

CITY OF SHEBOYGAN

SIXTEENTH REGULAR COMMON COUNCIL MEETING

Monday, November 16, 2020

ALDERPERSONS PRESENT: Mary Lynne Donohue (remote), Jim Bohren (remote), Ryan Sorenson (remote), Markus Savaglio (remote), Dean Dekker, Rose Phillips (remote), Trey Mitchell (remote), Betty Ackley (remote), Barbara Felde (remote), Roberta Filicky-Peneski (remote - joined the meeting after the vote on minutes) - 10 .

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 - 15 th Regular Council meeting held on November 2, 2020

MOTION TO APPROVE MINUTES Motion by Ryan Sorenson, second by Mary Lynne Donohue. Final Resolution:

Motion Passes Aye: Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde - 9. Not Present at Vote: Roberta Filicky-Peneski - 1 .

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

1.5 MAYOR'S ANNOUNCEMENTS - UPCOMING COMMUNITY EVENTS, PROCLAMATIONS, EMPLOYEE RECOGNITIONS, UPDATE ON COVID- 19

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 Ryan Sorenson, second by Mary Lynne Donohue.

### Final Resolution:

Motion Passes Aye: Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski - 10 .

2.2 R. O. No. 99 - 20 - 21 by City Clerk submitting the State and County Apportionment Form from the County Board of Supervisors to determine the amount of taxes to be levied in Sheboygan County against all taxable property for the year.

### Resolution:

MOTION TO RECEIVE AND FILE Motion by Ryan Sorenson, second by Mary Lynne Donohue.

### Final Resolution:

Motion Passes Aye: Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski - 10 .

2.3 R. O. No. 100 - 20 - 21 by City Clerk submitting the Tax Levy Certification for the 2020 - 2021 school year from the Sheboygan Area School District.

### Resolution:

MOTION TO RECEIVE AND FILE THE DOCUMENT Motion by Ryan Sorenson, second by Mary Lynne Donohue.

### Final Resolution:

Motion Passes Aye: Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski - 10 .

2.4 R. C. No. 184 - 20 - 21 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 98 - 20 - 21 by City Clerk submitting various license applications; recommends granting the licenses.

### Resolution:

MOTION TO RECEIVE THE R. C. AND GRANT LICENSES Motion by Ryan Sorenson, second by Mary Lynne Donohue.

### Final Resolution:

Motion Passes Aye: Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski - 10 .

2.5 R. C. No. 185 - 20 - 21 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 116 - 20 - 21 by Alderpersons Sorenson and Dekker authorizing the appropriate City officials to execute the Joint Powers

Agreement for Sheboygan County and City of Sheboygan 911 Emergency Systems; recommends adopting the Resolution.

Resolution:

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Ryan Sorenson, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski - 10 .

2.6 R. C. No. 186 - 20 - 21 by Public Works Committee to whom was referred Res. No. 117 - 20 - 21 by Alderpersons Dekker and Sorenson authorizing the appropriate City officials to enter into a Master Agreement for Professional Services with Short Elliott Hendrickson Inc. (S-E-H) to provide on call engineering services for the Wastewater Treatment Plant; recommends adopting the Resolution.

Resolution:

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION Motion by Ryan Sorenson, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski - 10 .

### 3. REPORT OF OFFICER

3.1 R. O. No. 101 - 20 - 21 by City Plan Commission to whom was referred Gen. Ord. No. 22 - 20 - 21 by Alderperson Phillips requesting an ordinance amendment to the City of Sheboygan Future Land Use Map of the Sheboygan Comprehensive Plan to change the Use District Classification of property located at 1125 N. 13 th Street from Class Employment to Class Community Mixed Use Classification; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, November 10, 2020, and after due consideration. LAYS OVER

3.2 R. O. No. 102 - 20 - 21 by City Plan Commission to whom was referred Gen. Ord. No. 23 - 20 - 21 by Alderperson Phillips and R. O. No. 94 - 20 - 21 by City Clerk requesting an ordinance amendment to the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located at 1125 N. 13 th Street from Class UI Urban Industrial to Class UC Urban Commercial Classification; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, November 10, 2020, and after due consideration. LAYS OVER

3.3 R. O. No. 103 - 20 - 21 by City Clerk submitting a claim from Sweigert Investments LLC for alleged damages to house when storms swept through the area and a city owned tree branch broke and damaged house at 910 / 912 Ontario Avenue. REFER TO FINANCE AND PERSONNEL COMMITTEE

3.4 R. O. No. 104 - 20 - 21 by City Clerk submitting a claim from Sweigert Investments LLC for alleged damages to house when storms swept through the area and a city owned tree branch broke and damaged house at 916 Ontario Avenue.  
REFER TO FINANCE AND PERSONNEL COMMITTEE

3.5 R. O. No. 105 - 20 - 21 by City Clerk submitting a claim from Eric Strouf for alleged damages to his basement due to a sewer backup. REFER TO FINANCE AND PERSONNEL COMMITTEE

#### 4. RESOLUTIONS

4.1 Res. No. 126 - 20 - 21 by Alderperson Sorenson authorizing entering into an Employee Leasing Agreement with GOVTEMPSUSA, LLC for a Finance Consultant.  
SUSPEND THE RULES AND ADOPT THE RESOLUTION

MOTION TO SUSPEND THE RULES AND ADOPT THE RESOLUTION Motion by Ryan Sorenson, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski - 10 .

