

REGULAR COMMON COUNCIL MEETING

As we express our gratitude, we must never forget that the highest appreciation is not to utter words, but to live by them. ~John Fitzgerald Kennedy  
HAPPY THANKSGIVING! Notice of the 16th meeting of the 2012-2013 Common Council at 7:00 p.m., Monday, NOVEMBER 19, 2012, 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

ATTACHMENT: Resignation.pdf

- 1.5 MAYOR'S APPOINTMENTS
- 1.6 PUBLIC FORUM
- 1.7 MAYOR'S ANNOUNCEMENTS

**2. CONSENT AGENDA**

2.1 An R. O. by the Bd. of Electrical & Heating Examiners submitting electrical contractor licenses which have been issued. ACCEPT AND FILE

ATTACHMENT: Bd. of Electrical licenses.pdf

2.2 An R. O. by the Bd. of Water Commissioners submitting their report for the 3rd quarter of 2012. ACCEPT AND FILE

ATTACHMENT: Bd. of Water Commissioners report.pdf

2.3 An R. C. by Finance recommending filing document submitting a Summons and Complaint in the matter of U.S. Bank National Association vs. Estate of Barbara J. Janke et al. ACCEPT AND ADOPT

ATTACHMENT: Summons and Complaint U.S. Bank.pdf

2.4 An R. C. by Finance recommending filing document submitting a Summons and Complaint in the matter of Wisconsin Housing and Economic Development Authority vs. Angela Puddy et al. ACCEPT AND ADOPT

ATTACHMENT: Summons and Complaint Wisconsin Housing.pdf

2.5 An R. C. by Finance recommending filing document submitting a claim from Kenneth Schilling for alleged damages done to the water service line where work

was done on the 1000 block of Ontario Ave. and denying claim and directing the City Atty. to send a Notice of Disallowance. ACCEPT AND ADOPT

ATTACHMENT: Schilling claim.pdf

2.6 An R. C. by Finance recommending filing document submitting communication from the Sustainable Task Force regarding a proposed solar energy project for city buildings. ACCEPT AND ADOPT

ATTACHMENT: Sustainable Task Force.pdf

2.7 An R. C. by Finance recommending filing claim from Patrick and Derek Boos for alleged damages when there was a repossession of a stolen motorcycle that he legally purchased through another party that purchased it legally from the Police Auction and pay the claim in the amount of \$1,800. ACCEPT AND ADOPT

ATTACHMENT: Boos claim.pdf

2.8 An R. C. by Finance recommending filing document submitting the Harbor Centre Business Improvement District Plan (BID) dated 10/10/2012. ACCEPT AND ADOPT

ATTACHMENT: BID plan.pdf

2.9 An R. C. by Finance recommending filing document submitting a claim from Mark Rieger for alleged damages to his home when a tree fell on the house during an overnight wind storm and to deny the claim and direct the City Attorney to send a Notice of Disallowance. ACCEPT AND ADOPT

ATTACHMENT: Rieger claim.pdf

2.10 An R. C. by Law and Licensing recommending granting licenses. ACCEPT AND ADOPT

ATTACHMENT: Pursuant to RO 171.pdf

2.11 An R. C. by Law and Licensing recommending granting various licenses. ACCEPT AND ADOPT

ATTACHMENT: Pursuant to RO 184.pdf

2.12 An R. C. by Public Protection and Safety recommending filing document submitting a request from the Police Dept. to resurrect the "Drug Penalty Enhancement Zone, Punishable by 5 Extra Years Wis. State Statute 961.49" signs within a 1000' radius of the Sheb. Area School District Leadership Academy and expresses support to erect the signs. ACCEPT AND ADOPT

ATTACHMENT: Drug signs.pdf

2.13 An R. C. by Finance recommending entering into contract for the purchase of 1 4WD Pickup Truck with lift gate and diesel engine, 1 extended length minivan and 1 all-wheel-drive Sport Utility vehicle for the Transit Dept. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Transit vehicles.pdf

2.14 An R. C. by Finance recommending entering into contract for the provision and installation of a new fiber optic network to serve several City-owned buildings. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Fiber optics.pdf

2.15 An R. C. by Finance recommending accepting an offer to purchase property in the Sheboygan Business Center. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Business Center.pdf

