

TWENTIETH REGULAR COMMON COUNCIL MEETING MINUTES - 6: 00 PM (Monday, January 18, 2016) Generated by Susan Richards on Tuesday, January 19, 2016 Members present Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

Excused:

Draughon, Hammond- 2. Meeting called to order at 6: 00 p.m.

1. OPENING OF MEETING

1.1 PLEDGE OF ALLEGIANCE

1.2 ROLL CALL Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Brian Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

Excused:

Roman Draughon, Don Hammond - 2 . 1.3 APPROVAL OF MINUTES MOTION TO APPROVE MINUTES Motion by John Belanger, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

1.4 RESIGNATIONS - Shauna Nischik from Sustainable Task Force MOTION TO ACCEPT AND FILE Motion by John Belanger, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

1.5 MAYOR'S APPOINTMENTS - Joe Heidemann/Finance, Roman Draughon/Public Protection and Safety; Bill Thiel/Transit, City County Shared Services, Strategic Fiscal Planning and Susan Lessard/Strategic Fiscal Planning. MOTION TO SUSPEND AND CONFIRM Motion by John Belanger, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

1.7 PUBLIC FORUM - No one appeared.

1.8 MAYOR'S ANNOUNCEMENTS

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 FILE ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES MOTION TO ACCEPT AND FILE ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES Motion by John Belanger, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel- 13 .

2.2 R. O. No. 242 - 15 - 16 by City Clerk submitting various license applications. ACCEPT AND FILE.

Resolution:

ACCEPT AND FILE. MOTION TO ACCEPT AND FILE ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES Motion by John Belanger, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

2.3 R. O. No. 243 - 15 - 16 by City Clerk submitting, as a matter of record, a communication from the State of Wisconsin Department of Revenue certifying a base value for TID # 16 as of January 1, 2015. ACCEPT AND FILE.

Resolution:

ACCEPT AND FILE. MOTION TO ACCEPT AND FILE ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES Motion by John Belanger, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

2.4 R. O. No. 244 - 15 - 16 by City Plan Commission to whom was referred Res. No. 126 - 15 - 16 by Ald. Belanger authorizing the sale of City-owned property at 1222 Huron Avenue, recommends approval of the Resolution. ACCEPT AND FILE AND PASS THE RESOLUTION.

Resolution:

ACCEPT AND FILE AND PASS THE RESOLUTION. MOTION TO ACCEPT AND FILE ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES Motion by John Belanger, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

2.5 R. C. No. 252 - 15 - 16 Finance to whom was referred R.O. No. 234 - 15 - 16 by the Purchasing Agent submitting a summary of costs for the purchase of (5) Patrol duty vehicles and Res. No. 123 - 15 - 16 by Alderperson Carlson authorizing entering into contract for the purchase of (5) Police Department Patrol vehicles. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

Resolution:

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

Motion by John Belanger, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

2.6 R. C. No. 250 - 15 - 16 by Finance to whom was referred R. O. No. 240 - 15 - 16 by the Finance Director recommending that the Common Council authorize the appropriate city officials to refund excess property tax payments to JL French LLC. ACCEPT AND ADOPT.

Resolution:

ACCEPT AND ADOPT. MOTION TO ACCEPT AND FILE ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES Motion by John Belanger, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

2.7 R. C. No. 251 - 15 - 16 by Finance to whom was referred Res. No. 122 - 15 - 16 by Ald. Hammond approving the Agreement between RCS Empowers, Inc., and the City of Sheboygan for Payments in Lieu of Taxes for the former Calumet Square Shopping Center. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

Resolution:

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

Motion by John Belanger, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

2.8 R. C. No. 254 - 15 - 16 by Finance to whom was referred Res. No. 127 - 15 - 16 by Ald. Hammond revising the loan interest rate of the City of Sheboygan Leverage Loan Program from 3 % above the Wall Street Journal prime rate the day the loan is approved by the Finance Committee. ACCEPT AND ADOPT.

