

EIGHTEENTH REGULAR COMMON COUNCIL MEETING MINUTES - 6: 00 PM (Monday, December 21, 2015)Generated by Susan Richards on Tuesday, December 22, 2015

Members presentRoman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele - 16.

Meeting called to order at 6: 00 p.m.

1. OPENING OF MEETING

1.1 PLEDGE OF ALLEGIANCE

1.2 CHRISTMAS PROGRAM - "SOULSTICE"

1.3 ROLL CALL

1.4 APPROVAL OF MINUTESMOTION TO APPROVE MINUTES

Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

1.5 RESIGNATIONS - None

1.6 MAYOR'S APPOINTMENTS - Ald. Lessard/Chair of Law and Licensing; Ald. Wolf/Vice Chair of Law and Licensing; Ald. Thiel/Chair of Public Protection and Safety; Ald. Lessard and Ald. Thiel/Strategic Fiscal Planning; Rich and Carolyn Miesfeld to Mayor's International Committee. LIES OVER

1.7 CONFIRMATION OF MAYOR'S APPOINTMENTS - BID DISTRICT, GREEN TIER LEGACY COMMUNITY GOALS, MEAD LIBRARY BOARD OF TRUSTEES, ELECTION INSPECTORS
MOTION TO CONFIRM

Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

1.8 PUBLIC FORUM - None

1.9 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 Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

2.2 R. O. No. 226 - 15 - 16 by the City Clerk granting various licenses. ACCEPT AND FILE

Resolution:

MOTION TO 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 Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

2.3 R. O. No. 227 - 15 - 16 by the City Plan Commission to whom was referred R. O. No. 219 - 15 - 16 by the City Clerk submitting a communication from Gorman & Co., Inc., requesting the rezone be extended until Sept. 30, 2016, for 1238 Geele Ave. - Washington School; recommends approval of the document. ACCEPT AND FILE

Resolution:

MOTION TO 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 Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

2.4 R. O. No. 228 - 15 - 16 by the City Plan Commission to whom was referred Res. No. 104 - 15 - 16 by Ald. Belanger authorizing accepting 1222 N. 10 th St. for \$1.00 for rehabilitation and re-sale from the Jack Schumacher Trust; recommends that the Resolution be passed. ACCEPT AND FILE AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND FILE AND PASS RESOLUTION

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

Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

2.5 R. C. No. 227 - 15 - 16 by Public Protection and Safety to whom was referred Com. No. 4 - 15 - 16 from Russell Rejholec stating his concerns about the traffic lights at the intersection of Taylor Dr. and Superior Ave.; recommends that the document be filed. ACCEPT AND ADOPT TO FILE DOCUMENT

Resolution:

MOTION TO ACCEPT AND ADOPT AND FILE DOCUMENT

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

Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

2.6 R. C. No. 229 - 15 - 16 by Public Protection and Safety to whom was referred R. O. No. 215 - 15 - 16 by the Fire Chief submitting his quarterly report for 7 / 1 / 15 - 9 / 30 / 15 ; recommends that the document be accepted and placed on file. ACCEPT AND ADOPT

Resolution:

MOTION TO 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 Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

2.7 R. C. No. 230 - 15 - 16 by Law and Licensing to whom was referred R. O. No. 220 - 15 - 16 by the City Clerk various license applications; recommends that the document be accepted and adopted. ACCEPT AND ADOPT

Resolution:

MOTION TO 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 Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

2.8 R. C. No. 232 - 15 - 16 by Finance to whom was referred Res. No. 112 - 15 -

16 by Ald. Hammond committing Fund Balances in accordance with Res. No. 121 - 12 - 13 (reference to Combined Dispatch); recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION
Resolution:
MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION

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

Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

2.9 R. C. No. 233 - 15 - 16 by Finance to whom was referred Res. No. 113 - 15 - 15 by Ald. Hammond committing Tourism funds to Wildwood Baseball Park; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION
Resolution:
MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION

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

Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

2.10 R. C. No. 236 - 15 - 16 by Public Works to whom was referred Res. No. 116 - 15 - 16 by Ald. Belanger executing a one-year lease for the agricultural property in the Tn. of Wilson; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION
Resolution:
MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION

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

Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne

Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

2.11 R. C. No. 237 - 15 - 16 by Public Works to whom was referred R. O. No. 224 - 15 - 16 and Res. No. 117 - 15 - 16 by Ald. Belanger entering into contract with Stantec Consulting Services, Inc., for providing professional skate park design services. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION

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

Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

2.12 R. C. No. 238 - 15 - 16 by Salaries and Grievances to whom was referred Res. No. 119 - 15 - 16 by Ald. Donohue clarifying how Human Resources Dept. procedures will be applied to certain employees whose employment are being transferred to Sheboygan County as a result of combined dispatch; recommends that the attached Substitute Resolution be passed. ACCEPT AND ADOPT AND PASS SUBSTITUTE RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS SUBSTITUTE RESOLUTION

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

Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

3. REPORTS OF OFFICERS

3.1 R. O. No. 229 - 15 - 16 by the City Clerk submitting a Certified Survey Map (surveyed for Polar Ware VS, LLC) for N. 15 th St. The owner is dedicating and the City is accepting land for public street purposes. ACCEPT AND FILE

3.2 R. O. No. 230 - 15 - 16 by the City Plan Commission to whom was referred Gen. Ord. No. 41 - 15 - 16 by Ald. VanderWeele and Draughon amending the City's Future Land Use Map of the Comprehensive Plan to change the Land Use Classification of property located along N. 17 th St. from Employment to Multi-Family Residential Classification; recommends that the Ordinance be passed. LIES OVER TO JANUARY 4 TH

