

City of Sheboygan
2021-06-21

C3ZSFV655FE2

SIXTH REGULAR COMMON COUNCIL MEETING AGENDA - 6:00 P.M.

"IN ORDER TO CARRY OUT A POSITIVE ACTION, WE MUST DEVELOP A POSITIVE VISION" Notice of the 6th Regular Meeting of the 2021-2022 Common Council at 6:00 p.m., MONDAY, June 21, 2021 in City Hall, 3rd Floor - Council Chambers, 828 Center Avenue, Sheboygan, WI. Persons with disabilities who need accommodations to attend the meeting should contact Meredith DeBruin at the City Clerk's Office, 828 Center Avenue, (920) 459-3361.

This meeting may be viewed LIVE on Charter Spectrum Channel 990, AT&T U-Verse Channel 99 and www.wscssheboygan.com/vo

1. OPENING OF MEETING

1.1 ROLL CALL - Alderpersons Ackley, Bohren, Dekker, Felde, Filicky-Peneski, Laster, Mitchell, Perrella, Salazar, Savaglio may attend meeting remotely

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES - 5th Regular Council meeting held on June 7, 2021

1.4 PUBLIC FORUM - Limit of five people having five minutes each with comments limited to items on this agenda.

1.5 CONFIRMATION OF MAYOR'S APPOINTMENTS - Various

ATTACHMENT: appointments.pdf

1.6 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

2.2 R. O. No. 28-21-22 by Board of License Examiners submitting an application for Building Contractor License already granted.

ATTACHMENT: bole.pdf

2.3 R. O. No. 29-21-22 by City Clerk submitting various license applications (Sheboygan Jaycees).

ATTACHMENT: granted.pdf

2.4 R. O. No. 30-21-22 by Board of Water Commissioners requesting modification of an existing permanent easement and approval of a utility easement.

ATTACHMENT: water.pdf

2.5 R. C. No. 37-21-22 by Finance and Personnel Committee to whom was referred R. C. No. 328-20-21 by Finance and Personnel Committee to whom was referred R. O. No. 130-20-21 by City Clerk submitting a claim from Acuity

Insurance for alleged damages to their insured (Steven L, and Susan M. Aubry) vehicle when it was backed into by a City owned vehicle; recommends filing the document.

ATTACHMENT: RC 328.pdf

2.6 R. C. No. 38-21-22 by Finance and Personnel Committee to whom was referred R. C. No. 329-20-21 by Finance and Personnel Committee to whom was referred R. O. No. 131-20-21 by City Clerk submitting a claim of alleged unlawful tax collected from Midstate Amusement Games, LLC by the City for the 2020 tax year, plus interest as provided by law, with respect to certain property located in the City and known by the personal property tax Account Number 59281860858P; recommends filing the document.

ATTACHMENT: RC 329.pdf

2.7 R. C. No. 39-21-22 by Licensing, Hearings, and Public Safety Committee to whom was referred R. C. No. 332-20-21 by Licensing, Hearings, and Public Safety Committee and R. O. No. 173-20-21 by City Clerk submitting various license applications; recommends granting the license application contingent upon their providing all necessary documents to the clerk's office.

ATTACHMENT: rc 332.pdf

2.8 R. C. No. 40-21-22 by Licensing, Hearings, and Public Safety Committee to whom was referred R. C. No. 324-20-21 by Licensing, Hearings, and Public Safety Committee and R. O. No. 98-20-21 by City Clerk submitting various license applications; recommends filing the change of premise application as the issue was dealt with when Meijer renewed the license.

ATTACHMENT: ro 324.pdf

2.9 R. C. No. 41-21-22 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 9-21-22 by City Clerk submitting various license applications; recommends granting the license with a warning to follow the law.

ATTACHMENT: ro 9.pdf

2.10 R. C. No. 42-21-22 by Finance and Personnel Committee to whom was referred R. O. No. 12-21-22 by City Clerk submitting a claim from Zachary D. Brill for alleged damages to his vehicle when driving through construction area on North Taylor Drive; recommends filing the document.

ATTACHMENT: ro 12.pdf

2.11 R. C. No. 43-21-22 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 16-21-22 by City Clerk submitting various license applications; recommends granting the license application with a warning to follow the law.

ATTACHMENT: ro 16.pdf

2.12 R. C. No. 44-21-22 by Finance and Personnel Committee to whom was referred R. O. No. 24-21-22 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. 7975 in the amount of \$6,007.49 billed to Kenneth Koopman regarding damage to a traffic control signal located at the corner of South Business Drive and Wilson Avenue on November 16, 2019, has been settled with a payment to the City of Sheboygan

in the amount of \$5,715.24; recommends filing the document.

ATTACHMENT: RO 24.pdf

2.13 R. C. No. 45-21-22 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 27-21-22 by City Clerk submitting various license applications; recommends granting the license application with various caveats.

ATTACHMENT: ro 27.pdf

2.14 R. C. No. 46-21-22 by Finance and Personnel Committee to whom was referred Res. No. 16-21-22 by Alderpersons Mitchell and Filicky-Peneski authorizing the appropriate City officials to execute the Financial Management Planning Services Agreement with Ehlers, Inc. and to make a necessary budget adjustment and appropriation in the 2021 budget; recommends adopting the Resolution.

