

REGULAR COMMON COUNCIL MEETING

"Coming together is a beginning, staying together is progress, and working together is success." Henry Ford Notice of the 25th meeting of the 2011-2012 Common Council at 7:00 p.m., Wednesday, April 4, 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 PUBLIC FORUM
- 1.5 MAYOR'S ANNOUNCEMENTS

2. CONSENT AGENDA

2.1 An R. O. by the Bd. of Water Commissioners submitting their Water Utility Report for the fourth quarter of 2011. SET TO ACCEPT AND PLACE ON FILE

ATTACHMENT: Bd. of Water Commissioners report.pdf

2.2 An R. C. by Finance submitting a communication from the Harbor Centre Business Improvement District requesting funds collected on their behalf and fund allotted to them be release for fiscal 2012. ACCEPT AND ADOPT AND APPROVE REQUEST

ATTACHMENT: Harbor Centre BID request.pdf

2.3 An R. C. by Finance submitting a communication from Milt Storm stating a complaint that the City Council may be using improper tactics to bring a casino to the Harbor Centre. SET TO ACCEPT AND ADOPT

ATTACHMENT: Milt Storm letter.pdf

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

2.5 An R. C. by Finance recommending the Purchasing Agent to enter into contract for the purchase of (1) Video Production Switch Unit Bundle for installation in the replacement vehicle for WSCS. SET TO ACCEPT AND ADOPT

ATTACHMENT: Res. No. 169-11-12.pdf

2.6 An R. C. by Finance recommending signing an Estoppel Certificate relating to a Development Agreement between Continental 194 Fund, LLC and the City of Sheboygan. SET TO ACCEPT AND ADOPT

ATTACHMENT: Res. No. 174-11-12.pdf

2.7 An R. C. by Public Works recommending filing communication from Menhard Sonnemann requesting that Sheboygan adopt the Towing Ordinance that tows uninsured motorist vehicles that has been approved by the Dallas Police Department. SET TO FILE THE DOCUMENT

ATTACHMENT: Sonnemann letter.pdf

2.8 An R. C. by Public Works recommending filing document submitting a communication from the Non-Motorized Transportation Pilot Program requesting permission to initiate the "Paint the Program" project and approving the request. SET TO ACCEPT AND ADOPT AND APPROVE REQUEST

ATTACHMENT: Project Manager letter.pdf

2.9 An R. C. by Public Protection and Safety submitting the 3rd and 4th quarter 2011 EMS Quality Assurance and Quality Improvement Report (July 1, 2011 - December 31, 2011). SET TO ACCEPT AND FILE

ATTACHMENT: EMS report.pdf

2.10 An R. C. by Public Works recommending filing document submitting a request from the Development Manager authorizing the closure of the 14th St. Boat launch for the 2012 boating seasons to restrict canoe users and kayakers from launching at this facility due to the Dredging Project. SET TO ACCEPT AND ADOPT AND APPROVE THE REQUEST

ATTACHMENT: Development Manager request.pdf

2.11 An R. C. by Finance recommending filing document submitting a communication from the Rockets for Schools program requesting that the City donate 3 "free days" at the Blue Harbor Convention Center in order to hold their 2012 Rocket for Schools. SET TO ACCEPT AND ADOPT AND APPROVE THE REQUEST

2.12 An R. C. by Finance recommending authorizing advertising for bids for the concrete paving of Crocker Ave. from S. Taylor Dr. to S. 32nd St. SET TO ACCEPT AND ADOPT AND PASS THE RESOLUTION

ATTACHMENT: Res. No. 170-11-12.pdf

2.13 An R. C. by Public Works recommending authorizing the Purchasing Agent to enter into contract for the purchase of (2) Crew Cab Short box 4WD pickup trucks for the Motor Vehicle Dept. SET TO ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res. No. 171-11-12.pdf

2.14 An R. C. by Public Protection and Safety relating to changing the speed limit on Eisner Ave. between Lakeshore Rd. and N. 21st St. to 25 miles per hour. SET TO ACCEPT AND ADOPT AND PASS ORDINANCE

ATTACHMENT: Gen. Ord. No. 77-11-12.pdf

2.15 An R. C. by Public Protection and Safety relating to mid-block crosswalks so as to add a mid-block crosswalk on Gateway Dr. north of Behrens Parkway. SET TO ACCEPT AND ADOPT AND PASS THE ORDINANCE

ATTACHMENT: Gen. Ord. No. 78-11-12.pdf

2.16 An R. C. by Public Protection and Safety relating to handicapped parking

so as to create an off-street handicapped parking zone on the north side of Grand Ave. east of N. 11th St. SET TO ACCEPT AND ADOPT AND PASS THE ORDINANCE

