

City of Sheboygan
2020-09-08

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

"WE CANNOT BECOME WHAT WE WANT BY REMAINING WHAT WE ARE" Notice of the 11th Regular Meeting of the 2020-2021 Common Council at 6:00 p.m., TUESDAY, September 8, 2020 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.wcsssheboygan.com/vo

1. OPENING OF MEETING

1.1 ROLL CALL - Alderpersons Bohren, Donohue, Felde, Ackley, Phillips, Dekker, Sorenson, Savaglio, Filicky-Peneski, and Mitchell may attend meeting remotely

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES - 10th Regular Council meeting held on August 17, 2020

1.4 BOARD OF WATER COMMISSIONERS ELECTION TO BE HELD ON SEPTEMBER 21, 2020 (TERM BEGINNING OCTOBER 1, 2020)

1.5 MAYOR'S APPOINTMENTS - Gerald Jones to the Board of Police and Fire Commissioners

ATTACHMENT: appointment.pdf

ATTACHMENT: Appointment - Gerald Jones - 2020-09-02.pdf

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

1.7 PRESENTATION - Operations Improvement Progress Update by Finance Director Marty Halverson and Deputy Finance Director Tara Duwe

1.8 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

2.2 R. O. No. 55-20-21 by Board of Water Commissioners transmitting a copy of the 2021 Water Utility Budget and 2021-2026 Capital Improvement Plan (CIP) for the Sheboygan Water Utility.

ATTACHMENT: Water.pdf

2.3 R. O. No. 56-20-21 by City Clerk submitting a license application.

ATTACHMENT: REFERRED.pdf

2.4 R. C. No. 119-20-21 by Finance and Personnel Committee to whom was referred R. O. No. 35-20-21 by City Clerk submitting a claim from Constance Oldenburg for alleged damages to her basement due to flooding which caused her sump pump to fail; recommends filing the claim.

ATTACHMENT: RO 35.pdf

2.5 R. C. No. 120-20-21 by Finance and Personnel Committee to whom was referred R. O. No. 36-20-21 by City Clerk submitting a claim from Progressive Insurance for alleged damages to their insured (Jeffery Fleischfresser) vehicle when it was struck by a City owned vehicle; recommends filing the claim.

ATTACHMENT: RO 36.pdf

2.6 R. C. No. 121-20-21 by Finance and Personnel Committee to whom was referred a copy of R. O. No. 45-20-21 by City Clerk submitting a communication from Sheboygan Christian School filing a petition for Direct Annexation by Unanimous Consent for land currently located in the Town of Wilson (Greenfield Avenue); recommends filing the document.

ATTACHMENT: COPY RO 45.pdf

2.7 R. C. No. 122-20-21 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 47-20-21 by City Clerk submitting various license applications; recommends granting the license application.

ATTACHMENT: RO 47.pdf

2.8 R. C. No. 123-20-21 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 54-20-21 by City Clerk submitting various license applications; recommends granting the license applications.

ATTACHMENT: RO 54.pdf

2.9 R. C. No. 124-20-21 by Finance and Personnel Committee to whom was referred Res. No. 73-20-21 by Alderpersons Donohue and Bohren authorizing City officials to execute the Payment in Lieu of Taxes (PILOT) Agreement between the City of Sheboygan and Regency JS, LLC with regard to the apartment projects located at 919 Wisconsin Avenue; recommends adopting the Resolution.

ATTACHMENT: Res 73.pdf

ATTACHMENT: PILOT agreement City of Sheboygan and Regency JS LLC.pdf

2.10 R. C. No. 125-20-21 by Public Works Committee to whom was referred Res. No. 75-20-21 by Alderpersons Dekker and Sorenson authorizing the Director of Public Works to accept a conveyance of certain lands from Acuity Insurance; recommends adopting the Resolution.

ATTACHMENT: RES 75.pdf

2.11 R. C. No. 126-20-21 by Public Works Committee to whom was referred Res. No. 76-20-21 by Alderpersons Dekker and Sorenson authorizing the appropriate City officials to approve the dedication of a temporary limited easement for purposes of allowing Rogers Behavioral Health to grade in the City of Sheboygan right-of-way; recommends adopting the Resolution.

ATTACHMENT: RES 76.pdf

2.12 R. C. No. 127-20-21 by Finance and Personnel Committee to whom was referred a copy of Gen. Ord. No. 15-20-21 by Alderpersons Sorenson and Bohren annexing territory from the Town of Wilson to the City of Sheboygan, Wisconsin; recommends adopting the Ordinance contingent on the approval of the Department of Administration and the understanding the amount of the taxes would be paid by the city.

