

AMENDED SEVENTH REGULAR COMMON COUNCIL MEETING - 6:00 PM

"The most important single ingredient in the formula of success is knowing how to get along with people." ~Theodore Roosevelt

Notice of the 7th meeting of the 2014-2015 Common Council at 6:00 p.m., MONDAY, July 7, 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 New Agenda Item

1.3 PLEDGE OF ALLEGIANCE

1.4 APPROVAL OF MINUTES

1.5 RESIGNATIONS - Marge Segalle from Library Bd. and Vickie Hall from Bd. of Marina, Parks and Forestry

ATTACHMENT: RESIGNATION - MARGE SEGALLE.pdf

ATTACHMENT: Resignation.pdf

1.6 COUNCIL APPOINTMENTS - Sarah Schwefel to Bd. of Marina, Parks and Forestry Commission

ATTACHMENT: APPOINTMENT.pdf

1.7 PRESENTATION BY DEREK MUENCH, DIRECTOR OF PARKING AND TRANSIT

1.8 PUBLIC FORUM

1.9 MAYOR'S ANNOUNCEMENTS

2. HEARINGS

2.1 A Hearing scheduled for this evening for the proposed assessments for water lateral replacements in 1217 S. 7th St.

ATTACHMENT: HEARING S 7TH ST.pdf

2.2 A Hearing scheduled for this evening for the vacation and discontinuance of a portion of the paved alley between N. 14th St. and N. 15th St. and between St. Clair Ave. and Erie Ave.

ATTACHMENT: HEARING CVS.pdf

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

3. CONSENT AGENDA

3.1 An R. O. by the Bd. of Contractors Examiners submitting application for Building Contractor License already granted. ACCEPT AND FILE

ATTACHMENT: GRANTED BD. OF CONTRACTORS.pdf

3.2 An R. O. by the Bd. of Water Commissioners requesting that the Council pass an Authorized Representative Resolution regarding Safe Drinking Water loans. ACCEPT AND FILE

ATTACHMENT: BD OF WATER - AUTHORIZED REP RESOLUTION.pdf

3.3 An R. O. by the Bd. of Water Commissioners submitting the 2013 Annual Report to the Public Service Commission (PSC) of Wisconsin. ACCEPT AND FILE

ATTACHMENT: PSC ANNUAL REPORT.pdf

3.4 An R. O. by the City Clerk granting various licenses and ones that have been issued. ACCEPT AND FILE

ATTACHMENT: GRANTING LICENSES.pdf

3.5 A Resolution by Ald. Donohue and Matichek confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed for the water lateral replacements in 1217 S. 7th St. PASS RESOLUTION

ATTACHMENT: RES CONFIRMING S 7TH.pdf

3.6 An R. C. by Finance recommending filing communication from Ald. Bohren regarding a report from the Senior Accountant/Purchasing Manager of the City of Fond du Lac about Ambulance/Fire personnel costing for each position in the Fire Dept. ACCEPT AND ADOPT

ATTACHMENT: COM 2.pdf

3.7 An R. C. by Finance recommending filing documents regarding Murray and Penny Patz's claim and denying the claim and directing the City Atty. to send a Notice of Disallowance. ACCEPT AND ADOPT

ATTACHMENT: RO 255.pdf

3.8 An R. C. by Finance recommending denying claim regarding Jaime Olivas and directing the City Atty. to send a Notice of Disallowance. ACCEPT AND ADOPT

ATTACHMENT: RC 374.pdf

3.9 An R. C. by Finance recommending filing documents submitting the Mead Public Library Annual Report for 2013. ACCEPT AND ADOPT

ATTACHMENT: RO 41.pdf

3.10 An R. C. by Law and Licensing recommending granting various licenses (Bakewell). ACCEPT AND ADOPT

ATTACHMENT: RC Bakewell.pdf

3.11 An R. C. by Finance recommending filing claim from Farmers Insurance on behalf of Bryan Knez for alleged damages to his vehicle and to pay the claim in the amount of \$857.96. ACCEPT AND ADOPT

ATTACHMENT: RO 51.pdf

3.12 An R. C. by Finance recommending filing document submitting a claim from United Auto Parts, LLC, for alleged damages to their vehicle when a City worker hit their parked car. ACCEPT AND ADOPT

ATTACHMENT: RO 74.pdf

3.13 An R. C. by Law and Licensing recommending granting various licenses (Biederwolf). ACCEPT AND ADOPT

ATTACHMENT: RC Biederwolf.pdf

3.14 An R. C. by Law and Licensing recommending granting various licenses (Herrmann). ACCEPT AND ADOPT

ATTACHMENT: L & L - all apps.pdf

3.15 An R. C. by Finance recommending support of a National Marine Sanctuary in Wisconsin's Mid-Lake Michigan Maritime Trails Region. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 24.pdf

3.16 An R. C. by Public Works recommending adopting standards and methods for right-of-way excavation, backfilling, restoration and repair. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 25.pdf

3.17 An R. C. by Public Works recommending that the Dept. of Public Works exceed an existing contract amount by more than 15% the original contract amount for the 2014 Worker's Water Street Park Bank Stabilization Project. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 26.pdf

