

REGULAR COMMON COUNCIL MEETING AGENDA AND MINUTES

"Good leadership requires you to surround yourself with people of diverse perspectives who can disagree with you without fear of retaliation." Doris Kearns Goodwin Notice of the 23rd meeting of the 2011-2012 Common Council at 7:00 p.m., Monday, March 5, 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 SWEARING IN OF MAYOR-ELECT TERRY VAN AKKEREN

1.4 APPROVAL OF MINUTES

1.5 RESIGNATIONS

ATTACHMENT: Resignation Jeffrey Goins.pdf

1.6 PUBLIC FORUM

1.7 MAYOR'S ANNOUNCEMENTS

2. CONSENT AGENDA

2.1 An R. O. by the Chief of Police submitting his quarterly report showing the activities of the department for the period commencing October 1, 2011 and ending December 31, 2011.

2.2 An R. O. by the Chief of Police submitting the annual report showing the activities of the department for the period commencing January 1, 2011 and ending December 31, 2011.

ATTACHMENT: 2011ReportCOMPRESSED.pdf

2.3 An R. O. submitting various license applications.

2.4 An R. O. submitting a communication from John Schuchardt thanking Mayor Ryan for his work as Mayor and wishing him success in the future.

ATTACHMENT: Schuchardt letter.pdf

2.5 An R. C. submitting a communication from Douglas Byerly requesting a marked handicapped spot in front of his home at 1028 Grand Ave.

ATTACHMENT: Douglas Byerly.pdf

2.6 An R. C. submitting the Building Inspection Dept. report for the month of January 2012.

ATTACHMENT: Report January 2012.pdf

2.7 An R. C. submitting a communication from Peggy Clutts stating that she is upset about the garbage fees and being charged double because her home is listed as a two-family property.

ATTACHMENT: Peggy Clutts letter.pdf

2.8 An R. C. granting various license applications.

2.9 An R. C. granting various license applications.

2.10 An R. C. and a Resolution to temporarily make the intersection of N. 8th St. and Superior Ave. and also the intersection of N. 9th St. and Superior Ave. a four-way way stop for six weeks after which time the Dept. of Public Works will recommend making these four-way stops permanent or have these to intersections remain signalized. SET TO PASS THE RESOLUTION

ATTACHMENT: Res. No. 137-11-12.pdf

2.11 An R. C. and Resolution amending the city's bond schedule. RESOLUTION SET FOR PASSAGE

ATTACHMENT: Res. No. 140-11-12.pdf

2.12 An R. C. and a Resolution authorizing executing a one-year lease for the agricultural property in the William A. Hayssen Industrial Park. SET TO ACCEPT AND ADOPT THE RC AND PASS THE RESOLUTION

ATTACHMENT: Res. No. 146-11-12.pdf

2.13 An R. C. and a Resolution to execute a Personal Property Sales Agreement for purchase of 10 Capstone Microturbines and related equipment from Wisconsin Power and Light Company. SET FOR RC TO BE ACCEPTED AND ADOPTED AND RESOLUTION TO PASS

ATTACHMENT: Res. No. 147-11-12.pdf

2.14 A R. C. and a Resolution authorizing exercising the City's option to repurchase certain lands in the Sheboygan Business Center. SET FOR RC TO BE ACCEPTED AND ADOPTED AND THE RESOLUTION TO PASS

ATTACHMENT: Res. No. 148-11-12.pdf

2.15 An R. C. and a Resolution authorizing the appropriate City Officials to enter into agreement with Unison Solutions, Inc., for the purchase of a Capstone Turbine Factory Protection plan - End User Agreement for the Wastewater Treatment Plant. SET FOR RC TO BE ACCEPTED AND ADOPTED AND THE RESOLUTION BE PASSED

ATTACHMENT: Res. No. 150-11-12.pdf

2.16 An R. C. and an Ordinance repealing and recreating various portions of Chapter 26 of the Sheboygan Municipal Code so as to change the forfeiture structure for violations of the chapter. SET FOR THE RC TO BE ACCEPTED AND ADOPTED AND THE ORDINANCE BE PASSED

ATTACHMENT: Gen. Ord. No. 69-11-12.pdf

2.17 An R. C. and an Ordinance repealing and recreating Section 66-2 of the Sheboygan Municipal Code so as to change the forfeiture structure for violations of Chapter 66. SET FOR RC TO BE ACCEPTED AND ADOPTED AND THE ORDINANCE BE PASSED

ATTACHMENT: Gen. Ord. No. 70-11-12.pdf

3. REPORTS OF OFFICERS

3.1 An R. O. submitting the report of the Building Inspection Department for February 2012. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Building Inspection report.pdf

3.2 An R. O. submitting a communication from the Harbor Centre Business Improvement District requesting that the City release all funds collected on their behalf and those funds allocated for fiscal 2012. REFER TO FINANCE

ATTACHMENT: Harbor Centre BID.pdf

3.3 An R. O. submitting a communication from Atty. William S. Cole being a Notice of Claim in the matter of the Sheboygan River Dredging Project. REFER TO SPECIAL COMMITTEE ON RISK MANAGEMENT

ATTACHMENT: Notice of Claim.pdf

3.4 An R. O. submitting a communication from Milton Storm stating a complaint that the City Council may be using improper tactics to bring a casino to the Harbor Centre. REFER TO FINANCE

ATTACHMENT: Milt Storm letter.pdf

3.5 An R. O. submitting a communication from the Chairperson of the Kettle Moraine Area of Narcotics Anonymous which covers Sheboygan and Manitowoc counties requesting permission to hold a fundraiser on May 5th for a paintball exhibition booth at the 1907 Club. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Dave Detrick letter.pdf

