

CITY OF SHEBOYGAN

EIGHTH REGULAR COMMON COUNCIL MEETING

Monday, July 19, 2021

ALDERPERSONS PRESENT: Jim Bohren, Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, Grazia Perrella, Leslie Laster - 9 .

ALDERPERSON ABSENT AND EXCUSED: Amanda Salazar - 1 .

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 - 7 th Regular Council meeting held on July 6, 2021

MOTION TO APPROVE MINUTES Motion by Barbara Felde, second by Roberta Filicky-Peneski.

Final Resolution:

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

1.4 RESIGNATION - Charlie Wigg from the Architectural Review Board

MOTION TO RECEIVE AND FILE Motion by Barbara Felde, second by Roberta Filicky-Peneski.

Final Resolution:

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

1.5 MAYORAL APPOINTMENTS - Monica Hart to the Mayor's International Committee.

LAYS OVER

1.6 CONFIRMATION OF MAYORAL APPOINTMENTS - Various

MOTION TO CONFIRMMotion by Barbara Felde, second by Roberta Filicky-Peneski.

Final Resolution:

Motion Passes Aye: Jim Bohren, Markus Savaglio, Dean Dekker, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski, 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. CONSENT

2.1 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 ORDINANCES

Motion by Barbara Felde, second by Roberta Filicky-Peneski.

Final Resolution:

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

2.2 R. O. No. 38 - 21 - 22 by City Plan Commission to whom was referred Res. No. 27 - 21 - 22 by Alderperson Mitchell pursuant to the extraterritorial plat approval jurisdiction of the City of Sheboygan approving the final plat of Lincoln Estates subdivision in the Town of Sheboygan, the preliminary plat being approved by the City Plan Commission; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, July 13, 2021 and after due considerations, recommends adopting the Resolution.

Resolution:

MOTION TO RECEIVE THE R. O. AND ADOPT THE RESOLUTIONMotion by Barbara Felde, second by Roberta Filicky-Peneski.

Final Resolution:

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

2.3 R. C. No. 65 - 21 - 22 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 37 - 21 - 22 by City Clerk submitting various license applications; recommends granting the applications with correction.

Resolution:

MOTION TO RECEIVE THE R. C. AND GRANT THE LICENSE APPLICATION WITH CORRECTION Motion by Barbara Felde, second by Roberta Filicky-Peneski.

Final Resolution:

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

2.4 R. C. No. 66 - 21 - 22 by Finance and Personnel Committee to whom was referred Res. No. 28 - 21 - 22 by Alderpersons Mitchell and Filicky-Peneski authorizing the sale of land in the SouthPointe Enterprise Campus; recommends adopting the Resolution.

Resolution:

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

Final Resolution:

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

### 3. REPORT OF OFFICERS

3.1 R. O. No. 39 - 21 - 22 by City Clerk submitting an application from Chong Kia Moua for a change in zoning classification for 530 - 532 S. 14 th Street (Parcel # 59281502500) from Class Neighborhood Residential (NR- 6) to Neighborhood Commercial (NC). REFER TO CITY PLAN COMMISSION

3.2 R. O. No. 40 - 21 - 22 by City Clerk submitting a notice of claim from Acuity Insurance for alleged damages to their insured (Randy Roth) skid steer when it was parked in a parking lot at 1749 Broadway Avenue and hit with a rock from a City of Sheboygan lawn mower. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.3 R. O. No. 41 - 21 - 22 by City Administrator submitting for information the 2022 Budget Schedule and 2022 preliminary budget fiscal factors for guidance prior to departmental budget preparation. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.4 R. O. No. 42 - 21 - 22 by Finance Director reporting that, pursuant to Res. No. 66 - 20 - 21 authorizing the City Administrator to negotiate settlement of certain claims made by the City of Sheboygan, City Invoice No. 6143 in the amount of \$16,433.71 billed to Nathaniel J. Helmle regarding damage to a traffic control signal located at the west median of 14 th Street and Erie Avenue on July 4, 2017, had been settled with a payment to the City of Sheboygan in the amount of \$15,028.71. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.5 R. O. No. 43 - 21 - 22 by Fire Chief pursuant to section 50 - 564 of the Municipal Code, submitting the quarterly report of Benchmark Measurements for the Fire Department, for the period commencing April 1, 2021 and ending June 30, 2021. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

3.6 R. O. No. 44 - 21 - 22 by Chief of Police Christopher Domagalski pursuant to section 54 - 65 of the Municipal Code, submitting the quarterly report showing the Benchmark Measurements for the Police Department for the period commencing April 1, 2021 and ending June 30, 2021. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

3.7 R. O. No. 45 - 21 - 22 by City Clerk submitting various change of premise applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

#### 4. RESOLUTIONS

4.1 Res. No. 29 - 21 - 22 by Alderpersons Felde, Filicky-Peneski, and Salazar designating a temporary public gathering space as described in section 110 - 604 (i), Sheboygan Municipal Code. SUSPEND THE RULES AND ADOPT THE RESOLUTION

MOTION TO SUSPEND AND ADOPT THE RESOLUTION Motion by Barbara Felde, second by Roberta Filicky-Peneski.

