

TWELFTH REGULAR COMMON COUNCIL MEETING AGENDA - 6:00 PM

"LEADERS BECOME GREAT, NOT BECAUSE OF THEIR POWER BUT BECAUSE OF THEIR ABILITY TO EMPOWER OTHERS." ~John Maxwell

Notice of the 12th meeting of the 2015-2016 Common Council at 6:00 p.m., MONDAY, September 21, 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 ROLL CALL

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES

1.4 RESIGNATIONS

1.5 MAYOR'S APPOINTMENTS

1.6 CONFIRMATION OF MAYOR'S APPOINTMENTS - Roman Draughon to Mayor's International Committee and Sustainable Sheboygan Task Force, Jennifer Conrardy to Sustainable Sheboygan Task Force and Rick Scroggins to Business Improvement District.

ATTACHMENT: Conrardy.pdf

ATTACHMENT: Scroggins.pdf

ATTACHMENT: Ald. Draughon.pdf

1.7 ELECTION OF BOARD OF WATERWORKS COMMISSIONER

ATTACHMENT: MARK HEINZ.pdf

1.8 PUBLIC FORUM

1.9 MAYOR'S ANNOUNCEMENTS - Acuity's Anniversary

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 City Clerk granting various license applications. ACCEPT AND FILE.

ATTACHMENT: Updated granted RO.pdf

2.3 An R. O. by City Plan Commission to whom was referred G. O. No. 24-15-16 by Ald. Donohue and Hou-Seye and R. O. 128-15-16 by City Clerk submitting a communication from Anthony Merritt, Project Manager of HSA Bank; Division of Webster Bank, requesting an encroachment permitting a new monument sign to be located in the City of Sheboygan N. 7th St. right-of-way (tenant in US Bank

building; recommends approval of the General Ordinance and R.O. ACCEPT AND FILE AND PASS THE ORDINANCE.

ATTACHMENT: GO 24.pdf

2.4 An R. O. by City Plan Commission to whom was referred R. O. 129-15-16 by City Clerk submitting a request from Chad Pelishek, Director of Planning and Development, of a Reciprocal Easement Agreement between the US Bank National Association and the City of Sheboygan; recommends approval of the R.O. ACCEPT AND FILE.

ATTACHMENT: RO 129.pdf

2.5 An R. O. by City Plan Commission to whom was referred R. O. 127-15-16 by City Clerk submitting a communication from State of Wisconsin Department of Natural Resources regarding a Notice of Proposed Solid Waste Disposal Facility Proposed Twin Oaks (Kohler Co.) Landfill Expansion; recommends accepting and filing the R. O. ACCEPT AND FILE.

ATTACHMENT: RO 127.pdf

2.6 An R. O. by Finance to whom was referred R. O. 130-15-16 by the City Clerk submitting a Petition, Notice, and List of Tax Liens of Sheboygan being foreclosed in the matter of the Foreclosure of Tax Liens under Wis. Stats. 75.521 by Sheboygan County, list of Tax Liens for 2008, 2009, 2010, and 2011; recommends that the document be accepted and placed on file. ACCEPT AND ADOPT.

ATTACHMENT: RC Foreclosure of Tax Liens.pdf

2.7 An R. C. by Finance to whom was referred Res. No. 75-15-16 by Ald. Belanger approving a project plan for a tax incremental district, describing the boundaries thereof and creating Tax Incremental District No. 16, City of Sheboygan, Wisconsin; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: RC Tax Incremental District No 16.pdf

2.8 An R. C. by Finance to whom was referred Res. No. 73-15-16 by Ald. Hammond authorizing Purchasing Agent to request proposals to outsource the Assessor's office duties and functions; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: RC Assessor s office.pdf

2.9 An R. C. by Finance to whom was referred Res. No. 68-15-16 by Ald. Hammond authorizing entering into agreement with SmithGroup JJR for a wave surge mitigation study for the Harbor Centre Marina; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: RC SmithGroup JJR.pdf

2.10 An R. C. by Law and Licensing to whom was referred, pursuant to R. O. No. 131-15-16 by the City Clerk, license applications for the period ending December 31, 2015 and June 30, 2017; recommends that the following licenses be granted with various caveats. ACCEPT AND ADOPT.

ATTACHMENT: RC licenses.pdf

2.11 An R. C. by Public Works to whom was referred Com. No. 3-15-16 from Robert Theis regarding his concerns about the condition of Franklin Park; recommends that the document be accepted and placed on file. ACCEPT AND ADOPT.

