

TWENTY-SECOND REGULAR COMMON COUNCIL MEETING AGENDA - 6:00 PM

"Be stubborn about your goals and flexible about your methods....."

Notice of the 22nd meeting of the 2015-2016 Common Council at 6:00 p.m., MONDAY, February 15, 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 RESIGNATIONS
- 1.5 MAYOR'S APPOINTMENTS
- 1.6 PRESENTATION - AMY WILSON ON TOURISM
- 1.7 PUBLIC FORUM
- 1.8 MAYOR'S ANNOUNCEMENTS

2. HEARINGS

2.1 A Hearing to amend the City's Official Zoning Map to change the Use District Classification of property located at 3110 Erie Ave. from Class SR-3 Suburban Residential 3 to Class RA-35 Rural Agricultural Classification.

ATTACHMENT: HEARING.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 submitting an application for a Private Well Permit for Larry P. Roberts, 4165 S. 14th St. ACCEPT AND FILE

ATTACHMENT: PRIVATE WELL PERMIT.pdf

3.3 An R. O. by the City Clerk granting various license applications ALREADY ISSUED. ACCEPT AND FILE

ATTACHMENT: GRANTED RO.pdf

3.4 An R. C. by Finance to whom was referred R. C. No. 345-14-15 by Finance and R. O. No. 89-15-16 by the City Clerk submitting a Summons and Complaint in the matter of the Tn. of Sheboygan v City of Sheboygan; recommends that the documents be placed on file. ACCEPT AND ADOPT

ATTACHMENT: RC 345.pdf

3.5 An R. C. by Law and Licensing to whom was referred R. O. No. 237-15-16 by the City Clerk submitting various licenses; recommends granting Beverage Operator's License #7074 (Schepp). ACCEPT AND ADOPT

ATTACHMENT: RO 237.pdf

3.6 An R. C. by Public Protection & Safety to whom was referred R. O. No. 238-15-16 by the City Clerk submitting a communication from Sheboygan Leadership Academy stating their concerns and opposition to granting waivers for sex offenders being placed at 1123 N. 14th St. TLP; recommends that the documents be accepted and placed on file. ACCEPT AND ADOPT

ATTACHMENT: RO 238.pdf

3.7 An R. C. by Finance to whom was referred R. O. No. 265-15-16 by the City Clerk submitting a communication from M/M Angermeier requesting that they be refunded the overpayment of personal property taxes on equipment at their business; recommends that the request be denied. ACCEPT AND ADOPT

ATTACHMENT: RO 265.pdf

3.8 An R. C. by Finance to whom was referred R. O. No. 266-15-16 by the Bd. of Water Commissioners requesting that the Common Council authorize and set a sale date for Water Utility revenue refunding bonds; recommends that the document be accepted and placed on file and to approve the request. ACCEPT AND ADOPT

ATTACHMENT: RO 266.pdf

3.9 An R. C. by Finance to whom was referred R. O. No. 267-15-16 by the Bd. of Water Commissioners requesting permission to use one of the City's free Blue Harbor Conference Center days in October of 2016 to host a quarterly meeting of the West Shore Water Producers group; recommends that the document be accepted and placed on file and to approve the request. ACCEPT AND ADOPT

ATTACHMENT: RO 267.pdf

3.10 An R. C. by Finance to whom was referred R. O. No. 268-15-16 by the City Clerk submitting a claim from M/M Angermeier for overpayment of a personal property tax bill for 2014 (Hawaiian Tan); recommends that the claim be denied and to direct the City Atty. to send a Notice of Disallowance. ACCEPT AND ADOPT

ATTACHMENT: RO 268.pdf

3.11 An R. C. by Finance to whom was referred R. O. No. 269-15-16 by the City Clerk submitting a claim from M/M Angermeier for overpayment of a personal property tax bill for 2015 (Hawaiian Tan); recommends that the claim be denied and to direct the City Attorney to send a Notice of Disallowance. ACCEPT AND ADOPT

ATTACHMENT: RO 269.pdf

3.12 An R. C. by Finance to whom was referred R. O. No. 270-15-16 by the City Clerk submitting a claim from Tanner Hawkins for alleged damages to his truck when the garbage truck hit the side and front corner of his truck; recommends approval to pay up to the amount negotiated. ACCEPT AND ADOPT

