

SIXTEENTH REGULAR COMMON COUNCIL MEETING AGENDA - 6:00 PM

"THE BIGGEST COMMUNICATION PROBLEM IS WE DO NOT LISTEN TO UNDERSTAND.....WE LISTEN TO REPLY"

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Notice of the 16th meeting of the 2015-2016 Common Council at 6:00 p.m., MONDAY, November 16, 2015, 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 - Ald. Jodi VanderWeele, Rebecca Clarke from Sustainable Task Force

ATTACHMENT: RESIGNATION - ALD. VANDERWEELE.pdf

ATTACHMENT: RESIGNATION - CLARKE.pdf

1.5 MAYOR'S APPOINTMENTS

ATTACHMENT: APPOINTMENT KUCKUK.pdf

ATTACHMENT: APPOINTMENT - YANG.pdf

1.6 PROGRAM - Dogs2DogTags

1.7 PUBLIC FORUM

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.

2.2 An R. O. by the City Clerk submitting license which has already been issued. ACCEPT AND FILE

ATTACHMENT: ALREADY ISSUE LICENSE.pdf

2.3 An R. O. by the City Clerk granting various licenses. ACCEPT AND FILE

ATTACHMENT: GRANTED RO.pdf

2.4 A Resolution by Ald. VanderWeele and Draughon directing a public hearing to be held in connection with change of the City's Official Zoning Map for

property located at 1560 N. 17th St. PASS RESOLUTION

ATTACHMENT: PUBLIC HEARING RES.pdf

2.5 An R. C. by Finance to whom was referred R. O. No. 195-15-16 by the City Clerk submitting the Tax Levy Certification for the 2015-2016 School Year for the Kohler School District; recommends that the document be accepted and placed on file. ACCEPT AND ADOPT.

ATTACHMENT: RO 195.pdf

2.6 An R. C. by Finance to whom was referred R. O. No. 196-15-16 by the City Clerk submitting the Tax Levy Certification for Lakeshore Technical College for the 2015-2016 School Year; recommends that the document be accepted and placed on file. ACCEPT AND ADOPT.

ATTACHMENT: RO 196.pdf

2.7 An R. C. by Public Works to whom was referred R. O. No. 202-15-16 by the City Clerk submitting a communication from Scott Lewandoske requesting a non-removable flag holder be placed next to the gravestone of Charles A. Born in Wildwood Cemetery; recommends that the document be accepted and placed on file. ACCEPT AND FILE

ATTACHMENT: RO 202.pdf

2.8 An R. C. by Law and Licensing to whom was referred, pursuant to R. O. No. 197-15-16 by the City Clerk submitting various licenses; recommends that the licenses be granted with various caveats. ACCEPT AND ADOPT

ATTACHMENT: PURS RO 197.pdf

2.9 An R. C. by Finance to whom was referred Res. No. 94-15-16 by Ald. Hammond authorizing the Mayor's International Committee to enter into contracts as necessary to stage the performance of the UW Badger Band at the Urban Middle School on April 4, 2016; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: Res 94.pdf

2.10 An R. C. by Finance to whom was referred R. C. Nos. 131, 132, 133, 144, 145, 146, 147-15-16 regarding the 5 standing committees' recommendations on the 2016 Budget; recommends that the documents be placed on file. ACCEPT AND ADOPT TO FILE

ATTACHMENT: FINANCE RC 131.pdf

2.11 An R. C. by Salaries and Grievances to whom was referred Res. No. 97-15-16 by Ald. Donohue authorizing entering into an agreement with Diversified Benefit Services, Inc., to administer the Flexible Benefit Plan for the period January 1, 2016 through December 31, 2016; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: RES 97.pdf

2.12 An R. C. by Salaries and Grievances to whom was referred Res. No. 98-15-16 by Ald. Donohue authorizing the City to enter into contract for obtaining medical Stop-Loss Insurance, with Sun Life; recommends that the

Resolution be passed. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: Res 98.pdf

2.13 An R. C. by Salaries and Grievances to whom was referred Res. No. 99-15-16 by Ald. Donohue authorizing the City to enter into contract with Sun Life Stop-Loss Insuarnace Coverage effective January 1, 2016; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: Res 99.pdf

2.14 An R. C. by Salaries and Grievances to whom was referred Res. No. 100-15-16 by Ald. Donohue authorizing entering into contract with United Health Care (UMR) to provide administration services for the City's medical health benefit plan for calendar year 2016; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: Res 100.pdf

2.15 An R. C. by Salaries and Grievances to whom was referred Res. No. 101-15-16 by Ald. Donohue authorizing entering into contract with Delta Dental to administer dental benefit plan services for the City for calendar year 2016; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: RES 101.pdf

2.16 An R. C. by Public Protection and Safety to whom ws referred Res. No. 96-15-16 by Ald. Carlson authorizing executing the Joint Powers Agreement for Sheboygan County and City of Sheboygan 911 Emergency Systems; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: RES 96.pdf

2.17 An R. C. by Public Protection and Safety to whom was referred Gen. Ord. No. 35-15-16 by Ald. Carlson repealing and recreating Sec. 26-1008 of the Municipal Code relating to certification of compliance with Clearwater requirements to conform with changes to the state statutes; recommends that the Ordinance be passed. ACCEPT AND ADOPT AND PASS THE ORDINANCE.

