting a claim from Timothy Quinn for alleged damages to his vehicle with a City garbage truck backed into his legally parked car. FINANCE

3.5 R. O. No. 184 - 16 - 17 by the City Clerk submitting a communication from Viand Hospitality, LLC, proposing a change in the dumpster location at 705 Riverfront Dr. to the west of the Park John building into two existing parking stalls. CITY PLAN COMMISSION

4. RESOLUTIONS

4.1 Res. No. 156 - 16 - 17 by Ald. Wolf authorizing executing the 2017 General Contract between Sheboygan County Health and Human Services Department and Shoreline Metro regarding transportation for elderly and disabled individuals. LIES OVER

4.2 Res. No. 157 - 16 - 17 by Ald. Wolf authorizing City staff to submit an application to the Tony Hawk Foundation for grant funds to be used toward the skate park project. LIES OVER

4.3 Res. No. 160 - 16 - 17 by Ald. Belanger authorizing executing a one-year lease for the agricultural property in the Town of Wilson, formerly owned by John Poth, Jr. PUBLIC WORKS

4.4 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. LAW AND LICENSING

4.5 Res. No. 161 - 16 - 17 by Ald. Belanger to declare May 13, 2017, International Migratory Bird Day. PUBLIC WORKS

4.6 Res. No. 162 - 16 - 17 by Ald. Donohue, Heidemann, Lewandoske and Wolf approving the amendments to the Non-Represented Employee Benefits Policy, Policy Number HR 101. SALARIES AND GRIEVANCES

4.7 Res. No. 163 - 16 - 17 by Ald. Donohue, Lewandoske and Wolf establishing an Employee Anniversary Award Program beginning in 2017 for eligible employees. SALARIES AND GRIEVANCES

4.8 Res. No. 164 - 16 - 17 by Ald. Donohue, Heidemann, Lewandoske and Wolf establishing an Employee Referral Bonus Program beginning in 2017 for eligible employees. SALARIES AND GRIEVANCES

5. REPORTS OF COMMITTEES

5.1 R. C. No. 277 - 16 - 17 by Group Health Insurance and Wellness Committee to whom was referred Res. No. 154 - 16 - 17 DIRECT REFERRAL by Ald. Donohue authorizing introducing a points-based wellness program in 2017 for eligible employees; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Mary Lynne Donohue, second by Joseph Heidemann.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider Nay: Job Hou-Seye

5.2 R. C. No. 278 - 16 - 17 by Group Health Insurance and Wellness Committee to whom was referred Res. No. 155 - 16 - 17 DIRECT REFERRAL by Ald. Donohue adopting the 2017 City of Sheboygan Fitness Center Reimbursement Program for eligible employees; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Mary Lynne Donohue, second by Joseph Heidemann.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider Nay: Job Hou-Seye

5.3 R. C. No. 268 - 16 - 17 by Public Works to whom was referred Res. No. 130 - 16 - 17 by Ald. Belanger authorizing the Superintendent of Parks and Forestry to oversee the Recreational Fires on the Beaches Program; recommends that the attached Substitute Resolution be passed. ACCEPT AND ADOPT AND PASS SUBSTITUTE RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS SUBSTITUTE RESOLUTION Motion by John Belanger, second by Bill Thiel.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

5.4 R. C. No. 269 - 16 - 17 by Committee of the Whole to whom was referred Res. No. 144 - 16 - 17 by Ald. Donohue adopting the City of Sheboygan 2017 - 2021

Strategic Plan; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Joseph Heidemann, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider Nay: Job Hou-Seye

5.5 R. C. No. 271 - 16 - 17 by Finance to whom was referred Res. No. 146 - 16 - 17 by Ald. Wolf determining a maximum bid on a property auction for 606 N. 9 th St.; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Todd Wolf, second by Mary Lynne Donohue. Before action was taken, motion by John Belanger, second by Todd Wolf to amend the amount to \$250,000 was passed: Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider Nay: Mark Hermann

Motion by Todd Wolf, second by Mary Lynne Donohue to accept and adopt and pass Resolution as amended:

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider Nay: Mark Hermann

5.6 R. C. No. 273 - 16 - 17 by Public Works to whom was referred Res. No. 148 - 16 - 17 by Ald. Belanger authorizing entering into a professional engineering services agreement for the High Strength Waste Receiving (Co-Digestion) Evaluation; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by John Belanger, second by Bill Thiel.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

5.7 R. C. No. 276 - 16 - 17 by Salaries and Grievances to whom was referred Res. No. 151 - 16 - 17 by Ald. Donohue establishing the monthly premium equivalent rates for the City's Medical Benefit Plan for calendar year 2017 coverage; recommends that the attached Substitute Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Mary Lynne Donohue, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

5.8 R. C. No. 266 - 16 - 17 by Law and Licensing to whom was referred R. O. No. 156 - 16 - 17 by the City Clerk submitting various license applications; recommends that Beverage Operator's License # 1297 be denied based upon her failure to accurately reveal all relevant convictions on her license application, her record of violations related to the licensed activity, her record as a repeat law violator, and her failure to cooperate with the Committee. ACCEPT AND ADOPT

MOTION TO ACCEPT AND ADOPT Motion by Roman Draughon, second by Todd Wolf. Before action was taken, Miranda Schmidt appeared before the Council and a vote was taken to not deny the license and to grant the license.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider

6. ORDINANCES

6.1 Gen. Ord. No. 34 - 16 - 17 by Ald. Donohue and Wolf repealing and recreating Section 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. LAW AND LICENSING

6.2 Gen. Ord. No. 33 - 16 - 17 by Ald. Donohue and Hou-Seye granting Viand Hospitality, LLC, the privilege of encroaching on portions of Riverfront Dr. right-of-way located at 705 Riverfront Dr. in the City of Sheboygan for the purpose of construction and maintaining a dumpster enclosure. CITY PLAN COMMISSION

6.3 Gen. Ord. No. 35 - 16 - 17 by Ald. Donohue and Heidemann amending the Municipal Code so as to add a part-time code enforcement officer position in the City Development Dept. SALARIES AND GRIEVANCES

7. OTHER MATTERS

7.1 Res. No. 158 - 16 - 17 by Ald. Wolf approving the Amended and Restated Contract for Sale of Land for Private Development by and between the City of Sheboygan, Wisconsin and Eighth-New Jersey, LLC.

FINANCE

7.2 R. O. No. 188 - 16 - 17 by City Clerk submitting various license applications.

LAW AND LICENSING

8. ADJOURN MEETING

8.1 Motion to Adjourn

MOTION TO ADJOURN Motion by Mary Lynne Donohue, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Roman Draughon, Mike Damrow, John Belanger, Todd Wolf, Rosemarie Trester, Mary Lynne Donohue, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bill Thiel, Jim Bohren, Tammy Rabe, Andrew G Schneider
Generated by City Clerk Susan Richards on Tuesday, December 20, 2016