Resolution:

ACCEPT AND ADOPT. MOTION TO ACCEPT AND FILE ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES Motion by John Belanger, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

2.9 R. C. No. 246 - 15 - 16 by Law and Licensing to whom was referred, pursuant to R. O. No. 220 - 15 - 16 by the City Clerk, license applications for the period ending December 31, 2016 and June 30, 2017 ; recommends that the licenses be granted with various caveats. ACCEPT AND ADOPT.

Resolution:

ACCEPT AND ADOPT. MOTION TO ACCEPT AND FILE ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES Motion by John Belanger, second

by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

2.10 R. C. No. 248 - 15 - 16 by Law and Licensing to whom was referred, pursuant to R. O. No. 232 - 15 - 16 by the City Clerk, license applications for the period ending December 31, 2016 and June 30, 2017 ; recommends that the license be granted. ACCEPT AND ADOPT.

Resolution:

ACCEPT AND ADOPT. MOTION TO ACCEPT AND FILE ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES Motion by John Belanger, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

2.11 R. C. No. 249 - 15 - 16 by Law and Licensing to whom was referred, pursuant to R. O. No. 237 - 15 - 16 by the City Clerk, license applications for the period ending December 31, 2016 and June 30, 2017 ; recommends that the licenses granted with various caveats. ACCEPT AND ADOPT.

Resolution:

ACCEPT AND ADOPT. MOTION TO ACCEPT AND FILE ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES Motion by John Belanger, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

3. REPORTS OF OFFICERS

3.1 R. O. No. 245 - 15 - 16 by City Plan Commission to whom was DIRECTLY REFERRED Gen. Ord. No. 42 - 15 - 16 by Alderpersons Kath and Thiel and R. O. No. 241 - 15 - 16 by City Clerk amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located at 3110 Erie Ave. LIES OVER.

3.2 R. O. No. 246 - 15 - 16 by City Clerk submitting a claim from Angela Ramey for alleged damages to her basement when the sewer backed up. FINANCE.

3.3 R. O. No. 250 - 15 - 16 by the City Clerk submitting a communication from the State of Wisconsin Department of Corrections requesting a waiver on behalf of State inmate Michael Sullivan. PUBLIC PROTECTION AND SAFETY.

3.4 R. O. No. 251 - 15 - 16 by the City Clerk submitting a communication from Richard Rupnik requesting a waiver from the Sex Offender Residency restrictions in order to live at 1416 Lenz Ct. PUBLIC PROTECTION AND SAFETY.

3.5 R. O. No. 252 - 15 - 16 by the Police Chief informing the Common Council that the Sheboygan Police Department will be exercising police powers so as to temporarily remove the winter parking restrictions on the east side of South 24 th Street between Union Avenue and Elm Avenue from 5: 00 a.m. to 6: 00 a.m. PUBLIC PROTECTION AND SAFETY.

3.6 R. O. No. 253 - 15 - 16 by the Purchasing Agent submitting a Request for Purchase of a compact 4 WD Extended cab pickup for the Sheboygan Police Dept. Parking Monitoring and Patrol. PUBLIC PROTECTION AND SAFETY.

3.7 R. O. No. 254 - 15 - 16 by Purchasing Agent submitting a tabulation of bids

associated with the Purchase of a compact articulated loader for the Parking Utility. TRANSIT

4. RESOLUTIONS

4.1 Res. No. 128 - 15 - 16 by Alderpersons Donohue, Heidemann, Bohren, Hammond and Kath setting forth the hiring process for the City Administrator. SUSPEND AND PASS RESOLUTION. SUSPEND AND PASS THE RESOLUTION. Motion by Mary Lynne Donohue, second by Joseph Heidemann.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

4.2 Res. No. 129 - 15 - 16 by Ald. Lessard authorizing the City Atty. to engage the services of special outside legal counsel for a quasi-judicial hearing regarding suspension/revocation of Alcohol Beverage License No. 3126 (Brian's Down Under Music Bar) and authorizing payment for said services. SUSPEND AND PASS RESOLUTION MOTION TO SUSPEND AND PASS RESOLUTION Motion by Susan Lessard, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

