

EIGHTH REGULAR COMMON COUNCIL MEETING - 6:00 PM - AMENDED AGENDA

"NEVER FORGET WHERE YOU'VE BEEN. NEVER LOSE SIGHT OF WHERE YOU'RE GOING. AND NEVER TAKE FOR GRANTED THE PEOPLE WHO TRAVEL THE JOURNEY WITH YOU." ~ Susan Gale

Notice of the 8th meeting of the 2014-2015 Common Council at 6:00 p.m., MONDAY, July 21, 2014, 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 COUNCIL APPOINTMENTS - NANCY MANNCHEN TO THE LIBRARY BOARD

ATTACHMENT: Appointment - Library Bd..pdf

1.5 CONFIRMATION OF COUNCIL APPOINTMENTS - SARAH SCHWEFEL TO THE BOARD OF MARINA, PARK AND FORESTRY COMMISSIONERS

ATTACHMENT: BD OF MARINA, PARKS & FORESTRY APPOINTMENT.pdf

1.6 WENDY SCHMITZ, DIRECTOR OF SENIOR ACTIVITY CENTER - PRESENTATION OF ANNUAL UPDATE

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 various license applications. ACCEPT AND FILE.

ATTACHMENT: 8rol.doc

2.3 An R. C. by Finance recommending filing claim from Appraisal Compliance Review, Inc./Lenders Audit, LLC, for alleged damages to their building when a sidewalk snow plow hit the building. (claim has been withdrawn). ACCEPT AND ADOPT

ATTACHMENT: RO 269 UPDATED.pdf

2.4 An R. C. by Finance recommending filing document submitting a Memo from Atty. McLean as requested by Ald. Bohren, Belanger and Heidemann regarding the

garbage fee/levy limit issue. ACCEPT AND ADOPT

ATTACHMENT: RC 363 UPDATED.pdf

2.5 An R. C. by Pub. Prot. and Safety recommending filing document from the Dir. of City Development requesting parking for various events sponsored by Sail Sheboygan and approving the requests. ACCEPT AND ADOPT

ATTACHMENT: RO 81.pdf

2.6 An R. C. by Law and Licensing recommending granting various licenses (Change of Agent). ACCEPT AND ADOPT

ATTACHMENT: Big License.pdf

2.7 An R. C. by Finance recommending authorizing a representative to file applications for financial assistance from the State of Wisconsin Environmental Improvement Fund. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 33.pdf

2.8 An R. C. by Finance recommending entering into a contract for sale of real estate with Becknell Industrial, LLC. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: UPDATED CONTRACT.pdf

2.9 An R. C. by Pub. Prot. and Safety recommending entering into contract for the replacement of the three tower roofs for Fire Station #4. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RO 82.pdf

2.10 An R. C. by Public Works recommending entering into a State/Municipal Agreement for the design and repair of the Sheboygan River Bridge. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 39-14-15.pdf

2.11 An R. C. by Public Works recommending entering into a State/Municipal Agreement for the design and construction of the South Business Dr. Bridge. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 40.pdf

2.12 An R. C. by Public Works recommending executing the contract for the sanitary sewer design for the Calumet Dr. reconstruction (Main Ave. to N. 26th St.). ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 41.pdf

2.13 An R. C. by Pub. Works recommending authorizing the emergency slope repair on Broughton Dr. as the result of major erosion. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 42.pdf

2.14 An R. C. by Public Works recommending creating a no parking, stopping or standing zone on the west side of Broughton Dr. north of Wisconsin Ave. ACCEPT

AND ADOPT AND PASS ORDINANCE

ATTACHMENT: RC - GO 18.pdf

2.15 An R. C. by Pub. Prot. and Safety recommending creating 2-hour parking limits on the east side of S. 8th St. from Bluff Ave. ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: RC - GO 19.pdf

2.16 An R. C. by Pub. Prot. and Safety recommending creating a bus stop, and banning parking, stopping or standing for authorized buses on N. 25th St. ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: RC - GO 20.pdf

2.17 An R. C. by Pub. Prot. & Safety recommending placing four-way stop signs at the intersection of N. 12th St. and North Ave. ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: RC - GO 21.pdf