ATTACHMENT: RC Franklin Park.pdf

2.12 An R. C. by Public Works to whom was referred Gen. Ord. No. 26-15-16 by Ald. Belanger amending various sections of the City's Industrial Pretreatment Program so as to incorporate certain changes to Wisconsin Admin. Code NR 211 relating to general pretreatment requirements; recommends that the Ordinance be passed. ACCEPT AND ADOPT AND PASS THE ORDINANCE.

ATTACHMENT: RC Pretreatment Program.pdf

2.13 An R. C. by Public Protection and Safety to whom was referred Gen. Ord. No. 25-15-16 by Ald. Carlson repealing and recreating various sections of the Municipal Code so as to clarify licensing regulations related to weights and measures; recommends that the Ordinance be passed. ACCEPT AND ADOPT AND PASS THE ORDINANCE.

ATTACHMENT: RC weights and measures.pdf

2.14 An R. C. by Public Protection and Safety to whom was referred R. O. 133-15-16 by the City Clerk submitting a communication from Charles Burke requesting that signs be placed to notify the public to slow down from both directions near his home as he is visually impaired and wishes to cross the street safely; recommends approval of the signage requests. ACCEPT AND ADOPT.

ATTACHMENT: RC Charles Burke.pdf

2.15 An R. C. by Public Protection and Safety to whom was referred Res. No. 76-15-16 by Alderperson Carlson establishing an Emergency Planning and Preparedness Committee; recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: RC Emergency Planning and Preparedness.pdf

3. REPORTS OF OFFICERS

3.1 An R. O. by Purchasing Agent submitting an evaluation of Request for Proposal #1847-15 received for providing Fire Department Emergency Medical Services (EMS) billing and collection services for the calendar years 2015-2020. SUSPEND AND ACCEPT AND FILE.

ATTACHMENT: RO - PROP. #1847.pdf

3.2 An R. O. by City Plan Commission to whom was referred Res. No. 72-15-16 by Ald. Thiel approving the Capital Improvements Program recommended by the Capital Improvements Commission, for the program period of 2016 and adopting the program for implementation; recommends approval of the Resolution. ACCEPT AND FILE AND PASS THE RESOLUTION.

ATTACHMENT: RES 72.pdf

3.3 An R. O. by City Plan Commission to whom was referred Gen. Ord. No. 18-15-16 by Ald. Belanger amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to establish the Use District Classification of recently annexed property located north of Weeden Creek Road and east of I-43; recommends approval of the General Ordinance. LIES OVER TO OCTOBER 5TH.

ATTACHMENT: GO 18.pdf

3.4 An R. O. by City Plan Commission to whom was referred Gen. Ord. No. 19-15-16 by Ald. Belanger amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to establish the Use District Classification of recently annexed property located west of S. Business Drive; recommends approval of the General Ordinance. LIES OVER.

ATTACHMENT: GO 19.pdf

3.5 An R. O. by City Plan Commission to whom was referred Gen. Ord. No. 20-15-16 by Ald. Belanger amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to establish the Use District Classification of recently annexed property located west of S. Business Drive; recommends approval of the General Ordinance. LIES OVER.

ATTACHMENT: GO 20.pdf

3.6 An R. O. by City Plan Commission to whom was referred Gen. Ord. No. 21-15-16 by Ald. Belanger amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to establish the Use District Classification of recently annexed property located west of S. Business Drive; recommends approval of the General Ordinance. LIES OVER.

ATTACHMENT: GO 21.pdf

3.7 An R. O. by City Plan Commission to whom was referred Gen. Ord. No. 22-15-16 by Ald. Belanger amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to establish the Use District Classification of recently annexed property located west of S. Business Drive; recommends approval of the General Ordinance. LIES OVER.

ATTACHMENT: GO 22.pdf

3.8 An R. O. by City Plan Commission to whom was referred Gen. Ord. No. 23-15-16 by Ald. Belanger amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to establish the Use District Classification of recently annexed property located west of S. Business Drive; recommends approval of the General Ordinance. LIES OVER.

ATTACHMENT: GO 23.pdf

3.9 An R. O. by the City Clerk submitting a communication from Balance on 8th LLC requesting an encroachment to place an AC unit in the right of way on St. Clair for Goodside Grocery. CITY PLAN COMMISSION

ATTACHMENT: RO encroachment AC unit.pdf

3.10 An R. O. by the City Clerk submitting a Summons and Complaint in the matter of Kristi A. Potochnik v City of Sheboygan et al. FINANCE

ATTACHMENT: SUMMONS AND COMPLAINT POTOCHNIK.pdf

3.11 An R. O. 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

ATTACHMENT: RUPNIK.pdf

3.12 An R. O. by the City Clerk submitting a communication from Jason Rogge requesting a waiver from the Sex Offender Residency restrictions in order to live at 2309 N. 11th St. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: ROGGE.pdf

3.13 An R. O. by City Clerk submitting a communication from Garry M. Schaal, owner of property at 1236 St. Clair Ave., requesting an encroachment in order to build and maintain a fence. CITY PLAN COMMISSION.