ATTACHMENT: COPY GO 15.pdf

2.13 R. C. No. 128-20-21 by Public Works Committee to whom was referred Gen. Ord. No. 18-20-21 by Alderpersons Dekker and Sorenson creating a 15 Minutes Parking zone Monday through Friday from 7:00 a.m. to 4:30 p.m. on the west side of N. 6th Street between Wisconsin Avenue and New York Avenue; recommends adopting the Ordinance.

ATTACHMENT: GO 18.pdf

3. REPORT OF OFFICER

3.1 R. O. No. 57-20-21 by City Clerk submitting a communication from the Wisconsin Department of Administration regarding the Sheboygan Christian School Annexation. RECEIVE AND FILE THE DOCUMENT

ATTACHMENT: DOA annexation.pdf

3.2 R. O. No. 58-20-21 by City Clerk submitting a review letter and certified subdivision plat drawing for the Stonebrook Crossing Addition No. 1 from the Wisconsin Department of Administration. RECEIVE AND FILE THE DOCUMENT

ATTACHMENT: STONEBROOK.pdf

3.3 R. O. No. 59-20-21 by City Plan Commission to whom was referred Res. No. 72-20-21 by Alderperson Bohren authorizing the appropriate City officials to execute a Public Access Easement Agreement between Wild Leisle Real Estate Holding, LLC, Visit Sheboygan, Inc., and the City of Sheboygan, regarding public and pedestrian access across property located near 826 South 8th Street; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, August 25, 2020, and after due consideration, recommends adopting the Resolution. RECEIVE THE R. O. AND ADOPT THE RESOLUTION

ATTACHMENT: RES 72.pdf

ATTACHMENT: Res. 72.pdf

ATTACHMENT: res.72.pdf

3.4 R. O. No. 60-20-21 by City Plan Commission to whom was referred Gen. Ord. No. 15-20-21 by Alderpersons Sorenson and Bohren and R. O. No. 45-20-21 by City Clerk submitting a communication from Sheboygan Christian School filing a petition for Direct Annexation by Unanimous Consent for land currently located in the Town of Wilson (Greenfield Avenue); wishes to report this matter was discussed at the regular meeting of the City Plan Commission, August 11, 2020, and after due consideration, recommends receiving the R. O. and adopting the General Ordinance. RECEIVE THE R. O. AND ADOPT THE ORDINANCE

ATTACHMENT: GO 15.pdf

3.5 R. O. No. 61-20-21 by City Plan Commission to whom was referred Gen. Ord. No. 16-20-21 by Alderperson Sorenson amending the City's Future Land Use

Map of the Sheboygan Comprehensive Plan to change the Land Use Classification of property located on the Northwest corner of Broadway and S. Business Drive (portion of Parcel #59281513391) from Class Multi-Family Residential to Class Community Mixed Use Classification; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, August 25, 2020, and after due consideration, recommends receiving the R. O. and adopting the General Ordinance. LAYS OVER

ATTACHMENT: GO 16.pdf

3.6 R. O. No. 62-20-21 by City Plan Commission to whom was referred Gen. Ord. No. 17-20-21 by Alderpersons Sorenson and Bohren and R. O. No. 53-20-21 by City Clerk submitting an application from Kwik Trip Inc. for a change in the zoning classification of property location on the Northwest corner of Broadway and S. Business Drive (portion of Parcel #59281513391) 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, August 25, 2020, and after due consideration, recommends receiving the R. O. and adopting the General Ordinance. LAYS OVER

ATTACHMENT: GO 17.pdf

3.7 R. O. No. 63-20-21 by City Clerk submitting a communication from Acuity filing a petition for Direct Annexation by Unanimous Consent for land currently located in the Town of Sheboygan (Part of Parcel 59024-353310). REFER TO CITY PLAN COMMISSION

ATTACHMENT: RO annexation.pdf

3.8 R. O. No. 64-20-21 by City Administrator submitting the Revised 2021 Budget Schedule which contains revisions to the original 2021 Budget Schedule submitted as R. O. No. 6-20-21. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Budget.pdf

3.9 R. O. No. 65-20-21 by City Clerk submitting a claim from Brian Wunsch for alleged damages to his vehicle when the tire hit a sharp edge of a large pothole. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: WUNSCH CLAIM.pdf

