

CITY OF SHEBOYGAN

THIRTEENTH REGULAR COMMON COUNCIL MEETING

Monday, October 4, 2021

ALDERPERSONS PRESENT: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde (remote), Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

Meeting called to order at 6: 00 PM

1. OPENING OF MEETING

1.1 ROLL CALL

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES - 12 th Regular Council meeting held on September 20, 2021 and 1 st Special Council meeting held on September 27, 2021

MOTION TO APPROVE MINUTES Motion by Roberta Filicky-Peneski, second by Dean Dekker.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

1.4 RESIGNATIONS - Jim Bohren as Alderperson - District 10

MOTION TO RECEIVE AND FILE Motion by Roberta Filicky-Peneski, second by Dean Dekker.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

1.5 ANNOUNCEMENT - Election to be held at Common Council meeting on October 18, 2021 to fill the unexpired term of Alderperson - District

10.

1.6 CONFIRMATION OF MAYORAL APPOINTMENTS - Natasha Torry to the Senior Activity Center Commission

MOTION TO CONFIRMMotion by Roberta Filicky-Peneski, second by Dean Dekker.  
Final Resolution:  
Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

1.7 PUBLIC FORUM - Limit of five people having five minutes each with comments limited to items on this agenda. No one spoke.

1.8 MAYOR'S ANNOUNCEMENTS - UPCOMING COMMUNITY EVENTS, PROCLAMATIONS, EMPLOYEE RECOGNITIONS

2. ITEM FOR DISCUSSION ONLY

2.1 2022 Proposed Program Budget by City Administrator Todd Wolf and Finance Director Kaitlyn Krueger.

3. CONSENT

3.1 MOTION TO RECEIVE AND FILE ALL RO'S, RECEIVE ALL RC'S AND ADOPT ALL RESOLUTIONS AND ORDINANCES

Resolution:  
MOTION TO RECEIVE AND FILE ALL RO'S, RECEIVE ALL RC'S AND ADOPT ALL RESOLUTIONS AND ORDINANCESMotion by Roberta Filicky-Peneski, second by Dean Dekker.  
Final Resolution:  
Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

3.2 R. O. No. 84 - 21 - 22 by Board of Water Commissioners transmitting a copy of the 2022 Water Utility Budget for the Sheboygan Water Utility.

Resolution:  
MOTION TO RECEIVE AND FILE DOCUMENTMotion by Roberta Filicky-Peneski, second by Dean Dekker.  
Final Resolution:  
Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

3.3 R. O. No. 85 - 21 - 22 by City Clerk submitting a communication from the Fond du Lac County Land Information Department notifying the City of Sheboygan of the adoption of their first ever Comprehensive Plan.

Resolution:

MOTION TO RECEIVE AND FILE Motion by Roberta Filicky-Peneski, second by Dean Dekker.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

3.4 R. C. No. 112 - 21 - 22 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 82 - 21 - 22 by City Clerk submitting a license application; recommends granting the application.

Resolution:

MOTION TO RECEIVE THE R. C. AND GRANT THE LICENSE APPLICATION Motion by Roberta Filicky-Peneski, second by Dean Dekker.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

3.5 R. C. No. 113 - 21 - 22 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 61 - 21 - 22 by Alderpersons Felde and Ackley authorizing application for 2022 Wisconsin Justice System Improvement, Beat Patrol Grant Solicitation; recommends adopting the Resolution

Resolution:

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Roberta Filicky-Peneski, second by Dean Dekker.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

3.6 R. C. No. 114 - 21 - 22 by Public Works Committee to whom was referred Res. No. 62 - 21 - 22 by Alderpersons Dekker and Perrella authorizing the appropriate City officials to accept a Sewer Easement and execute a Release of Easement Agreement regarding Lot 2 of the South Pier Plat; recommends adopting the Resolution.

Resolution:

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Roberta Filicky-Peneski, second by Dean Dekker.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

3.7 R. C. No. 115 - 21 - 22 by Finance and Personnel Committee to whom was referred Res. No. 63 - 21 - 22 by Alderpersons Mitchell and Filicky-Peneski adopting certain changes to the City's Medical Benefit Plan and Dental Benefit Plan effective for calendar year 2022 coverage and establishing the monthly premium equivalent rates effective for January 2022 coverage and thereafter; recommends adopting the Resolution.