2.18 An R. C. by Pub. Prot. and Safety recommending creating commuter impacted parking on the east and west sides of N. 11th St. between North Ave. and School Ave. ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: RC - GO 22.pdf

2.19 An R. C. by Public Protection and Safety recommending creating a no parking, stopping and standing zone on the east side of Broughton Dr. north of Wisconsin Ave. ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: GO 23.pdf

3. REPORTS OF OFFICERS

3.1 An R. O. by the Chief Administrative Officer submitting the summary of the 2015 Budget Requests for the General Fund, the Special Revenue Funds, the Debt Service Funds, and the Capital Project Funds. The comparison is to the 2014 original budget. REFER TO FINANCE, LAW & LICENSING, PUBLIC PROTECTION & SAFETY, PUBLIC WORKS AND SALARIES AND GRIEVANCES

ATTACHMENT: General Budget.pdf

3.2 An R. O. by the Chief Administrative Officer submitting the summary of the 2015 Budget Requests for the Enterprise Funds, the Internal Service Funds, and the Trust Funds. The comparison is to the 2014 original budget. REFER TO FINANCE, LAW & LICENSING, PUBLIC PROTECTION & SAFETY, PUBLIC WORKS AND SALARIES AND GRIEVANCES

ATTACHMENT: Enterprise Budget.pdf

3.3 An R. O. by the City Clerk submitting a communication from the YMCA requesting an encroachment to create a safe drop off area for cars and buses on the northeast corner of Broughton Dr. REFER TO CITY PLAN COMMISSION

ATTACHMENT: YMCA RO.pdf

3.4 An R. O. by the City Clerk submitting a Notice of Claim in the matter of Sharon Janey v. City of Sheboygan et al. REFER TO FINANCE

ATTACHMENT: Claim - Janey.pdf

3.5 An R. O. by the City Clerk submitting a Summons and Complaint in the matter of the Town of Sheboygan v. the City of Sheboygan. REFER TO FINANCE

ATTACHMENT: Summons & Complaint.pdf

3.6 An R. O. by the City Clerk submitting a communication from Joshua Kaufman requesting a waiver from the Sex Offender Residency restrictions in order to live at 1621 Cambridge Ave. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: KAUFMAN.pdf

3.7 An R. O. by the City Clerk submitting a communication from the Wis. Dept. of Corrections requesting a waiver on behalf of Christopher Fitzpatrick in order to be placed in a TLP at 1123/1125 N. 14th St. or 930A Michigan Ave. upon his release. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: FITZPATRICK, CHRISTOPHER.pdf

4. RESOLUTIONS

4.1 A Resolution by Ald. VanderWeele and Van Akkeren authorizing signing an easement for mini-storm sewers in various properties (2302 N. 27th St.) REFER TO PUBLIC WORKS

ATTACHMENT: Easement.pdf

4.2 A Resolution by Ald. Heidemann authorizing entering into contract for the 2014 Bituminous Resurfacing Program (S. 8th St. from Kentucky Ave. to Union Ave.) REFER TO PUBLIC WORKS

ATTACHMENT: RES - Resurfacing.pdf

5. REPORTS OF COMMITTEES

5.1 An R. C. by Law and Licensing recommending denying Beverage Operator's License #0432 based on his failure to accurately reveal all relevant convictions on his application and his record of violations related to the licensed activity. ACCEPT AND ADOPT

ATTACHMENT: Deny #0432.pdf

5.2 An R. C. by Law and Licensing recommending denying Beverage Operator's License #0423 based upon his failure to accurately reveal all relevant convictions on his application, his record of violations related to the licensed activity and his record as a habitual law violator. ACCEPT AND ADOPT

ATTACHMENT: Deny #0423.pdf

5.3 An R. C. by Law and Licensing recommending denying Beverage Operator's License #0392 based upon her failure to accurately reveal all relevant convictions on the application, her record of violations related to the licensed activity, and her failure to cooperate with the Committee. ACCEPT AND ADOPT

ATTACHMENT: Deny #0392.pdf

5.4 An R. C. by Law and Licensing recommending denying Beverage Operator's License #0397 based upon her failure to accurately reveal all relevant convictions on the application, her record of violations related to the

licensed activity, her record as a habitual law violator and her failure to cooperate with the Committee. ACCEPT AND ADOPT

