

**\*\*\*ATTACHMENTS\*\*\***

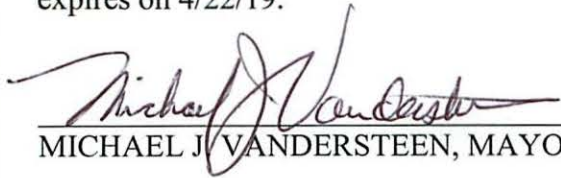


December 1, 2014

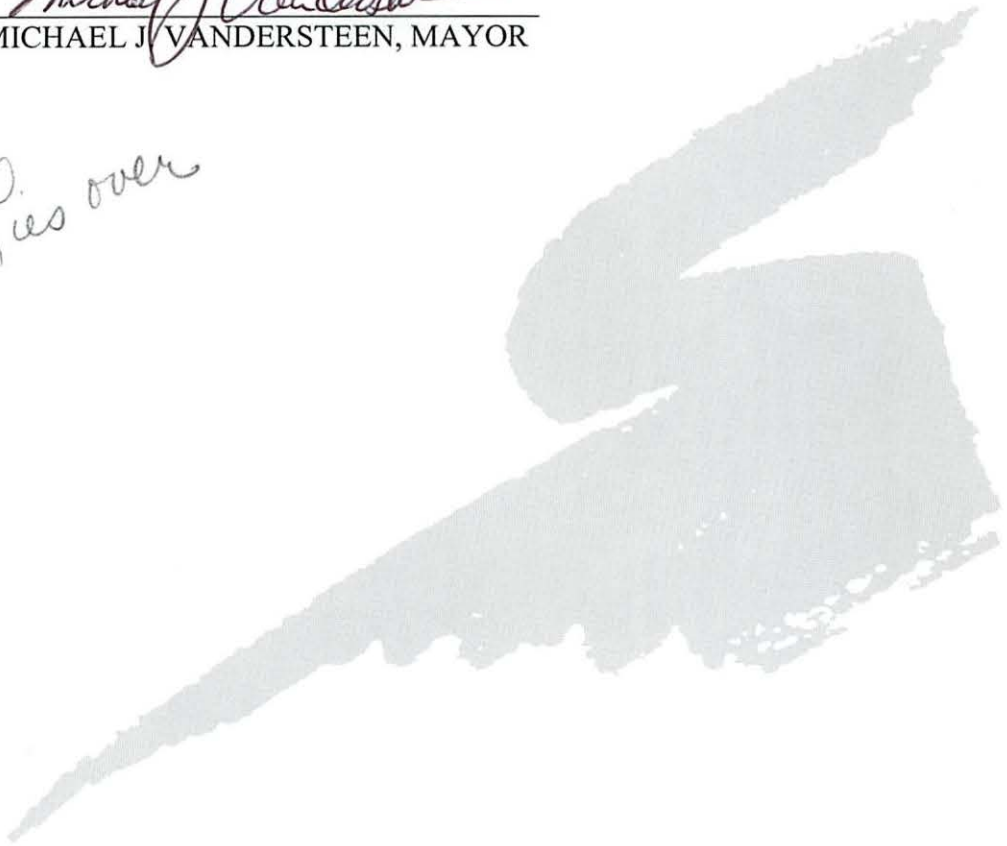
HONORABLE MEMBERS OF THE COMMON COUNCIL:

I hereby submit the following appointment for your consideration:

Jeanne Kliejunas to be considered for appointment to the Board of Police & Fire Commissioners to fill the unexpired position of James Pragatz whose term expires on 4/22/19.

  
MICHAEL J. VANDERSTEEN, MAYOR

*Lies over*



OFFICE OF MAYOR

CITY HALL  
828 CENTER AVE., SUITE 301  
SHEBOYGAN, WI  
53081-4495

920/459-3317  
FAX 920/459-0256



1.5

December 1, 2014

HONORABLE MEMBERS OF THE COMMON COUNCIL:

I hereby submit the following appointment for your consideration:

Robert Rank to be considered for appointment to the Housing Authority to fill the unexpired term of Barbara Knauf whose term expires 4/23/18.

  
MAYOR MIKE VANDERSTEEN

*Lies over*

OFFICE OF MAYOR

CITY HALL  
828 Center Ave.  
SHEBOYGAN, WI  
53081-4495

920/ 459-3317  
FAX 920/ 459-0256

Robert Rank 225 Huron Ave. Sheboygan, Wisconsin 53081

920-783-8257 Home, 630-964-4058 Cell rank78mail@yahoo.com

## **Objective**

To secure a voluntary position on the Sheboygan Housing Authority Board.

## **Experience**

1971-1976 Teacher/Coach at Plymouth High School, Plymouth, Wisconsin.

1976-1980 School Counselor at Laconia High School in Rosendale, Wisconsin

1981-2004 School Counselor at Downers Grove North High School in Downers Grove, Illinois.

2003-2010 Adjunct Professor and Counselor at College of DuPage, Glen Ellyn, Illinois.

2005-2012 Adjunct Professor at National College of Education in Lisle, Illinois.

## **Education**

1967-1971 Lakeland College Sheboygan, Wisconsin BA History/ Education

1973-1976 University of Wisconsin-Oshkosh, Oshkosh, Wisconsin MA Counseling

## **Skills**

I am a good listener and a good team player. I enjoy problem solving and have empathy for people who are less fortunate. I have been an active volunteer for the American Cancer Society in the Chicago suburbs. I was a volunteer in the "PADS" program. This organization provided meals and shelter for the homeless in the Chicago suburbs. I am retired and wish to give back to my community.

I

Hearing No.     - 14 - 15. December 1, 2014.

Pursuant to a notice published and personal notices sent by the City Clerk, there is a hearing scheduled for this evening to amend the City of Sheboygan Official Zoning Map to change the Use District Classification of the following described property from Class NR-6 Neighborhood Residential 6 to UR-12 Urban Residential 12 Classification:

Property located at 1238 Geele Ave.

BEING PART OF THE E. 1/2 OF THE SE 1/4 OF THE NE 1/4 OF SECTION 15,  
T. 15 N., R. 23 E. IN THE CITY OF SHEBOYGAN BEING MORE PARTICULARLY  
DESCRIBED AS

COMMENCING AT THE NE CORNER OF N. 13TH STREET AND GEELE AVENUE,  
SAID CORNER ALSO BEING THE POINT OF BEGINNING, THENCE NORTH ALONG  
THE EAST R/W LINE OF N. 13TH STREET 650.75' TO THE SE CORNER OF N.  
13TH STREET AND BELL AVENUE, THENCE EAST ALONG THE SOUTH R/W LINE  
OF SAID BELL AVENUE 308.88' TO THE WEST LINE OF A 15' WIDE  
NORTH/SOUTH ALLEY, THENCE SOUTH ALONG SAID WEST LINE OF THE ALLEY  
648.39' TO ITS INTERSECTION WITH THE NORTH R/W LINE OF GEELE  
AVENUE, THENCE WEST ALONG SAID NORTH R/W LINE 310.72' TO THE POINT  
OF BEGINNING. SAID TRACT CONTAINS 201,231.4 SQ. FT. OR 4.62 ACRES.

All interested persons will now be heard.

H

NOTICE OF PUBLIC HEARING ON AMENDMENT TO THE  
SHEBOYGAN ZONING ORDINANCE

Notice is hereby given that a public hearing will be held at 6:00 P.M., December 1, 2014, in the Council Chambers of the City Hall, Sheboygan, Wisconsin, to give persons an opportunity to be heard relative to the proposed amendment to the City of Sheboygan's Official Zoning Map. The purpose of the amendment is to change the Use District Classification of the following described property (1238 Geele Ave.) from NR-6 Neighborhood Residential 6 to UR-12 Urban Residential 12 Classification:

BEING PART OF THE E. 1/2 OF THE SE 1/4 OF THE NE 1/4 OF SECTION 15, T. 15 N., R. 23 E. IN THE CITY OF SHEBOYGAN BEING MORE PARTICULARLY DESCRIBED AS

COMMENCING AT THE NE CORNER OF N. 13TH STREET AND GEELE AVENUE, SAID CORNER ALSO BEING THE POINT OF BEGINNING, THENCE NORTH ALONG THE EAST R/W LINE OF N. 13TH STREET 650.75' TO THE SE CORNER OF N. 13TH STREET AND BELL AVENUE, THENCE EAST ALONG THE SOUTH R/W LINE OF SAID BELL AVENUE 308.88' TO THE WEST LINE OF A 15' WIDE NORTH/SOUTH ALLEY, THENCE SOUTH ALONG SAID WEST LINE OF THE ALLEY 648.39' TO ITS INTERSECTION WITH THE NORTH R/W LINE OF GEELE AVENUE, THENCE WEST ALONG SAID NORTH R/W LINE 310.72' TO THE POINT OF BEGINNING. SAID TRACT CONTAINS 201,231.4 SQ. FT. OR 4.62 ACRES.

SUSAN RICHARDS  
City Clerk

November 21, 2014

Dear Property Owner:

I wish to notify you that there will be a public hearing on an amendment to the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance at 6:00 P.M., December 1, 2014, in the Council Chambers of the City Hall. The purpose of the amendment is to change the Use District Classification of the following described property from Class NR-6 Neighborhood Residential 6 to UR-12 Urban Residential 12 Classification:

Property located at 1238 Geele Ave.

BEING PART OF THE E. 1/2 OF THE SE 1/4 OF THE NE 1/4 OF SECTION 15, T. 15 N., R. 23 E. IN THE CITY OF SHEBOYGAN BEING MORE PARTICULARLY DESCRIBED AS

COMMENCING AT THE NE CORNER OF N. 13TH STREET AND GEELE AVENUE, SAID CORNER ALSO BEING THE POINT OF BEGINNING, THENCE NORTH ALONG THE EAST R/W LINE OF N. 13TH STREET 650.75' TO THE SE CORNER OF N. 13TH STREET AND BELL AVENUE, THENCE EAST ALONG THE SOUTH R/W LINE OF SAID BELL AVENUE 308.88' TO THE WEST LINE OF A 15' WIDE NORTH/SOUTH ALLEY, THENCE SOUTH ALONG SAID WEST LINE OF THE ALLEY 648.39' TO ITS INTERSECTION WITH THE NORTH R/W LINE OF GEELE AVENUE, THENCE WEST ALONG SAID NORTH R/W LINE 310.72' TO THE POINT OF BEGINNING. SAID TRACT CONTAINS 201,231.4 SQ. FT. OR 4.62 ACRES.

If you have questions, please direct your inquiries to the **Department of City Development at 459-3377.**

Yours very truly,

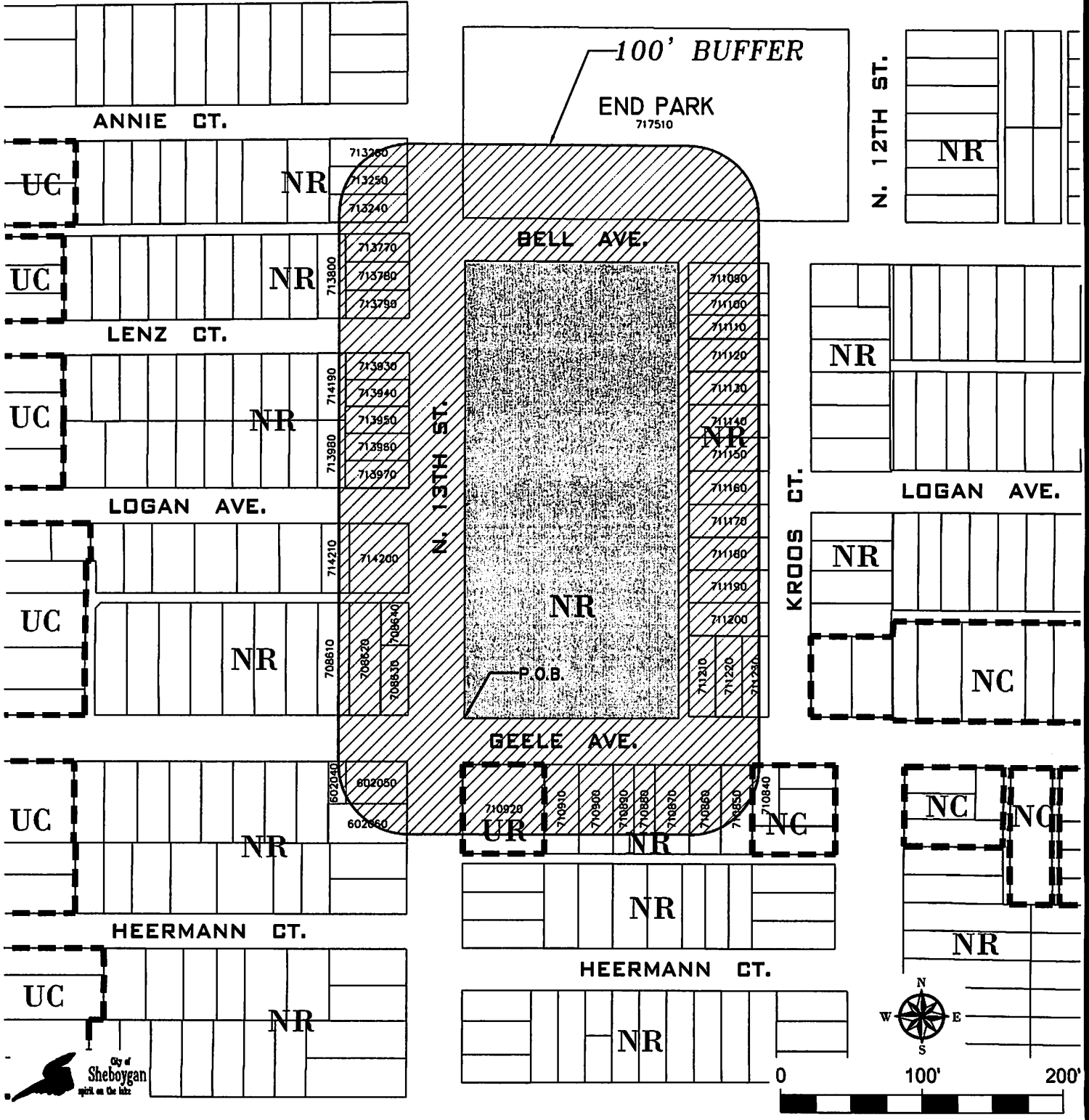
SUSAN RICHARDS  
City Clerk

# PROPOSED ZONING CHANGE FOR 1238 GEELE AVENUE

FROM NR TO UR  
SECTION 15, T. 15 N., R. 23 E.

