

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

"SUCCESS IN LIFE HINGES MORE ON SEIZING OPPORTUNITY THAN HAVING EVERYTHING GO ACCORDING TO PLAN" Notice of the 8th Regular Meeting of the 2020-2021 Common Council at 6:00 p.m., MONDAY, July 20, 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 - 7th Regular Council meeting held on July 6, 2020 and 4th Special Council meeting held on July 10, 2020

1.4 PRESENTATION - Restoration Of Our Trees Sheboygan (ROOTS) by Tony Fessler of the Sheboygan Rotary Club.

1.5 MAYOR'S APPOINTMENTS - Roberta Filicky-Peneski to Finance and Personnel Committee; Dean Dekker to Chairman of Public Works Committee, Transit Commission, and Board of Marina, Parks, and Forestry; Betty Ackley to Public Works Committee and Mayor's International Committee; Trey Mitchell to Redevelopment Authority

ATTACHMENT: Appointments.pdf

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

1.7 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. 34-20-21 by City Clerk submitting various license applications (Bethlehem).

ATTACHMENT: granted.pdf

2.3 R. C. No. 66-20-21 by Finance and Personnel Committee to whom was referred R. C. No. 310-19-20 by Finance and Personnel Committee and R. O. No. 64-19-20 by City Clerk submitting a claim from Jon Erlie for alleged damages to his vehicle when it was struck by a City garbage truck; recommends filing the claim.

ATTACHMENT: RC No. 310.pdf

2.4 R. C. No. 67-20-21 by Licensing, Hearings, and Public Safety Committee to whom was R. C. No. 321-19-20 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 147-19-20 by City Clerk submitting various license applications; recommends filing the application for Change of Premise from #2273 due to withdrawal of the application.

ATTACHMENT: RC No. 321.pdf

2.5 R. C. No. 68-20-21 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 16-20-21 by City Clerk submitting various license applications; recommends denying Beverage Operator License application No. 3216 (Joshua Maevers) due to his record of violations related to the licensed activity, his history as a habitual law offender, his failure to accurately answer applications questions, and his failure to cooperate with staff for the committee.

ATTACHMENT: Pursuant 16 Maevers.pdf

2.6 R. C. No. 69-20-21 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 16-20-21 by City Clerk submitting various license applications; recommends granting the license application.

ATTACHMENT: RO No. 16.pdf

2.7 R. C. No. 70-20-21 by Finance and Personnel Committee to whom was referred R. O. No. 24-20-21 by City Clerk submitting a claim from Aixia Claudio for alleged damages to a vehicle as described in the submitted police report; recommends filing the claim.

ATTACHMENT: RO No. 24.pdf

2.8 R. C. No. 71-20-21 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 25-20-21 by City Clerk submitting various license applications; recommends denying Beverage Operator License application No. 3223 (David D. Felbab) due to his record of violations related to the licensed activity, his history as a habitual law offender, his failure to accurately answer applications questions, and his failure to cooperate with staff for the committee.

ATTACHMENT: Pursuant 25 Felbab.pdf

2.9 R. C. No. 72-20-21 by Licensing, Hearings, and Public Safety Committee to whom was referred DIRECT REFERRAL R. O. No. 26-20-21 by City Clerk submitting various license applications; recommends filing the application for Change of Premise from #1926 (Il Ritrovo), #3412 (Local Press Eatery), and #1412 (Trattoria Stefano) due to withdrawal of the applications.

ATTACHMENT: RO 26.pdf

2.10 R. C. No. 73-20-21 by Finance and Personnel Committee to whom was referred R. O. No. 30-20-21 by City Clerk submitting a claim from Jeff and Sarah Wright for alleged damages to their home due to a sewer backup; recommends filing the claim.

ATTACHMENT: RO No. 30.pdf

2.11 R. C. No. 74-20-21 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 33-20-21 by City Clerk submitting various license applications (Aril LLC); recommends granting the license with caveat.

ATTACHMENT: ARIL.pdf

2.12 R. C. No. 75-20-21 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 33-20-21 by City Clerk submitting various license applications (Archambeau); recommends granting the licenses with caveats.

ATTACHMENT: Pursuant 33 Archambeau.pdf

2.13 R. C. No. 76-20-21 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 33-20-21 by City Clerk submitting various license applications (Meinholf); recommends granting the licenses with caveats.

ATTACHMENT: Pursuant 33 Meinholf.pdf

2.14 R. C. No. 77-20-21 by Licensing, Hearings, and Public Safety Committee to whom was referred DIRECT REFERRAL R. O. No. 34-20-21 by City Clerk submitting various license applications; recommends granting the licenses with caveats.