3.18 An R. C. by Public Works recommending entering into a State/Municipal Agreement Revision No. 2 for the design and construction for the Sidewalk Gap Improvement Project. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 27.pdf

3.19 An R. C. by Public Works recommending entering into a State/Municipal Agreement for design and construction of Superior Ave. from N. Taylor Dr. to N. 29th St. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 28.pdf

3.20 An R. C. by Public Works recommending entering into a State/Municipal Agreement for design and construction of North Ave. from Calumet Dr. to N. 15th St. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 29.pdf

3.21 An R. C. by Public Works recommending repealing and recreating Article IV of Chapter 110 of the Municipal Code relating to right-of-way excavations. ACCEPT AND ADOPT AND PASS ATTACHED SUBSTITUTE ORDINANCE

ATTACHMENT: GO 15.pdf

3.22 An R. C. by Public Works recommending repealing and recreating Section 110-1 of the Municipal Code relating to penalties for violations of certain sections of Chapter 110. ACCEPT AND ADOPT AND PASS SUBSTITUTE ORDINANCE

ATTACHMENT: GO 16.pdf

3.23 An R. C. by Public Works recommending creating Section 110-6 of the Municipal Code providing for issuance of stop work orders for work being carried on in violation of the provisions of Chapter 110. ACCEPT AND ADOPT AND PASS SUBSTITUTE ORDINANCE

ATTACHMENT: GO 17.pdf

4. REPORTS OF OFFICERS

4.1 An R. O. by the City Clerk submitting a claim from Jody Brehmer for alleged damages to her basement when the Water Company was working on a sewer in the street in front of her home and sewerage backed up into her basement. REFER TO FINANCE

ATTACHMENT: BREHMER.pdf

4.2 An R. O. by the City Clerk submitting a claim from Wallace Hohn for alleged damages to his vehicle when a rock flew from the Parking Utility lawnmower into his windshield. REFER TO FINANCE

ATTACHMENT: HOHN CLAIM.pdf

4.3 An R. O. by the Purchasing Agent submitting bids for the replacement of the main roof surface at Fire Station #4. WITHDRAWN

4.4 An R. O. by the City Clerk submitting a communication from Eric Boherstengel requesting a waiver from the Sex Offender Residency restrictions in order to live at 837 N. 5th St. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: BOHENSTENGEL.pdf

4.5 An R. O. by the City Clerk submitting a communication from Rodney Fischer requesting a waiver from the Sex Offender Residency restrictions in order to live at 2402 S. 14th St. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: FISCHER.pdf

5. RESOLUTIONS

5.1 A Resolution by Ald. Hammond authorizing payment for asbestos/lead removal of the former Boston Store property to the seller of the property. SUSPEND AND PASS RESOLUTION

ATTACHMENT: ASBESTOS REMOVAL.pdf

5.2 An Initial Resolution regarding Industrial Development Revenue Bond Financing for Polyfab Corp. Project. REFER TO FINANCE

ATTACHMENT: IRB.pdf

5.3 A Resolution authorizing a representative to file applications for financial assistance from the State of Wisconsin Environmental Improvement Fund. REFER TO FINANCE

ATTACHMENT: FILE APPLICATIONS.pdf

5.4 A Resolution by Ald. Heidemann authorizing the appropriate City officials to enter into a State/Municipal Agreement, for the design and repair of the Sheboygan River Bridge at Riverfront Dr. and Indiana Ave. REFER TO PUBLIC WORKS

ATTACHMENT: SHEBOYGAN RIVER BRIDGE.pdf

5.5 A Resolution by Ald. Heidemann authorizing the appropriate City officials to enter into a State/Municipal Agreement for design and construction of the South Business Drive Bridge. REFER TO PUBLIC WORKS

ATTACHMENT: SOUTH BUSINESS DRIVE BRIDGE.pdf

5.6 A Resolution by Ald. Belanger, Bitters, Bohren, Carlson, Damrow, Dassler, Donohue, Hammond, Heidemann, Lessard and Thiel providing for submittal of Subs. of Charter Ord. No. 1-14-15 to a referendum of the voters. REFER TO SALARIES AND GRIEVANCES

ATTACHMENT: PROVIDING FOR SUBMITTAL.pdf

5.7 A Resolution by Ald. Carlson authorizing entering into contract for the replacement of the main flat roof on Fire Station Number 4, 2622 N. 15th St. WITHDRAWN

6. REPORTS OF COMMITTEES

6.1 An R. C. by Law and Licensing recommending denying Taxicab Driver's License #0377 based upon her failure to accurately reveal all relevant convictions on her application, her record of violations related to the licensed activity, and her failure to cooperate with the Committee. ACCEPT AND ADOPT

ATTACHMENT: Deny #0377.pdf

6.2 An R. C. by Law and Licensing recommending denying Taxicab Driver's License #7368 based upon his failure to accurately reveal all relevant convictions on his application, his record of violations related to the licensed activity and his failure to cooperate with the Committee. ACCEPT AND ADOPT