BEING PART OF THE E. 1/2 OF THE SE 1/4 OF THE NE 1/4 OF SECTION 15, T. 15 N., R. 23 E. IN THE CITY OF SHEBOYGAN BEING MORE PARTICULARLY DESCRIBED AS

COMMENCING AT THE NE CORNER OF N. 13TH STREET AND GEELE AVENUE, SAID CORNER ALSO BEING THE POINT OF BEGINNING, THENCE NORTH ALONG THE EAST R/W LINE OF N. 13TH STREET 650.75' TO THE SE CORNER OF N. 13TH STREET AND BELL AVENUE, THENCE EAST ALONG THE SOUTH R/W LINE OF SAID BELL AVENUE 308.88' TO THE WEST LINE OF A 15' WIDE NORTH/SOUTH ALLEY, THENCE SOUTH ALONG SAID WEST LINE OF THE ALLEY 648.39' TO ITS INTERSECTION WITH THE NORTH R/W LINE OF GEELE AVENUE, THENCE WEST ALONG SAID NORTH R/W LINE 310.72' TO THE POINT OF BEGINNING. SAID TRACT CONTAINS 201,231.4 SQ. FT. OR 4.62 ACRES.



Deelst  
mtg

Hearing - Hearing & Ord pass  
Names - Washington School

Situs City	Sani1	Name1	Name2	Own Num	Own Dir	Own Street	Owners City	Owners State
CITY OF SHEBOYGAN	0.00	KUNSTMAN, DALE E.	& TRUDY L.	1213		GEELE	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	MC GEARY, CHRISTOPHER M.	& REBECCA A.	6506		NORTH	CLEVELAND	WI
CITY OF SHEBOYGAN	0.00	RUSCH, MERLIN		1218		GEELE	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	KRAUSE, NANCY L	% NANCY WICK	3228 N		7TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	SHEB CO HOMES LLC		2808		KOHLER MEMORIAL	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	SCHNORR ETAL, EDITH D	% DAVIES, JANICE	1423		OAKLAND	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	OLTROGGE, DOUGLAS SR.	& DEBORAH	1231		GEELE	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	LONGORIA, GAIL M.		1233		GEELE	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	HUANG, YOU YI		1235		GEELE	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	CITY OF SHEBOYGAN	END PARK	828		CENTER	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	MATTER, NATHAN		8330		PLEASANT VALLEY	SAUKVILLE	WI
CITY OF SHEBOYGAN	0.00	SHEBOYGAN CTY INTERFAITH	ORGANIZATION, INC.			PO BOX 73	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	KEELOR INVESTMENTS, LLC		118		SELMA	PLYMOUTH	WI
CITY OF SHEBOYGAN	0.00	BIRSCHBACH, JAMES A		2306 N		13TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	WILHELM, EUGENE P	WILHELM, KAREN A	1920 N		13TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	HOLTZ, ROBERT		2335		MAYFLOWER	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	JANEY, CHERYL		2004 S		15TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	EVERSON, DAVID R.	& TARA M.	1331		LOGAN	SHEBOYGAN	WI
CITY OF SHEBOYGAN	0.00	LOPEZ, CAROLINA		1332		LENZ	SHEBOYGAN	WI

CITY OF SHEBOYGAN	<u>0.00</u> ZIMMERMANN, GARY R.		1332	LOGAN	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> IRISH, STEVEN J.	& ROBERT L.	3816 N	31ST	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> KNAUB, JOHN J.	& MARGARET L.	2120 N	13TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> RISTOW, MICHAEL J.	RISTOW, LORI A.	2119 N	19TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> RICHTER TRUST	RICHTER, ALICE K	2208	KROOS	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> BIRSCHBACH, JAMES A		2306 N	13TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> TONIOLO ETAL, VICTOR ADAM		2216	KROOS	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> PETRAUSKI, TROY D.		2222	KROOS	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> LEE REALTY OF SHEB INC		4539 S	TAYLOR	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> SCHMITT, BARBARA J.		W695	GARTON	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> TRIMBERGER, GERALD	& EILEEN C.	2522 N	15TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> DORNER, RANDALL L	DORNER, BARBARA J	W4809	STATE ROAD 32	ELKHART LAKE	WI
CITY OF SHEBOYGAN	<u>0.00</u> STOELB, DAVID J		2302 N	13TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> PETZOLD, LISA A.		2304	KROOS	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> BIRSCHBACH, JAMES A		2306 N	13TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> MENDEZ, EDVINO P & DELIA		2308	KROOS	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> WHEDA		201 W	WASHINGTON	MADISON	WI
CITY OF SHEBOYGAN	<u>0.00</u> SIZONEN, MARY JO		2314	KROOS	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> ERDMANN, RUEBEN A.		2314 N	13TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> HERMANN, WILLIAM R.		2318	KROOS	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> BEIMEL, LAURA R		2318 N	13TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> BILLMEIER, URBAN R	BILLMEIER, IRENE G	1919	PLAYBIRD	SHEBOYGAN	WI

CITY OF SHEBOYGAN	<u>0.00</u> HENKEL, BRIAN S	2324	KROOS	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> GRYCAN, STANLEY M	1126	CHERRY	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> SOMMERSBERGER, TODD M	2332 N	13TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> VAN ZEELAND, TIMOTHY J. & REBECCA	2336 N	13TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> MORRIS, WALTER P. & SUSAN N.	2340 N	13TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> SCHADE, BARBARA JEAN	2002 N	10TH	SHEBOYGAN	WI
CITY OF SHEBOYGAN	<u>0.00</u> COLBATH, RACHEL L	2350 N	13TH	SHEBOYGAN	WI



II

R. O. No.       - 14 - 15. By CITY PLAN COMMISSION. December 1, 2014.

Your Commission to whom was referred Gen. Ord. No. 33-14-15 by Alderpersons Hammond and Lessard and R.O. No. 150-14-15 by City Clerk relative to granting Nemaq the privilege of encroaching on City of Sheboygan property in order to install and maintain directional signs at 4243 Gateway Dr; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, October 28, 2014 and November 25, 2014, and after due consideration, recommends filing of Gen. Ord. No. 35-14-15, acceptance and filing of this Report of Officer, and approval of the attached Substitute General Ordinance No. 33-14-15 which eliminates the encroachment for Sign #3 at 4243 Gateway Dr. as indicated in the original ordinance.

*Consent*

---

Director of Planning and Development

V

8.3

Subs. of Gen. Ord. No. 33 - 14 - 15. By Alderpersons Hammond and Lessard.  
December 1, 2014.

AN ORDINANCE granting Nematik, its successors and assigns, the privilege of encroaching upon described portions of Gateway Dr. located at 4243 Gateway Dr. in the City of Sheboygan for the purpose of installing and maintaining directional signage.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Subject to the terms and conditions contained herein, Nematik, its successors and assigns, is hereby granted the privilege of encroaching upon described portions of Gateway Dr. located at 4243 Gateway Dr. for the purpose of installing and maintaining directional signage, in accordance with the sketches attached hereto and made a part hereof:

**ENCROACHMENT DESCRIPTION SIGN # 1**

FOR SIGN AT 4243 GATEWAY DRIVE

THAT PART OF THE RIGHT OF WAY FOR GATEWAY DRIVE ADJACENT TO LOT 5 OF THE SHEBOYGAN BUSINESS CENTER LOCATED IN SECTION 4 TOWNSHIP 14 NORTH, RANGE 23 EAST, CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WISCONSIN. DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 5 BEING THE INTERSECTION OF THE NORTH LINE OF BEHRENS PARKWAY AND THE EAST LINE OF GATEWAY DRIVE, THENCE N00°28'04"W ALONG THE EAST LINE OF GATEWAY DRIVE 992.46 FEET TO THE POINT OF BEGINNING FOR THIS DESCRIPTION, THENCE N00°28'04"W. ALONG THE EAST RIGHT OF WAY FOR GATEWAY DRIVE 10.00 FEET, THENCE S89°31'56"W 10.00 FEET, THENCE S00°28'04"E 10.00 FEET, THENCE N89°31'56"E 10.00 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED PARCEL CONTAINS 100.00 SQUARE FEET.

**ENCROACHMENT DESCRIPTION SIGN #2**

FOR SIGN AT 4243 GATEWAY DRIVE

THAT PART OF THE RIGHT OF WAY FOR GATEWAY DRIVE ADJACENT TO LOT 5 OF THE SHEBOYGAN BUSINESS CENTER LOCATED IN SECTION 4 TOWNSHIP 14 NORTH, RANGE 23 EAST, CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WISCONSIN. DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 5 BEING THE INTERSECTION OF THE NORTH LINE OF BEHRENS PARKWAY AND THE EAST LINE OF GATEWAY DRIVE, THENCE N00°28'04"W ALONG THE EAST LINE OF GATEWAY DRIVE 435.42 FEET TO THE POINT OF BEGINNING FOR THIS DESCRIPTION, THENCE N00°28'04"W. ALONG THE EAST RIGHT OF WAY FOR GATEWAY DRIVE 10.00 FEET, THENCE S89°31'56"W 10.00 FEET, THENCE S00°28'04"E 10.00 FEET, THENCE N89°31'56"E 10.00 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED PARCEL CONTAINS 100.00 SQUARE FEET.

13

A

**ENCROACHMENT DESCRIPTION SIGN # 4**

FOR SIGN AT 4243 GATEWAY DRIVE

THAT PART OF THE RIGHT OF WAY FOR BEHRENS PARKWAY ADJACENT TO LOT 5 OF THE SHEBOYGAN BUSINESS CENTER LOCATED IN SECTION 4 TOWNSHIP 14 NORTH, RANGE 23 EAST, CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WISCONSIN. DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 5 BEING THE INTERSECTION OF THE NORTH LINE OF BEHRENS PARKWAY AND THE EAST LINE OF GATEWAY DRIVE, THENCE N89°31'56"E ALONG THE NORTH LINE OF BEHRENS PARKWAY 174.01 FEET, THENCE NORTHEASTERLY 447.47 FEET ALONG THE ARC OF A CURVE TO THE LEFT WITH A RADIUS OF 604.00 FEET AND A CHORD BEARING N68°18'29"E 437.30 FEET TO THE POINT OF BEGINNING FOR THIS DESCRIPTION, THENCE, S42°57'32"E 10.00 FEET, THENCE N47°02'28"E 10.00 FEET, THENCE N42°57'32"W 10.07 FEET TO THE NORTH LINE OF BEHRENS PARKWAY, THENCE SOUTHWESTERLY 10.00 FEET ALONG THE ARC OF A CURVE TO THE RIGHT WITH A RADIUS OF 604.00 FEET AND A CHORD BEARING S46°36'40"W 10.00 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED PARCEL CONTAINS 100.00 SQUARE FEET.

Section 2. The privilege as granted above is granted only on the condition that by the acceptance of the privilege, the said Nemaq its successors and assigns:

a. Shall become primarily responsible and liable for all and any damage to persons or property caused by and arising from the grant and exercise of such privilege.

b. Shall remove the encroachment allowed herein within ten (10) days after notice so to remove given by the State of Wisconsin or the City of Sheboygan; in the event of the failure so to remove, the said Nemaq, its successors and assigns: shall pay the costs of removal by the State of Wisconsin or the City of Sheboygan, waiving all claim or claims for damages resulting from such removal, whether the removal is done by the said Nemaq, its successors and assigns, or by the State of Wisconsin or by the City of Sheboygan.

c. Shall pay such compensation to the City of Sheboygan for the grant of this privilege as may be determined by a board consisting of the Mayor, the Director of Public Works and the City Attorney; the compensation shall be paid into the General Fund.

d. Shall make such construction and/or alterations and maintain the same subject to the approval of the City Building Inspector and Director of Public Works, and shall waive the right to contest in any manner the validity of this ordinance or the amount of compensation charged.

Section 3. The provisions of §66.0425(1) thru (5) of the Wisconsin

Statutes are incorporated herein by reference to all intents and purposes as if set out fully.

Section 4. The City Clerk is authorized and directed to record a certified copy of this ordinance in the office of the Register of Deeds for Sheboygan County, Wisconsin, the costs thereof to be charged to the General Fund.

Section 5. This ordinance shall take effect and be in full force from and after its passage and publication and upon payment of the consideration to be determined hereunder, provided, however, that in the event of failure to exercise the privilege herein granted and the payment of such consideration within six (6) months from the effective date hereof, then and in that event such privilege shall be rendered null and void.

\_\_\_\_\_  
\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor



Gen. Ord. No. 33 - 14 - 15. By Alderpersons Hammond and Lessard.  
October 20, 2014.

