

THIRD REGULAR COMMON COUNCIL MEETING AGENDA

"Nowadays true job satisfaction and happiness is about fulfilling your full potential, tapping into your own creativity and feeling that you can make a difference." Steve Jobs

Notice of the 3rd meeting of the 2016-2017 Common Council at 6:00 p.m., MONDAY, May 2, 2016 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 PLEDGE OF ALLEGIANCE

1.2 ROLL CALL

1.3 APPROVAL OF MINUTES

1.4 MAYOR'S APPOINTMENTS

ATTACHMENT: APPT COMMITTEE STRUCTURE SUBCOMMITTEE.pdf

ATTACHMENT: APPT TREST COUNTY EMERGENCY MEDICAL SERVICES.pdf

ATTACHMENT: APPT. TRESTER.pdf

ATTACHMENT: APPT MAYOR S NEAR NORTH NEIGHBORHOOD.pdf

1.5 PUBLIC FORUM

1.6 MAYOR'S ANNOUNCEMENTS

2. HEARINGS

2.1 A Hearing to amend the City's Future Land Use Map of the Sheboygan Comprehensive Plan to change the Land Use Classification of property located at 1524/1526 Saemann Ave. from Neighborhood Preservation to Employment Classification.

ATTACHMENT: HEARING COMP PLAN SAEMANN AVE.pdf

2.2 A Hearing to amend the City's Zoning Map to change the Use District Classification of property located at 1524/1526 Saemann Ave. from Class UC Urban Commercial to Class UI Urban Industrial Classification.

ATTACHMENT: HEARING REZONE SAEMANN AVE.pdf

2.3 A Hearing to amend the City's Future Land Use Map of the Sheboygan Comprehensive Plan to change the Land Use Classification of properties at 1413 Erie Ave. and 1416 Ontario Ave.

ATTACHMENT: HEARING COMP PLAN ERIE AVE.pdf

2.4 A Hearing to amend the City's Zoning Map to change the Use District Classification of property located at 1413 Erie Ave. and 1416 Ontario Ave. from Class NR Neighborhood Residential to UC Urban Commercial Classification.

ATTACHMENT: HEARING ZONE ERIE AVE.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 An R. O. by the City Clerk granting various licenses. ACCEPT AND FILE

ATTACHMENT: GRANT LICENSES.pdf

3.3 An R. O. by the Bd. of Water Commissioners requesting approval of a Utility easement for installation and maintenance of a 20" water main from Tower Drive to Weeden Creek Road through City lands. ACCEPT AND FILE

ATTACHMENT: BD WATER UTILITY EASEMENT.pdf

3.4 An R. O. by Bd. of Water Commissioners submitting the 1st quarter Water Utility report for 2016. ACCEPT AND FILE

ATTACHMENT: BD OF WATER 1ST QUARTER.pdf

3.5 An R. O. by the Bd. of Water Commissioners submitting the 2015 Annual Financial Statements including Independent Auditor's Report, on the Sheboygan Water Utility, and the 2015 Annual Report to the Public Service Commission (PSC) of Wisconsin. ACCEPT AND FILE

ATTACHMENT: BD WATER 2015 FINANCIALS AND PSC REPORT.pdf

3.6 An R. O. by the City Clerk submitting a Certified Survey Map (surveyed for the City of Sheboygan) for N. 8th St. The owner is dedicating and the City is accepting land for public street purposes. ACCEPT AND FILE

ATTACHMENT: CSM.pdf

3.7 An R. C. by Law and Licensing to whom was referred R. O. No. 341-15-16 by the City Clerk submitting various license applications; recommends that the licenses be granted (Kwik Trip). ACCEPT AND ADOPT

ATTACHMENT: KWIK TRIP.pdf

3.8 An R. C. by Law and Licensing to whom was referred R. C. No. 374-15-16 by Law and Licensing and R. O. No. 324-15-16 by the City Clerk submitting a communication from Angler's Avenue Pub & Grill to propose an expansion of operations on a seasonal basis; recommends that the document be filed as they are handling this in a different way. ACCEPT AND ADOPT

ATTACHMENT: RC 374.pdf

3.9 An R. C. by Law and Licensing to whom was referred R. C. No. 375-15-16 by Law and Licensing and R. O. No. 311-15-16 by the City Clerk submitting various license applications; recommends granting various licenses (Board & Brush). ACCEPT AND ADOPT

ATTACHMENT: Board and Brush.pdf

3.10 An R. C. by Law and Licensing to whom was referred R. C. No. 376-15-16 by Law and Licensing and R. O. No. 323-15-16 by the City Clerk submitting various license applications; recommends that the following license be granted with a caveat (Sheboygan Liquor Depot). ACCEPT AND ADOPT