Resolution:

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Roberta Filicky-Peneski, second by Dean Dekker.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

3.8 R. C. No. 116 - 21 - 22 by Public Works Committee to whom was referred Gen. Ord. No. 24 - 21 - 22 by Alderpersons Dekker and Perrella placing stop signs at the northwest and southeast corners of N. 30 th Street and Michigan Avenue; recommends adopting the Ordinance.

Resolution:

MOTION TO RECEIVE THE R. C. AND ADOPT THE ORDINANCE Motion by Roberta Filicky-Peneski, second by Dean Dekker.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

#### 4. REPORT OF OFFICERS

4.1 R. O. No. 86 - 21 - 22 by Finance Director reporting that, pursuant to Res. No. 60 - 20 - 21 authorizing the City Administrator to negotiate settlement of certain claims made by the City of Sheboygan, City Invoice No. 8001 in the amount of \$21,930.62 billed to Sign Me Up of Wisconsin, LLC regarding damage to a traffic control cabinet at 25 th Street and Kohler Memorial Drive on the 25 th of June, 2020, has been settled with payment to the City of Sheboygan in the amount of \$17,460.

48. The amount remaining of \$4,470.14 shall be written off due to the negotiated settlement. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.2 R. O. No. 87 - 21 - 22 by City Clerk submitting a Summons and Complaint in the matter of Shari Lynn Smith vs. City of Sheboygan. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.3 R. O. No. 88 - 21 - 22 by City Clerk submitting a claim from Progressive Subrogation for alleged damages and injuries that occurred when a City of Sheboygan police vehicle hit their insured. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.4 R. O. No. 89 - 21 - 22 by City Clerk submitting a claim from Jill M. Siebert for alleged injuries that occurred when the Bird scooter she was driving crashed when she was attempting to avoid a bad spot in the road. REFER TO FINANCE AND PERSONNEL COMMITTEE

## 5. RESOLUTIONS

5.1 Res. No. 68 - 21 - 22 by Alderpersons Felde and Filicky-Peneski accepting a deed from Wild Leisle Real Estate Holdings, LLC of a parcel of land between the existing Sheboygan Visitor Center and the Sheboygan River.

MOTION TO SUSPEND THE RULES AND ADOPT THE RESOLUTION Motion by Roberta Filicky-Peneski, second by Dean Dekker.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

5.2 Res. No. 69 - 21 - 22 by Alderpersons Dekker, Felde, and Filicky-Peneski adopting the one-year extension to the City of Sheboygan 2017 - 2021 Strategic Plan and the addition of 2022 Action Items and Critical Measurements. REFER TO COMMITTEE OF THE WHOLE

5.3 Res. No. 70 - 21 - 22 by Alderpersons Mitchell and Filicky-Peneski approving the adjustment of the allowable city tax levy for 2021 payable in 2022 pursuant to Wis. Stat. 66.0602 (3) (f). REFER TO FINANCE AND PERSONNEL COMMITTEE

5.4 Res. No. 71 - 21 - 22 by Alderpersons Mitchell and Filicky-Peneski expressing the Common Council's intent regarding funds received by the City of Sheboygan through the Coronavirus Local Fiscal Recovery Fund established under the American Rescue Plan Act, and authorizing the expenditure of ARPA funds for Administrative Expenses. REFER TO FINANCE AND PERSONNEL COMMITTEE

5.5 Res. No. 72 - 21 - 22 by Alderpersons Mitchell and Filicky-Peneski authorizing the appropriate City officials to remove certain uncollected delinquent personal property taxes and uncollected accounts receivable from the City of Sheboygan's general ledger. REFER TO FINANCE AND PERSONNEL COMMITTEE

5.6 Res. No. 73 - 21 - 22 by Alderpersons Felde and Filicky-Peneski amending the ward boundaries for the City of Sheboygan following the official publication of the United States census data for the State of Wisconsin. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

5.7 Res. No. 74 - 21 - 22 by Alderpersons Dekker and Perrella authorizing the appropriate City officials to release part of an existing drainage easement and accept a new drainage easement property owned by Fifth Generation Properties LLC along Gateway Drive between Weeden Creek Road and Behrens Parkway. REFER TO