ATTACHMENT: Deny #7368.pdf

6.3 An R.C. by Finance recommending authorizing a transfer of appropriations in the 2014 Budget (establish appropriation for engineering services to Mead Library Chiller project; for uncollectible charge to tax roll and for purchase of 1010 Erie Ave.) ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 23.pdf

6.4 An R. C. by the Committee of the Whole providing for the appointment of the City Attorney in lieu of the current method of election by the voters to such office; recommends filing the attached Charter Ordinance and drafting a Resolution to include a binding referendum question regarding the appointment of the City Attorney to be submitted to the November General Election. REFER TO

SALARIES AND GRIEVANCES

ATTACHMENT: RC 75.pdf

6.5 An R. C. by Salaries and Grievances providing for the appointment of the City Attorney in lieu of the current method of election by the voters to such office; recommends pass the attached Substitute Ordinance. REFER TO SALARIES AND GRIEVANCES

ATTACHMENT: Charter Ord.pdf

7. MATTERS LAID OVER

7.1 R. O. No. 62-14-15 by the City Plan Commission recommending vacating a portion of the paved alley between N. 14th St. and N. 15th St. and between St. Clair Ave. and Erie Ave. ACCEPT AND FILE AND PASS THE ORDINANCE

ATTACHMENT: GO 11.pdf

7.2 R. C. No. 59-14-15 by Public Protection and Safety recommending prohibiting use of sky lanterns in the City. ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: RC 59.pdf

7.3 Gen. Ord. No. 14-14-15 by Ald. Donohue, VanderWeele and Bohren recommending amending the 1975 Municipal Code so as to add/delete various position(s) to the Police Dept. Table of Organization. PASS ORDINANCE

ATTACHMENT: GO 14.pdf

8. OTHER MATTERS - SUBMITTED AFTER AGENDA WAS PUBLISHED

8.1 An R. O. by the City Clerk submitting a communication from Kenneth Peitzmeier requesting a waiver from the Sex Offender Residency restrictions in order to live at 1020 Bell Ave. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: PEITZMEIER.pdf

8.2 An R. O. by the City Clerk submitting a communication from Ald. Bohren along with an article from the Milwaukee Journal entitled "Digging Deeper to Cover Health". REFER TO SALARIES AND GRIEVANCES

ATTACHMENT: BOHREN.pdf

8.3 A Resolution by Ald. Heidemann authorizing executing a contract for the sanitary sewer design for the Calumet Drive Reconstruction. REFER TO PUBLIC WORKS

ATTACHMENT: CALUMET DRIVE.pdf

8.4 A Resolution by Ald. Heidemann authorizing the emergency slope repair on Broughton Dr. as the result of major erosion. REFER TO PUBLIC WORKS

ATTACHMENT: BROUGHTON DRIVE.pdf

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

ATTACHMENT: LARGE LICENSE.pdf

8.6 A Resolution by Ald. Hammond authorizing a transfer of appropriations in

the 2014 Budget (establish appropriation for Information Technology servers).
REFER TO FINANCE

ATTACHMENT: TRANSFER IT SERVERS.pdf

8.7 A Resolution by Ald. Hammond authorizing a transfer of appropriations in the 2014 Budget (establish revenue and appropriation for 2014 Community Development Block Grant Entitlement Programs. REFER TO FINANCE

ATTACHMENT: TRANSFER CDBG.pdf

8.8 An R. O. by the Director of Planning & Development submitting various requests for event parking for various Sailing Events. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: DIR OF PLANNING REQUEST.pdf

8.9 An R. O. by the Purchasing Agent submitting bids for the structural rebuild and replacement of the three tower roof structures at Fire Station #4. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: RO BIDS FOR FIRE STATION.pdf

8.10 A Resolution by Ald. Carlson authorizing entering into contract for the replacement of three tower roofs for Fire Station #4. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: RES FIRE STATION.pdf

8.11 A Resolution by Ald. Hammond authorizing entering into a contract for sale of real estate with Becknell Industrial, LLC. REFER TO FINANCE

ATTACHMENT: BECKNELL.pdf

8.12 An Ordinance by Ald. Carlson creating a no parking, stopping or standing zone on the west side of Broughton Dr. north of Wisconsin Ave. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: WEST SIDE OF BROUGHTON DR.pdf

8.13 An Ordinance by Ald. Carlson creating 2-hour parking limits on the east side of S. 8th St. from Bluff Ave. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: EAST SIDE OF S 8TH ST.pdf

8.14 An Ordinance by Ald. Carlson creating a bus stop, and banning parking, stopping or standing except for authorized buses on N. 25th St. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: BUS STOP.pdf

8.15 An Ordinance by Ald. Carlson placing four-way stop signs at the intersection of North 12th St. and North Ave. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: FOUR WAY STOP.pdf

8.16 An Ordinance by Ald. Carlson creating commuter impacted parking on the east and west sides of N. 11th St. between North Ave. and School Ave. REFER TO

PUBLIC PROTECTION AND SAFETY

ATTACHMENT: COMMUTER IMPACTED PARKING.pdf

8.17 An Ordinance by Ald. Carlson creating a no parking, stopping or standing zone on the east side of Broughton Dr. north of Wisconsin Ave. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: EAST SIDE OF BROUGHTON DR.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