AN ORDINANCE granting Nemaq, its successors and assigns, the privilege of encroaching upon described portions of Gateway Dr. located at 4243 Gateway Dr. in the City of Sheboygan for the purpose of installing and maintaining directional signage.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Subject to the terms and conditions contained herein, Nemaq, its successors and assigns, is hereby granted the privilege of encroaching upon described portions of Gateway Dr. located at 4243 Gateway Dr. for the purpose of installing and maintaining directional signage, in accordance with the sketches attached hereto and made a part hereof:

**ENCROACHMENT DESCRIPTION SIGN # 1**

FOR SIGN AT 4243 GATEWAY DRIVE

THAT PART OF THE RIGHT OF WAY FOR GATEWAY DRIVE ADJACENT TO LOT 5 OF THE SHEBOYGAN BUSINESS CENTER LOCATED IN SECTION 4 TOWNSHIP 14 NORTH, RANGE 23 EAST, CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WISCONSIN. DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 5 BEING THE INTERSECTION OF THE NORTH LINE OF BEHRENS PARKWAY AND THE EAST LINE OF GATEWAY DRIVE, THENCE N00°28'04"W ALONG THE EAST LINE OF GATEWAY DRIVE 992.46 FEET TO THE POINT OF BEGINNING FOR THIS DESCRIPTION, THENCE N00°28'04"W. ALONG THE EAST RIGHT OF WAY FOR GATEWAY DRIVE 10.00 FEET, THENCE S89°31'56"W 10.00 FEET, THENCE S00°28'04"E 10.00 FEET, THENCE N89°31'56"E 10.00 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED PARCEL CONTAINS 100.00 SQUARE FEET.

**ENCROACHMENT DESCRIPTION SIGN #2**

FOR SIGN AT 4243 GATEWAY DRIVE

THAT PART OF THE RIGHT OF WAY FOR GATEWAY DRIVE ADJACENT TO LOT 5 OF THE SHEBOYGAN BUSINESS CENTER LOCATED IN SECTION 4 TOWNSHIP 14 NORTH, RANGE 23 EAST, CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WISCONSIN. DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 5 BEING THE INTERSECTION OF THE NORTH LINE OF BEHRENS PARKWAY AND THE EAST LINE OF GATEWAY DRIVE, THENCE N00°28'04"W ALONG THE EAST LINE OF GATEWAY DRIVE 435.42 FEET TO THE POINT OF BEGINNING FOR THIS DESCRIPTION, THENCE N00°28'04"W. ALONG THE EAST RIGHT OF WAY FOR GATEWAY DRIVE 10.00 FEET, THENCE S89°31'56"W 10.00 FEET, THENCE S00°28'04"E 10.00 FEET, THENCE N89°31'56"E 10.00 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED PARCEL CONTAINS 100.00 SQUARE FEET.

*City Plan*

12

12

12

**ENCROACHMENT DESCRIPTION SIGN # 3**

FOR SIGN AT 4243 GATEWAY DRIVE

THAT PART OF THE RIGHT OF WAY FOR GATEWAY DRIVE ADJACENT TO LOT 5 OF THE SHEBOYGAN BUSINESS CENTER LOCATED IN SECTION 4 TOWNSHIP 14 NORTH, RANGE 23 EAST, CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WISCONSIN. DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 5 BEING THE INTERSECTION OF THE NORTH LINE OF BEHRENS PARKWAY AND THE EAST LINE OF GATEWAY DRIVE AND THE POINT OF BEGINNING FOR THIS DESCRIPTION, THENCE N00°28'04"W. ALONG THE EAST RIGHT OF WAY FOR GATEWAY DRIVE 12.00 FEET, THENCE S89°31'56"W 10.00 FEET, THENCE S00°28'04"E 12.00 FEET, THENCE N89°31'56"E 10.00 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED PARCEL CONTAINS 120.00 SQUARE FEET.

**ENCROACHMENT DESCRIPTION SIGN # 4**

FOR SIGN AT 4243 GATEWAY DRIVE

THAT PART OF THE RIGHT OF WAY FOR BEHRENS PARKWAY ADJACENT TO LOT 5 OF THE SHEBOYGAN BUSINESS CENTER LOCATED IN SECTION 4 TOWNSHIP 14 NORTH, RANGE 23 EAST, CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WISCONSIN. DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 5 BEING THE INTERSECTION OF THE NORTH LINE OF BEHRENS PARKWAY AND THE EAST LINE OF GATEWAY DRIVE, THENCE N89°31'56"E ALONG THE NORTH LINE OF BEHRENS PARKWAY 174.01 FEET, THENCE NORTHEASTERLY 447.47 FEET ALONG THE ARC OF A CURVE TO THE LEFT WITH A RADIUS OF 604.00 FEET AND A CHORD BEARING N68°18'29"E 437.30 FEET TO THE POINT OF BEGINNING FOR THIS DESCRIPTION, THENCE, S42°57'32"E 10.00 FEET, THENCE N47°02'28"E 10.00 FEET, THENCE N42°57'32"W 10.07 FEET TO THE NORTH LINE OF BEHRENS PARKWAY, THENCE SOUTHWESTERLY 10.00 FEET ALONG THE ARC OF A CURVE TO THE RIGHT WITH A RADIUS OF 604.00 FEET AND A CHORD BEARING S46°36'40"W 10.00 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED PARCEL CONTAINS 100.00 SQUARE FEET.

Section 2. The privilege as granted above is granted only on the condition that by the acceptance of the privilege, the said Nemaq its successors and assigns:

a. Shall become primarily responsible and liable for all and any damage to persons or property caused by and arising from the grant and exercise of such privilege.

b. Shall remove the encroachment allowed herein within ten (10) days after notice so to remove given by the State of Wisconsin or the City of Sheboygan; in the event of the failure so to remove, the said Nemaq, its successors and assigns: shall pay the costs of removal by the State of Wisconsin or the City of Sheboygan, waiving all claim or claims for damages

resulting from such removal, whether the removal is done by the said Nemaq, its successors and assigns, or by the State of Wisconsin or by the City of Sheboygan.

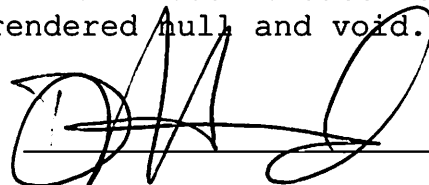
c. Shall pay such compensation to the City of Sheboygan for the grant of this privilege as may be determined by a board consisting of the Mayor, the Director of Public Works and the City Attorney; the compensation shall be paid into the General Fund.

d. Shall make such construction and/or alterations and maintain the same subject to the approval of the City Building Inspector and Director of Public Works, and shall waive the right to contest in any manner the validity of this ordinance or the amount of compensation charged.

Section 3. The provisions of §66.0425(1) thru (5) of the Wisconsin Statutes are incorporated herein by reference to all intents and purposes as if set out fully.

Section 4. The City Clerk is authorized and directed to record a certified copy of this ordinance in the office of the Register of Deeds for Sheboygan County, Wisconsin, the costs thereof to be charged to the General Fund.

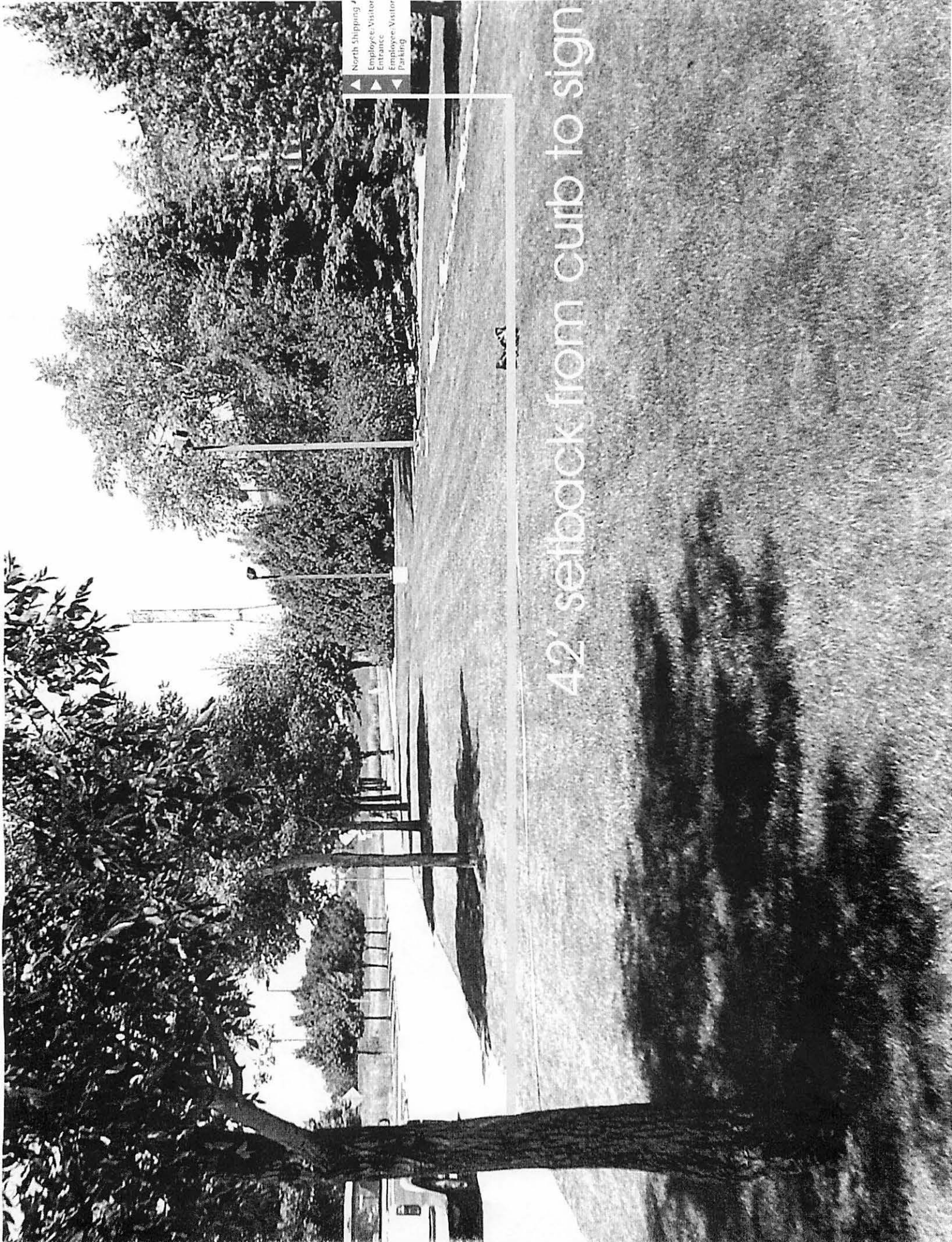
Section 5. This ordinance shall take effect and be in full force from and after its passage and publication and upon payment of the consideration to be determined hereunder, provided, however, that in the event of failure to exercise the privilege herein granted and the payment of such consideration within six (6) months from the effective date hereof, then and in that event such privilege shall be rendered null and void.