ATTACHMENT: GO 35.pdf

2.18 An R. C. by Public Works to whom was referred Gen. Ord. No. 36-15-16 by Ald. Heidemann amending the Municipal Code relating to sewers and sewerage disposal; recommends that the Ordinance be passed. MOTION TO ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: GO 36.pdf

### **3. COMMUNICATIONS**

3.1 A Communication from Russell Rejholec stating his concerns about the traffic lights at the intersection of Taylor Dr. and Superior Ave. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Rejholec.pdf

### **4. REPORTS OF OFFICERS**

4.1 An R. O. by the City Clerk submitting an application for an amendment of the Official Zoning Map for the City of Sheboygan from Brinshore Development,

LLC, for property in the general vicinity of 1560 N. 17th St. CITY PLAN COMMISSION

ATTACHMENT: REZONE RO.pdf

4.2 An R. O. by the City Clerk submitting a claim from Rosemary Mallmann for alleged injuries when she fell and sprained her ankle at the intersection on Carmen Ave. where there was construction. FINANCE

ATTACHMENT: MALLMANN.pdf

4.3 An R. O. by the City Clerk submitting a communication from Optum who represents Network Health, which provides benefits on behalf of its covered patient for injuries sustained while on our premises on 7/17/15. The Plan is subrogated to the patient's right of recovery and may seek reimbursement for benefits the plan may provide. FINANCE

ATTACHMENT: OPTUM.pdf

4.4 An R. O. by the City Clerk submitting a claim from Douglas Leppanen for alleged injuries when he was cycling westbound on bike path under the 14th St. Bridge and got caught up in construction netting. FINANCE

ATTACHMENT: LEPPANEN.pdf

4.5 An R. O. by the City Clerk submitting a communication from the Sheboygan Area School District submitting their approved Tax Levy for the 2015-2016 school year. FINANCE

ATTACHMENT: RO SASD.pdf

4.6 An R. O. by the City Clerk submitting communication from Luis Alberto Santillan requesting a waiver from the Sex Offender Residency restrictions in order to live at 1415 Jefferson Ave. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: SANTILLAN.pdf

4.7 An R. O. by the City Clerk submitting a communication from Lane Brian Baxter requesting a waiver from the Sex Offender Residency restrictions in order to live at 2423 N. 23rd st. which he intends to buy. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: UPDATED BAXTER.pdf

4.8 An R. O. by the Fire Chief submitting his quarterly report for the department for 7/1/15 through 9/30/15. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: RO FIRE CHIEF REPORT.pdf

## **5. RESOLUTIONS**

5.1 A Resolution by Ald. Hammond, Kath, Carlson, Donohue and Wolf authorizing Purchasing Agent to enter into contract for Assessment Services for the City of Sheboygan. LIES OVER

ATTACHMENT: 16res2.doc

5.2 A Resolution by Ald. Hammond approving the terms and conditions of the Contract for Sale of Land by and between the City of Sheboygan and Eighth Street Housing Corporation. FINANCE

ATTACHMENT: CONTRACT FOR SALE OF LAND.pdf

ATTACHMENT: Disbursing Agreement - Eighth Street Sheb. Housing.pdf

## **6. REPORTS OF COMMITTEES**

6.1 An R. C. by Com. of the Whole to whom was referred Res. No. 93-15-16 by Ald. Carlson and Belanger drafting necessary ordinances, resolutions and regulations so as to eliminate the position of Chief Administrative Officer effective August 23, 2016 and shift duties and responsibilities of the Chief Administrative Officer to the Mayor, Finance Director, and Comptroller/City Treasurer; recommends that the document be placed on file. ACCEPT AND ADOPT TO FILE DOCUMENT

ATTACHMENT: RES 93.pdf

6.2 An R. C. by Com. of the Whole to whom was referred Gen. Ord. No. 33-15-16 by Ald. Carlson and Belanger re-establishing the salary schedule for the office of alderperson commencing in council year 2017-2018; recommends that the document be placed on file. ACCEPT AND ADOPT TO FILE DOCUMENT

ATTACHMENT: GO 33.pdf

6.3 An R. C. by Law and Licensing to whom was referred, pursuant to R. O. No. 168-15-16 by the City Clerk various license applications; recommends that Beverage Operator License application #0925 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

ATTACHMENT: PURS TO RO 168.pdf

6.4 An R. C. by Law and Licensing to whom was referred R. O. No. 168-15-16 by the City Clerk submitting various licenses; recommends that Beverage Operator License application #0919 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 TO DENY

