

CITY OF SHEBOYGAN

EIGHTH REGULAR COMMON COUNCIL MEETING MINUTES

July 18, 2016

Alderspersons present: Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bryan Bitters, Jim Bohren, Tammy Rabe, Scott Lewandoske, Andrew G Schneider - 14. Alderspersons excused: Mary Lynne Donohue, Bill Thiel - 2 .

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 Aldersperson Todd Wolf, second by Aldersperson Joseph Heidemann.

Final Resolution:

Motion Passes Aye: Alderspersons Draughon, Damrow, Belanger, Lessard, Wolf, Trester, Hermann, Heidemann, Hou-Seye, Bitters, Bohren, Rabe, Lewandoske, Schneider - 14. 1.4 RESIGNATIONS - Diane Wilcenski from Mayor's Neighborhood Leadership Cabinet

MOTION TO ACCEPT AND FILE Motion by Aldersperson Todd Wolf, second by Aldersperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderspersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bryan Bitters, Jim Bohren, Tammy Rabe, Scott Lewandoske, Andrew G Schneider - 14.

1.5 CONFIRMATION OF MAYOR'S APPOINTMENTS - Dean Dekker (primary) and Peter Sjollemma (alternate) to Mayor's Neighborhood Leadership Cabinet

MOTION TO CONFIRM APPOINTMENTS Motion by Alderperson Todd Wolf, second by Alderperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bryan Bitters, Jim Bohren, Tammy Rabe, Scott Lewandoske, Andrew G Schneider - 14.

1.6 PROGRAM - " 21 st Century Policing" by Police Chief Christopher Domagalski

1.7 PUBLIC FORUM - Lisa Roberts spoke.

2. HEARINGS

2.1 Hearing No. 11 - 16 - 17 to be held this evening to discontinue an alleged public way located within the bounds of city-owned lanes commonly known as the "Schuchardt Farm Property".

MOTION TO CLOSE HEARING Motion by Alderperson Todd Wolf, second by Alderperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bryan Bitters, Jim Bohren, Tammy Rabe, Scott Lewandoske, Andrew G Schneider - 14.

2.2 Hearing No. 12 - 16 - 16 to be held this evening to amend the Zoning Map of the Official Zoning Ordinance to change the Use District Classification of "interior vacant land on South Pier" from Class PPUD to Class South Pier PUD Classifications.

The following people spoke:

Mary Meyer, Bob Moeller, Joe Grasc/Horizon Capital Investments, LLC

MOTION TO CLOSE HEARING Motion by Alderperson Todd Wolf, second by Alderperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bryan Bitters, Jim Bohren, Tammy Rabe, Scott Lewandoske, Andrew G Schneider - 14.

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.

MOTION TO ACCEPT AND ADOPT ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES Motion by Alderperson Todd Wolf, second by Alderperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Bryan Bitters, Jim Bohren, Tammy Rabe, Scott Lewandoske, Andrew G Schneider - 13. Nay: Alderperson Job Hou-Seye - 1. 3.2 R. O. No. 72 - 16 - 17 by the City Clerk granting various license applications. ACCEPT AND FILE

3.3 R. O. No. 73 - 16 - 17 by the City Clerk submitting various license applications already issued. ACCEPT AND FILE

3.4 R. C. No. 88 - 16 - 17 by Law and Licensing to whom was referred, pursuant to R. O. No. 56 - 16 - 17 by the City Clerk, various license applications (Vodicka); recommends that the licenses be granted. ACCEPT AND ADOPT

3.5 R. C. No. 89 - 16 - 17 by Law and Licensing to whom was referred, pursuant to R. O. No. 69 - 16 - 17 by the City Clerk, various license applications (Mertens); recommends that the licenses be granted. ACCEPT AND ADOPT

3.6 R. C. No. 92 - 16 - 17 by Public Works to whom was referred Res. No. 51 - 16 - 17 by Ald. Belanger authorizing entering into contract for the purchase of a Case 590 SN Tractor Loader Backhoe machine for the Dept. of Public Works Motor Vehicle Division; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

3.7 R. C. No. 93 - 16 - 17 by Public Works to whom was referred Res. No. 52 - 16 - 17 by Ald. Bohren and Heidemann authorizing signing an easement for mini-storm sewers at 3324 S. 11 th St.; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

4. REPORTS OF OFFICERS

4.1 R. O. No. 74 - 16 - 17 by the City Clerk submitting a claim from Katherine Penkwitz for alleged damages to her parked car in the Wilson School parking lot by a baseball that cracked her windshield. FINANCE

