

THIRTEENTH REGULAR COMMON COUNCIL MEETING MINUTES - 6: 00 PM (Monday, October 5, 2015) Generated by Susan Richards on Tuesday, October 6, 2015 Members present Roman Draughon, Todd Wolf, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele - 12 . Members excused Jim Bohren, Darryl Carlson, Mike Damrow, Job Hou-Seye - 4 .

Meeting called to order at 6: 00 PM

1. OPENING OF MEETING

1.1 ROLL CALL

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES MOTION TO APPROVE MINUTES Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

1.4 RESIGNATIONS - Ald. Carlson from Mead Library Bd. of Trustees MOTION TO ACCEPT AND FILE Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

1.5 MAYOR'S APPOINTMENTS - None

1.6 PUBLIC FORUM - None

1.7 MAYOR'S ANNOUNCEMENTS

2. HEARINGS

2.1 Hearing No. 3 - 15 - 16 to amend the City's Zoning Map to establish the Use District Classification of recently annexed property located north of Weeden Creek Rd. and west of I- 43. MOTION TO CLOSE HEARING No one appeared to speak on the above hearing and on motion by Don Hammond, second by John Belanger, the hearing was declared closed.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

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.

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 Draughton, Todd Wolf, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

3.2 R. O. No. 161 - 15 - 16 by the City Clerk granting various license applications. 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 Draughton, Todd Wolf, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

3.3 R. O. No. 162 - 15 - 16 by City Plan Commission to whom was referred Res. No. 55 - 15 - 16 and R. C. No. 115 - 15 - 16 approving project plan for Tax Incremental District No. 16 ; recommends 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 Draughton, Todd Wolf, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

3.4 R. O. No. 163 - 15 - 16 by City Plan Commission to whom was referred Gen. Ord. No. 27 - 15 - 16 and R. O. No. 154 - 15 - 16 submitting communication from Garry Schaal requesting an encroachment in order to build and maintain a fence; recommends that the Ordinance be passed. ACCEPT AND FILE AND PASS ORDINANCE

Resolution:

MOTION TO ACCEPT AND FILE AND PASS ORDINANCE 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 Draughton, Todd Wolf, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

3.5 R. O. No. 164 - 15 - 16 by City Plan Commission to whom was referred Gen. Ord. No. 28 - 15 - 16 and R. O. No. 153 - 15 - 16 submitting communication from Balance on 8 th LLC requesting an encroachment to install and maintain an AC unit near their store. ACCEPT AND FILE AND PASS ORDINANCE

Resolution:

MOTION TO ACCEPT AND FILE AND PASS ORDINANCE 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 Draughton, Todd Wolf, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

3.6 Res. No. 78 - 15 - 16 by Ald. Carlson authorizing application for 2016 Wis. Justice System Improvement, Beat Patrol Grant Solicitation. PASS RESOLUTION

Resolution:

MOTION TO 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, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

3.7 R. C. No. 164 - 15 - 16 by Law and Licensing to whom was referred R. O. No. 131 - 15 - 16 by the City Clerk submitting license applications; recommends granting various licenses (Hoffman). 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, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

3.8 R. C. No. 165 - 15 - 16 by Law and Licensing to whom was referred R. O. No. 157 - 15 - 16 by the City Clerk, submitting license applications; recommends that the licenses be granted (Boldt). 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, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

#### 4. REPORTS OF OFFICERS

4.1 R. O. No. 165 - 15 - 16 by the Purchasing Agent submitting a Request for Proposals for consulting services related to a programming and space needs analysis for the City Hall Structure with Bray Architects submitting the only proposal with a cost not to exceed \$18,500. ACCEPT AND FILE

4.2 R. O. No. 166 - 15 - 16 by the City Clerk submitting a Summons and Complaint in the matter of Wells Fargo Bank, N. A. v The Estate of Delores A. Heinen, Deceased et al. FINANCE

4.3 R. O. No. 167 - 15 - 16 by the City Clerk submitting a Summons and Complaint in the matter of APEX II, LLC v Christine R. Grunow et al. FINANCE

4.4 R. O. No. 169 - 15 - 16 by the City Clerk submitting a communication from James L. Brown requesting a waiver from the Sex Offender Residency restrictions in order to live at 2007 Folger Ct. PUBLIC PROTECTION AND SAFETY

4.5 R. O. No. 170 - 15 - 16 by the City Clerk submitting a communication from Lane B. Baxter requesting a waiver from the Sex Offender Residency restrictions in order to live at 1403 Greenfield Ave. PUBLIC PROTECTION AND SAFETY

4.6 R. O. No. 171 - 15 - 16 by the City Clerk submitting a communication from

Kenneth Peitzmeier requesting a waiver from the Sex Offender Residency restrictions in order to live at 1702 N. 11 th St. PUBLIC PROTECTION AND SAFETY 4.7 R. O. No. 172 - 15 - 16 by the City Clerk submitting a Petition from Dale Kuhn and his neighbors on Cherry Lane requesting the posting of impact parking for the 1100 block of Cherry Lane. PUBLIC PROTECTION AND SAFETY 4.8 R. O. No. 173 - 15 - 16 by the Purchasing Agent submitting bids for the replacement of commercial heating equipment at the Shoreline Metro Building. TRANSIT

#### 5. RESOLUTIONS

5.1 Res. No. 79 - 15 - 16 by Ald. Belanger authorizing entering into contract with Bray Architects for consulting services related to a programming and space needs analysis for City Hall. SUSPEND AND PASS RESOLUTION MOTION TO SUSPEND AND PASS THE RESOLUTION and ACCEPT AND FILE RO

4.1 Motion by John Belanger, second by Don Hammond.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

5.2 Res. No. 80 - 15 - 16 by Ald. Donohue applying certain changes to the City's Medical Benefit Plan and Dental Benefit Plan to represented employees in the Sheboygan Professional Police Officers' Supervisory Association, the Sheboygan Professional Police Officers' Association and the International Association of Firefighters Local 483 effective for calendar year 2016 coverage, and establishing the monthly premium equivalent rates effective for January 2016 coverage and thereafter. PASS RESOLUTION MOTION TO PASS RESOLUTION Motion by Mary Lynne Donohue, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

5.3 Res. No. 81 - 15 - 16 by Ald. Hammond authorizing a transfer of appropriations in the 2015 Budget (establish appropriation for Cable TV Equipment and IT Equipment). FINANCE

5.4 Res. No. 82 - 15 - 16 by Ald. Hammond approving the terms and conditions of the Contract for Lease of Land, and accompanying Ground Lease, between the City of Sheboygan and PAJA Properties, LLC. FINANCE

5.5 Res. No. 84 - 15 - 16 by Ald. Carlson authorizing entering into contract with Tapco for Parking and Revenue Control System for Lot

#### 14. TRANSIT

5.6 Res. No. 83 - 15 - 16 by Ald. Hammond to authorize a transfer of appropriations in the 2015 Budget (establish appropriation for Parking and Revenue Control System, Lot 14 Equipment). FINANCE

5.7 Res. No. 85 - 15 - 16 by Ald. Carlson authorizing entering into contract for the replacement of 3 commercial unit heaters and one waste oil furnace in the shop and storage area of Shoreline Metro Building. TRANSIT

#### 6. REPORTS OF COMMITTEES

6.1 R. C. No. 166 - 15 - 16 by Law and Licensing to whom was referred R. O. No. 108 - 15 - 16 by the City Clerk submitting various license applications; recommends that Beverage Operator's License # 9294 be denied based upon her failure to accurately reveal all relevant convictions on her application, her record of violations related to the licensed activity, and her record as a repeat law violator. ACCEPT AND ADOPT MOTION TO ACCEPT AND ADOPT TO DENY - Monica Torres spoke to the Council along with her Manager from the Petrol Center/Superior Discount Liquor. Motion by Jodi VanderWeele, second by Susan

Lessard.

Final Resolution:

Motion Passes Aye: Julie Kath, Bryan Bitters, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele  
Nay: Roman Draughon, Todd Wolf, John Belanger

7. MATTERS LAID OVER

7.1 R. O. No. 147 - 15 - 16 by City Plan Commission to whom was referred Gen. Ord. No. 18 - 15 - 16 by Ald. Belanger amending the City's Zoning Map to establish the Use District Classification of recently annexed property located north of Weeden Creek Rd. and west of I- 43. ACCEPT AND FILE AND PASS ORDINANCE MOTION TO ACCEPT AND FILE AND PASS ORDINANCE Motion by John Belanger, second by Don Hammond.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

8. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

8.1 R. O. No. 168 - 15 - 16 by the City Clerk submitting various license applications. LAW AND LICENSING

9. CLOSED SESSION

9.1 A MOTION TO CONVENE IN CLOSED SESSION under the exemption contained in Sec. 19.85 (1)(e), Wis. Stats. for the purpose of deliberating the possible sale of public property where competitive and bargaining reasons require a closed session related to the Schuchardt property. MOTION TO CONVENE IN CLOSED SESSION Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele

10. ADJOURN

Action:

10.1 Motion to adjourn Motion to adjourn Motion by Don Hammond, second by John Belanger.

Final Resolution:

Motion Passes Aye: Roman Draughon, Todd Wolf, Julie Kath, Bryan Bitters, John Belanger, Mary Lynne Donohue, Don Hammond, Joseph Heidemann, Mark Hermann, Susan Lessard, Bill Thiel, Jodi VanderWeele