ATTACHMENT: RC 376.pdf

3.11 An R. C. by Public Protection and Safety to whom was referred R. O. No. 342-15-16 by the Chief of Police submitting his quarterly report showing activities of the department for the period commencing 1/1/16 and ending 3/31/16; recommends that the documents be accepted and placed on file. ACCEPT AND ADOPT

ATTACHMENT: RO 342.pdf

4. REPORTS OF OFFICERS

4.1 An R. O. by the City Plan Commission to whom was referred Gen. Ord. No. 53-15-16 by Ald. Kath & Thiel amending the City's Comprehensive Plan Future Land Use Maps to change the Land Use Classification of properties at 1413 Erie Ave. and 1416 Ontario Ave. from Neighborhood Preservation to Community Mixed Use; recommends that the Ordinance be passed. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: GO 53.pdf

4.2 An R. O. by the City Plan Commission to whom was referred Gen. Ord. No. 52-15-16 by Ald. Kath & Thiel and R. O. No. 321-15-16 by the City Clerk amending the City's Zoning Map to change the Use District Classification of property at 1413 Erie Ave. and 1416 Ontario Ave. from Class NR Neighborhood Residential to Class UC Urban Commercial Classification; recommends that the Ordinance be passed. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: GO 52.pdf

4.3 An R. O. by the City Plan Commission to whom was referred Gen. Ord. No. 50-15-16 by Ald. Kath & Thiel amending the City's Comprehensive Plan Future Land Use Maps to change the Land Use Classification of property at 1524/1536 Saemann Ave. from Neighborhood Preservation to Employment Classification; recommends that the Ordinance be passed. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: GO 50.pdf

4.4 An R. O. by City Plan Commission to whom was referred Gen. Ord. No. 51-15-16 by Ald. Kath & Thiel and R. O. No. 320-15-16 by the City Clerk amending the City's Zoning Map to change the Use District Classification of property at 1524/1536 Saemann Ave. from Class UC Urban Commercial to Class UI Urban Industrial Classification; recommends that the Ordinance be passed. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: GO 51.pdf

4.5 An R. O. by the City Clerk submitting a Summons and Complaint in the matter of Ditech Financial LLC f/k/a Green Tree Servicing LLC v Homero Garza et al. FINANCE

ATTACHMENT: SUMMONS DITECH.pdf

4.6 An R. O. by the City Clerk submitting a Summons and Complaint (Small Claims) in the matter of Andrew J. Angermeier v City of Sheboygan. FINANCE

ATTACHMENT: ANGERMEIER.pdf

4.7 An R. O. by the City Clerk submitting a Summons and Complaint in the matter of Wells Fargo Bank, N.A. v Emily Soto et al. FINANCE

ATTACHMENT: WELLS FARGO.pdf

4.8 An R. O. by the City Clerk submitting a Notice of Injury & Circumstances of Claim to the City of Sheboygan, Sheboygan Area School District and Randie Barrows. FINANCE

ATTACHMENT: Notice of Injury & Circumstances of Claim.pdf

4.9 An R. O. by the City Clerk submitting a communication from Ald. Bohren forwarding an email from Atty. Adams regarding a letter sent to Intermedix. FINANCE

ATTACHMENT: BOHREN.pdf

4.10 An R. O. by the City Attorney submitting a Vacant Land Offer to Purchase dated April 15, 2016 on behalf of Ray C. Ten Pas offering to purchase City-owned property along County Road EE. FINANCE

ATTACHMENT: TENPAS.pdf

4.11 An R. O. by the City Clerk submitting a communication from Special Operations Detective Agency stating concerns regarding the parking situations which are occurring in front of his office at 1517 S. 12th St. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: SPECIAL OPERATIONS.pdf

4.12 An R. O. by the City Clerk submitting a communication from the State of WI Dept. of Corrections on behalf of Benjamin Baumann requesting a waiver from the Sex Offender Residency restrictions in order to be placed at 1123/1125 N. 14th St. or 930A Michigan Ave., based on availability. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: BAUMANN.pdf

4.13 An R. O. by the City Clerk submitting a communication from Travis Gandy requesting a waiver to the Sex Offender Residency restrictions in order to live at 1805 Geele Ave. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: GANDY.pdf

4.14 An R. O. by the City Clerk submitting a communication from Alan Willis Call requesting a waiver from the Sex Offender Residency restrictions in order to live at 2605A S. 8th St. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: CALL.pdf