4.2 R. O. No. 76 - 16 - 17 by the City Clerk submitting a communication from Ald. Bohren along with an email and attachment from the Finance Director on the Ambulance Financial Reports for 2013, 2014 and 2015. PUBLIC PROTECTION AND SAFETY

4.3 R. O. No. 77 - 16 - 17 by the City Clerk submitting a communication from Ald. Bohren along with an email from the Finance Director on the Ambulance

Financial information for 2016. PUBLIC PROTECTION AND SAFETY

4.4 R. O. No. 78 - 16 - 17 by the Chief of Police submitting his quarterly report showing activities of the department for the period commencing 4 / 1 / 16 through 6 / 30 /

16. PUBLIC PROTECTION AND SAFETY

4.5 R. O. No. 79 - 16 - 17 by the Fire Chief submitting the following: Letter from Chase Longmiller, President of Sheboygan Firefighters Local 483 ; Letter from International Association of Firefighters; The Economic Impact of Successful Commercial Fire Interventions for the Phoenix Fire Department June - August, 2012 ; and Geographic Information System Emergency Services Response Capabilities Analysis Final Report for Sheboygan Fire Department dated June 2016. PUBLIC PROTECTION AND SAFETY

4.6 R. O. No. 80 - 16 - 17 by the Fire Chief submitting communications from Sheboygan Fire Chief Michael T. Romas and Sheboygan Firefighter's Union Local 483 Chase Longmiller regarding the Emergency Services Response Capabilities Analysis. PUBLIC PROTECTION AND SAFETY

5. RESOLUTIONS

5.1 Res. No. 55 - 16 - 17 by Ald. Donohue approving the Second Amendment to WB-13 Vacant Land Offer to Purchase between the John Michael Kohler Arts Center and the City of Sheboygan. SUSPEND AND PASS RESOLUTION

MOTION TO SUSPEND AND PASS RESOLUTION Motion by Alderperson Todd Wolf, second by Alderperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Bryan Bitters, Jim Bohren, Tammy Rabe, Scott Lewandoske, Andrew G Schneider - 13. Nay: Alderperson Job Hou-Seye - 1 .

5.2 Res. No. 56 - 16 - 17 by Ald. Thiel authorizing application for a 2015 Assistance to Firefighter Grant (AFG). FINANCE

5.3 Res. No. 57 - 16 - 17 by Ald. Wolf awarding the sale of \$2,740,000 General Obligation Refunding Bonds, Series 2016 C. FINANCE

5.4 Res. No. 58 - 16 - 17 by Ald. Belanger and Bohren creating a funding mechanism for future City-wide revaluations. FINANCE

5.5 Res. No. 59 - 16 - 17 by Ald. Wolf authorizing a transfer of appropriations in the 2016 Budget (establish appropriation for Building Inspection part-time salaries and benefits). FINANCE

5.6 Res. No. 60 - 16 - 17 by Ald. Lessard establishing an updated bond schedule. LAW AND LICENSING

5.7 Res. No. 62 - 16 - 17 by Ald. Belanger authorizing entering into contract for the purchase of a 2017 Freightliner M 2 Cab and Chassis to replace the current 2004 model sign maintenance truck chassis for the Dept. of Public Works Motor Vehicle Division. PUBLIC WORKS

6. REPORTS OF COMMITTEES

6.1 R. C. No. 87 - 16 - 17 by Law and Licensing to whom was referred R. O. No. 46 - 16 - 17 by the City Clerk submitting various license applications; recommends that Transient Merchant License application # 1290 be denied 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 TO DENY

MOTION TO ACCEPT AND ADOPT TO DENY Motion by Alderperson Susan Lessard, second by Alderperson Roman Draughon.

Final Resolution:

Motion Passes Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Bryan Bitters, Jim Bohren, Tammy Rabe, Scott Lewandoske, Andrew G Schneider - 13. Abstain: Alderperson Job Hou-Seye - 1 .

6.2 R. C. No. 90 - 16 - 17 by Public Works to whom was referred Res. No. 44 - 16 - 17 by Ald. Belanger authorizing entering into a memorandum of understanding with the "Sheboygan Park Project" (SSP) regarding fundraising, location, ownership, construction and naming rights for a universally accessible playground designed for use by children of all abilities; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Alderperson John Belanger, second by Alderperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bryan Bitters, Jim Bohren, Tammy Rabe, Scott Lewandoske, Andrew G Schneider - 14.

6.3 R. C. 91 - 16 - 17 by Finance to whom was referred Res. No. 49 - 16 - 17 by Ald. Wolf authorizing the City of Sheboygan to purchase replacement production equipment for the Cable TV studio; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Alderperson Todd Wolf, second by Alderperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger,

Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Bryan Bitters, Jim Bohren, Tammy Rabe, Andrew G Schneider - 12. Nay:
Aldersperson Job Hou-Seye, Scott Lewandoske - 2 .

6.4 R. C. No. 94 - 16 - 17 by Finance to whom was referred Res. No. 53 - 16 - 17 (DIRECT REFERRAL) by Ald. Wolf authorizing a transfer of appropriations in the 2016 Budget (establish appropriation for Cable TV Equipment); recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Aldersperson Todd Wolf, second by Aldersperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderspersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Bryan Bitters, Jim Bohren, Tammy Rabe, Andrew G Schneider - 12. Nay:
Aldersperson Job Hou-Seye, Scott Lewandoske - 2 .

6.5 R. C. No. 95 - 16 - 17 by Finance to whom was referred Res. No. 54 - 16 - 17 by Ald. Wolf authorizing a transfer of appropriations in the 2016 Budget (establish appropriation for Elections Temporary Salaries); recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Aldersperson Todd Wolf, second by Aldersperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderspersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Bryan Bitters, Jim Bohren, Tammy Rabe, Scott Lewandoske, Andrew G Schneider - 13. Nay: Aldersperson Job Hou-Seye - 1 .

6.6 R. C. No. 96 - 16 - 17 by Salaries and Grievances to whom was referred a copy of R. C. No. 84 - 16 - 17 by Law and Licensing and Gen. Ord. No. 9 - 16 - 17 by Ald. Donohue repealing and recreating Section 2 - 221 of the Municipal Code, relating to normal working hours; recommends passing the Ordinance. ACCEPT AND ADOPT AND PASS ORDINANCE

MOTION TO ACCEPT AND ADOPT AND PASS ORDINANCE Motion by Aldersperson Todd Wolf, second by Aldersperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderspersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Bryan Bitters, Jim Bohren, Tammy Rabe, Andrew G Schneider - 12. Nay:
Alderspersons Job Hou-Seye, Scott Lewandoske - 2 .

6.7 R. C. No. 97 - 16 - 17 by Law and Licensing to whom was referred R. C. No. 84 - 16 - 17 by Law and Licensing and Gen. Ord. No. 9 - 16 - 17 by Ald. Donohue repealing and recreating Section 2 - 221 of the Municipal Code, relating to normal working hours; recommends sending the documents back to Council with no recommendations. ACCEPT AND ADOPT FILE DUPLICATE DOCUMENT - R. C. 96 - 16 - 17 /GEN. ORD. 9 - 16 - 17 PASSED ABOVE

7. ORDINANCES

7.1 Gen. Ord. No. 13 - 16 - 17 by Ald. Donohue amending Gen. Ord. No. 33 - 06 - 07 establishing the salaries of the part-time Cable TV Operators at WSCS. SALARIES AND GRIEVANCES

7.2 Gen. Ord. No. 14 - 16 - 17 by Ald. Donohue amending Gen. Ord. No. 3 - 16 - 17 so as to change the part-time Community Services Officers Class Grade 4 to a part-time Community Services Officer In-Training, Class Grade 2, in the Police Department's Table of Organization. SALARIES AND GRIEVANCES

8. MATTERS LAID OVER

8.1 R. O. No. 53 - 16 - 17 by the City Plan Commission to whom was referred Gen. Ord. No. 5 - 16 - 17 by Ald. Donohue and Hou-Seye and R. O. No. 42 - 16 - 17 by the City Clerk amending the Zoning Map of the Official Zoning Ordinance to change the Use District Classification of property located on interior vacant land on South Pier from Class PPUD to Class South Pier Sheboygan PUD 2016 Classification; recommends passing the Ordinance. ACCEPT AND FILE AND PASS ORDINANCE

MOTION TO ACCEPT AND FILE AND PASS ORDINANCE Motion by Alderperson John Belanger, second by Alderperson Joseph Heidemann. BEFORE ACTION WAS TAKEN, a motion by Ald. Wolf and seconded by Ald. Lessard to amend the conditions of the PUD to require completion, to the satisfaction of the Plan Commission, of a traffic study prior to the commencement of Phase 1 and require completion, to the satisfaction of the Plan Commission, of a parking study prior to the commencement of Phase 2, was passed. Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Joseph Heidemann, Job Hou-Seye, Bryan Bitters, Jim Bohren - 10. Nay: Alderpersons Mark Hermann, Tammy Rabe, Scott Lewandoske, Andrew Schneider - 4. MOTION TO OPEN THE FLOOR FOR DISCUSSION Motion by Alderperson Jim Bohren and seconded by Alderperson Susan Lessard to open the floor for discussion was passed, all Ayes. The following people spoke:

Lisa Roberts, Mary Meyer, Bob Moeller and Joe Grasch/Horizon Capital Investments, LLC MOTION TO ACCEPT AND FILE AND PASS ORDINANCE, AS AMENDED Motion by Alderperson Todd Wolf, second by Alderperson Susan Lessard
Final Resolution:

Motion Passes Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Joseph Heidemann, Job Hou-Seye, Bryan Bitters, Jim Bohren, Andrew G Schneider - 11. Nay: Alderpersons Mark Hermann, Tammy Rabe, Scott Lewandoske - 3 .

8.2 Res. No. 10 - 16 - 17 by Ald. Donohue discontinuing an alleged public way located within the bounds of city-owned lanes commonly known as the "Schuchardt Farm Property". PASS RESOLUTION

MOTION TO PASS RESOLUTION Motion by Alderperson Todd Wolf, second by Alderperson

Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bryan Bitters, Jim Bohren, Andrew G Schneider - 12. Nay: Alderpersons Tammy Rabe, Scott Lewandoske - 2 .

8.3 Res. No. 47 - 16 - 17 by Ald. Donohue authorizing the Director of Planning and Development to act on behalf of the Mayor as a Certifying Officer for the issuance of environmental reviews related to HUD Community Development Block Grant (CDBG) program. PASS RESOLUTION

MOTION TO PASS RESOLUTION Motion by Alderperson Todd Wolf, second by Alderperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bryan Bitters, Jim Bohren, Tammy Rabe, Scott Lewandoske, Andrew G Schneider - 14.

8.4 Res. No. 48 - 16 - 17 by Ald. Donohue authorizing the submittal of a grant application to the U.S. EPA Area-Wide Brownfields Planning Grant for the Indiana Avenue corridor; recommends that the Resolution be passed. PASS RESOLUTION

MOTION TO PASS RESOLUTION Motion by Alderperson Todd Wolf, second by Alderperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bryan Bitters, Jim Bohren, Tammy Rabe, Scott Lewandoske, Andrew G Schneider - 14.

9. OTHER MATTERS RECEIVED AFTER AGENDA WAS PUBLISHED

9.1 Res. No. 61 - 16 - 17 by Ald. Lewandoske to create a committee to look at what should be done to reduce the risk of people drowning while at our lakefront. PUBLIC PROTECTION AND SAFETY

9.2 R. O. No. 75 - 16 - 17 by the City Clerk submitting various license applications (Bourbon St.). LAW AND LICENSING

10. CLOSED SESSION

10.1 A MOTION TO CONVENE IN CLOSED SESSION under the exemption provided in Sec. 19.85 (1)(e), Wis. Stats., where competitive or bargaining reasons require a closed session for the purpose of:

- 1). deliberation related to a development opportunity on Parcel Number 59281 - 470968 ;
- 2). discuss redevelopment opportunities on Indiana Ave.; and

3). 2017 health insurance benefits for employees.

MOTION TO CONVENE IN CLOSED SESSION Motion by Alderperson Todd Wolf, second by Alderperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Job Hou-Seye, Bryan Bitters, Jim Bohren, Tammy Rabe, Scott Lewandoske, Andrew G Schneider - 14. Ald. Hou-Seye left at the beginning of the closed session.

11. ADJOURN MEETING

11.1 Adjourn

Motion by Alderperson Todd Wolf, second by Alderperson Jim Bohren.

Final Resolution:

Motion Passes Aye: Alderpersons Roman Draughon, Mike Damrow, John Belanger, Susan Lessard, Todd Wolf, Rosemarie Trester, Mark Hermann, Joseph Heidemann, Bryan Bitters, Jim Bohren, Tammy Rabe, Scott Lewandoske, Andrew G Schneider - 13 .

"CITY COLLEGE" WAS HELD IMMEDIATELY FOLLOWING THE COMMON COUNCIL MEETING.

Presentation by City Attorney Charles Adams and Assistant City Attorney Rose Simon-Silva on Open Meetings Law and Open Records Laws.

Generated by City Clerk Susan Richards on Tuesday, July 19, 2016