2.16 An R. C. by Public Protection and Safety recommending authorizing the appropriate city officials to submit a state matching grant application for urban wildlife damage abatement and control, agreeing to the subsequent appropriation of matching City funds and authorizing further actions to administer the grant. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Urban Wildlife.pdf

### **3. COMMUNICATIONS AND PETITIONS**

3.1 A Communication from Ald. Donohue presenting a proposal for Job Responsibilities for the Mayor of Sheboygan. REFER TO COMMITTEE OF THE WHOLE

ATTACHMENT: Ald. Donohue.pdf

### **4. REPORTS OF OFFICERS**

4.1 An R. O. by the City Clerk submitting a communication from Sheboygan County submitting the apportionment sheets for levying and apportioning the tax for Sheboygan County. ACCEPT AND FILE

ATTACHMENT: Sheboygan County.pdf

4.2 An R. O. by the Bd. of Water Commissioners requesting various changes to the Municipal Code in Sect. 122-16 in accord with NR 810.15, requiring the municipal water supplier to develop and implement a cross connection control program. ACCEPT AND FILE

ATTACHMENT: Bd. of Water change in ordinance.pdf

4.3 An R. O. by the City Plan Commission recommending amending zoning map for property located at 1020 Superior Ave. from NR Neighborhood Residential to NC Neighborhood Commercial Classification. LIES OVER

ATTACHMENT: Zone change.pdf

4.4 An R. O. by the City Clerk submitting a claim from Lorri Stelter for alleged damages to her vehicle when a leaf truck was picking up leaves and the hose hit the back of her jeep. REFER TO FINANCE

ATTACHMENT: Stelter claim.pdf

4.5 An R. O. by the City Clerk submitting a claim from Sarah Ehlert for alleged damages to her home when there was a water main break in front of her residence and sewage backed up into her basement. REFER TO FINANCE

ATTACHMENT: Ehlert claim.pdf

4.6 An R. O. by the City Clerk submitting a communication from American Family Insurance regarding their insured Cheryl Escher and alleged damages done to her parked vehicle when it was struck by a City vehicle. REFER TO FINANCE

ATTACHMENT: American Family.pdf

4.7 An R. O. by the City Clerk submitting a claim from Harold and Patricia Strickland for alleged damages to their property when the street at the corner of S. 15th St. and Wilson Ave. caved in and backed up the sewer into the house with water and waste material. REFER TO FINANCE

ATTACHMENT: Strickland claim.pdf

4.8 An R. O. by the City Clerk submitting a claim from Johnston's Bakery, Inc., for alleged damages to their property when Visu Sewer relined over the sewer connection to their property and clogged the drains. REFER TO FINANCE

ATTACHMENT: Johnston s Bakery.pdf

4.9 An R. O. by the City Clerk submitting a claim from Joel and Tanya Wood for alleged damages to their property when a water main broke which sank the fire hydrant into the ground which broke the sewer line and sewage leaked into their basement. REFER TO FINANCE

ATTACHMENT: Wood claim.pdf

4.10 An R. O. by the City Clerk submitting a communication from the Dept. of Corrections on behalf of Timothy Johnnies filing an appeal to the Sex Offender Residency restrictions in order to be placed at a Transitional Living Placement. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Dept. of Corrections.pdf

## **5. RESOLUTIONS**

5.1 A Resolution by Ald. Hammond, Carlson and Roeseler authorizing entering into contract with Tyler Technologies for implementation of the Human Resources module of Munis software. LIES OVER

ATTACHMENT: HR software.pdf

5.2 A Resolution by Ald. Roeseler authorizing the City to enter into contract with a new provider of Stop Loss Insurance Coverage effective January 1, 2013, Symetri. Coverage in 2013 will be \$145,000 per unit. REFER TO FINANCE

ATTACHMENT: Stop Loss Insurance.pdf

## **6. REPORTS OF COMMITTEES**

6.1 An R. C. by Law and Licensing recommending denying Taxicab Driver's License #9733 based upon his failure to reveal all relevant convictions, his record of violations related to the licensed activity and failure to cooperate with the Committee. ACCEPT AND ADOPT

ATTACHMENT: Deny #9733.pdf

6.2 An R. C. by Law and Licensing recommending denying Taxicab Driver's License #7390 based upon his record of violations related to the licensed activity and failure to cooperate with the Committee. ACCEPT AND ADOPT