Final Resolution:

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

4.2 Res. No. 30 - 21 - 22 by Alderpersons Felde and Filicky-Peneski authorizing the City Administrator to make a lump sum payment to the former Municipal Court Clerk and sign any necessary documents in settlement of any and all claims and obligations that may exist between the City and the former employee. SUSPEND THE RULES AND ADOPT THE RESOLUTION

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

Final Resolution:

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

4.3 Res. No. 31 - 21 - 22 by Alderpersons Felde and Filicky-Peneski authorizing executing of a quit claim deed on .49 acres of land located between South 9 th Street and South 10 th Street (former railroad property adjacent to former Koepsell property) from the City of Sheboygan to the Redevelopment Authority. SUSPEND THE RULES AND ADOPT THE RESOLUTION

MOTION TO SUSPEND THE RULES AND ADOPT THE RESOLUTION Motion by Barbara Felde,

second by Roberta Filicky-Peneski.

Final Resolution:

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

4.4 Res. No. 32 - 21 - 22 by Alderpersons Felde and Filicky-Peneski authorizing the purchase of 5528 S. Business Drive for future use by the City. SUSPEND THE RULES AND ADOPT THE RESOLUTION

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

Final Resolution:

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

4.5 Res. No. 33 - 21 - 22 by Alderpersons Mitchell and Filicky-Peneski authorizing the City Administrator to approve payment of bills and invoices related to the City's health insurance plan. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.6 Res. No. 34 - 21 - 22 by Alderpersons Mitchell and Filicky-Peneski authorizing the appropriate City officials to execute a Supply Agreement with Hometown Trolley for the purchase of a new trolley, and authorizing a budget adjustment and appropriation in the 2021 budget regarding the purchase of the trolley. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.7 Res. No. 35 - 21 - 22 by Alderpersons Mitchell and Filicky-Peneski authorizing a budget adjustment and appropriation in the 2021 budget for the Tyler Technologies Development (Munis) Chart of Accounts Redesign. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.8 Res. No. 36 - 21 - 22 by Alderpersons Felde and Ackley authorizing application for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program Fiscal Year 2021 Local Solicitation and entering into a Memorandum of Understanding with Sheboygan County. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

4.9 Res. No. 37 - 21 - 22 by Alderpersons Dekker and Perrella authorizing the appropriate City officials to accept two grants from the Wisconsin Coastal Management Program. REFER TO PUBLIC WORKS COMMITTEE

## 5. REPORT OF COMMITTEES

5.1 R. C. No. 67 - 21 - 22 by Licensing, Hearings, and Public Safety Committee to whom was referred Gen. Ord. No. 10 - 21 - 22 by Alderpersons Felde, Ackley, and Bohren adjusting the forfeiture ranges in Sheboygan Municipal Code 18 - 47 (Dangerous and Vicious Dogs), 66 - 2 (Nuisances), 70 - 7 (Marijuana),

and 70 - 8 (Possession of Drug Paraphernalia), and adopting an updated Bond Schedule for use in Municipal Court proceedings; recommends adopting the Ordinance.

MOTION TO RECEIVE THE R. C. AND ADOPT THE ORDINANCE Motion by Barbara Felde, second by Jim Bohren.

Final Resolution:

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

## 6. GENERAL ORDINANCES

6.1 Gen. Ord. No. 11 - 21 - 22 by Alderperson Dekker amending the City's Future Land Use Map of the Sheboygan Comprehensive Plan to change the Land Use Classification of property located at 530 - 532 S. 14 th Street (Parcel # 59281502500) from Class Neighborhood Preservation to Class Neighborhood Mixed Use Classification. REFER TO CITY PLAN COMMISSION

6.2 Gen. Ord. No. 12 - 21 - 22 by Alderperson Dekker amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Land Use Classification of property located at 530 - 532 S. 14 th Street (Parcel # 59281502500) from Class Neighborhood Residential (NR- 6) to Class Neighborhood Commercial (NC) Classification. REFER TO CITY PLAN COMMISSION

6.3 Gen. Ord. No. 13 - 21 - 22 by Alderpersons Dekker and Perrella replacing the traffic-control light signal at the intersection of Geele Avenue and N. 15 th Street with stop signs at all four corners of the intersection of Geele Avenue and N. 15 th Street. REFER TO PUBLIC WORKS COMMITTEE

## 7. OTHER MATTERS AUTHORIZED BY LAW

7.1 R. O. No. 46 - 21 - 22 by City Clerk submitting a license application for a change of agent. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

7.2 R. O. No. 47 - 21 - 22 by City Clerk submitting a communication from Michael Miller regarding an alleged nuisance bar located at 1133 Michigan Avenue. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

7.3 Res. No. 38 - 21 - 22 by Alderpersons Dekker and Perrella authorizing the appropriate City officials to execute an Easement for Torginol, Inc. (Parcel Numbers 59281479081, 59281479084 and 59281479085). REFER TO PUBLIC WORKS COMMITTEE

7.4 Res. No. 39 - 21 - 22 by Alderpersons Dekker and Perrella authorizing the appropriate City officials to enter into an Addendum to the contract with Foth Infrastructure and Environment, LLC for design services related to the South Side Interceptor System (SIS) Rehab/Access Road/Shoreline Protection Program.

REFER TO PUBLIC WORKS COMMITTEE

8. ADJOURN MEETING

8.1 Motion to Adjourn

MOTION TO ADJOURN AT 6: 35 PM Motion by Barbara Felde, second by Roberta Filicky-Peneski.

Final Resolution:

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