ATTACHMENT: RO No. 34.pdf

2.15 R. C. No. 78-20-21 by Finance and Personnel Committee to whom was referred Res. No. 44-20-21 by Alderpersons Donohue and Bohren authorizing submission of a Community Development Investment (CDI) grant application to the Wisconsin Economic Development Corporation (WEDC) for the Innovation Hub Building along Indiana Avenue; recommends adopting the Resolution.

ATTACHMENT: Res. No. 44.pdf

2.16 R. C. No. 79-20-21 by Finance and Personnel Committee to whom was referred Res. No. 45-20-21 by Alderpersons Donohue and Bohren authorizing the acceptance of funds from the Sheboygan River and Harbor Natural Resource Trustee Council in the amount of \$23,000; recommends adopting the Resolution.

ATTACHMENT: Res. No. 45.pdf

2.17 R. C. No. 80-20-21 by Finance and Personnel Committee to whom was referred Res. No. 46-20-21 by Alderpersons Donohue and Bohren authorizing the acceptance of funds from the Sheboygan River and Harbor Natural Resource Trustee Council in the amount of \$173,000; recommends adopting the Resolution.

ATTACHMENT: Res. No. 46.pdf

2.18 R. C. No. 81-20-21 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 48-20-21 by Alderpersons Sorenson and Dekker authorizing City official to execute an Agreement with Brycer, LLC for The Compliance Engine Software for the City of Sheboygan Fire Department; recommends adopting the Resolution.

ATTACHMENT: Res. No. 48.pdf

ATTACHMENT: Sheboygan SLA Executed.pdf

2.19 R. C. No. 82-20-21 by Licensing, Hearings, and Public Safety Committee

to whom was referred Res. No. 49-20-21 by Alderpersons Sorenson and Dekker authorizing the Fire Chief to execute the Cylinder Product Sale Agreement with Airgas USA, LLC to provide medical gasses to the City of Sheboygan Fire Department for at least five years; recommends adopting the Resolution.

ATTACHMENT: Res. No. 49.pdf

ATTACHMENT: Airgas.pdf

2.20 R. C. No. 83-20-21 by Public Works Committee to whom was referred Res. No. 50-20-21 by Alderperson Sorenson authorizing the appropriate City officials to execute an Electric Transmission Line Easement, a Right of Way Clearing Agreement, and a Temporary Permission for Herbicide Treatment with American Transmission Company regarding Parcel No. 59281215800; recommends adopting the Resolution.

ATTACHMENT: Res. No. 50.pdf

ATTACHMENT: Res. 50.pdf

2.21 R. C. No. 84-20-21 by Public Works Committee to whom was referred Res. No. 53-20-21 by Alderperson Sorenson authorizing the appropriate City Officials to enter into a revised State/Municipal Agreement (revised date June 26, 2020) for the reconstruction of North Avenue from Calumet Drive to N. 15th Street; recommends adopting the Resolution.

ATTACHMENT: Res. No. 53.pdf

2.22 R. C. No. 85-20-21 by Finance and Personnel Committee to whom was referred Gen. Ord. No. 8-20-21 by Alderpersons Donohue and Bohren amending Section 82-33 of the Sheboygan Municipal Code so as to modify the Department of Public Works Table of Organization; recommends adopting the Ordinance.

ATTACHMENT: GO No. 8.pdf

2.23 R. C. No. 86-20-21 by Licensing, Hearings, and Public Safety Committee to whom was referred Gen. Ord. No. 10-20-21 by Alderpersons Sorenson and Dekker repealing and recreating portions of Chapter 26 of the Sheboygan Municipal Code to update provisions to bring the Code into alignment with changes in state law and changes in local ordinances and procedures; recommends adopting the Ordinance.

ATTACHMENT: GO No. 10.pdf

2.24 R. C. No. 87-20-21 by Licensing, Hearings, and Public Safety Committee to whom was referred Gen. Ord. No. 11-20-21 by Alderpersons Sorenson and Dekker amending Section 50-668 of Municipal Code relating to third party inspections of fire alarm systems; recommends adopting the Ordinance.

ATTACHMENT: Gen. Ord. No. 11.pdf

2.25 R. C. No. 88-20-21 by Public Works Committee to whom was referred Gen. Ord. No. 12-20-21 by Alderperson Sorenson placing stop signs at the northwest and southeast corners of N. 7th Street and Highland Terrace; recommends adopting the Ordinance.