PUBLIC WORKS COMMITTEE

5.8 Res. No. 75 - 21 - 22 by Alderpersons Felde and Filicky-Peneski establishing the 2022 Budget appropriations and the 2021 Tax Levy for use during the calendar year. REFER TO FINANCE AND PERSONNEL, PUBLIC WORKS, AND LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEES

6. REPORT OF COMMITTEES

6.1 R. C. No. 117 - 21 - 22 by Finance and Personnel Committee to whom was referred Res. No. 60 - 21 - 22 by Alderpersons Mitchell and Filicky-Peneski authorizing the appropriate City officials to make a payment to Sheboygan County for a portion of the costs incurred pursuant to an agreement between Sheboygan County and Discover Mediaworks, Inc. to develop and distribute content related to the City of Sheboygan and Sheboygan County, and authorizing the Finance Director to make a necessary budget adjustment and appropriation in the 2021 budget; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Trey Mitchell, second by Roberta Filicky-Peneski.

Final Resolution:

Motion Fails Aye: Trey Mitchell, Barbara Felde, Leslie Laster - 3. Nay: Markus Savaglio, Dean Dekker, Betty Ackley, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella - 6 .

6.2 R. C. No. 118 - 21 - 22 by Public Works Committee to whom was referred DIRECT REFERRAL Res. No. 64 - 21 - 22 by Alderpersons Dekker and Perrella authorizing the Director of Public Works to execute a contract with Graef-USA Inc. for the development of a Comprehensive Outdoor Recreation Plan Update; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Dean Dekker, second by Grazia Perrella.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

6.3 R. C. No. 119 - 21 - 22 by Public Works Committee to whom was referred DIRECT REFERRAL Res. No. 65 - 21 - 22 by Alderpersons Dekker and Perrella authorizing the Director of Public Works to execute a contract with Foth Infrastructure and Environment, LLC for services related to the South Side Sanitary Sewer Facility Plan; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Dean Dekker, second by Grazia Perrella.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

6.4 R. C. No. 120 - 21 - 22 by Public Works Committee to whom was referred DIRECT REFERRAL Res. No. 66 - 21 - 22 by Alderpersons Dekker and Perrella authorizing the City Engineer to extend the Agreement for Technical Services with Strand Associates, Inc. and to execute a Task Order under that Agreement regarding design of the 2 nd Creek Dry to Wet Pond Conversion; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Dean Dekker, second by Grazia Perrella.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

6.5 R. C. No. 121 - 21 - 22 by Public Works Committee to whom was referred DIRECT REFERRAL Res. No. 67 - 21 - 22 by Alderpersons Dekker and Perrella authorizing the appropriate City officials to enter into a contract with Lone Star Blower, Inc. for the purchase of an Aeration Blower for the Waste Water Treatment Plant, and to make related expenditures; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Dean Dekker, second by Grazia Perrella.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

## 7. GENERAL ORDINANCES

7.1 Gen. Ord. No. 25 - 21 - 22 by Alderpersons Felde and Filicky-Peneski repealing Sheboygan Municipal Code Section 38 - 3 relating to wards and voting polls and repealing Section 38 - 4 relating to aldermanic districts. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

## 8. OTHER MATTERS AUTHORIZED BY LAW

## 9. CLOSED SESSION

9.1 Motion to convene in Closed Session under exemption provided in Sec. 19.85 (1)(e), Wis. Stats., where competitive and bargaining sessions require a closed session related to development opportunities at 10 th Street and Indiana Avenue and South 14 th Street and Illinois Avenue.

MOTION TO CONVENE IN CLOSED Motion by Roberta Filicky-Peneski, second by Dean Dekker.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Amanda Salazar, Grazia Perrella, Leslie Laster - 9 .

\* Barbara Felde, Betty Ackley, and Amanda Salazar left prior to convening in closed session.

#### 10. ADJOURN MEETING

##### 10.1 Motion to Adjourn at 7: 44 PM

Motion by Roberta Filicky-Peneski, second by Grazia Perrella.

Final Resolution:

Motion Passes Aye: Markus Savaglio, Dean Dekker, Trey Mitchell, Roberta Filicky-Peneski, Grazia Perrella, Leslie Laster - 6 .