  
\_\_\_\_\_

**I HEREBY CERTIFY** that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

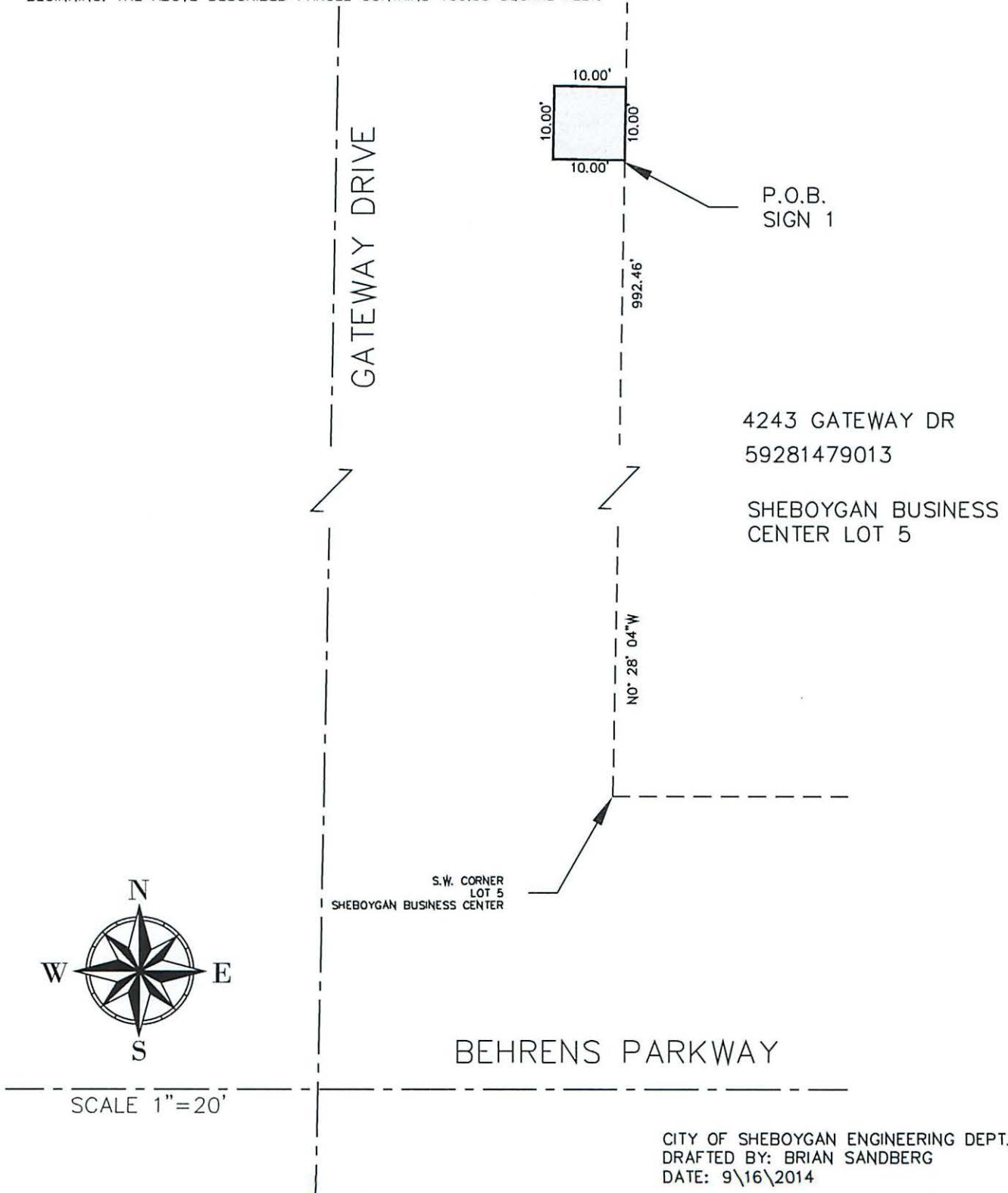


42' setback from curb to sign

ENCROACHMENT DESCRIPTION  
FOR SIGN AT 4243 GATEWAY DRIVE

THAT PART OF THE RIGHT OF WAY FOR GATEWAY DRIVE ADJACENT TO LOT 5 OF THE SHEBOYGAN BUSINESS CENTER LOCATED IN SECTION 4 TOWNSHIP 14 NORTH, RANGE 23 EAST, CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WISCONSIN. DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 5 BEING THE INTERSECTION OF THE NORTH LINE OF BEHRENS PARKWAY AND THE EAST LINE OF GATEWAY DRIVE, THENCE N00°28'04"W ALONG THE EAST LINE OF GATEWAY DRIVE 992.46 FEET TO THE POINT OF BEGINNING FOR THIS DESCRIPTION, THENCE N00°28'04"W ALONG THE EAST RIGHT OF WAY FOR GATEWAY DRIVE 10.00 FEET, THENCE S89°31'56"W 10.00 FEET, THENCE S00°28'04"E 10.00 FEET, THENCE N89°31'56"E 10.00 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED PARCEL CONTAINS 100.00 SQUARE FEET.

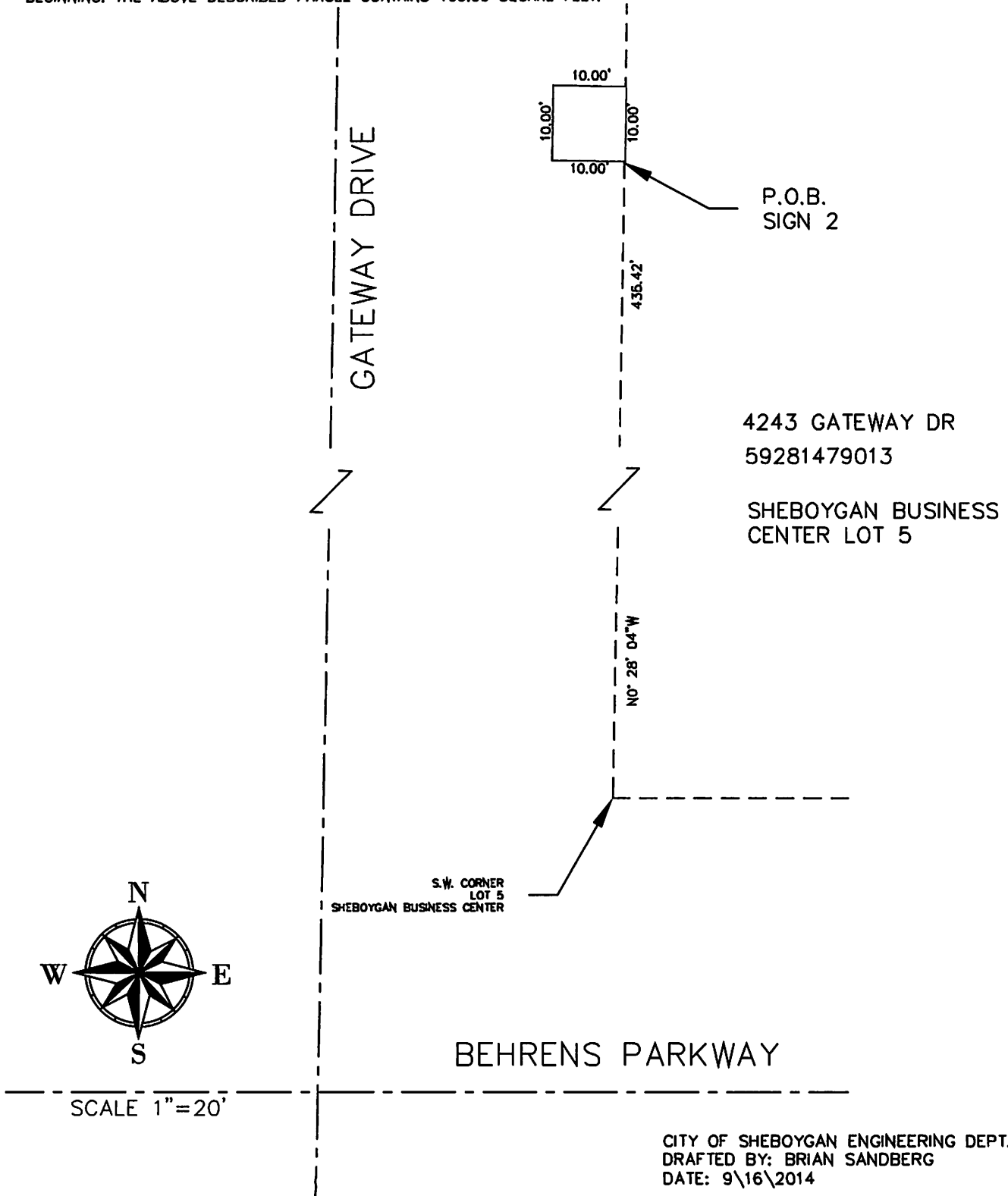


CITY OF SHEBOYGAN ENGINEERING DEPT.  
DRAFTED BY: BRIAN SANDBERG  
DATE: 9\16\2014

**ENCROACHMENT DESCRIPTION  
FOR SIGN AT 4243 GATEWAY DRIVE**

THAT PART OF THE RIGHT OF WAY FOR GATEWAY DRIVE ADJACENT TO LOT 5 OF THE SHEBOYGAN BUSINESS CENTER LOCATED IN SECTION 4 TOWNSHIP 14 NORTH, RANGE 23 EAST, CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WISCONSIN. DESCRIBED AS FOLLOWS:

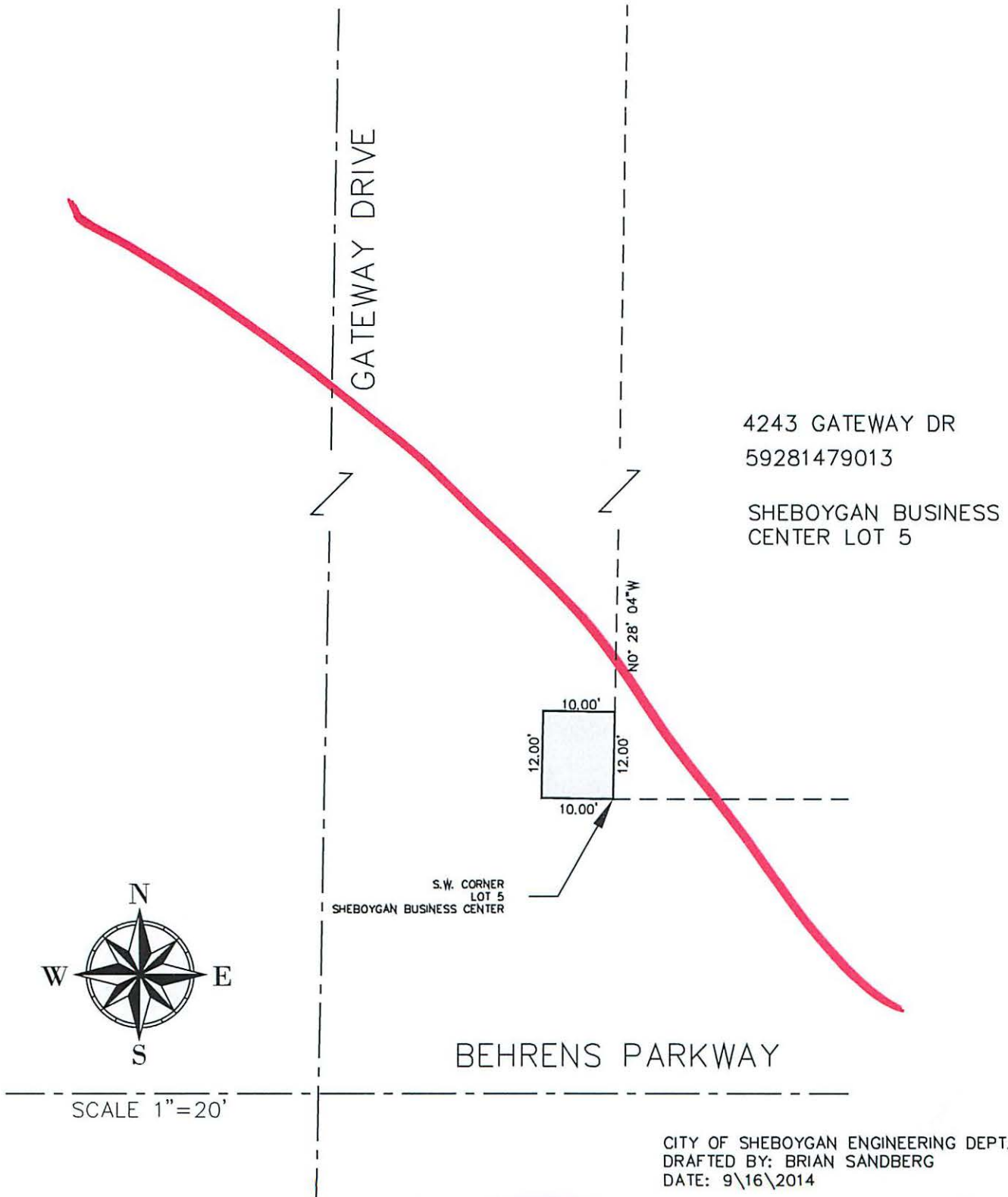
COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 5 BEING THE INTERSECTION OF THE NORTH LINE OF BEHRENS PARKWAY AND THE EAST LINE OF GATEWAY DRIVE, THENCE  $N00^{\circ}28'04''W$  ALONG THE EAST LINE OF GATEWAY DRIVE 435.42 FEET TO THE POINT OF BEGINNING FOR THIS DESCRIPTION, THENCE  $N00^{\circ}28'04''W$  ALONG THE EAST RIGHT OF WAY FOR GATEWAY DRIVE 10.00 FEET, THENCE  $S89^{\circ}31'56''W$  10.00 FEET, THENCE  $S00^{\circ}28'04''E$  10.00 FEET, THENCE  $N89^{\circ}31'56''E$  10.00 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED PARCEL CONTAINS 100.00 SQUARE FEET.