4.2 Res. No. 119 - 20 - 21 by Alderpersons Donohue and Bohren expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2020 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No.

1. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.3 Res. No. 120 - 20 - 21 by Alderpersons Donohue and Bohren expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2020 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No.

2. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.4 Res. No. 121 - 20 - 21 by Alderpersons Donohue and Bohren expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2020 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No.

4. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.5 Res. No. 122 - 20 - 21 by Alderpersons Donohue and Bohren expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2020 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No.

5. REFER TO FINANCE AND PERSONNEL COMMITTEE

4.6 Res. No. 123 - 20 - 21 by Alderpersons Dekker and Sorenson authorizing the Mayor to sign the Reinstatement and Second Amendment to Purchase and Sale Agreement, extending several dates in the previous Agreement authorized pursuant to Res. No. 12 - 19 - 20, for the purchase of land from the Union Pacific Railroad Company. REFER TO PUBLIC WORKS COMMITTEE

4.7 Res. No. 124 - 20 - 21 by Alderpersons Dekker and Sorenson authorizing the Purchasing Agent to issue a purchase order to Industrial Marketing & Consulting for the purchase of a replacement street sweeper for the Public Works Department. REFER TO PUBLIC WORKS COMMITTEE

4.8 Res. No. 125 - 20 - 21 by Alderperson Dekker adopting a Master Plan for Jaycee Park. REFER TO PUBLIC WORKS COMMITTEE

4.9 Res. No. 118 - 20 - 21 by Alderperson Sorenson authorizing the filing of an application with the United States of America Department of Transportation and authorizing the executing of the contract pertaining to grants for calendar year 2021, under former Section 9 (USC 5307) of the Federal Transit Act of 1964, as amended. REFER TO TRANSIT COMMISSION

## 5. REPORT OF COMMITTEES

5.1 R. C. No. 187 - 20 - 21 by Public Works Committee to whom was referred R. O. No. 97 - 20 - 21 by City Clerk submitting a communication from Michael Thomas, President of Black-American Community Outreach, regarding Juneteenth Day celebration; recommends the Common Council instruct staff to prepare the appropriate document to waive the park rental fee for the Juneteenth Day Celebration.

MOTION TO REFER BACK TO PUBLIC WORKS COMMITTEEMotion by Dean Dekker, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski

## 6. GENERAL ORDINANCES

6.1 Gen. Ord. No. 24 - 20 - 21 by Alderpersons Dekker and Sorenson creating a Handicap Parking stall on the south side of Heller Avenue east of N. 16 th Street. REFER TO PUBLIC WORKS COMMITTEE

6.2 Gen. Ord. No. 25 - 20 - 21 by Alderpersons Sorenson, Ackley, Donohue, Felde, Filicky-Peneski, and Savaglio amending portions of Chapter 46, Sheboygan Municipal Code, relating to the regulation of nondiscrimination and fair housing. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

## 7. MATTER LAID OVER

7.1 Res. No. 115 - 20 - 21 by Alderperson Phillips officially recognizing the Franklin Park Neighborhood Association.

MOTION TO ADOPT RESOLUTION, Motion by Rose Phillips, second by Dean Dekker. Before action was taken, MOTION TO AMEND RESOLUTION TO REPLACE "GEORGIA AVE" WITH "BROADWAY AVENUE" Motion by Rose Phillips, second by Dean Dekker.

Final Resolution:

Motion Passes Aye: Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski - 10. ON MOTION TO ADOPT RESOLUTION AS AMENDED

Final Resolution:

Motion Passes Aye: Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski - 10 .

## 8. OTHER MATTERS AUTHORIZED BY LAW

8.1 R. O. No. 106 - 20 - 21 by City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

## 9. CLOSED SESSION

9.1 MOTION TO CONVENE IN CLOSED SESSION under the exemption provided in Wisconsin State Statute 19.85 (1)(c), considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. Discussion regarding resignation of Director of Finance and evaluation of his work as Director of Finance, as it impacts the future of the City.

MOTION TO CONVENE IN CLOSED MOTION by Ryan Sorenson, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara Felde, Roberta Filicky-Peneski - 10 .

## 10. ADJOURN MEETING

### 10.1 Motion to Adjourn

MOTION TO ADJOURN AT 6: 43 PM Motion by Ryan Sorenson, second by Mary Lynne Donohue.

Final Resolution:

Motion Passes Aye: Mary Lynne Donohue, Jim Bohren, Ryan Sorenson, Markus Savaglio, Dean Dekker, Rose Phillips, Trey Mitchell, Betty Ackley, Barbara