3.3 R. O. No. 231 - 15 - 15 by the City Plan Commission to whom was referred Gen. Ord. No. 40 - 15 - 16 by Ald. VanderWeele and Draughon and R. O. No. 205 - 15 - 16 by the City Clerk amending the City's Zoning Map to change the Use District Classification of property located at 1560 N. 17 th St. from Class UI Urban Industrial to Class UR- 12 Urban Residential Classification; recommends that the Ordinance be passed. LIES OVER TO JANUARY 4 TH

3.4 R. O. No. 233 - 15 - 16 by the City Clerk submitting a communication from Alexis Torres requesting a waiver from the Sex Offender Residency restrictions in order to live at 2205 N. 11 th St. PUBLIC PROTECTION AND SAFETY

3.5 R. O. No. 235 - 15 - 16 by the City Clerk submitting a communication from the President of Mid-Lake Softball Organization wishing to present to the Public Works Committee a plan/proposal for new scoreboards. PUBLIC WORKS

3.6 R. O. No. 234 - 15 - 16 by the Purchasing Agent submitting a summary of costs for the purchase of (5) 2016 Ford Patrol duty Utility Interceptor vehicles for the Police Dept. PUBLIC PROTECTION AND SAFETY

4. RESOLUTIONS

4.1 Res. No. 121 - 15 - 16

by Ald. Belanger accepting the dedication of certain land for street purposes. PASS RESOLUTIONMOTION TO PASS RESOLUTION and accept and file RO

Motion by John Belanger, second by Joseph Heidemann.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

4.2 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, particularly the former Pick N Save store located at 2213 Calumet Dr. FINANCE

4.3 Res. No. 124 - 15 - 16 by Ald. Carlson authorizing the Police Dept. to waive competitive bidding and enter into contract for the replace of two (2) MorphoTrak LiveScan Stations, Printer, RMS Interface and Annual Maintenance. PUBLIC PROTECTION AND SAFETY

4.4 Res. No. 123 - 15 - 16 by Ald. Carlson authorizing entering into contract for the purchase of 5 Police Dept. patrol duty Police Interceptor All wheel drive vehicles. PUBLIC PROTECTION AND SAFETY

5. REPORTS OF COMMITTEES

5.1 R. C. No. 228 - 15 - 16 by Law and Licensing to who was referred R. O. No. 197 - 15 - 16 by the City Clerk submitting various licenses; recommends that Beverage Operator's License # 0541 be denied based upon Mr. Vogel's ineligibility for the license, his record of violations related to the licensed activity and his failure to cooperate with the Committee. ACCEPT AND ADOPT TO DENYMOTION TO ACCEPT AND ADOPT TO DENY

Motion by Jodi VanderWeele, second by Susan Lessard.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

5.2 R. C. No. 231 - 15 - 16 by Finance to whom was referred R. O. No. 225 - 15 - 16 by the Dir. of Planning & Development submitting an Offer to Purchase and proposed Promissory Note from Fifth Generations, with regard to its interest in purchasing an additional 8.0 acres of land in the Sheboygan Business Center for future building expansion. ACCEPT AND ADOPT AND PASS RESOLUTIONMOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION

Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

5.3 R. C. No. 234 - 15 - 16 by Finance to whom was referred Res. No. 114 - 15 - 16 by Ald. Hammond authorizing a transfer of appropriations in the 2015 Budget (establish appropriation to return funding from Mead Library for Reserved Fund and Liability Transfer Agreement which has been terminated; for contracted legal services regarding employment; for City portion of payment to Plastics Engineering for refunded property taxes from 2012 and 2013 ; for write-off of

special charges receivables on properties foreclosed by Sheboygan County and for unemployment compensation payments; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTIONMOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION

Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

5.4 R. C. No. 235 - 15 - 16 by Finance to whom was referred Res. No. 115 - 15 - 16 by Ald. Hammond authorizing a transfer of appropriations in the 2015 Budget (establish estimated revenue and appropriation for donation received from La Verne E. Carter Estate to Mead Library to be transferred to the Everhard Forrer Trust Funds and for donation received for body cameras for the Police Dept.); recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTIONMOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION

Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

5.5 R. C. No. 239 - 15 - 16 by Finance to whom was referred Res. No. 120 - 15 - 16 by Ald. Hammond approving the terms and conditions Vacant Land Offer to Purchase, By and Between the City of Sheboygan and John Michael Kohler Arts Center, Inc., and/or its assigns; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTIONMOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION

Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

6. NOTICE TO DISCHARGE PUBLIC WORKS COMMITTEE

6.1 Motion to Discharge the Public Works Committee regarding Res. No. 118 - 15 - 16 by Ald. Belanger.Motion to Discharge

Motion by John Belanger, second by Joseph Heidemann.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

6.2 Res. No. 118 - 15 - 16 by Ald. Belanger authorizing executing a Consent to Sublease of a Ground Lease and subsequent leaseback of property at the Sheboygan Police Dept., involving Northeast Communications of Wisconsin, Incorporated ("Nsight") and Vertical Bridge Towers, LLC ("VB Towers"). PASS RESOLUTION
MOTION TO PASS RESOLUTION

Motion by John Belanger, second by Joseph Heidemann.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

7. OTHER MATTERS RECEIVED AFTER AGENDA WAS PUBLISHED

7.1 R. O. No. 232 - 15 - 16 by the City Clerk submitting various license applications. LAW AND LICENSING

8. ADJOURN

8.1 Motion to adjourn meeting
MOTION TO ADJOURN

Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Job Hou-Seye, Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele