

REGULAR COMMON COUNCIL MEETING

"WHAT WE FOCUS ON, WE EMPOWER AND ENLARGE. GOOD MULTIPLIES WHEN FOCUSED UPON. NEGATIVITY MULTIPLIES WHEN FOCUSED UPON. THE CHOICE IS OURS: WHICH DO WANT MORE OF?" JULIA CAMERON Notice of the 4th meeting of the 2012-2013 Common Council at 7:00 p.m., Monday, May 21, 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 MAYOR'S APPOINTMENTS

ATTACHMENT: Mayor s Appointments - Collective Bargaining Committee.pdf

1.5 CONFIRMATION OF MAYOR'S APPOINTMENTS

ATTACHMENT: Confirmation of Mayor s Appointments.pdf

1.6 PUBLIC FORUM

1.7 MAYOR'S ANNOUNCEMENTS

**2. CONSENT AGENDA**

2.1 An R. O. granting various licenses.

2.2 An R. C. by Finance recommending filing documenting a communication from SBA Communications Corp. regarding the SBA Ground Lease. ACCEPT AND ADOPT

ATTACHMENT: SBA letter.pdf

2.3 An R. C. by Finance recommending file various documents. ACCEPT AND ADOPT

ATTACHMENT: Various documents.pdf

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

ATTACHMENT: SUPPORTING DOCUMENTATION.pdf

2.5 An R. C. by Public Works recommending filing various documents. ACCEPT AND ADOPT

ATTACHMENT: Public Works various documents.pdf

2.6 An R. C. by Finance recommending filing document submitting the 2011

Annual Financial Statements on the Sheboygan Water Utility. ACCEPT AND ADOPT

ATTACHMENT: Water Utility reports.pdf

2.7 An R. C. by Public Protection and Safety recommending filing document submitting the Building Inspection report for March 2012. ACCEPT AND ADOPT

ATTACHMENT: Building Inspection report.pdf

2.8 An R. C. by Finance recommending filing document submitting a claim from Dustin VerVelde for alleged damages to his vehicle when a City fire truck ran into his parked car and paying the claim in the amount of \$1,698.33. ACCEPT AND ADOPT

ATTACHMENT: VerVelde Claim.pdf

2.9 An R. C. by Finance recommending filing document submitting a Summons and Complaint in the matter of Bank of America, N.A. vs Kasey C. Sipiorski et al. ACCEPT AND ADOPT

ATTACHMENT: Summons and Complaint.pdf

2.10 An R. C. by Finance recommending filing document submitting the Mead Library Annual Report for 2011. ACCEPT AND ADOPT

ATTACHMENT: Library 2011 Report.pdf

2.11 An R. C. by Finance recommending filing document submitting an Amended Summons and Complaint in the matter of Wells Fargo Bank, N.A. vs. Jose A. Avina et al. ACCEPT AND ADOPT

ATTACHMENT: Amended Summons.pdf

2.12 An R. C. by Finance recommending entering into contract for the purchase of hardware, software and related equipment for the complete replacement of the IT Dept.'s main server appliance, main electronic switch and related equipment including software. ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: IT documents.pdf

2.13 An R. C. by Public Protection and Safety amending the city's bond schedule. ACCEPT AND ADOPT AND PASS THE RESOLUTION

ATTACHMENT: City bond schedule.pdf

2.14 An R. C. by Public Protection and Safety recommending repealing and recreating the Municipal Code so as to broaden the range of penalties for fireworks and similar violations. ACCEPT AND ADOPT AND PASS THE ORDINANCE

ATTACHMENT: Penalties for fireworks.pdf

2.15 An R. C. by Public Protection and Safety recommending changing regulations relating to 15-minute parking limits so as to add the parking limits on the north side of Wisconsin Ave. between N. 10th St. and N. 9th St. ACCEPT AND ADOPT AND PASS SUBSTITUTE ORDINANCE

ATTACHMENT: 15 minute parking limits.pdf

2.16 An R. C. by Public Protection and Safety changing ordinance relating to

the speed limit on N. 15th St. between MacArthur Ave. and Grand Ave. ACCEPT AND ADOPT AND PASS SUBSTITUTE ORDINANCE

ATTACHMENT: Speed limit on N. 15th St..pdf

2.17 An R. C. by Public Protection and Safety recommending changing ordinance relating to changing the speed limit on Lakeshore Rd. between Eisner Ave. and MacArthur Ave. ACCEPT AND ADOPT AND PASS SUBSTITUTE ORDINANCE

ATTACHMENT: Speed limit Lakeshore Rd..pdf

2.18 An R. C. by Public Protection and Safety recommending deleting the four red flashing beacons located at the four-way stop intersection of N. 8th St. and Geele Ave. ACCEPT AND ADOPT AND PASS SUBSTITUTE ORDINANCE

ATTACHMENT: Flashing beacons.pdf

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

3.1 A Communication from Harold Biebel requesting an amended agreement between Pop's Corn, LLC and the City stating that he should be considered a permanent merchant and not a transient merchant. REFER TO LAW AND LICENSE

ATTACHMENT: Biebel letter.pdf

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

4.1 An R. O. by the Bd. of Water Commissioners submitting their report for the first quarter of 2012. REFER TO FINANCE

ATTACHMENT: Bd. of Water.pdf

4.2 An R. O. by the Chief Administrative Officer submitting the 2012 General Fund Budget with the comparison to the 2013 Proposed Budget for discussion on budget policy. REFER TO STRATEGIC FISCAL PLANNING