ATTACHMENT: Gen. Ord. No. 79-11-12.pdf

3. COMMUNICATIONS AND PETITIONS

3.1 A Communication from Larry Fouts requesting permission to hold their Annual Knights of Columbus Tootsie Roll Drive on April 27, 28 and 29. SET TO ACCEPT AND FILE AND APPROVE REQUEST

ATTACHMENT: Fouts letter.pdf

4. REPORTS OF OFFICERS

4.1 An R. O. by the City Clerk granting various licenses applications. SET TO ACCEPT AND FILE AND APPROVE LICENSES

4.2 An R. O. by the City Clerk submitting a communication from Ryan DenDekker stating problems he is having with getting home from work and getting around town trying to use the bus as his mode of transportation. REFER TO TRANSIT

ATTACHMENT: DenDekker letter.pdf

4.3 An R. O. by the City Clerk submitting a communication from the State of Wisconsin Dept. of Corrections requesting a waiver to the Sex Offender Residency restriction on behalf of parolee Tylor Thompson for placement at a Transitional Living Placement (TLP). REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Thompson request.pdf

4.4 An R. O. by the City Clerk submitting a communication from Albert Webster being an amended waiver to the Sex Offender Residency restrictions in order to live at 1405 N. 17th St. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: WEBSTER letter.pdf

4.5 An R. O. by the City Clerk submitting a communication from George Harris requesting a waiver from the Sex Offender Residency restrictions in order to live at 1507 Michigan Ave. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: HARRIS letter.pdf

4.6 An R. O. by the Purchasing Agent submitting bids for a three-year contract for towing and vehicle storage services for the Police Dept. REFER TO PUBLIC PROTECTION AND SAFETY

4.7 An R. O. by the City Clerk submitting a communication from the Tourism Director of the Chamber of Commerce requesting use of the Band Shell at Fountain Park and Dept. of Public Works services to set up various areas and making other requests for the 4th of July events. REFER TO PUBLIC PROTECTION AND SAFETY and PUBLIC WORKS

ATTACHMENT: Tourism letter.pdf

4.8 An R. O. by the Fire Chief submitting his annual report for th period commencing January 1, 2011 and ending December 31, 2011. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Fire annual report.pdf

5. RESOLUTIONS

5.1 A Res. by Alderpersons Hammond, Bohren, Carlson and Matichek authorizing the City of Sheboygan to fund Harbor Improvements. SET FOR PASSAGE

5.2 A Res. by Alderperson Sampson approving the request of SBA Towers, Inc., to add new antennas and related equipment on the tower located on leased land at the Wastewater Treatment Plant. SET FOR PASSAGE

ATTACHMENT: SBA Towers information.pdf

5.3 A Res. by Alderpersons Roeseler, Versey, Kittelson, Dekker and Sampson lifting the hiring freeze in order to fill 12 vacancies in the Dept. of Public Works, primarily Maintenance Worker Trainees up to a maximum of Laborer II's and 1 Engineering Technician. SET FOR PASSAGE

5.4 A Resolution by Alderpersons Hammond, Bohren, Carlson and Matichek authorizing a transfer of appropriations in the 2012 Budget (harbor improvements in the Sheboygan River). LIES OVER

5.5 A Res. by Alderperson Kittelson authorizing Purchasing Agent to enter into a 3-year contract for the provision of towing and vehicular storage services for private party, Law Enforcement (evidentiary), Dept. owned, abandoned and snow emergency violation vehicles. REFER TO PUBLIC PROTECTION AND SAFETY

5.6 A Res. by Ald. Kittelson, Kath, VanderWeele and Carlson confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed for the water lateral replacement in N. 13th St. from Michigan Ave. to south of Huron Ave. and north of Huron Ave. to Superior Ave. REFER TO FINANCE

ATTACHMENT: Preliminary res. passed.pdf

5.7 A Res. by Ald. Sampson authorizing a transfer of appropriations in the 2012 Budget (establish Library budget modifications for merit plan and building maintenance). REFER TO FINANCE

5.8 A Res. by Ald. Bohren authorizing the appropriate City Officials to execute an Agreement for Access to Property and Environment Remediation with the U.S. EPA Great Lakes National Program Office. REFER TO PUBLIC WORKS

5.9 A Res. by Alderperson Bohren authorizing the appropriate City Officials to execute Amendment No. 2 Scope of Work for Aid Agreement between the Wis. DNR and the City of Sheboygan in the amount of \$3,327,000 for the implementation of the Sheboygan River Area of Concern Habitat Restoration Projects. REFER TO PUBLIC WORKS

ATTACHMENT: Amendment No. 2.pdf

6. REPORTS OF COMMITTEES

6.1 An R. C. by Law and Licensing recommending denying Beverage Operator's License #9464 based upon failure to accurately reveal all relevant convictions on application and failure to cooperate with the Committee. SET TO ACCEPT AND ADOPT