ATTACHMENT: CLAIM HAWKINS.pdf

3.13 An R. C. by Finance to whom was referred R. O. No. 271-15-16 by the City Clerk submitting a claim from Nsightlel Wireless, LLC, for personal property taxes that were paid in error; recommends that the claim is paid in the amount of \$54.99. ACCEPT AND ADOPT

3.14 An R. C. by Public Works to whom was referred R. O. No. 275-15-16 by the City Clerk submitting a communication from Roger Lahm regarding his concerns with the poorly marked circle at 6th and Superior Ave. and is requesting that reflectors be placed on the pole and circle; recommends that the documents be placed on file. ACCEPT AND ADOPT

ATTACHMENT: RO 275.pdf

3.15 An R. C. by Public Works to whom was referred R. O. No. 276-15-16 by the City Clerk submitting a communication from the Wisconsin DNR, the subject being the Distribution of Document for the Public Comment Period of the Kohler Company, Twin Oaks Landfill Proposed Vertical Expansion Feasibility Report in the Village of Kohler, Sheboygan County, Wisconsin; recommends that the document be accepted and placed on file. ACCEPT AND ADOPT

ATTACHMENT: RO 276.pdf

3.16 An R. C. by Law and Licensing, pursuant to R. O. No. 248-15-16 by the City Clerk submitting various license applications; recommends that Beverage Operator's License #0602 be granted with various caveats (Magray). ACCEPT AND ADOPT

ATTACHMENT: PURSUANT RO 248.pdf

3.17 An R. C. by Finance to whom was referred Res. No. 140-15-16 by Ald. Hammond authorizing a refund of the 2015 personal property assessment for Tax Parcel 59281865365; recommends that the documents be placed on file. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 140.pdf

3.18 An R. C. by Public Works to whom was referred Res. No. 144-15-16 by Ald. Belanger authorizing advertising for bids for the resurfacing of various streets; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 144.pdf

3.19 An R. C. by Public Works to whom was referred Res. No. 145-15-16 by Ald. Belanger authorizing executing a Naming Rights Agreement regarding the three softball fields located at Wildwood Softball Complex; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 145.pdf

3.20 An R. C. by Public Protection and Safety to whom was referred Res. No. 143-15-16 by Ald. Thiel authorizing application for 2016 COPS Office Anti-Heroin Task Force Program Grant Solicitation; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 143.pdf

3.21 An R. C. by Law and Licensing to whom was referred to R. O. No.

272-15-16 by the City Clerk submitting various license applications; recommends that the licenses be granted with various caveats (Minit Mart). ACCEPT AND ADOPT

ATTACHMENT: RO 272.pdf

3.22 An R. C. by Public Protection and Safety to whom was referred Gen. Ord. No. 46-15-16 by Ald. Thiel amending various sections of Division 4 (Sewer and Water Services) of the plumbing code of the City of Sheboygan, contained in Article VIII, Chapter 26, Sheboygan Municipal Code; recommends that the Ordinance be passed. ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: GO 46.pdf

3.23 An R. C. by Public Protection and Safety to whom was referred Gen. Ord. No. 45-15-16 by Ald. Thiel repealing and recreating portions of Section 122-98 of the City of Sheboygan Municipal Code, relating to water main extensions; recommends that the Ordinance be passed. ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: GO 45.pdf

4. REPORTS OF OFFICERS

4.1 An R. O. by the City Clerk submitting a communication from Kenneth Peitzmeier requesting a waiver from the Sex Offender Residency restrictions in order to live at 1915 N. 11th St. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: PEITZMEIER.pdf

4.2 An R. O. by the Fire Chief submitting his quarterly report for the period commencing Oct. 1, 2016 and ending Dec. 31, 2015. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: RO FIRE REPORT.pdf

4.3 An R. O. by the City Clerk submitting a communication from Krueger Land Survey submitting the final plat of the Mueller Field West Subdivision in the Town of Sheboygan for review. CITY PLAN COMMISSION

ATTACHMENT: KRUEGER.pdf

4.4 An R. O. by the City Clerk submitting a communication from Jason Armstrong, Taxpayer's Representative of Veolia ES Industrial Services, Inc., 2905 Paine Ave., Sheboygan to request a refund of property taxes paid in error. FINANCE

ATTACHMENT: ARMSTRONG.pdf

4.5 An R. O. by the City Clerk submitting a Summons and Complaint in the matter of Wells Fargo Bank, N.A. v Mark L. Vollmer et al. FINANCE