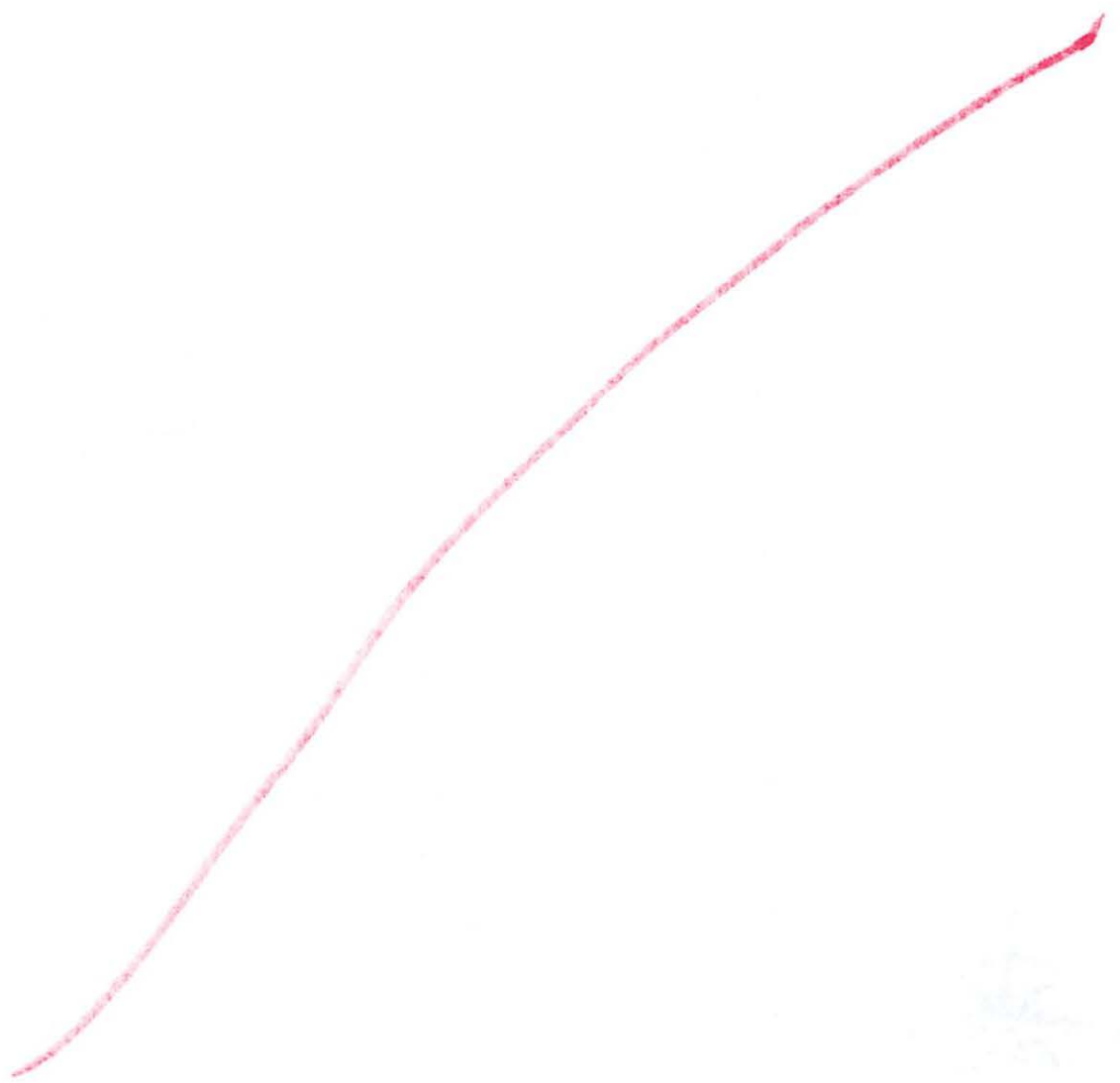


CITY OF SHEBOYGAN ENGINEERING DEPT.  
DRAFTED BY: BRIAN SANDBERG  
DATE: 9\16\2014

ENCROACHMENT DESCRIPTION  
FOR SIGN AT 4243 GATEWAY DRIVE

THAT PART OF THE RIGHT OF WAY FOR GATEWAY DRIVE ADJACENT TO LOT 5 OF THE SHEBOYGAN BUSINESS CENTER LOCATED IN SECTION 4 TOWNSHIP 14 NORTH, RANGE 23 EAST, CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WISCONSIN. DESCRIBED AS FOLLOWS:  
COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 5 BEING THE INTERSECTION OF THE NORTH LINE OF BEHRENS PARKWAY AND THE EAST LINE OF GATEWAY DRIVE AND THE POINT OF BEGINNING FOR THIS DESCRIPTION, THENCE N00°28'04"W. ALONG THE EAST RIGHT OF WAY FOR GATEWAY DRIVE 12.00 FEET, THENCE S89°31'56"W 10.00 FEET, THENCE S00°28'04"E 12.00 FEET, THENCE N89°31'56"E 10.00 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED PARCEL CONTAINS 120.00 SQUARE FEET.

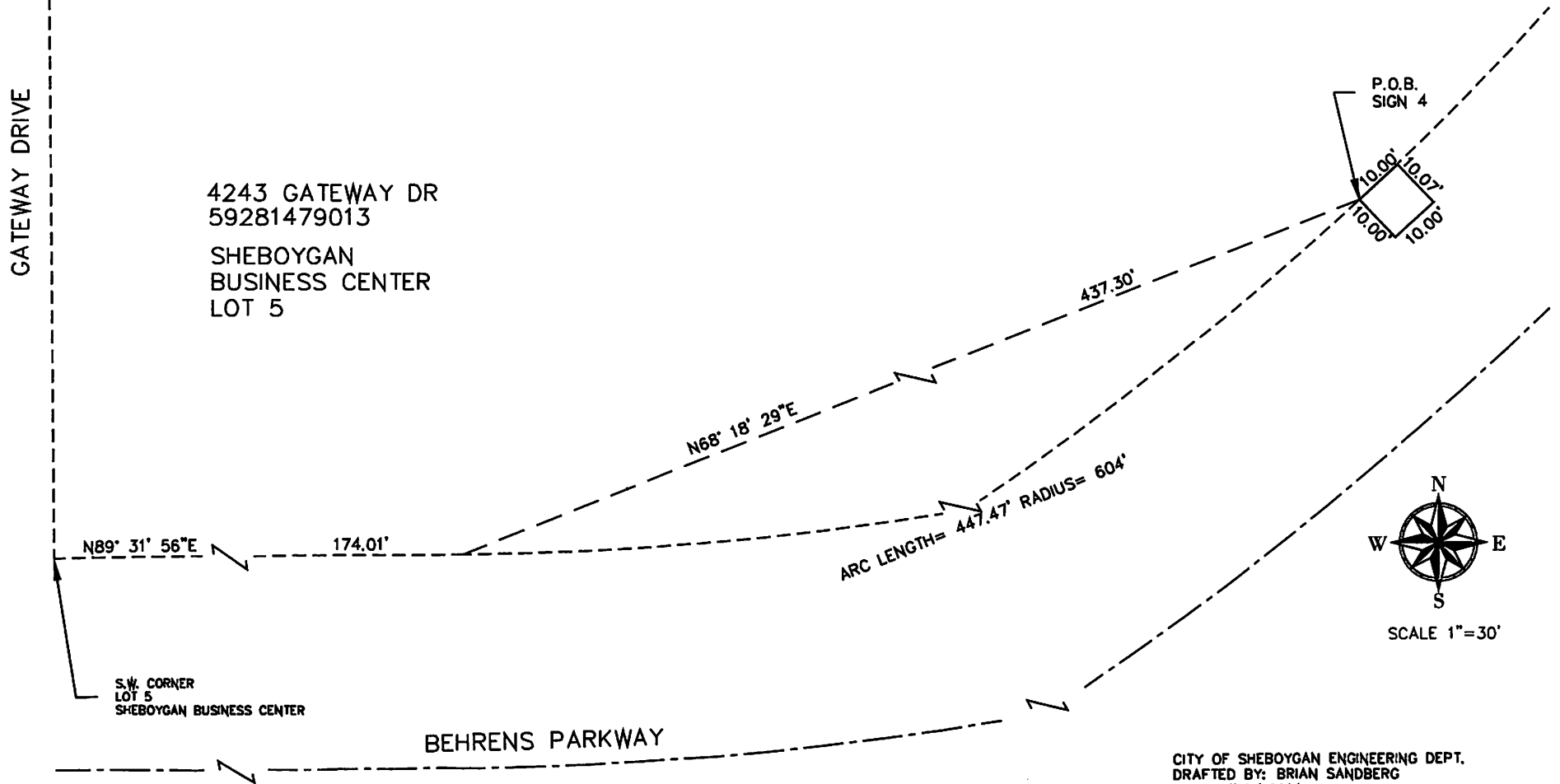




## ENCROACHMENT DESCRIPTION FOR SIGN AT 4243 GATEWAY DRIVE

THAT PART OF THE RIGHT OF WAY FOR BEHRENS PARKWAY ADJACENT TO LOT 5 OF THE SHEBOYGAN BUSINESS CENTER LOCATED IN SECTION 4 TOWNSHIP 14 NORTH, RANGE 23 EAST, CITY OF SHEBOYGAN, SHEBOYGAN COUNTY, WISCONSIN. DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 5 BEING THE INTERSECTION OF THE NORTH LINE OF BEHRENS PARKWAY AND THE EAST LINE OF GATEWAY DRIVE, THENCE N89°31'56"E ALONG THE NORTH LINE OF BEHRENS PARKWAY 174.01 FEET, THENCE NORTHEASTERLY 447.47 FEET ALONG THE ARC OF A CURVE TO THE LEFT WITH A RADIUS OF 604.00 FEET AND A CHORD BEARING N68°18'29"E 437.30 FEET TO THE POINT OF BEGINNING FOR THIS DESCRIPTION, THENCE, S42°57'32"E 10.00 FEET, THENCE N47°02'28"E 10.00 FEET, THENCE N42°57'32"W 10.07 FEET TO THE NORTH LINE OF BEHRENS PARKWAY, THENCE SOUTHWESTERLY 10.00 FEET ALONG THE ARC OF A CURVE TO THE RIGHT WITH A RADIUS OF 604.00 FEET AND A CHORD BEARING S46°36'40"W 10.00 FEET TO THE POINT OF BEGINNING THE ABOVE DESCRIBED C PARCEL CONTAINS 100.00 SQUARE FEET.



4243 GATEWAY DR  
59281479013  
SHEBOYGAN  
BUSINESS CENTER  
LOT 5

CITY OF SHEBOYGAN ENGINEERING DEPT.  
DRAFTED BY: BRIAN SANDBERG  
DATE: 4\10\2014

II

Other Matters

8.2

R. O. No. 150 - 14 - 15. By CITY CLERK. October 20, 2014.

Submitting a communication from Nemaq requesting encroachments for directional signage on the property located at 4243 Gateway Dr.

City Plan

Susan Richards  
City Clerk

8.8



120

Handwritten text, possibly a signature or name, located in the middle left area of the page.



US/Canada HQ  
3101 S. Taylor Drive  
P.O. Box 1024  
Sheboygan, WI 53082-1024  
Phone: 920-458-7724  
Fax: 920-458-0140

October 20, 2014

To Whom It May Concern:

Nemak has contracted with RLO Sign Inc. for a new monument and directional signage, and as part of this Nemak is requesting an encroachment request through the submission of RLO Sign.

Please feel free to call or e-mail myself if you have any questions or concerns.

Best Regards,

A handwritten signature in black ink, appearing to read 'Kyle Rehm'.

Kyle Rehm  
Manufacturing Engineering  
[Kyle.rehm@nemak.com](mailto:Kyle.rehm@nemak.com)  
920-254-7200



1030 Ontario Ave. Sheboygan, WI 53081  
920-457-6602 · 800-479-6602 · Fax: 920-457-2399  
www.rloesign.com

9-22-14

Dear Mayor Vandersteen and fellow City Common Council,

We are writing to you on behalf of the Nemark Facilities located at 4243 Gateway Drive. We are asking your permission for an encroachment request for the facilities at that location for some directional signage.

Currently they have no directional signage and are having multiple errors in wrong deliveries from truck drivers and confused visitors and would like to keep traffic moving in an orderly way to improve safety and improve the way visitors feel about their business. Currently their property line lies roughly 30' back from the road, and to comply with city code, the signs need to meet a 12' setback from the property line equaling a total of 42' back from the road and thus very difficult for motorists to see. The signs, if granted, will be located on each entrance way, towards the parking lot of the facilities and at the cross intersection of Behrens Pkwy. and Gateway Dr. The signs will be made of aluminum, painted white with reflective vinyl applied for copy.

We please ask that the city grants the request upon review to help direct motorists and maintain a safe traffic flow around the facilities.

Thank you,

Bobbi Blacklock      Katie Scholz  
Bobbi Blacklock                      Katie Scholz  
Project Coordinator    Graphic Designer  
[bobbi@rloesign.com](mailto:bobbi@rloesign.com)    [katie@rloesign.com](mailto:katie@rloesign.com)

# III

Res. No. \_\_\_\_\_ - 14 - 15. By Alderperson Hammond. December 1, 2014.

A RESOLUTION revising the travel expense guidelines adopted by Res. No. 64-78-79, as revised.

RESOLVED: That Section I, II, III and IV are hereby amended as follows:  
Section I. Hotel or Motel Expenses

D. Hotel reservations are to be made through designated employees who will secure the room with a City credit card. Police, Fire and Library will assign the responsible individual. All other City employees will utilize the Purchasing secretary.

Section II. Meals

B. Meal reimbursements are as follows except in the case of specific meals provided at a conference:

<u>In State</u>		<u>Out of State</u>	
Breakfast	\$10	Breakfast	\$10
Lunch	\$10	Lunch	\$15
Dinner	\$20	Dinner	\$25

C. Reimbursement for meals will be allowed on trips which do not necessitate an overnight stay only on the following conditions and if a reasonable travel time is required:

1. *Dinner, provided the employee arrives back at home or home base of operations after 6 PM*

E. Reimbursement for room service is permissible under meal allowance within the guidelines

Section III. Transportation

A. Air Travel

1. The amount permitted for air travel shall be limited to the lowest fare available. In most cases reservations can be made well in advance to assure that the lowest air fare available is obtained. *Air fare reservations are to be made through designated employees who will secure the flight with a City credit card. Police, Fire and Library will assign a responsible individual. All other City employees are to go through the Purchasing secretary.*

3. Employees who are authorized to use their personal automobiles for city business will be reimbursed at the rate prescribed by the city auto allowance policy. *Municipal Code Sec. 82-60 updated September 22, 2014 to be the IRS rate. (2014 - .56 cents per mile).*

6. If mileage is allowed the operator of a privately owned vehicle, travel will be reimbursed based on mileage from Mapquest. In the

*Consent*

case of road construction, reasonable additional mileage will be reimbursed. Any personal traveling without adequate justification will not be reimbursed.

9. It is required that city employees on official business, driving personal autos, shall arrange to have their automobile adequately protected by personal liability and property damage insurance. Employees must drive carefully and courteously and observe all traffic laws and regulations. Employees must personally pay any fine or penalty for traffic or other violations. *The Human Resource Department may require employees provide proof of valid driver license and personal automobile insurance.*

#### C. Travel in City owned vehicle

1. When traveling in a City owned auto the assigned number of the vehicle must be shown on the travel voucher *if applicable.*
3. No city owned automobile is to be used for personal business *unless de minimis in nature.*

#### D. Taxis

Charges for taxis and air limousines, including tips at the maximum rate of 15% of the taxi charge are reimbursable when other modes of travel are not available or practical. *Receipts are required for reimbursement.*

### IV. OTHER EXPENSES

#### B. Miscellaneous Expenses

3. Employees will be reimbursed for a maximum of one piece of checked luggage with proof of payment.

PREPARATION OF EXPENSE REPORT

*Receipts and other required supporting documents should be attached. Verify all computations and indicate travel advances that should be deducted from the amount due you. Your expense report should be signed in the space provided before submission to your department head.*

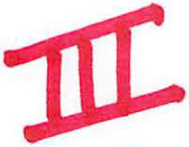
BE IT FURTHER RESOLVED: The above changes will be effective as of January 1, 2015.

