

REGULAR COMMON COUNCIL MEETING - 6:00 PM

"GIVING CREDIT WHERE CREDIT IS DUE IS A VERY REWARDING HABIT TO FORM. ITS REWARDS ARE INESTIMABLE" L. Young

Notice of the 23rd meeting of the 2013-2014 Common Council at 6:00 p.m., MONDAY, March 3, 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

ATTACHMENT: Appointment Randy Schwoerer.pdf

ATTACHMENT: Appt. Hurley.pdf

1.5 CONFIRMATION OF COUNCIL APPOINTMENTS

ATTACHMENT: Clarke appointment.pdf

1.6 PUBLIC FORUM

1.7 NEXTDOOR NEIGHBORHOOD NETWORK PROGRAM presented by City Development

1.8 MAYOR'S ANNOUNCEMENTS

1.9 RESIGNATIONS

1.10 ROLL CALL

2. HEARINGS

2.1 For the vacation and discontinuance of the remaining 40' of New York Ave. right-of-way from the west line of North Water St. to the east bank of the Sheboygan River.

ATTACHMENT: VACATION.pdf

2.2 To amend the City's Zoning Map for property at 1539 N. 33rd Pl. from UR Urban Residential to Class SO Suburban Office.

ATTACHMENT: HEARING 1539 N 33RD.pdf

2.3 To amend the City's Zoning Map for property located at 1712 N. 17th St. from NR-6 Residential to UC Urban Commercial.

ATTACHMENT: HEARING 1712 N 17TH.pdf

2.4 To amend the City's Zoning Map for property located at 1704 N. 17th St. from NR-6 Neighborhood Residential to UC-Urban Commercial.

ATTACHMENT: HEARING 1704 N. 17TH.pdf

2.5 To amend the City's Zoning Map for property located at 1714 Cambridge Ave. from UI Urban Industrial to UC Urban Commercial.

ATTACHMENT: HEARING 1714 CAMBRIDGE.pdf

3. CONSENT AGENDA

3.1 An R. O. by the City Clerk granting various licenses (Brennans Womens Softball). ACCEPT AND FILE

ATTACHMENT: 1 meeting RO.pdf

3.2 An R. O. by the Bd. of Electrical Examiners granting various Journeyman Line Technician Electrician licenses. ACCEPT AND FILE

ATTACHMENT: Bd. of Electrical.pdf

3.3 An R. O. by the Bd. of Contractors Examiners granting various Carpenter Contractor licenses. ACCEPT AND FILE

ATTACHMENT: Bldg. Contractors.pdf

3.4 An R. O. by Transit Commission recommending filing document submitting a communication from George Longo requesting that Bus Route #5 return to its previously scheduled route. ACCEPT AND FILE

ATTACHMENT: RO 245.pdf

3.5 An R. O. by the City Plan Commission recommending authorizing the purchase of 730 S. 8th St. (former TriPar property). ACCEPT AND FILE AND PASS RESOLUTION

ATTACHMENT: RO 286-13-14.pdf

3.6 An R. C. by Finance recommending denying claim for Excessive Assessment from Reinhart Attorneys at Law on behalf of NRFC Memorial Holdings, LLC, owner of 3347 Kohler Memorial Dr. and direct the City Atty. to send a Notice of Disallowance. ACCEPT AND ADOPT

ATTACHMENT: RO 256.pdf

3.7 An R. C. by Law and Licensing recommending granting licenses (Eichhorst). ACCEPT AND ADOPT

ATTACHMENT: PURSUANT TO RO 258.pdf

3.8 An R. C. by Law and Licensing recommending granting various licenses (Superior Bar & Grill, etc.) ACCEPT AND ADOPT

ATTACHMENT: PURSUANT TO RO 271.pdf

3.9 An R. C. by Finance recommending filing document submitting a request

from Director Biebel of Public Works to use City free days to hold the Wisconsin Chapter American Public Works Association Spring Conference at Blue Harbor Resort in May 2015 and approving request. ACCEPT AND ADOPT

ATTACHMENT: RO 272.pdf

3.10 An R. C. by Public Works recommending filing document submitting a communication from Midlake Softball Organization in regards to the contract for the Wildwood Softball Complex. ACCEPT AND ADOPT

ATTACHMENT: RO 159.pdf

3.11 An R. C. by Finance recommending filing document submitting a communication from Atty. Cole being a Notice of Claim in the matter of the Sheboygan River Dredging Project. ACCEPT AND ADOPT

ATTACHMENT: RO 379.pdf

3.12 An R. C. by Finance recommending approving the policies and procedures related to the new City of Sheboygan Leverage Loan Program. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 140.pdf

4. REPORTS OF OFFICERS

4.1 An R. O. by the City Clerk submitting a copy of R. O. No. 254-13-14 by the City Clerk submitting a claim from Meadow View Manor for alleged damages to the basement from sewage backup due to a water freeze. BD OF WATER COMMISSIONERS

ATTACHMENT: copy RO 254.pdf

4.2 An R. O. by the City Clerk submitting a copy of R. O. No. 255-13-14 by the City Clerk from State Farm Claims on behalf of their insured Murray and Penny Patz in refererence to an alleged loss sustained by their insured on Jan. 11, 2014. BD OF WATER COMMISSIONERS

ATTACHMENT: copy of RO 255.pdf

4.3 An R. O. by the City Clerk submitting a communication from Atty. Bohrofen on behalf of the Hayssen Family Foundation, Inc., demanding the reversion of real estate re: breach of covenants. STRATEGIC FISCAL PLANNING

ATTACHMENT: Hayssen Family Foundation.pdf

4.4 An R. O. by the City Clerk submitting a communication from the Harbor Centre BID requesting that the City release all funds collected on their behalf and those funds allocated to them for fiscal 2014. FINANCE