4. RESOLUTIONS

4.1 Res. No. 77-20-21 by Alderpersons Sorenson and Donohue authorizing expenditure of funds received as part of the Criminal Justice, Law Enforcement Drug Trafficking Response (2021) Grant Solicitation. SUSPEND THE RULES AND ADOPT THE RESOLUTION

ATTACHMENT: drug traffic.pdf

4.2 Res. No. 78-20-21 by Alderpersons Sorenson and Phillips establishing a temporary polling location for the November 3, 2020 election for Wards 15, 20, 21 in the City of Sheboygan. SUSPEND THE RULES AND ADOPT THE RESOLUTION

ATTACHMENT: Polling.pdf

4.3 Res. No. 79-20-21 by Alderpersons Sorenson and Donohue authorizing the appropriate City official to execute an Acceptance Form and accept the Parking Assessment Review and Analysis proposal dated August 18, 2020 from WGI. SUSPEND

THE RULES AND ADOPT THE RESOLUTION

ATTACHMENT: Parking Assessment.pdf

ATTACHMENT: Res. 79-20-21.pdf

4.4 Res. No. 80-20-21 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to execute a Hold Harmless Agreement with Eighth Street Investments, LLC regarding the use of the former Wisconsin Bank & Trust building at 604 North 8th Street as a polling place. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Hold harmless.pdf

ATTACHMENT: hold harmless.pdf

4.5 Res. No. 81-20-21 by Alderpersons Donohue and Bohren providing for the sale of approximately \$11,190,000 Taxable General Obligation Refunding Bonds, Series 2020D. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Bond.pdf

4.6 Res. No. 82-20-21 by Alderpersons Dekker and Sorenson authorizing entering into a Master Development Agreement with Stonebrook Crossing LLC. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: Stonebrook.pdf

4.7 Res. No. 83-20-21 by Alderpersons Dekker and Sorenson authorizing entering into an Agreement with Making Spirits Bright, Inc. for use of Evergreen Park and the Quarryview Center for the annual Making Spirits Bright drive-through holiday lights display. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: MAKING SPIRITS BRIGHT.pdf

4.8 Res. No. 84-20-21 by Alderpersons Dekker and Sorenson authorizing the appropriate City officials to extend the existing contract with Kiel Sand & Gravel, Inc. for the transportation and disposition of Class A biosolids from the Wastewater Treatment Plant. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: KIEL.pdf

5. REPORT OF COMMITTEES

5.1 R. C. No. 130-20-21 by Licensing, Hearings, and Public Safety Committee to whom was referred DIRECT REFERRAL R. O. No. 48-20-21 by City Clerk submitting various license applications; recommends filing Sidewalk Cafe application and amending Change of Premise application for License No. 3056 (House Divided). RECEIVE THE R. C. AND FILE THE SIDEWALK CAFE APPLICATION AND AMEND THE CHANGE OF PREMISE APPLICATION

ATTACHMENT: RO 48.pdf

5.2 R. C. No. 129-20-21 by Finance and Personnel Committee to whom was referred Res. No. 74-20-21 by Alderpersons Donohue and Bohren authorizing City officials to execute the updated Agreement Between the City of Sheboygan and the Village of Kohler for the Operation of a Joint Municipal Court; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

ATTACHMENT: Res 74.pdf

ATTACHMENT: Agreement w Kohler re joint muni.ct.-9-24-20.pdf

6. GENERAL ORDINANCES

6.1 Gen. Ord. No. 19-20-21 by Alderpersons Sorenson and Bohren annexing territory from the Town of Sheboygan to the City of Sheboygan, Wisconsin. REFER TO CITY PLAN COMMISSION

ATTACHMENT: GO annexation.pdf

6.2 Gen. Ord. No. 20-20-21 by Alderpersons Dekker and Sorenson amending Section 2-397(c)(1) regarding the duties and powers of the director of public works. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: Section 2-397.pdf

6.3 Gen. Ord. No. 21-20-21 by Alderpersons Dekker and Sorenson amending Section 134-178 of the Municipal Code to more clearly identify the 8th Street Boat Launch. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: Section 134.pdf

7. OTHER MATTERS AUTHORIZED BY LAW

7.1 R. O. No. 66-20-21 by City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: Referred.pdf

8. CLOSED SESSION

8.1 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 a possible lease and development strategies related to the services provided by the Senior Activity Center of Sheboygan.

9. ADJOURN MEETING

9.1 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