ATTACHMENT: Deny #0397.pdf

5.5 An R. C. by Finance recommending passing an Initial Resolution regarding Industria Development Revenue Bond Financing for Polyfab Corp. Project. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 32.pdf

5.6 An R. C. by Finance recommending authorizing a transfer of appropriations in the 2014 Budget (establish appropriation for Information Technology servers). ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 35.pdf

5.7 An R. C. by Finance recommending authorizing a transfer of appropriations in the 2014 Budget (establish revenue and appropriation for 2014 Community Development Block Grant Entitlement Program). ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 36.pdf

6. ORDINANCES

6.1 An Ordinance by Ald. Hammond granting Sheboygan County YMCA an encroachment on the northeast corner of Broughton Dr. to create a safe drop off concrete area for cars and buses. REFER TO CITY PLAN COMMISSION

ATTACHMENT: YMCA GO.pdf

6.2 An Ordinance by Ald. Dassler amending the 1975 Municipal Code so as to add and delete various positions in the Senior Activity Center's Table of Organization. REFER TO SALARIES AND GRIEVANCES

ATTACHMENT: Lifeguard.pdf

7. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

7.1 A Communication submitting a concern from Bill Dreps regarding issues with traffic, safety and parking at King Park as well as the noise pollution due to "Food Truck Friday." (voicemail) REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Dreps.pdf

7.2 An R. O. by the Chief of Police submitting his quarterly report for his department commencing April 1, 2014 and ending June 30, 2014. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: CHIEF.pdf

7.3 An R. O. by Building Inspection submitting reports for their department for the months of March, April, May and June. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: BUILDING INSP.pdf

7.4 A Resolution by Ald. Hammond authorizing a transfer of appropriations in the 2014 Budget (establish revenue and appropriation for Wis. Dept. of Public Instruction grant for Library Services). REFER TO FINANCE

ATTACHMENT: TRANSFER RES.pdf

7.5 A Resolution by Ald. Belanger authorizing the sale of City-owned property formerly known as 1020 and 1022 Erie Ave. REFER TO CITY PLANNING

ATTACHMENT: 1020 AND 1022.pdf

7.6 A Resolution by Ald. Hammond authorizing the submittal of a grant application to the Wis DNR Boating and Fishing State and Federal programs for funding to complete a feasibility study on wave attenuation options in the Harbor Centre Marina. REFER TO FINANCE

ATTACHMENT: GRANT APPLICATION.pdf

7.7 A Resolution by Ald. Heidemann, Bohren, Belanger, Thiel and Van Akkeren being a Relocation Order of the City of Sheboygan, Sheboygan County, Wisconsin. LIES OVER

ATTACHMENT: RELOCATION ORDER.pdf

7.8 An R. O. by the City Clerk submitting various license applications. REFER TO LAW AND LICENSING

ATTACHMENT: REFERRED RO.pdf

7.9 An Ordinance by Ald. Carlson and Belanger amending the Municipal Code relating to fees for electrical and HVAC permits and inspections so as to reduce the fee per \$1,000 estimated cost for projects of \$1,000,000 or greater. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: FEES.pdf

8. CLOSED SESSION

8.1 MOTION TO CONVENE IN CLOSED SESSION under the exemption provided under Section 19.85(1)(g), Wis. Stats. for the purpose of conferring with legal counsel for the City who is rendering oral advice concerning strategy to be adopted by the City with respect to litigation in which it is likely to become involved regarding the property gifted to the City in 1987 by the Hayssen Family Foundation, Inc., and with respect to Town of Sheboygan v. City of Sheboygan, Sheboygan County Circuit Court Case No. 14CV0434.

8.2 R. C. No. 360-13-14 by Strategic Fiscal Planning submitting a communication from Atty. Bohrofen on behalf of the Hayssen Family Foundation, Inc., demanding the reversion of real estate because of the breach of covenants contain on the deed from the Hayssen Family Foundation, Inc., to the City of Sheboygan.

ATTACHMENT: RC 360.pdf

9. RECONVENE IN OPEN SESSION

9.1 Possible action on item(s) discussed in closed session.

10. ADJOURN

10.1 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