\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor



Res. No.     - 14 - 15. By Alderperson Hammond. December 1, 2014.

A RESOLUTION expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2014 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No. 1.

RESOLVED: That the 2014 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No. 1 is hereby proposed to be assessed against all benefited property within the Parking Assessment District No. 1, which is that area of the City generally bounded by N. 7th St. on the east, N. 9th St. on the west, Ontario Ave. on the north, and Center Ave. on the south, and more particularly described as Blocks 105, 106, 127, 129, 130, 152 and the north one-half of Block 151, all in the Original Plat of the City of Sheboygan.

BE IT FURTHER RESOLVED: That all special assessments levied hereunder shall be collected and paid on or before May 1, 2015. Any payments received after May 1, 2015, shall be charged interest at the rate of one percent (1%) per month or fraction thereof.

BE IT FURTHER RESOLVED: That the City Department of Finance shall prepare a report in accordance with §66.60(2) and §66.60(3), Wis. Stats., and that such report shall contain the following information:

- a. Preliminary or final plans and specifications
- b. An estimate of the entire cost of the proposed work or improvement
- c. A schedule of the proposed assessments
- d. A statement that the work or improvement constitutes an exercise of the municipality's police powers
- e. A statement that the property against which the assessments are proposed is benefited

BE IT FURTHER RESOLVED: That the Finance Department prepare the schedule of the proposed assessments governing this matter under the provisions of Section 106-54 of the Municipal Code, and after completion of the schedule, submit copies to the City Clerk for the purpose of public hearing and public notice.

*Consent*

III

BE IT FURTHER RESOLVED: That the report described above need not be prepared by December 31, 2014, as is set forth in Section 106-54(a) of the Municipal Code.

---

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

III

Res. No.     - 14 - 15. By Alderperson Hammond. December 1, 2014.

A RESOLUTION expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2014 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No. 2.

RESOLVED: That the 2014 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No. 2 is hereby proposed to be assessed against all benefited property within the Parking Assessment District No. 2, which is that area of the City bounded by a line described as commencing at the SW corner of Virginia Ave. and Riverfront Dr., also described as the NE corner of Lot 1, Blk. 205 of the Original Plat of the City of Sheboygan, thence W. 240' along the S.L. of Virginia Ave. to the NW corner of Lot 4, Blk. 205, Original Plat (O.P.), thence S. 273' along the W. lot line of Lots 4 and 9, Blk. 205, O.P., thence E. 50' at a right angle to the W. lot line of Lot 9, Blk. 205, O.P., thence S. 125', parallel with said lot line to the S.L. of New Jersey Ave., thence W. 50' along said S.L. to the W. lot line of Lot 4, Blk. 211, O.P., thence S. 90' along said lot line, thence E. 103.12' at a right angle to said lot line to the Wly line of Riverfront Dr., thence SWly 246.89' along said Wly line to an intersection with the W. lot line of Lot 9, Blk. 211. O.P., and the N.L. of Maryland Ave., as originally platted, thence 60' S. to the S.L. of Maryland Ave., thence 60' E. along the said S.L. to the W. lot line of Lot 3, Blk. 234, O.P., thence S. 145', more or less, along said lot line to the NWly shore of the Sheboygan River, thence NEly downstream along said shore to the N.L. of Virginia Ave., thence W. 245', more or less, along said N.L. to the E.L. of Riverfront Dr., thence 80' S. along extension of said E.L. to the S.L. of Virginia Ave., thence 66' W. along said S.L. to the point of beginning, being a part of the NE 1/4 of the NW 1/4 of Sec. 26, T15N, R23E

BE IT FURTHER RESOLVED: That all special assessments levied hereunder shall be collected and paid on or before May 1, 2015. Any payments received after May 1, 2015, shall be charged interest at the rate of one percent (1%) per month or fraction thereof.

BE IT FURTHER RESOLVED: That the City Department of Finance shall prepare a report in accordance with §66.60(2) and §66.60(3), Wis. Stats., and that such report shall contain the following information:

- a. Preliminary or final plans and specifications
- b. An estimate of the entire cost of the proposed work or improvement
- c. A schedule of the proposed assessment
- d. A statement that the work or improvement constitutes an exercise of the municipality's police power
- e. A statement that the property against which the assessments are proposed is benefited

Consent

III

BE IT FURTHER RESOLVED: That the Finance Department prepare the schedule of the proposed assessments governing this matter under the provisions of Section 106-54 of the Municipal Code, and after completion of the schedule, submit copies to the City Clerk for the purpose of public hearing and public notice.

BE IT FURTHER RESOLVED: That the report described above need not be prepared by December 31, 2014, as is set forth in Section 106-54(a) of the Municipal Code.

---

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

III

Res. No.     - 14 - 15. By Alderperson Hammond. December 1, 2014.

A RESOLUTION expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2014 cost of operating and maintaining, and the prorated acquisition costs of the off-street parking facilities within the Parking Assessment District No. 4.

RESOLVED: That the 2014 cost of operating and maintaining, and prorated acquisition costs of the off-street parking facilities within the Parking Assessment District No. 4 is hereby proposed to be assessed against all benefited property within the Parking Assessment District No. 4, which is that area of the City bounded by a line described as commencing at the intersection of the centerline of S. 12<sup>th</sup> St. with the S. r.o.w. of Clara Ave., thence W. to the NW corner of Lot 1, Blk. 6, Assessment Subd. No. 19, thence S. to the SW corner of Lot 48, Blk. 6, Assessment Subd. No. 19, thence E. to the SE corner of Lot 46, Blk. 6, Assessment Subd. No. 19, thence W. to the SW corner of said Lot 46, thence S. to the SW corner of Lot 43, Blk. 6, Assessment Subd. No. 19, thence W. to the NW corner of Lot 40, Blk. 6, Assessment Subd. No. 19, thence S. to the SW corner of said lot, thence E. to the NE corner of Lot 39, Blk. 6, Assessment Subd. No. 19, thence S. to the SE corner of Lot 35, Blk. 6, Assessment Subd. No. 19, thence E. to the SE corner of Lot 2, Blk. 7, Assessment Subd. No. 19, thence N. to the NE corner of said Lot 2, thence E. to the NE corner of Lot 1, Blk. 7, Assessment Subd. No. 19, thence S. along the E.L. of said Lot 1 to a point in said E.L. opposite the Wly extension of the S.L. of Lot 17, Blk. 8, Assessment Subd. No. 19, thence E. to the SE corner of said Lot 17, thence N. to the NE corner of Lot 15, Blk. 8, Assessment Subd. No. 19, thence W. along the N.L. of said Lot 15 to the centerline of S. 12<sup>th</sup> St., thence N. along said centerline to point of beginning.

BE IT FURTHER RESOLVED: That all special assessments levied hereunder shall be collected and paid on or before May 1, 2015. Any payments received after May 1, 2015, shall be charged interest at the rate of one percent (1%) per month or fraction thereof.

BE IT FURTHER RESOLVED: That the City Department of Finance shall prepare a report in accordance with §66.60(2) and §66.60(3), Wis. Stats., and that such report shall contain the following information:

- a. Preliminary or final plans and specifications
- b. An estimate of the entire cost of the proposed work or improvement
- c. A schedule of the proposed assessments
- d. A statement that the work or improvement constitutes an exercise of the municipality's police powers
- e. A statement that the property against which the assessments are proposed is benefited

*Consent*

III

BE IT FURTHER RESOLVED: That the Finance Department prepare the schedule of the proposed assessments governing this matter under the provisions of Section 106-54 of the Municipal Code, and after completion of the schedule, submit copies to the City Clerk for the purpose of public hearing and public notice.

BE IT FURTHER RESOLVED: That the report described above need not be prepared by December 31, 2014, as is set forth in Section 106-54(a) of the Municipal Code.

---

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

# III

Res. No.     - 14 - 15. By Alderperson Hammond. December 1, 2014.

A RESOLUTION expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2014 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No. 5.

RESOLVED: That the 2014 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No. 5 is hereby proposed to be assessed against all benefited property within the Parking Assessment District No. 5, which is that area of Lots 1 through 9 and Lot 11, South Pier Subdivision, of the City of Sheboygan.

BE IT FURTHER RESOLVED: That all special assessments levied hereunder shall be collected and paid on or before May 1, 2015. Any payments received after May 1, 2015, shall be charged interest at the rate of one percent (1%) per month or fraction thereof.

BE IT FURTHER RESOLVED: That the City Department of Finance shall prepare a report in accordance with §66.60(2) and §66.60(3), Wis. Stats., and that such report shall contain the following information:

- a. Preliminary or final plans and specifications
- b. An estimate of the entire cost of the proposed work or improvement
- c. A schedule of the proposed assessments
- d. A statement that the work or improvement constitutes an exercise of the municipality's police powers
- e. A statement that the property against which the assessments are proposed is benefited

BE IT FURTHER RESOLVED: That the Finance Department prepare the schedule of the proposed assessments governing this matter under the provisions of Section 106-54 of the Municipal Code, and after completion of the schedule, submit copies to the City Clerk for the purpose of public hearing and public notice.

*Consent*

III

BE IT FURTHER RESOLVED: That the report described above need not be prepared by December 31, 2014, as is set forth in Section 106-54(a) of the Municipal Code.

---

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

**VI**

L&L - 11-25-14 - (NATHAN J. KRUEGER)  
GRANT CONTINGENT UPON THE APPLICATION BEING  
CORRECTED, AND WITH A WARNING TO INCLUDE ALL  
VIOLATIONS ON FUTURE APPLICATIONS.

6.1

R. C. No. 207 - 14 - 15. By LAW AND LICENSING. November 17, 2014.

Your Committee to whom was referred R. O. No. 138-14-15 by the City Clerk, submitting license application for the period ending June 30, 2015 and June 30, 2016; recommends that Taxicab Drivers License application #0565 be denied based upon his failure to accurately reveal all relevant convictions on his application, his record of violations related to the licensed activity and his failure to cooperate with the Committee.

~~Agg~~  
VanderWeele / Chief  
to re-refer to L&L  
all eyes

Jodi VanderWeele  
[Signature]

Committee.

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_, \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_, \_\_\_\_\_, Mayor

100

IV

100

II

R. O. No. 138 - 14 - 15. By CITY CLERK. October 6, 2014.

Submitting various license applications for the period ending December 31, 2014 and June 30, 2016.

*Law & Lic*  
10/20/14 - grant all lic except hold Haygood, Heiner, McCall, Krueger  
11/3/14 - deny Haygood, grant Heiner, McCall  
11/17/14 - deny Krueger

*Susan Richards*  
City Clerk

CHANGE OF PREMISE

<u>No.</u>	<u>Name</u>	<u>Address</u>
2943	Superior Bar & Grill	2607 Superior Ave. - one-day event to be held 11/2/14 to include current premise and west side of building.
1420	VFW Post #9156	552 S. Evans St. - one-day event to be Held 11/1/14 to include current premise And North, East & South sides of the building.

"CLASS B" LIQUOR LICENSE (June 30, 2015)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3092	CJ's Shipwrecked	902 Indiana Ave.

FERMENTED MALT BEVERAGE LICENSE (June 30, 2015)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3094	Dickey's Barbecue Pit	2719 Calumet Dr.

CLASS "C" WINE LICENSE (June 30, 2015)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3094	Dickey's Barbecue Pit	2719 Calumet Dr.

III

BEVERAGE OPERATOR'S LICENSE (June 30, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0564	Atkinson, Wendy J.	1256 Kaufmann Ave.
9838	Barber, David W. (Club)	2502 Mandy Cir.
0568	Bustamante, Brandon T.	920 N. 16 <sup>th</sup> St.
0561	Cahalan, Brian T.	412 Park Ave.
0567	Clough, Christopher R.	621 Bell Ave.
0569	Franzen, Kristen M.	996 3 <sup>rd</sup> Street, C7, Menasha
0571	Gottsacker, Deanne J.	1809 S. 12 <sup>th</sup> St.
0566	Gumm, Emily M.	4319 Morningview Ct., #J207
0560	Handziak, Elizabeth A.	5187 Lakeview Ridge Rd., Belgium
8464	Haygood, Tracy L.	1629 Cambridge Ave.
0562	Heinen, Timothy J.	1313 S. 13 <sup>th</sup> St.
9635	Jelovnik, John R.	902 N. 17 <sup>th</sup> St.
0563	Liebergen, Sherry L.	2402A Calumet Dr.
9602	McCall, Jazzmin L.	2808 N. 21 <sup>st</sup> St.
7653	Prisinger, Kevin J. (Club)	3743 N. 12 <sup>th</sup> Pl.
7214	Semsch, Daniel L.	2005 S. 14 <sup>th</sup> St.
8663	Whitcomb, Stacy L.	1643 N. 3 <sup>rd</sup> St.

TAXICAB DRIVER LICENSE (December 31, 2014)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0570	Anderson, Anthony G.	1941 N. 12 <sup>th</sup> St.
7543	Boushley, Kathy J.	1512 S. 21 <sup>st</sup> St.
0565	Krueger, Nathan J.	1621 Martin Ave.
9814	Maldonad, Silvestre Torres	1833 N. 20 <sup>th</sup> St.

VII

R. C. No.       - 14 - 15. By LAW AND LICENSING. December 1, 2014.

Your Committee to whom was referred, pursuant to R. O. No. 187-14-15 by the City Clerk, submitting license application for the period ending June 30, 2015 and June 30, 2016; recommends granting various licenses with certain caveats:

CHANGE OF AGENT

Kevin Hermann is replacing Lane Landon as agent at the Pick 'n Save location at 1317 N. 25<sup>th</sup> St. effective immediately.