ATTACHMENT: RO 168.pdf

6.5 An R. C. by Finance to whom was referred Res. No. 95-15-16 by Ald. Hammond authorizing a transfer of appropriations in the 2015 Budget (establish appropriation for 8th St. bridge accident repairs and funding for engineering cylinder repairs; establish revenue and appropriation for damage fees received and establish revenue and appropriation for EAB Urban Forestry Grant from the DNR); recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res 95.pdf

6.6 An R. C. by Committee of the Whole to whom was referred Charter Ord. No. 1-15-16 by Ald. Carlson and Belanger (being subject to the home rule provisions of sec. 66.0101 of the Wisconsin Statutes) to reduce the number of alderpersons in the City of Sheboygan from 16 to 10 by the 2017-2018 council year; recommends that the attached Substitute Charter Ordinance be passed. ACCEPT AND ADOPT AND PASS SUBSTITUTE CHARTER ORDINANCE

ATTACHMENT: SUB Charter Ord..pdf

6.7 An R. C. by Finance to whom was referred Res. No. 88-15-16 by Ald. Hammond, Carlson, Donohue and Wolf ordering the 2016 Budget appropriations for the City of Sheboygan funds; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res 88.pdf

6.8 An R. C. by Finance to whom was referred Res. No. 89-15-16 by Ald. Hammond, Kath, Carlson, Donohue and Wolf ordering the 2016 Budget appropriations and the 2015 Tax Levy for use during the calendar year 2016; recommends that the attached Substitute Resolution be passed. ACCEPT AND ADOPT AND PASS SUBSTITUTE RESOLUTION

ATTACHMENT: RES 89 LG DOC.pdf

6.9 An R. C. by Public Protection and Safety to whom was referred Gen. Ord. No. 34-15-16 by Ald. Carlson creating commuter impacted parking on the east side of N. 12th St. between North Ave. and School Ave.; recommends that the Ordinance be passed. LIES OVER

ATTACHMENT: GO 34.pdf

6.10 An R. C. by the Com. of the Whole requesting that Strategic Fiscal Planning Committee review the City's current committee structures and report back to the Council at the first Council meeting in March of 2016. STRATEGIC FISCAL PLANNING

ATTACHMENT: RC WHOLE COMMITTEES.pdf

## **7. ORDINANCES**

7.1 An Ordinance by Ald. Donohue, Heidemann, Hammond, Bohren and Kath amending the Municipal Code so as to modify the current Part-Time Activity Coordinator/Volunteer Manager and create the job description for the Senior Activity Assistant Supervisor in the Senior Activity Center. LIES OVER

ATTACHMENT: GO SENIOR.pdf

7.2 An Ordinance by Ald. Donohue, Hammond, Bohren, Heidemann and Kath amending the Municipal Code so as to delete and add a position in the Dept. of Public Works Table of Organization. LIES OVER

ATTACHMENT: GO DPW TO.pdf

7.3 An Ordinance by Ald. Donohue, Hammond, Bohren, Heidemann and Kath amending the Municipal Code so as to add and delete various positions in the Police Dept.'s Table of Organization. LIES OVER

ATTACHMENT: GO - Police.pdf

7.4 An Ordinance by Ald. VanderWeele and Draughon amending the Official Zoning Map to change Use District Classification of property located at 1560 N. 17th St. from Class UI Urban Industrial to Class UR-12 Urban Residential Classification. CITY PLAN COMMISSION

ATTACHMENT: ORDINANCE REZONE.pdf

## **8. MATTERS LAID OVER**

8.1 R. O. No. 178-15-16 by the Chief Administrative Officer submitting

listing of the Estimated Unreserved Fund Balance at 12/31/15 and outstanding debt as of 12/31/15. ACCEPT AND FILE

ATTACHMENT: RO 178.pdf

8.2 Res. No. 92-15-16 by Ald. Hammond, Kath, Donohue and Wolf authorizing transfer of appropriations in 2015 Budget (establish revenue and appropriation for US Dept. of Housing and Urban Development Community Development Block Grant funding). PASS RESOLUTION

ATTACHMENT: RES 92.pdf

**9. OTHER MATTERS RECEIVED AFTER AGENDA WAS PUBLISHED**

9.1 An R. O. by the City Clerk submitting various license applications. LAW AND LICENSING

ATTACHMENT: REFERRED LICENSES.pdf

9.2 An R. O. by the City Clerk submitting the Sheboygan County Apportionment sheets for 2015 levying of taxes. FINANCE

ATTACHMENT: RO SHEBOYGAN CTY APPORTIONMENT.pdf

9.3 An R. O. by the City Clerk submitting a Notice of Injury or Circumstances for Braden J. Scheele, minor son of Brian J. Scheele and Faith C. Danbrova. FINANCE

ATTACHMENT: NOTICE OF INJURY OR CIRCUMSTANCES.pdf

9.4 A Resolution by Ald. Belanger accepting 1222 N. 10th St. for \$1.00 for rehabilitation and re-sale from the Jack Schumacher Trust. CITY PLAN COMMISSION

ATTACHMENT: 1222 N 10th St.pdf

**10. ADJOURN**

10.1 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