ATTACHMENT: 2013 Budget.pdf

4.3 An R. O. by the Chief of Police submitting his quarterly report showing the activities of the department for the period commencing January 1, 2012 and ending March 31, 2012. REFER TO PUBLIC PROTECTION AND SAFETY

4.4 An R. O. by the City Clerk submitting a communication from the Non-motorized Transportation Pilot Program stating that a new location for the "Paint the Pavement" project is N. 12th St. and School St. REFER TO PUBLIC WORKS

ATTACHMENT: Vetting letter.pdf

4.5 An R. O. submitting an Amended Summons and Complaint in the matter of HSBC Bank USA vs. Rita A. Smith et al. REFER TO FINANCE

ATTACHMENT: Amended Summons HSBC.pdf

4.6 An R. O. by the City Clerk submitting an Amended Summons and Complaint in regards to Bank Mutual vs. David A. Neese et al. REFER TO FINANCE

ATTACHMENT: Amended Summons Bank Mutual.pdf

4.7 An R. O. by the City Clerk submitting a communication from Terry L. Cook requesting a waiver of the Sex Offender Residency restrictions in order to live

at 1413 Wisconsin Ave. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Cook request.pdf

4.8 An R. O. by the City Clerk submitting a communication from Danny Beeman requesting a waiver from the Sex Offender Residency restrictions in order to live at 1332A N. 7th St. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Beeman letter.pdf

4.9 An R. O. by the City Clerk submitting a communication from Lorenzo Saraba requesting a waiver to the Sex Offender Residency restrictions in order to live at 1311 N. 29th St. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Saraba letter.pdf

4.10 An R. O. by the Fire Chief submitting his report of departmental activity for the period commencing Jan. 1, 2012 and ending March 31, 2012. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Fire Chief report.pdf

## **5. RESOLUTIONS**

5.1 A Resolution authorizing the City of Sheboygan to enter into a contract for buildings and property insurance coverage. SET FOR PASSAGE

5.2 A Resolution authorizing a transfer of appropriations in the 2012 Budget (establish revenue and appropriation for temporary help, Schedule X in Bldg. Insp.; donation from Northwood's Casket Co. for Urban Forestry in Wisconsin; training aids from State of WI, Dept. of Justice for Police Dept.) LIES OVER - SUSPENDED THE RULES AND PASSED THE RESOLUTION

5.3 A Resolution authorizing the execution of a First Amendment to Bond Financing Agreement for the RCS Empowers, Inc. Project. REFER TO FINANCE

5.4 A Resolution authorizing application for the 2012 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award, Local Solicitation and entering into a Memorandum of Understanding with Sheboygan County. REFER TO PUBLIC PROTECTION AND SAFETY

## **6. REPORTS OF COMMITTEES**

6.1 An R. C. by Law and Licensing recommending denying Taxicab Driver's License application #9520 be denied based upon her failure to accurately reveal all relevant convictions on her application and her record of violations related to the licensed activity. ACCEPT AND ADOPT

ATTACHMENT: Deny Taxicab Driver s license.pdf

6.2 An R. C. by Finance recommending authorizing a transfer of appropriations in the 2012 Budget (establish appropriation for 2012 Mead Library Budget Modification for Merit Plan and Building Maintenance). ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Mead Library transfer of appropriations.pdf

6.3 An R. C. by Finance recommending authorizing a transfer of appropriations in the 2012 Budget (establish appropriation for purchase of IT equipment from IT Fund reserves). ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Transfer of appropriations IT.pdf

6.4 An R. C. by Finance recommending authorizing a transfer of appropriations in the 2012 Budget (establish appropriation for Sheboygan River Habitat Restoration with the WI Dept. of Natural Resources). ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Transfer of appropriations River Habitat.pdf

## **7. ORDINANCES INTRODUCED**

7.0 An Ordinance amending various sections of Article VI, Sewer, of Chapter 122, Utilities, of the Municipal Code. REFER TO PUBLIC WORKS

7.0 An Ordinance repealing, recreating and amending various sections of the Industrial Pretreatment Program for the City's publicly owned sewage treatment works, being Article VII of Chapter 122 of the Municipal Code. REFER TO PUBLIC WORKS

7.1 An Ordinance repealing and recreating the Municipal Code relating to the provision of a local operator for certain properties. REFER TO PUBLIC PROTECTION AND SAFETY

7.2 An Ordinance repealing and recreating the Municipal Code relating to the registration of vacant buildings. REFER TO PUBLIC PROTECTION AND SAFETY

7.3 An Ordinance repealing and recreating the Municipal Code so as to permit fireworks displays via a permit process. REFER TO PUBLIC PROTECTION AND SAFETY

## **8. OTHER MATTERS AUTHORIZED BY LAW**

8.1 An R. O. by the City Clerk submitting a claim from Cindy Boeldt for alleged damages to her glasses when she was placed in the back seat of a squad car. REFER TO FINANCE

ATTACHMENT: Claim.pdf

8.2 An R. O. by the City Clerk submitting a communication from Steve Hamilton requesting a waiver of the Sex Offender Residency restrictions in order to live at 1703 Erie Ave. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Hamilton letter.pdf

8.3 An R. O. by the City Clerk submitting various license applications (individuals). REFER TO LAW AND LICENSING

8.4 An R. O. by the City Clerk submitting various license applications (businesses). REFER TO LAW AND LICENSING

## **9. ADJOURN**

9.1 Motion to adjourn meeting

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