ATTACHMENT: BID.pdf

4.5 An R. O. by the City Clerk submitting a claim from Carole Fritz for alleged damages to her basement due to sewer backup. FINANCE

ATTACHMENT: Fritz.pdf

4.6 An R. O. by the City Clerk submitting a claim from Tom & Jena Beninghaus for alleged damage to their basement due to a sewer backup. FINANCE

ATTACHMENT: Beninghaus.pdf

4.7 An R. O. by the City Clerk submitting Form 990 - Return of Organization Exempt from Income Tax for the Sheboygan County Humane Society for year 2012. FINANCE

ATTACHMENT: Humane Society.pdf

4.8 An R. O. by the City Clerk submitting a request from the Dept. of Corrections on behalf of Timothy Elliot for a waiver to the Sex Offender Residency restriction in order to live at a TLP at 1123/1125 N. 14th St. or 930A Michigan Ave. PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Elliot.pdf

4.9 An R. O. by the City Clerk submitting a communication from Collin Kachel, Armory Foundation President, making requests for a short term rent/lease agreement for the Armory and to use the parking lot and grounds of the Armory on July 4th for music and food. PUBLIC WORKS

ATTACHMENT: Kachel.pdf

4.10 An R. O. by the Purchasing Agent submitting bids for the 2014 Sidewalk Replacement program. PUBLIC WORKS

ATTACHMENT: RO sidewalk.pdf

4.11 An R. O. by the City Clerk submitting a communication from Warren Soeteber stating his support of the the proposal for establishing a Sheboygan River Valley Conservancy on the former 177 acre Schuchardt Farm. STRATEGIC FISCAL PLANNING

ATTACHMENT: Soeteber.pdf

5. RESOLUTIONS

5.1 A Resolution by Ald. Hammond authorizing moving City of Sheboygan Wards 22 and 23 for all future elections to Good Shepherd Lutheran Church, 1614 S. 23rd St. PASS RESOLUTION

ATTACHMENT: Moving Wards 22 and 23.pdf

5.2 A Resolution by Ald. VanderWeele authorizing the City Atty. to hire outside legal counsel to represent Law & Licensing and the Council for a quasi-judicial hearing regarding the suspension/revocation of Taxicab Driver's License #0235 and authorizing payment for said services. SUSPEND AND PASS RESOLUTION

ATTACHMENT: Outside counsel.pdf

5.3 A Resolution by Ald. Heidemann authorizing accepting the jurisdictional transfer of County Road LS within the County Highway System, to become a local City street. SUSPEND AND PASS RESOLUTION

ATTACHMENT: Jurisdictional transfer.pdf

5.4 A Resolution by Ald. Bohren, Belanger, Pentico and Hermann authorizing entering into agreement with the Mid-Lake Softball Organization, Inc., for operation and management of the Wildwood Softball Complex for the 2014 softball season. SUSPEND AND PASS RESOLUTION

ATTACHMENT: MidLake Softball.pdf

5.5 A Resolution by Ald. Heidemann authorizing entering into contract for the replacement of concrete sidewalks in the City as identified by the Engineering Dept. PUBLIC WORKS

ATTACHMENT: Res sidewalk.pdf

5.6 A Resolution by Ald. Heidemann authorizing entering into contract with Clear Energy Brokerage & Consulting, LLC, for brokerage services with respect to Renewable Energy Credits from the Wastewater Treatment Plant. PUBLIC WORKS

ATTACHMENT: Clear Energy.pdf

5.7 A Resolution by Ald. Carlson opposing the construction of a Nuclear Waste Repository in the Great Lakes Basin. SUSTAINABLE TASK FORCE

ATTACHMENT: Nuclear waste.pdf

6. REPORTS OF COMMITTEES

6.1 An R. C. by Public Works recommending entering into an Intergovernmental Cooperative Agreement between the City of Sheboygan, Town of Sheboygan, and County of Sheboygan, for the County Road LS relocation. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: RES 133.pdf

7. MATTERS LAID OVER

7.1 R. O. No. 231-13-14 by City Plan Commission recommending amending the Zoning Map for property located 1539 N. 33rd Pl. from UR Urban Residential to SO Suburban Office. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: GO 48.pdf

7.2 R. O. 232-13-14 by City Plan Commission recommending approving the vacation and discontinuance of the remaining 40' of New York Ave. right-of-way from the west line of N. Water St. to the east bank of the Sheboygan River. ACCEPT AND FILE AND PASS RESOLUTION

ATTACHMENT: RO 232.pdf

7.3 R. O. 250-13-14 by City Plan Commission recommending approving the change to zoning map of property located at 1714 Cambridge Ave. from (UI) Urban Industrial to (UC) Urban Commercial. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: GO 54.pdf

7.4 R. O. 251-13-14 by City Plan Commission recommending approving the change to zoning map of property located at 1704 N. 17th St. from (NR-6) Neighborhood Residential 1 to (UC) Urban Commercial. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: GO 53.pdf

7.5 R. O. 252-13-14 by City Plan Commission recommending approving the change to zoning map of property located at 1712 N. 17th St. from (NR-6) Neighborhood Residential to (UC) Urban Commercial. ACCEPT AND FILE AND PASS ORDINANCE

ATTACHMENT: GO 52.pdf

7.6 R. C. No. 313-13-14 by Salaries and Grievances recommending amending the Municipal Code so as to add and delete various positions in the Police Dept.'s Table of Organization. ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: GO 55.pdf

8. OTHER MATTERS

9. CLOSED SESSION

9.1 MOTION TO CONVENE IN CLOSED SESSION under the exemption contained in Sec. 19.85(1)(e), Wis. Stats., for the purpose of deliberating a proposed development project, where competitive or bargaining reasons require a 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