ATTACHMENT: Deny #7390.pdf

6.3 An R. C. by Law and Licensing recommending denying Taxicab Driver's License #9744 based upon her failure to reveal all relevant convictions on her application, her record of violations related to the licensed activity and failure to cooperate with the Committee. ACCEPT AND ADOPT

ATTACHMENT: Deny #9744.pdf

6.4 An R. C. by Law and Licensing recommending denying Beverage Operator's License #4074 based upon his failure to reveal all relevant convictions on his application, his record of violations related to the licensed activity and failure to cooperate with the Committee. ACCEPT AND ADOPT

ATTACHMENT: Deny #4074.pdf

6.5 An R. C. by Salaries and Grievances recommending filing document submitting Gen. Ord. No. 34-12-13 by Ald. Carlson to re-establish the salary for the office of Mayor. ACCEPT AND ADOPT

ATTACHMENT: Mayor salary.pdf

6.6 An R. C. by Finance recommending transferring appropriations in the 2012 Budget (establish revenue and appropriation for three vehicles for Shoreline Metro purchased with Federal Funding). ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Transfer.pdf

## **7. ORDINANCES**

7.1 An Ordinance relating to 1 hour parking limits so as to add parking limits on the south side of Geele Ave. between Calumet Dr. and N. 15th St. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: 1 hour parking.pdf

## **8. MATTERS LAID OVER**

8.1 R. O. No. 113-12-13 by the Chief Administrative Officer submitting the Estimated Unreserved Fund Balances at December 31, 2012, and outstanding debt as of December 31, 2012. ACCEPT AND FILE

ATTACHMENT: CAO report.pdf

8.2 R. O. No. 177-12-13 by the City Clerk submitting the LTC Tax Levy report that supports the 2012-2013 budget for the LTC District. ACCEPT AND FILE

ATTACHMENT: RO 177.pdf

8.3 R. O. No. 178-12-13 by the City Clerk submitting the Tax Levy Certification for the Wisconsin Dept. of Public Instruction for the Kohler School District for the 2012-2013 School year. ACCEPT AND FILE

ATTACHMENT: RO 178.pdf

8.4 R. O. No. 179-12-13 by the City Clerk submitting a communication from the Sheboygan Area School District submitting their Tax Levy for the 2012-2013 School year. ACCEPT AND FILE

ATTACHMENT: RO 179.pdf

8.5 Res. No. 95-12-13. By Ald. Hammond approving the adjustment of the allowable city tax levy for 2012 payable in 2013. PASS RESOLUTION

ATTACHMENT: Res. No. 95.pdf

8.6 Res. No. 96-12-13 by Ald. Roeseler establishing the monthly premium equivalent rates for the Dental Insurance Plan effective for January 2013 coverage. PASS RESOLUTION

ATTACHMENT: Res. No. 96.pdf

8.7 Res. No. 97-12-13 by Ald. Roeseler authorizing entering into contract with Delta Dental to administer dental benefit plan services for the City for calendar year 2013. PASS RESOLUTION

ATTACHMENT: Res. No. 97.pdf

8.8 R. C. No. 216-12-13 by Finance recommending ordering the 2013 Budget appropriations for the City of Sheboygan Funds. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: R. C. No. 216.pdf

8.9 R. C. No. 217-12-13 by Finance recommending ordering the 2013 Budget appropriations and the 2012 Tax Levy for use during the calendar year 2013 and passing attached Substitute Resolution. ACCEPT AND ADOPT AND PASS SUBSTITUTE RESOLUTION

#### **9. OTHER MATTERS**

9.1 An R. C. by City/County Shared Services who met and discussed a Combined Dispatch Proposal dated Oct. 25, 2012, and approved the Combined Dispatch Proposal be forward to both governing bodies (City and County) for consideration.

ATTACHMENT: City-County Shared Svcs..pdf

#### **10. CLOSED SESSION**

10.1 Motion to convene in closed session under the exemption provided 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.

#### **11. ADJOURN**

#### **12. MINUTES**

12.1 Minutes from the November 19, 2012 Common Council meeting

ATTACHMENT: 11-19-2012 minutes.doc

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