Michelle Gumtow is replacing Kevin Hermann as agent at the Pick 'n Save location at 2625 S. Business Dr. effective immediately.

BEVERAGE OPERATOR'S LICENSE (June 30, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
*4602	Drews, Richard T.	909 S. 16 <sup>th</sup> St.
	<b>*grant contingent upon the application being corrected, and with a warning to include all violations on future applications</b>	
0618	Horan, Michaela R.	632D Wisconsin Ave., Fond Du Lac
0613	Jackson, Curtis E.	2715 Henry St.
0616	Khadka, Subdeep	1441 Park View Ter.
0605	King, Matthew T.	904A Michigan Ave.
0614	Marver, Desiree L.	1135 Erie Ave.
*0608	Nauschultz, Zakkaryah T.	1520 N. 7 <sup>th</sup> St.
	<b>*grant contingent upon the application being corrected, and with a warning to include all violations on future applications</b>	
9552	O'Connor, Kaylee S.	1808 N. 19 <sup>th</sup> St.
0615	Sonnenberg, Andrew M.	115 Dewey Ln., Plymouth
6306	Vallejo, Virginia	1617 Superior Ave.

MASSAGE ESTABLISHMENT LICENSE (RENEW) (December 31, 2015)

<u>No.</u>	<u>Name</u>	<u>Address</u>
*3101	Alan Vodicka Massage & Energy	529 Ontario Ave.
	<b>*grant contingent upon the application being corrected, and with a warning to include all violations on future applications</b>	
1685	Bonelli, Robyn	1812 Superior Ave.
2727	Bonjour Massage	1327 N. 8 <sup>th</sup> St.
2792	Integrated Health Therapies	833 Pennsylvania Ave.
1205	Jomaji Salon & Spa	682 South Pier Dr.

TAXICAB DRIVER LICENSE (NEW) (December 31, 2015)

*Consent*

IV

<u>No.</u>	<u>Name</u>	<u>Address</u>
0607	Sharp, Tina Marie	1805 Bell Ave.
<u>TAXICAB DRIVER LICENSE (RENEW) (December 31, 2015)</u>		

<u>No.</u>	<u>Name</u>	<u>Address</u>
3968	Ramey, Paulette J.	3214 N. 26 <sup>th</sup> St.
9814	Torres Maldonad, Silvestre	1833 N. 20 <sup>th</sup> St.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Committee

**I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.**

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

**VII**

R. C. No.        - 14 - 15. By LAW AND LICENSING. December 1, 2014.

Your Committee to whom was referred, pursuant to R. O. No. 154-14-15 by the City Clerk, submitting license application for the period ending June 30, 2015 and June 30, 2016; recommends that the following licenses be granted contingent upon the applications being corrected, and with a warning to include all violations on future applications:

TAXICAB DRIVER LICENSE (RENEW) (December 31, 2015)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0321	James, Asher DR	1436 Erie Ave.
7666	Parisek Jr., James K.	1326 Geele Ave.

*Consent*

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

VII

December 1, 1954

Dear Mr. [Name]:

Reference is made to your letter of [Date] regarding [Subject].

The information requested is being reviewed.

Your attention is directed to the fact that [Information].

Very truly yours,

[Signature]

Enclosed for you are [Number] copies of [Document].

Very truly yours,

[Name]

[Name]

II

R. O. No.       - 14 - 15. By CITY PLAN COMMISSION. December 1, 2014.

Your Commission to whom was referred Gen. Ord. No. 38-14-15 by Ald. Belanger relative to amending the text of the City of Sheboygan Official Zoning Ordinance in Section 15,206 Detailed Land Use Descriptions and Regulations so as to amend Section 15,206(4)(e); wishes to report this matter was discussed at the regular meeting of the City Plan Commission, November 25, 2014, and after due consideration, recommends approval of the General Ordinance.

*Lies over  
to Dec 15th*

\_\_\_\_\_  
Director of Planning and Development

III

**II**

4.1

Gen. Ord. No. 38 - 14 - 15. By Alderperson Belanger. November 24, 2014.

AN ORDINANCE amending the text of the City of Sheboygan Official Zoning Ordinance in Section 15.206 Detailed Land Use Descriptions and Regulations so as to amend Section 15.206(4)(e).

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Section 15.206(4)(e) of the Sheboygan Official Zoning Ordinance, Indoor Maintenance Service, is hereby amended in the description portion to read as follows:

"Description: Indoor maintenance services include all land uses which perform maintenance and repair services (including engine and/or vehicle repair and maintenance) and contain all operations (except loading and/or vehicle storage) entirely within an enclosed building."

Section 2. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

*City Plan*

*John Belanger*

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

31



38

Handwritten signature or initials, possibly "J. M. P."

Faint, illegible text at the bottom of the page, possibly bleed-through from the reverse side.

II

R. O. No. \_\_\_\_\_ - 14 - 15. By CITY CLERK. December 1, 2014.

Submitting a Summons and Complaint in the matter of Jeffrey Hermann vs  
The City of Sheboygan.

*France*

*Susan Richards*  
\_\_\_\_\_  
City Clerk

II

about 1/2 mile

NOV 26 '14 PM 4:06

# The Law Office of John B. Kiel, LLC.

P.O. Box 147

Salem, Wisconsin 53168-0147

Phone: (262) 914-5435

Facsimile: (262) 537-4855

Email Address: [firelaw@tds.net](mailto:firelaw@tds.net)

November 26, 2014

**VIA HAND DELIVERY**

Susan Richards, City Clerk  
Micahel Vandersteen, Mayor  
City of Sheboygan - City Hall  
828 Center Avenue, Suite 100  
Sheboygan, WI 53081


*Delivered  
Susan Richards, City Clerk  
by Susan Richards  
Nov 26 11:26-14  
at 3:19 pm  
Umayah  
Schroeder - City Clerk*

Re: Jeffery Hermann v. The City of Sheboygan

Dear Ms. Richards and Mayor :

Accompanying this cover letter please find a copy of the Summons and Complaint filed in regard to the above entitled matter. Please feel free to contact me with any questions.

The Law Office of John B. Kiel, LLC.

By   
John B. Kiel

cc: Mr. Jeffery Hermann

STATE OF WISCONSIN

CIRCUIT COURT

SHEBOYGAN COUNTY

JEFFERY HERMANN,

Plaintiff,

CIRCUIT COURT BRANCH #4  
TERENCE T BOURKE  
615 N SIXTH STREET  
SHEBOYGAN WI 53081

Case No.

Case Code: 30303 14CV0754

Case Classification: Other Contracts

vs.

THE CITY OF SHEBOYGAN,

Defendant.

SHEBOYGAN COUNTY  
WISCONSIN  
14 NOV 26 P 2:28  
CLERK CIRCUIT COURT  
FILED

SUMMONS

THE STATE OF WISCONSIN

To each person named above as a Defendant:

You are hereby notified that the Plaintiff named above have filed a lawsuit or other legal action against you. The Complaint, which is attached, states the nature and basis of the legal action.

Within forty-five (45) days of receiving this Summons, you must respond in writing with a written answer, as that term is used in Chapter 802 of the Wisconsin Statutes, to the Complaint. The court may reject or disregard an answer that does not follow the requirements of the statutes. The answer must be sent or delivered to court, whose address is: Clerk of Court, Sheboygan County Courthouse, 615 North 6<sup>th</sup> Street, Sheboygan, Wisconsin, and to the Law Office of John B. Kiel, LLC, plaintiff's attorney, whose address is P.O. Box 147 Salem, Wisconsin 53168.

You may have an attorney help or represent you.

If you do not provide a proper answer within forty-five (45) days, the court may grant judgment against you for the award of money or other legal action requested in the Complaint, and you may lose your right to object to anything that is or may be incorrect in the Complaint. A judgment may be enforced as provided by law. A judgment awarding money may become a lien against any real estate you own now or in the future, and may also be enforced by garnishment or seizure of property.

Dated at Salem, Wisconsin, on November 26, 2014.

**FOR PLAINTIFF,**

**THE LAW OFFICE OF JOHN B. KIEL, LLC.**

By \_\_\_\_\_

John B. Kiel

State Bar # 1019485

P.O. Box 147

Salem, Wisconsin 53168

Telephone: (262) 914-5435

Facsimile: (262) 537-4855

Email: [firelaw@tds.net](mailto:firelaw@tds.net)

STATE OF WISCONSIN      CIRCUIT COURT      SHEBOYGAN COUNTY

---

JEFFERY HERMANN,

Plaintiff,

Case No.            14CV0754  
Case Code:        30303  
Case Classification: Other Contracts

vs.

THE CITY OF SHEBOYGAN,

JURY TRIAL REQUESTED

Defendant.

---

COMPLAINT

---

NOW COMES Jeffery Hermann ("Plaintiff") by and through The Law Office of John B. Kiel, LLC. and his attorney, John B. Kiel, and alleges as follows:

**PARTIES**

1. Plaintiff Jeffery Hermann is an adult resident of the City of Sheboygan, Wisconsin whose address is 3442 South 17<sup>th</sup> Street, Sheboygan, Wisconsin 53081.
2. Defendant City of Sheboygan ("City") is a governmental body within the meaning of Wis. Stat. § 19.82(1) and is the governing body of the City of Sheboygan, maintaining its place of business at the Sheboygan City Hall, 828 Center Avenue, Sheboygan, Wisconsin, 53081.
3. The Plaintiff is a retired employee of the City who was not in any bargaining unit represented by a labor organization on the date of his retirement.
4. The Plaintiff worked for the City long enough to qualify for payout of vested sick leave and vacation benefits upon retirement.

SHEBOYGAN COUNTY  
WISCONSIN  
14 NOV 26 12:28  
FILED  
CLERK CIRCUIT COURT

### **PROCEDURAL PREREQUISITES**

5. This is an action alleging that the City unlawfully engaged and continues to engage in breach of contract by denying Plaintiff a payout of vested sick leave and vacation benefits upon Plaintiff's retirement.
6. Within 120 days of the City's denial of Plaintiff's request for payout of his vested sick leave and vacation benefits Plaintiff served a notice of claim in accordance with Wis. Stat. § 893.80 on the City Clerk by a letter dated April 11, 2014.
7. Plaintiff's notice of claim itemized the relief sought.
8. By copy of a letter dated August 7, 2014 the City denied Plaintiff's claim.

### **JURISDICTION AND VENUE**

9. The Court has personal jurisdiction over the Plaintiff in that Plaintiff is a resident of the City of Sheboygan, Wisconsin and said City is located within Sheboygan County, Wisconsin.
10. The Court has personal jurisdiction over the City of Sheboygan, Wisconsin pursuant to Wis. Stat. § 801.05; Wis. Stat. § 801.11(4); Watkins v. Milwaukee County Civil Service Commission, 88 Wis. 2d 4111, 276 N.W.2d 775 (1979); Oak Creek Citizen's Action Committee v City of Oak Creek, et. al., 2007 WI App. 196; 304 Wis. 2d 702; 738 N.W. 2d 168.
11. Venue is proper before this Court pursuant to Wis. Stat. § 801.50(2).

### **CIRCUMSTANCES OF CLAIM**

12. Plaintiff was employed by the City of Sheboygan, Wisconsin as a member of its fire department between April 21, 1981 to December 31, 2013. Plaintiff was appointed as the City's fire chief effective January 1, 2010.

13. Upon his appointment to fire chief the City informed Plaintiff that his retirement benefits were to a sick leave pay out for retirement of one-half (1/2) of all accumulated sick leave up to seventy-two (72) days. In that regard the City of Sheboygan Non-Represented Employee Benefits schedule approved by the City's Salaries and Grievances Committee on June 20, 2002 provides:

**Fire Command:**

- Sick leave pay out for retirement, layoff without cause, or death.
    - After five (5) years of service, pay out one-half (1/2) of all accumulated sick leave up to seventy-two (72) days.
14. Upon his appointment to fire chief the City informed Plaintiff that his retirement benefits were to include the following vacation pay out provision. In that regard the City of Sheboygan Non-Represented Employee Benefits schedule approved by the City's Salaries and Grievances Committee on June 20, 2002 provides:

**Other severance benefits:**

- Accumulated overtime for non-exempt employees.
  - Unused and prorated earned vacation pay.
15. The benefits described in paragraphs 13 and 14 above were approved as revised by the City's Salaries and Grievances Committee on June 20, 2002 and made part of the City's Non-Represented Employee Benefits Compensation Program for such non-represented employees.
16. The City's May 1, 2012 Employee Handbook identifies Paid Time Off (PTO)

**Vacation as a vested benefit:**

**PTO Vacation Must be used in either 4 of 8 hour increments. This is a vested benefit, prorated for new employees. Employees are eligible to use their vacation beginning on the first calendar day of the year. Those with less than one year of employment earn 80 hours of vacation effective their 1 year employment anniversary. However, they are welcome to start using their yearly allotment prior to their 1 year anniversary, however, that employee will be responsible to**

return the non-vested (prorated) portion of the vacation if already exercised it (sic) prior to their termination date. (emphasis added).

17. Plaintiff retired as the City's fire chief on January 1, 2014.
18. Plaintiff met the requirements for sick leave payout under the terms and conditions as described in paragraph 13, above.
19. Plaintiff met the requirements for payout of accrued, unused vacation under the terms and conditions as described in paragraph 14, above.
20. The City has failed to calculate and pay out Plaintiff's retirement and severance benefits in the manner described in paragraphs 13 and 14 above.
21. As a consequence of the actions above, Plaintiff has been damaged in that Plaintiff has been denied unused and prorated earned vacation pay in the amount of \$10,365.18.
22. As a consequence of the actions above, Plaintiff has been damaged in that Plaintiff has been denied sick leave pay out for retirement in the amount of \$27,354.24.
23. As a consequence of the actions above, Plaintiff has been damaged in that Plaintiff has incurred legal fees and expenses in asserting his rights.