ATTACHMENT: R. O. No. 362-11-12.pdf

6.2 An R. C. by Law and Licensing recommending denying Beverage Operator's License #9487 based upon failure to accurately reveal all relevant convictions on application and failure to cooperate with the Committee. SET TO ACCEPT AND

ADOPT

6.3 An R. C. by Law and Licensing recommending approving various licenses.
SET TO ACCEPT AND ADOPT

6.4 An R. C. by Law and Licensing recommending denying Secondhand Article/Jewelry License #2882 based upon concerns regarding issues of public safety and protection and negative recommendation from the Police Dept. SET TO ACCEPT AND ADOPT

6.5 An R. C. by Law and Licensing recommending denying Taxicab Driver's License #7786 based on failure to accurately reveal all relevant convictions on application and ineligibility for the license due to the fact that his driver's license is suspended at the present time. SET TO ACCEPT AND ADOPT

6.6 An R. C. by Salaries and Grievances recommending filing ordinance repealing Sections 82-125 and 82-126 of the Municipal Code relating to personnel regulations. SET TO ACCEPT AND ADOPT AND FILE ORDINANCE

ATTACHMENT: Gen. Ord. No. 65-11-12.pdf

6.7 An R. C. by Salaries and Grievances recommending repealing and recreating Section 82-126 of the Municipal Code relating to compensation for overtime worked by non-represented employees of the City. SET TO ACCEPT AND ADOPT AND PASS THE SUBSTITUTE ORDINANCE

ATTACHMENT: Subs. of Gen. Ord. 73-11-12.pdf

6.8 An R. C. by Finance recommending authorizing a transfer of appropriations in the 2012 Budget (advance from Special Assessment Fund to the Capital Projects Funds for Street Improvements). SET TO ACCEPT AND ADOPT

ATTACHMENT: Res. No. 158-11-12.pdf

6.9 An R. C. by Finance recommending providing for the Sale of \$4,795,000 General Obligation Promissory Notes, Series 2012A. SET TO ACCEPT AND ADOPT AND PASS RESOLUTION

ATTACHMENT: Res. No. 164-11-12.pdf

7. ORDINANCES INTRODUCED

7.0 An Ordinance by Alderperson Dekker amending Gen. Ord. No. 26-11-12 in order to update the polling locations for the 26 wards in the City of Sheboygan. LIES OVER

8. MATTERS LAID OVER

8.1 An Ordinance amending the Municipal Code so as to change the class grade for the position of Development Manager in the City Development Department. SET FOR PASSAGE

8.2 An Ordinance by Alderperson Roeseler, Versey, Kittelson and Dekker amending the Municipal Code so as to change the class grade for the position of Equipment Service Supervisor in the Department of Public Works. SET FOR PASSAGE

8.3 An Ordinance by Alderpersons Roeseler, Versey, Kittelson and Dekker amending the Municipal Code so as to change the class grade for the position of Supervisor of Operations Streets and Sanitation in the Department of Public Works. SET FOR PASSAGE

9. OTHER MATTERS AUTHORIZED BY LAW

9.1 An R. O. by the Purchasing Agent relative to the purchase of an East Brand 30 foot Steel tub style body to be mounted onto the City's existing East Brand tri-axle semi trailer chassis. REFER TO PUBLIC WORKS

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

9.3 An R. O. by the Development Manager requesting, on behalf of Pollution Risk Services, the contractor working on the Superfund Dredging Project in the Sheboygan River, to request a variance to the City of Sheboygan's noise ordinance. LIES OVER

9.4 An R. O. by the City Clerk submitting a communication from Micheal Brown requesting a waiver from the Sex Offender Residency restrictions in order to live at 715A Alabama Ave. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Micheal Brown letter.pdf

9.5 An R. O. by the City Clerk submitting an application from RCS Empowers for a change in the zoning classification of property located at 1305 St. Clair Ave. from Class UI Urban Industrial to Class UC Urban Commercial Classification. REFER TO CITY PLAN COMMISSION

ATTACHMENT: RCS documentation.pdf

9.6 A Res. by Alderperson Bohren authorizing the Purchasing Agent to enter into contract for the purchase of (1) replacement steel dump body for the current semi-trailer dump truck. REFER TO PUBLIC WORKS

9.7 A Res. by Alderpersons Kittelson and Kath directing a public hearing to be held in connection with change of the City's Official Zoning Map for property located at 1305 St. Clair Ave. LIES OVER

9.8 An Ordinance by Alderpersons Kittelson and Kath amending the Zoning Map to change the Use District Classification of property located at 1305 St. Clair Ave. from Class UI Industrial to Class UC Urban Commercial Classification. REFER TO CITY PLAN COMMISSION

ATTACHMENT: Map for zoning.pdf

9.9 An Ordinance repealing and recreating sections of the Municipal Code relating to car allowances for city officers and employees so as to change the allowable reimbursement rate on a per mile basis. REFER TO FINANCE

10. ADJOURN

10.1 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