ATTACHMENT: GO Schaal encroachment.pdf

3.14 An R. O. by City Clerk submitting a communication from Tom Butzen requesting that proper signage be placed in front of his building at 1825 Erie Ave. for people to park without getting tickets for the Park's Black Belt Academy. PUBLIC PROTECTION AND SAFETY.

ATTACHMENT: RO Park s Black Belt.pdf

4. RESOLUTIONS

4.1 A Resolution by Ald. Carlson authorizing entering into contract with Intermedix Corporation for EMS Billing Services. SUSPEND AND PASS THE RESOLUTION.

ATTACHMENT: RES INTERMEDIX.pdf

5. REPORTS OF COMMITTEES

5.1 An R. C. by Finance to whom was referred Res. No. 74-15-16 by Ald. Hammond authorizing a transfer of appropriations in the 2015 Budget (establish estimated revenue and appropriation for Police State Training Aids); recommends that the Resolution be passed. ACCEPT AND ADOPT AND PASS THE RESOLUTION.

ATTACHMENT: RC Police State Training Aids.pdf

5.2 An R. C. by Law and Licensing to whom was referred, pursuant to R. O. No. 93-15-16 by the City Clerk, license applications for the period ending December 31, 2015 and June 30, 2017; recommends denying Beverage Operator's License #0857 based upon her failure to accurately reveal all relevant convictions on her license 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: #0857 DENY.pdf

5.3 An R. C. by Law and Licensing to whom was referred, pursuant to R. O. No. 93-15-16 by the City Clerk, license applications for the period ending December 31, 2015 and June 30, 2017; recommends denying Beverage Operator's License #0860 based upon his failure to accurately reveal all relevant convictions on his license 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: #0860 DENY.pdf

5.4 An R. C. by Law and Licensing to whom was referred, pursuant to R. O. No. 108-15-16 by the City Clerk, license applications for the period ending December 31, 2015 and June 30, 2017; recommends denying Taxicab Driver's

License #9884 based upon her record of violations related to the licensed activity and her record as a repeat violator. ACCEPT AND ADOPT.

ATTACHMENT: #9884 DENY.pdf

5.5 An R. C. by Law and Licensing to whom was referred, pursuant to R. O. No. 108-15-16 by the City Clerk, license applications for the period ending December 31, 2015 and June 30, 2017; recommends Beverage Operator's License #5314 be denied based upon her failure to accurately reveal all relevant convictions on her license 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: #5314 DENY.pdf

5.6 An R. C. by Law and Licensing to whom was referred R. O. No. 93-15-16 by the City Clerk, submitting license applications for the period ending December 31, 2015 and June 30, 2017; recommends denying Taxicab Driver's License #0848 based upon his failure to accurately reveal all relevant convictions on his license 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: RO 93.pdf

6. ORDINANCES

6.1 An Ordinance by Ald. Donohue and Hou-Seye granting Garry M. Schaal, his heirs and assigns, the privilege of encroaching upon described portions of N. 13th St. and St. Clair Ave. located at 1236 St. Clair Ave. in the City of Sheboygan for the purpose of building and maintaining a fence. CITY PLAN COMMISSION.

ATTACHMENT: GO Schaal encroachment.pdf

6.2 An Ordinance by Ald. Donohue & Hou-Seye granting Balance on 8th LLC the privilege of encroaching on portions of St. Clair Ave. located at 1131 N. 8th St. in order to install and maintain an AC unit. CITY PLAN COMMISSION

ATTACHMENT: GO encroachment AC unit.pdf

7. MATTERS LAID OVER

7.1 Res. No. 71-15-16 by Ald. Hammond, Carlson, Donohue & Kath authorizing transfer of appropriations in the 2015 Budget (appropriation for debt issued refinanced; estimated revenue and appropriation for City portion of State of Wis. DOA Wis. Coastal Mgmt. Program for Wave Attenuation Study at Marina). PASS RESOLUTION

ATTACHMENT: RES 71.pdf

8. OTHER MATTERS RECEIVED AFTER AGENDA WAS PUBLISHED

8.1 An R. O. by the City Clerk submitting various license applications for the period ending December 31, 2015 and June 30, 2017. LAW AND LICENSING

ATTACHMENT: Referred RO.pdf

8.2 An R. O. by the City Clerk submitting a communication from Glenn Morrival regarding special assessments that were put on his taxes and requesting the City pay for the water main damages he describes in his letter. FINANCE

ATTACHMENT: Morrival letter.pdf

9. ADJOURN

9.1 Motion to adjourn

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