3.6 An R. O. submitting a communication from Richard Rupnik requesting a waiver of the Sex Offender Residency restrictions in order to live at 1123 N. 14th St. REFER TO PUBLIC PROTECTION AND SAFETY

ATTACHMENT: Richard Rupnik letter.pdf

4. RESOLUTIONS

4.1 A Resolution terminating the Common Council's removal proceedings involving Robert Ryan. SET FOR PASSAGE

4.2 A Resolution accepting the agreement with Sheboygan Professional Police Officers' Association (SPPOA) for 2012-2014, and authorizing the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances to sign the agreement. SET FOR PASSAGE

4.3 A Resolution authorizing the City Atty. to engage special outside legal counsel with regard to a quasi-judicial hearing for Beverage Operator's License #8447 and authorize payment for said services. SET FOR SUSPENSION AND TO PASS

THE RESOLUTION

4.4 A RESOLUTION calling for a binding referendum on whether or not the City of Sheboygan shall continue having a full-time Mayor. If the voters so choose, the alternative shall be reducing the role of Mayor to a part-time position. SET FOR SUSPENSION AND PASS THE RESOLUTION

4.5 A RESOLUTION authorizing entering into a contract for the 2012 Bituminous Paving Program, Bid No. 2343-11R. REFER TO PUBLIC WORKS

4.6 A RESOLUTION adopting the City of Sheboygan, Wisconsin Natural Hazards Mitigation Plan Update: An Addendum to the Sheboygan County All Hazards Mitigation Plan. REFER TO PUBLIC WORKS

4.7 A Resolution authorizing the appropriate City Officials to give permit to Harold Biebel, "Pop's Corn", to operate a popcorn stand in Fountain Park during the calendar year 2012. REFER TO PUBLIC WORKS

ATTACHMENT: Letter from Harold Biebel.pdf

4.8 A RESOLUTION to authorize a transfer of appropriations in the 2012 Budget. REFER TO FINANCE

5. REPORTS OF COMMITTEES

5.1 An R. C. submitting a communication from the Sheboygan Blue Line Association, wishing to submit official notification that they desire to extend their lease upon expiration of the current 10 year term and are seeking approval from the City to place a mortgage lien on the building and equipment in order to purchase and install a new bleacher system. SET FOR ACCEPTING AND ADOPTING THE REPORT OF COMMITTEE AND APPROVING REQUEST WITH CAVEATS

ATTACHMENT: Blue Line Association.pdf

5.2 An RC and a Resolution authorizing retaining outside counsel in connection with proposed agreements among Claremont New Frontier Resort, LLC, the Sokaogon Chippewa Community, the City and the Redevelopment Authority. SET TO ACCEPT AND ADOPT THE REPORT OF COMMITTEE AND PASS THE RESOLUTION

ATTACHMENT: Res. No. 131-11-12.pdf

5.3 An R. C. and a Resolution authorizing the appropriate City officials to execute the Option to Negotiate and Purchase; recommends that the Resolution be passed with the amended Option to Negotiate and Purchase which is attached. SET FOR RC TO BE ACCEPTED AND ADOPTED AND TO PASS RESOLUTION

ATTACHMENT: Res. No. 138-11-12.pdf

6. ORDINANCES INTRODUCED

6.1 AN ORDINANCE re-establishing the salary schedule for the office of Mayor. SET TO SUSPEND THE RULES AND PASS THE ORDINANCE

6.2 An Ordinance annexing territory owned by the City to the City of Sheboygan, Wisconsin. REFER TO CITY PLAN COMMISSION

ATTACHMENT: annexation exhibits.pdf

6.3 AN ORDINANCE repealing and recreating Section 82-126 of the Municipal Code relating to compensation for overtime worked by non-represented employees

of the City. REFER TO SALARIES AND GRIEVANCES

7. MATTERS LAID OVER

7.1 An R. C. and a Subs. of a Subs. of Gen. Ord. No. 40-11-12 re-establishing the salary schedule for the office of Mayor. SET FOR THE RC TO BE ACCEPTED AND ADOPTED AND TO PASS THE SUBS OF THE SUBS ORDINANCE

ATTACHMENT: Subs. of Subs. of Subs. of Gen. Ord. 40-11-12.pdf

7.2 AN ORDINANCE amending Section 29-75 of the 1975 Sheboygan Municipal Code so as to delete the current Vehicle & Equipment Manager and one (1) Plant Operator WWTP in the Department of Public Works and create the job descriptions for the Vehicle & Equipment Supervisor and the Lead Plant Operator WWTP in the Public Works Department for the City of Sheboygan. SET TO PASS THE ORDINANCE

ATTACHMENT: Job descriptions WWTP.pdf

8. OTHER MATTERS AUTHORIZED BY LAW

8.1 A RESOLUTION accepting an additional \$25,000 in grant monies from the Wisconsin Department of Natural Resources (DNR) for Sheboygan River AOC Habitat Restoration projects. SET TO SUSPEND AND PASS THE RESOLUTION

8.2 An R. O. submitting a communication from Carl Isaacson, Founder of Ike s Food and Cocktails in Minnetonka, MN, stating he was researching food and dining concepts for a new venture in Minnesota and his travels brought him into Sheboygan. He states that he was so impressed by the incredible hospitality he encountered in Sheboygan. SET TO ACCEPT AND FILE

ATTACHMENT: Carl Isaacson letter.pdf

8.3 An R. O. submitting a communication from Pat Aaholm requesting that the Mayor reduces his salary for the remainder of the term by whatever the Chief Administor's salary may be raised. SET TO ACCEPT AND FILE

ATTACHMENT: Pat Aaholm letter.pdf

8.4 An R. O. submitting various license applications. REFER TO LAW AND LICENSI

9. ADJOURN

9.1 Motion to Adjourn the 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 Buildigg

City's website