4.15 An R. O. by the Purchasing Agent submitting bids for the 2016 Concrete Sidewalk Replacement Program. PUBLIC WORKS

ATTACHMENT: RO 2016 SIDEWALK PROGRAM.pdf

4.16 An R. O. by the Purchasing Agent submitting bids for the 2016 Sewer Lining and manhole re-sealing project. PUBLIC WORKS

ATTACHMENT: 2016 Sewer Lining.pdf

5. RESOLUTIONS

5.1 A Resolution by Ald. Wolf authorizing the City of Sheboygan to enter into a contract for buildings and property insurance coverage. FINANCE

ATTACHMENT: BUILDINGS AND PROPERTY INSURANCE.pdf

5.2 A Resolution by Ald. Wolf to authorize a transfer of appropriations in the 2016 Budget (establish appropriation for 2016 Sidewalk and Mini Storm Sewer Projects). FINANCE

ATTACHMENT: TRANSFER MINI STORMS.pdf

5.3 A Resolution by Ald. Thiel amending Res. No. 76-15-16, which established an Emergency Planning and Preparedness Committee, so as to modify the membership of that committee. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: AMEND RES NO 76.pdf

5.4 An amended PRELIMINARY RESOLUTION declaring intent to exercise the police power to levy special assessments for the 2016 Bituminous Resurfacing Program. PUBLIC WORKS

ATTACHMENT: AMENDED BITUMINOUS RESURFACING.pdf

5.5 A Resolution by Ald. Belanger authorizing entering into a contract for the 2016 Concrete Sidewalk Replacement Program. PUBLIC WORKS

ATTACHMENT: RES 2016 SIDEWALK PROGRAM.pdf

5.6 A Resolution by Ald. Belanger authorizing executing an agreement between the City and Milk Specialties Company regarding the delivery of whey processing waste product to the Waste Water Treatment Plant. PUBLIC WORKS

ATTACHMENT: MILK SPECIALTIES.pdf

5.7 A Resolution by Ald. Belanger authorizing the Purchasing Agent to enter into a contract for the 2016 Sewer Lining and Manhole Sealing project. PUBLIC WORKS

ATTACHMENT: RES 2016 SEWER LINING.pdf

6. REPORTS OF COMMITTEES

6.1 An R. C. by Law and Licensing to whom was referred R. C. No. 375-15-16 by Law and Licensing and R. O. No. 311-15-16 by the City Clerk submitting various license applications; recommends that Beverage Operator's License application #1058 be denied based upon her failure to accurately reveal all relevant convictions on her 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

ATTACHMENT: Deny #1058.pdf

6.2 An R. C. by Law and Licensing to whom was referred R. C. No. 375-15-16 by Law and Licensing and R. O. No. 311-15-16 by the City Clerk submitting various license applications; recommends that Taxicab Driver's License #0465 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

ATTACHMENT: Deny #0465.pdf

6.3 An R. C. by Law and Licensing to whom was referred R. C. No. 375-15-16 by Law and Licensing and R. O. No. 311-15-16 by the City Clerk submitting various license applications; recommends that Taxicab Driver License application #1032 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

ATTACHMENT: Deny #1032.pdf

6.4 An R. C. by Public Protection and Safety to whom was referred Gen. Ord. No. 57-15-16 by Ald. Thiel removing the stop signs at the northwest and southeast corners of Wisconsin Ave. and N. 7th St.; recommends that the Ordinance be re-referred to Public Protection and Safety. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: GO 57.pdf

7. ORDINANCES

7.1 An Ordinance by Ald. Lessard, Draughon, Hermann, Hou-Seye and Trester amending sections of the Municipal Code so as to add additional exceptions to the restriction banning Class "B" licenses from being issued to premises where business other than the sale of fermented malt beverages is conducted. SUSPEND AND PASS ORDINANCE

ATTACHMENT: PAINTING STUDIOS.pdf

7.2 An Ordinance by Ald. Belanger repealing and recreating Section 122-3 of the Municipal Code, relating to the occupancy of public rights-of-way by utilities. PUBLIC WORKS

ATTACHMENT: updated OCCUPANY OF PUBLIC ROWS.pdf

8. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

8.1 An R. O. by the City Clerk submitting various license applications for the period ending 12/31/16 and 6/30/17. LAW AND LICENSING

ATTACHMENT: REFERRED RO.pdf

9. CLOSED SESSION

9.1 MOTION TO CONVENE IN CLOSED SESSION under the exemption contained in Sec. 19.85(1)(e) Wis. Stats. where competitive or bargaining reasons require a closed session for the purpose of deliberating regarding long-term strategy regarding city-owned property known as the Armory.

10. ADJOURN MEETING

10.1 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