ATTACHMENT: SUMMONS VOLLMER.pdf

4.6 An R. O. by the City Clerk submitting a Summons and Complaint in the matter of Wells Fargo Bank, N. A. v Mark M. Meyer et al. FINANCE

ATTACHMENT: SUMMONS MEYER.pdf

5. RESOLUTIONS

5.1 A Resolution by Ald. Kath, Donohue, Heidemann and Wolf authorizing a transfer of appropriations in the 2015 Budget (establish appropriation for payments in the Fire Dept. to retirees). LIES OVER

ATTACHMENT: TRANSFER FIRE DEPT.pdf

5.2 A Resolution by Ald. Kath, Donohue, Heidemann and Wolf authorizing a transfer of appropriations in the 2016 Budget (establish appropriation for purchase of compact articulated loader for the Sheboygan Parking Utility). LIES OVER

ATTACHMENT: TRANSFER PARKING.pdf

5.3 A Resolution by Ald. Hammond providing for the Sale of Approximately \$3,400,000 General Obligation Promissory Notes, Series 2016A. FINANCE

ATTACHMENT: \$3,400,000.pdf

5.4 A Resolution by Ald. Hammond providing for the Sale of Approximately \$7,550,000 Taxable General Obligation Promissory Notes, Series 2016B. FINANCE

ATTACHMENT: \$7,550,000.pdf

6. REPORTS OF COMMITTEES

6.1 An R. C. by Finance to whom was referred Res. No. 139-15-16 by Ald. Hammond Providing For The Sale Of Approximately \$2,125,000 Water Utility Revenue Refunding Bonds, Series 2016; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 139.pdf

6.2 An R. C. by Finance to whom was referred Res. No. 141-15-16 by Ald. Hammond authorizing a transfer of appropriations in the 2016 Budget (establish revenue and appropriation for State Energy Program); recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 141.pdf

6.3 An R. C. by Finance to whom was referred Res. No. 142-15-16 by Ald. Hammond Regarding Midwestern Disaster Revenue Refunding Bond Financing For Just Kids Dental, S.C. Project; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 142.pdf

6.4 An R. C. by Law and Licensing to whom was referred, pursuant to R. O. No. 237-15-16 by the City Clerk submitting various license applications; recommends that Beverage Operator's License #0857 be denied based upon her failure to accurately reveal all 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: PURSUANT RO 237 #0857.pdf

6.5 An R. C. by Law and Licensing to whom was referred, pursuant to R. O. No. 237-15-16 by the City Clerk, submitting various license applications; recommends that Taxicab Driver License application #0109 be denied based upon his failure to accurately reveal all 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: PURSUANT RO 237.pdf

7. ORDINANCE

7.1 An Ordinance by Ald. Donohue amending Section 82-33 of the Sheboygan Municipal Code so as to update the salary grade of the Certified Truck Mechanic, Electrician, Electro-Mechanical Tech, and Lead Plan Operator in the Department of Public Works for the City of Sheboygan. SALARIES AND GRIEVANCES

ATTACHMENT: ORD SALARY GRADE.pdf

8. MATTERS LAID OVER

8.1 R. O. No. 245-15-16 by City Plan Commission to whom was referred Gen. Ord. No. 42-15-16 by Ald. Kath and Thiel and R. O. No. 241-15-16 by the City Clerk amending the City's Official Zoning Map to change the Use District Classification of property located at 3110 Erie Ave. from Class SR-3 Suburban Residential 3 to Class RA-35 Rural Agricultural Classification. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: GO 42.pdf

9. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

9.1 An R. O. by the City Clerk submitting various license applications for the period ending Dec. 31, 2016 and June 30, 2017. LAW AND LICENSING

ATTACHMENT: 22ro9.doc

9.2 An R. O. by the City Clerk submitting a Summons and Complaint in the matter of U.S. Bank National Association v Lake Michigan Rentals, LLC. FINANCE

10. CONVENE IN CLOSED SESSION

10.1 MOTION TO CONVENE IN CLOSED SESSION under the exemption provided in Sec. 19.85(1)(e) of the Wis. Stats. for the purpose of deliberating the possible sale of public property where competitive and bargaining reasons require a closed session related to possible development opportunity in the South Pier District.

11. ADJOURN

11.1 Motion to adjourn meeting

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