ATTACHMENT: GO No. 12.pdf

3. REPORT OF OFFICER

3.1 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. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Oldenburg.pdf

3.2 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. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Progressive.pdf

3.3 R. O. No. 37-20-21 by City Administrator submitting the Financial Trends Monitoring Analysis report for the years 2015 through 2019. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: Financial Trend.pdf

3.4 R. O. No. 38-20-21 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, 2020 and ending June 20, 2020. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: Fire Quarterly.pdf

4. RESOLUTIONS

4.1 Res. No. 57-20-21 by Alderpersons Sorenson and Dekker authorizing the Fire Chief to take all steps necessary to accept monies from the Estate of Richard A. Neustadter in the amount of \$400.00. SUSPEND THE RULES AND ADOPT THE RESOLUTION

ATTACHMENT: Neustadter.pdf

4.2 Res. No. 58-20-21 by Alderpersons Ackley, Donohue, Bohren, Savaglio, Filicky-Peneski, Felde, Phillips, Sorenson, Mitchell, and Dekker commemorating the distinguished service of Valentine Schultz to the City of Sheboygan. SUSPEND THE RULES AND ADOPT THE RESOLUTION

ATTACHMENT: Schultz.pdf

4.3 Res. No. 59-20-21 by Alderpersons Sorenson and Dekker authorizing the appropriate City officials to execute a Memorandum of Understanding with AdvocateAurora regarding the terms and understandings between the parties with regard to the location, construction, and fiscal responsibilities for infrastructure improvements associated with the development of the new AdvocateAurora Hospital located on the parcel northwest of the intersection of Taylor Drive and Union Avenue. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: Aurora.pdf

4.4 Res. No. 60-20-21 by Alderpersons Sorenson and Dekker authorizing the Director of Public Works to accept a conveyance of certain lands from the Sheboygan Area School District. REFER TO PUBLIC WORKS COMMITTEE

ATTACHMENT: SASD.pdf

5. REPORT OF COMMITTEES

5.1 R. C. No. 89-20-21 by Finance and Personnel Committee to whom was referred Res. No. 47-20-21 by Alderpersons Donohue and Bohren providing for the sale of approximately \$4,615,000 General Obligation Refunding Bonds, Series

2020C; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

ATTACHMENT: Res. No. 47.pdf

5.2 R. C. No. 90-20-21 by Public Works Committee to whom was referred Res. No. 51-20-21 by Alderperson Sorenson authorizing the appropriate City officials to accept two grants from Restoration of Our Trees Sheboygan (ROOTS) regarding Emerald Ash Borer Mitigation at City Parks; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

ATTACHMENT: Res. No. 51.pdf

5.3 R. C. No. 91-20-21 by Public Works Committee to whom was referred Res. No. 52-20-21 by Alderpersons Sorenson and Dekker authorizing the appropriate City officials to execute a Memorandum of Understanding with Acuity regarding the terms and conditions of driveway improvements off of Indiana Avenue and related infrastructure associated with Acuity's expansion and Advocate/Aurora Hospital Project; recommends adopting the Resolution with amendment to change "Indiana Avenue" to "Union Avenue". RECEIVE THE R. C. AND ADOPT THE SUBSTITUTE RESOLUTION

ATTACHMENT: Res. No. 52.pdf

ATTACHMENT: Acuity- MOU.pdf

5.4 R. C. No. 92-20-21 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL Res. No. 54-20-21 by Alderpersons Donohue and Bohren resolving support of Federal Economic Stimulus Investments Water Restoration Priorities for Great Lakes Coastal Communities; recommends adopting the Resolution and directing the City Clerk to send copies to the Congressional Representative and United States Senators representing the City of Sheboygan. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

ATTACHMENT: Res. No. 54.pdf

5.5 R. C. No. 93-20-21 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL Res. No. 55-20-21 by Alderpersons Donohue and Bohren authorizing the appropriate City officials to execute a Vacant Land Offer to Purchase with Martens-Trilling True Value, Hardware Inc.; recommends adopting the Resolution. RECEIVE THE R. C. AND ADOPT THE RESOLUTION

ATTACHMENT: Res. No. 55.pdf

6. GENERAL ORDINANCES

6.1 Gen. Ord. No. 13-20-21 by Alderpersons Donohue and Bohren amending Section 82-33 of the Sheboygan Municipal Code so as to modify the Department of Finance Table of Organization. REFER TO FINANCE AND PERSONNEL COMMITTEE

ATTACHMENT: TO.pdf

7. ITEMS FOR DISCUSSION ONLY

7.1 Discussion regarding land located in Sheboygan Business Park Parcel #59281479085

8. OTHER MATTERS AUTHORIZED BY LAW

8.1 R. O. No. 39-20-21 by City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

ATTACHMENT: Referred.pdf

9. CLOSED SESSION

9.1 MOTION TO CONVENE IN CLOSED SESSION under the exemption provided in Sec. 19.85(1)(e), Wis. Stats., where competitive or bargaining reasons require a closed session related to a development opportunity in the SouthPointe Enterprise Campus near Stahl Road and South Taylor Drive.

10. ADJOURN MEETING

10.1 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