ATTACHMENT: RES 16-21-22-FINAL-Ehlers Agreement.pdf

ATTACHMENT: RES 16.pdf

2.15 R. C. No. 47-21-22 by Finance and Personnel Committee to whom was referred Res. No. 17-21-22 by Alderpersons Mitchell and Filicky-Peneski authorizing the appropriate City officials to execute the agreement with Assessment Technologies of Wisconsin, LLC d/b/a Grota Appraisals for assessment services between 2023 and 2026 and for revaluation services, and to make a necessary budget adjustment and appropriation in the 2021 budget; recommends adopting the Resolution.

ATTACHMENT: Assessment Technologies dba Grota Appraisals contract - signed 6-22-21.pdf

ATTACHMENT: RES 17.pdf

2.16 R. C. No. 48-21-22 by Finance and Personnel Committee to whom was referred Res. No. 18-21-22 by Alderpersons Mitchell and Filicky-Peneski authorizing the Director of Planning & Development to accept the Proposal for Environmental Services Wetland Delineation at Parcels 59281-628961 and 52981-657937 from Stantec Consulting Services Inc.; recommends adopting the Resolution.

ATTACHMENT: Res. No. 18-21-22 Signatures.pdf

ATTACHMENT: res 18.pdf

2.17 R. C. No. 49-21-22 by Licensing, Hearings, and Public Safety Committee to whom was referred Gen. Ord. No. 7-21-22 by Alderpersons Felde and Ackley amending the Municipal Code so as to take advantage of the provisions of 2019 Wisconsin Act 166 authorizing issuance of alcohol beverage operator's licenses by a designated municipal official and applying similar provisions to other licenses issued by the city where issuance by such an official is not proscribed by state law; recommends adopting the Ordinance.

ATTACHMENT: go 7.pdf

3. REPORT OF OFFICERS

3.1 R. O. No. 31-21-22 by City Plan Commission to whom was referred Gen. Ord. No. 4-21-22 by Alderperson Dekker and R. O. No. 22-21-22 by City Clerk to amend the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of vacant land on N. 15th

Street - Part of Parcel #59281550000 from Class Urban Residential (UR-12) to Class Urban Commercial (UC) Classification; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, June 15, 2021, and after due consideration, recommends approving the Ordinance and filing the R. O. LAYS OVER

ATTACHMENT: go 4.pdf

3.2 R. O. No. 32-21-22 by City Clerk submitting a Summons and Complaint in the matter of Link Media Wisconsin, LLC v. City of Sheboygan. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Summons.pdf

3.3 R. O. No. 33-21-22 by City Clerk submitting a claim from Robert Konrad for alleged damages to his basketball cover when it was hit by a garbage truck. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: konrad.pdf

3.4 R. O. No. 34-21-22 by City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: referred.pdf

3.5 R. O. No. 35-21-22 by City Clerk submitting a communication from Charles Paul regarding seagulls nesting on the roof of the old Pick 'n Save. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: seagulls.pdf

4. RESOLUTIONS

5. REPORT OF COMMITTEES

5.1 R. C. No. 50-21-22 by Committee of the Whole to whom was referred R. C. No. 21-21-22 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL R. O. 10-21-22 by director of Human Resources submitting the Internal Controls Assessment City of Sheboygan Benefits Administration Assessment dated April 19, 2021 which was prepared by CliftonLarsonAllen LLP (CLA); recommends filing the document, directing the City Administrator and HR Director to provide quarterly reports to council, and to bring to the Finance and Personnel Committee the pros and cons of each suggested audit in the report. RECEIVE THE R. C. AND FILE THE DOCUMENT, DIRECT THE CITY ADMINISTRATOR AND HR DIRECTOR TO PROVIDE QUARTERLY REPORTS TO COUNCIL, AND TO BRING TO THE FINANCE AND PERSONNEL COMMITTEE THE PROS AND CONS OF EACH SUGGESTED AUDIT IN THE REPORT.

ATTACHMENT: rc 21.pdf

5.2 R. C. No. 51-21-22 by Finance and Personnel Committee to whom was referred Res. No. 19-21-22 by Alderpersons Mitchell and Filicky-Peneski approving the Tax Incremental Financing (TIF) Policy of the City of Sheboygan; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

ATTACHMENT: res 19.pdf

5.3 R. C. No. 52-21-22 by Licensing, Hearings, and Public Safety Committee to whom was referred Gen. Ord. No. 5-21-22 by Alderpersons Felde and Ackley amending the City of Sheboygan's Code of Ethics; recommends adopting the

Ordinance. RECEIVE THE R. C. AND ADOPT THE ORDINANCE

ATTACHMENT: go 5.pdf

5.4 R. C. No. 53-21-22 by Licensing, Hearings, and Public Safety Committee to whom was referred Gen. Ord. No. 6-21-22 by Alderpersons Felde and Ackley amending the Municipal Code as to add provision for a parklet permit, to modify provisions related to drinking on public streets to account for the creation of parklets, to update the provisions related to street festival permits and sidewalk cafe permits so as to make them more congruent with each other and the parklet provisions, and to remove an ordinance no longer applicable related to drinking on the erstwhile Plaza 8; recommends adopting the Ordinance as amended. RECEIVE THE R. C. AND ADOPT THE SUBSTITUTE ORDINANCE

ATTACHMENT: go 6.pdf

6. GENERAL ORDINANCES

7. OTHER MATTERS AUTHORIZED BY LAW

7.1 Res. No. 23-21-22 by Alderpersons Mitchell, Filicky-Peneski, Bohren, and Felde updating the policy for applying the undesignated fund balance for the General Fund's ensuing year's budget. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Res. No. 23-21-22.pdf

8. ADJOURN MEETING

8.1 Motion to 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