4.3 Res. No. 130 - 15 - 16 by Alderperson Hammond to authorize a transfer of appropriations in the 2016 Budget. FINANCE

4.4 Res. No. 132 - 15 - 16 by Ald. Donohue adopting the revised City of Sheboygan Compensation Program for Non-Represented Employees. SALARIES AND GRIEVANCES

4.5 Res. No. 133 - 15 - 16 by Ald. Donohue adopting the City of Sheboygan 2016 Employee Handbook. SALARIES AND GRIEVANCES

4.6 Res. No. 134 - 15 - 16 by Ald. Hammond authorizing the Purchasing Agent to enter into contract for the purchase of (1) compact articulated loader for the Sheboygan Parking Utility. TRANSIT

4.7 Res. No. 131 - 15 - 16 by Ald. Thiel authorizing the Purchasing Agent to enter into contract for the purchase of One (1) Police Department Compact Pickup Truck for Parking Compliance Patrol and Monitoring. PUBLIC PROTECTION AND SAFETY

5. REPORTS OF COMMITTEES

5.1 R. C. No. 245 - 15 - 16 by Law and Licensing to whom was referred R. O. No. 220 - 15 - 16 by the City Clerk, voted to conditionally recommend that the Common Council not renew Taxicab Driver License No. 2744 held by Elaine K. Wills. ACCEPT AND ADOPT. ACCEPT AND ADOPT. Motion by Susan Lessard, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

5.2 R. C. No. 247 - 15 - 16 by Law and Licensing to whom was referred, pursuant to R. O. No. 220 - 15 - 16 by the City Clerk, license applications for the period ending December 31, 2016 and June 30, 2017 ; recommends that Taxicab Driver License application No. 0972 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.

ACCEPT AND ADOPT. Motion by Susan Lessard, second by Todd Wolf.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

5.3 R. C. No. 253 - 15 - 16 by Finance to whom was referred Res. No. 124 - 15 - 16 by Ald. Carlson authorizing the Police Department to waive competitive bidding and enter into contract for the replacement of (2) MorphoTrak LiveScan, Printer, RMS Interface and Annual Maintenance. ACCEPT AND ADOPT AND PASS THE RESOLUTION. ACCEPT AND ADOPT AND PASS THE RESOLUTION. Motion by Julie Kath, second by Joseph Heidemann.

Final Resolution:

Motion Passes Aye: Rosemarie Trester, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Mary Lynne Donohue, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel - 13 .

6. ORDINANCE

6.1 Gen. Ord. No. 43 - 15 - 16 by Alderpersons Donohue, Heidemann, Bohren, Hammond, and Kath amending the supplement to Section 82 - 33 of the Sheboygan Municipal Code on file with the City Clerk's Office so as to change the Job Description for the position of Chief Administrative Officer in the Administrative Department for the City of Sheboygan. LIES OVER.

6.2 Gen. Ord. No. 44 - 15 - 16 by Ald. Thiel creating a no parking zone on the north side of Broadway Avenue west of N. 12 th Street. PUBLIC PROTECTION AND SAFETY.

7. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

7.1 R. O. No. 248 - 15 - 16 by the City Clerk submitting various license applications. LAW AND LICENSING

7.2 R. O. No. 249 - 15 - 16 by the Chief of Police submitting his quarterly report for the activities of the department for the period commencing 10 / 1 / 15 through 12 / 31 /

15. PUBLIC PROTECTION AND SAFETY

7.3 R. O. No. 247 - 15 - 16 by the City Clerk submitting a claim from Richard Woodard for alleged damages to his mailbox when a snow plower driver hit it while plowing. FINANCE

8. CLOSED SESSION

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 Parcel No. 59281 - 470615, South Taylor Dr. possible development opportunity.

Motion by John Belanger, second by Todd Wolf, all ayes.

9. ADJOURN

9.1 Motion to adjourn meeting - Motion by John Belanger, second by Todd Wolf, all ayes.