**FIRST CAUSE OF ACTION  
(Breach of Contract)**

24. Plaintiff realleges and incorporates by reference paragraphs 1 through 23 above.
25. At the time that the City appointed Plaintiff to the position of fire chief it entered into a contract of employment with Plaintiff whereby the City agreed to calculate Plaintiff's retirement and severance benefits in accordance with paragraphs 13 and 14 above. By continuing his service to the City to retirement, Plaintiff

created a binding unilateral contract with the City for the promised retirement and severance benefits calculated in accordance with paragraphs 13 and 14, above. In refusing to calculate Plaintiff's retirement benefits in accordance with paragraphs 13 and 14 above, the City breached its contract for employment with Plaintiff.

**SECOND CAUSE OF ACTION  
(Denial of Vested Benefit)**

26. Plaintiff realleges and incorporates by reference paragraphs 1 through 23 above.
27. By continuing his service to the City to retirement Plaintiff acquired a vested right to retirement and severance benefits calculated in accordance with paragraphs 13 and 14 above. In refusing to calculate Plaintiff's retirement benefits in accordance with paragraphs 13 and 14 above, the City denied a vested benefit to Plaintiff.

**THIRD CAUSE OF ACTION  
(Estoppel)**

28. Plaintiff realleges and incorporates by reference paragraphs 1 through 23 above.
29. The City promised Plaintiff retirement and severance benefits calculated in accordance with paragraphs 13 and 14 above and thereby induced Plaintiff to accept the non-represented position of fire chief. By operation of its promise to Plaintiff the City is estopped from denying Plaintiff retirement and severance benefits calculated in accordance with paragraphs 13 and 14 above.

**PRAYER FOR RELIEF**

**WHEREFORE**, the Plaintiff respectfully requests that this court:

- A. Issue a judgment declaring that the City has breached its contract with Plaintiff by refusing to calculate and pay Plaintiff's retirement and severance benefits in accordance with paragraphs 13 and 14 above.
- B. Issue and order that finds that the Defendant breached and is estopped from breaching a contract of employment with Plaintiff by denying Plaintiff a vested vacation retirement and severance benefits calculated in accordance with paragraph 13 above.
- C. Issue an order that requires the City to calculate and pay Plaintiff's vacation retirement and severance benefit calculated in accordance with paragraph 13, above which provides:

**Fire Command:**

- Sick leave pay out for retirement, layoff without cause, or death.
  - After five (5) years of service, pay out one-half (1/2) of all accumulated sick leave up to seventy-two (72) days.
- D. Issue and order that finds that the Defendant breached and is estopped from breaching a contract of employment with Plaintiff by denying Plaintiff a vested sick leave retirement and severance benefits calculated in accordance with paragraph 14 above.
- E. Issue an order that requires the City to calculate and pay Plaintiff's sick leave retirement and severance benefit calculated in accordance with paragraph 14, above which provides:

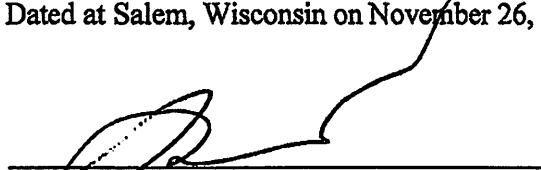
**Other severance benefits:**

- Accumulated overtime for non-exempt employees.
- Unused and prorated earned vacation pay.

- F. Issue and order that directs Defendant to compensate Plaintiff for his unused and prorated earned vacation in the amount of \$10,365.18 plus interest.
- G. Issue and order that directs Defendant to compensate Plaintiff for his accrued unused sick leave in the amount of \$27,354.24 plus interest.
- H. As appropriate, award reasonable attorneys' fees and reimbursement of any costs incurred by Petitioners.
- I. Award such other and further relief, as this Court deems just and proper.

PLAINTIFF REQUESTS TRIAL TO A JURY OF 12 OF HIS PEERS ON ALL CLAIMS FOR LEGAL RELIEF.

Dated at Salem, Wisconsin on November 26, 2014.



---

John B. Kiel  
Wis. Bar No. 1019485  
Attorney for Plaintiff  
Law Office of John B. Kiel, LLC  
P. O. Box 147  
Salem, WI 53168  
Telephone: (262) 914-5435  
Fax: (262) 537-4855  
E-mail: [firelaw@tds.net](mailto:firelaw@tds.net)

II

R. O. No. \_\_\_\_\_ - 14 - 15. By CITY CLERK. December 1, 2014.

Submitting a communication from Alderperson Hermann requesting that an ordinance be drafted to limit the number of extensions the building inspection department grants to homeowners who need to comply with regulations and proposed two extensions per year.

ppk

  
\_\_\_\_\_  
City Clerk

III

1911

# Proposed Ordinance

To limit the number of extensions the building & inspection department grants to homeowners who need to comply with regulations.

I propose two extensions per ~~year~~ year.

Mark Herrmann



II

R. O. No.       - 14 - 15. By CITY CLERK. December 1, 2014.

Submitting a communication from Tiffany Rauwerdink, The Kohler Co. New Product Advisory Council requesting that the City's ordinance be changed to allow fermented malt beverages to be served at Fountain Park for the afternoon of August 20, 2015.

*Pub Wks.*

*Susan Richards*  
\_\_\_\_\_  
City Clerk

II

Handwritten signature  
1

444 Highland Drive, MS 083  
Kohler, WI 53044  
November 25, 2014

Sheboygan Common Council  
828 Center Avenue, Suite 203  
Sheboygan, WI 53081

Dear Sheboygan Common Council,

We are writing to request the city ordinance be changed to allow alcohol (fermented malt beverages only) to be served at Fountain Park for the afternoon of August 20, 2015.

Each year Kohler Co. hosts a day of recognition called NPD (New Product Development) Day. The day consists of an awards ceremony in the morning and an afternoon involving lunch and games. It is a day to celebrate the accomplishments of the prior 12 months and gives our hard working NPD community a chance to enjoy a much needed afternoon of camaraderie. This year we are planning to have the morning awards ceremony at The Stephanie Weill Center and the afternoon activities at Fountain Park. When booking Fountain Park we were told alcohol is not allowed at this particular park. In previous years we have beer available during the afternoon activities, and we would like to continue this tradition.

We are anticipating roughly 600 people to attend our 2015 NPD Day. NPD Day has never been held at Fountain Park, and we would like to introduce the NPD community to the downtown Sheboygan area. Many of our employees live outside of Sheboygan, and even those who live in Sheboygan aren't very familiar with the downtown area.

I urge you to vote in favor of changing the city ordinance to allow beer to be served at our NPD Day event on August 20, 2015.

Thank you for your thoughtful consideration of this matter.

Sincerely,  
The Kohler Co. New Product Advisory Council (NPDAC)

II

R. O. No.        - 14 - 15. By CITY CLERK. December 1, 2014.

Submitting an application from Russell Brandl, HomePride, LLC, for an amendment to Official Zoning Map for property located at 502 N. 14<sup>th</sup> St. from Classification NR-6 Neighborhood Residential to NC Neighborhood Commercial Classification.

*City Plan*

*Susan Richards*

---

City Clerk

II

Chandley & Co.

OFFICE USE ONLY  
APPLICATION NO.: \_\_\_\_\_  
RECEIPT NO.: 141843  
FILING FEE: \$200.00 (Payable to City of Sheboygan)

NOV 25 '14 PM 12:52

**CITY OF SHEBOYGAN**  
**APPLICATION FOR**  
**AMENDMENT OF OFFICIAL ZONING MAP**  
(Requirements Per Section 15.903)  
Revised May, 2012

Completed application is to be filed with the Office of the City Clerk, City Hall, 828 Center Avenue. Application will not be processed if all required attachments and filing fee of \$200 (payable to the City of Sheboygan) is not submitted along with a complete and legible application. Application filing fee is non-refundable.

**1. APPLICANT INFORMATION**

APPLICANT: RUSSELL J. BRANDL PHONE NO.: 920 901-2060  
ADDRESS: 108 N. Kohler St. <sup>Whitelaw</sup> WIS E-MAIL: RUSSE@BRANDLINSURANCE.COM  
OWNER OF SITE: Home PRIDE LLC PHONE NO.: 920 901-2060

**2. DESCRIPTION OF THE SUBJECT SITE**

ADDRESS OF PROPERTY AFFECTED: 502 N. 14th St. Sheboygan, WI  
LEGAL DESCRIPTION: Parcel # 59281501980 - Being the South  
1/3 of Lots 5 and 6 of Block 161 of the Original Plat of the City of  
Sheboygan  
PARCEL NO. 59281501980 MAP NO. \_\_\_\_\_  
EXISTING ZONING DISTRICT CLASSIFICATION: NR-6 Neighborhood Residential  
PROPOSED ZONING DISTRICT CLASSIFICATION: NC Neighborhood Commercial  
BRIEF DESCRIPTION OF THE EXISTING OPERATION OR USE: 2-Family  
DWELLING  
BRIEF DESCRIPTION OF THE PROPOSED OPERATION OR USE: 1-Family  
Rental up stairs Professional Insurance office down stairs

### 3. JUSTIFICATION OF THE PROPOSED ZONING MAP AMENDMENT

How does the proposed Official Zoning Map amendment further the purposes of the Zoning Ordinance as outlined in Section 15.005 and, for flood plains or wetlands, the applicable rules and regulations of the Wisconsin Department of Natural Resources and the Federal Emergency Management Agency? Not Certain

But I Assume this Property IS NOT IN A FLOOD PLAIN OR WETLAND

Which of the following factors has arisen that are not properly addressed on the current Official Zoning Map? (Provide explanation in space provided below.)

- The designations of the Official Zoning Map should be brought into conformity with the Comprehensive Master Plan.
- A mistake was made in mapping on the Official Zoning Map. (An area is developing in a manner and purpose different from that for which it is mapped.) *NOTE: If this reason is cited, it must be demonstrated that the discussed inconsistency between actual land use and designated zoning is not intended, as the City may intend to stop an undesirable land use pattern from spreading.*
- Factors have changed, (such as the availability of new data, the presence of new roads or other infrastructure, additional development, annexation, or other zoning changes), making the subject property more appropriate for a different zoning district.
- Growth patterns or rates have changed, thereby creating the need for an amendment to the Official Zoning Map.

Explain: S. 14th has become a main busy through fare in the past year and is less desirable for Residential use

It appears at one point in the past the property was used <sup>commercially</sup>

How does the proposed amendment to the Official Zoning Map maintain the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property? The trend of the area of 14th especially on

the West side and on the corners

### 3. JUSTIFICATION OF THE PROPOSED ZONING MAP AMENDMENT

How does the proposed Official Zoning Map amendment further the purposes of the Zoning Ordinance as outlined in Section 15.005 and, for flood plains or wetlands, the applicable rules and regulations of the Wisconsin Department of Natural Resources and the Federal Emergency Management Agency? I Don't believe that

this property IS AFFECTED BY FLOOD PLAINS OR WETLANDS  
OR THE REGULATIONS OF WIS. DEPT OF NATURAL RESOURCES

Which of the following factors has arisen that are not properly addressed on the current Official Zoning Map? (Provide explanation in space provided below.)

- The designations of the Official Zoning Map should be brought into conformity with the Comprehensive Master Plan.
- A mistake was made in mapping on the Official Zoning Map. (An area is developing in a manner and purpose different from that for which it is mapped.) NOTE: If this reason is cited, it must be demonstrated that the discussed inconsistency between actual land use and designated zoning is not intended, as the City may intend to stop an undesirable land use pattern from spreading.
- Factors have changed, (such as the availability of new data, the presence of new roads or other infrastructure, additional development, annexation, or other zoning changes), making the subject property more appropriate for a different zoning district.
- Growth patterns or rates have changed, thereby creating the need for an amendment to the Official Zoning Map.
- Explain: 14th Street IS Really busy traffic wise AND SEEMS  
to be Less Desirable For Residential use, there are quite  
A Few Converted to NC, especially on Corner Lots, both ways north  
AND South

How does the proposed amendment to the Official Zoning Map maintain the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property? NC zoning downstairs would have

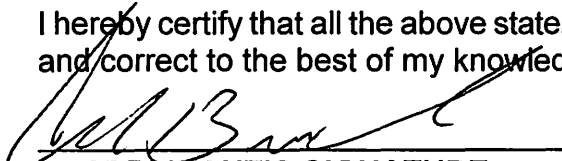
Less traffic evenings AND WEEKENDS. Corner properties don't provide  
backyards For families.

Indicate reasons why the applicant believes the proposed map amendment is in harmony with the recommendations of the City of Sheboygan Comprehensive Plan.

*The city would like additional Habitational units, with the proposed remodeling the upstairs would be a higher end apartment. The proposed remodeling of the downstairs and zoning change would highlight the Buildings commercial characteristics*

#### 4. CERTIFICATE

I hereby certify that all the above statements and attachments submitted hereto are true and correct to the best of my knowledge and belief.

  
APPLICANT'S SIGNATURE

11-24-2014  
DATE

RUSSELL J. BRANOL  
PRINT ABOVE NAME

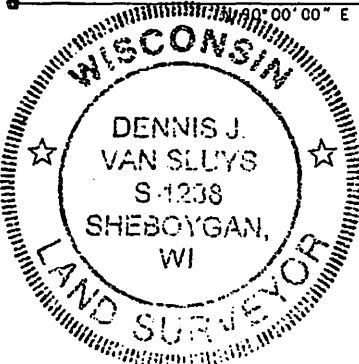
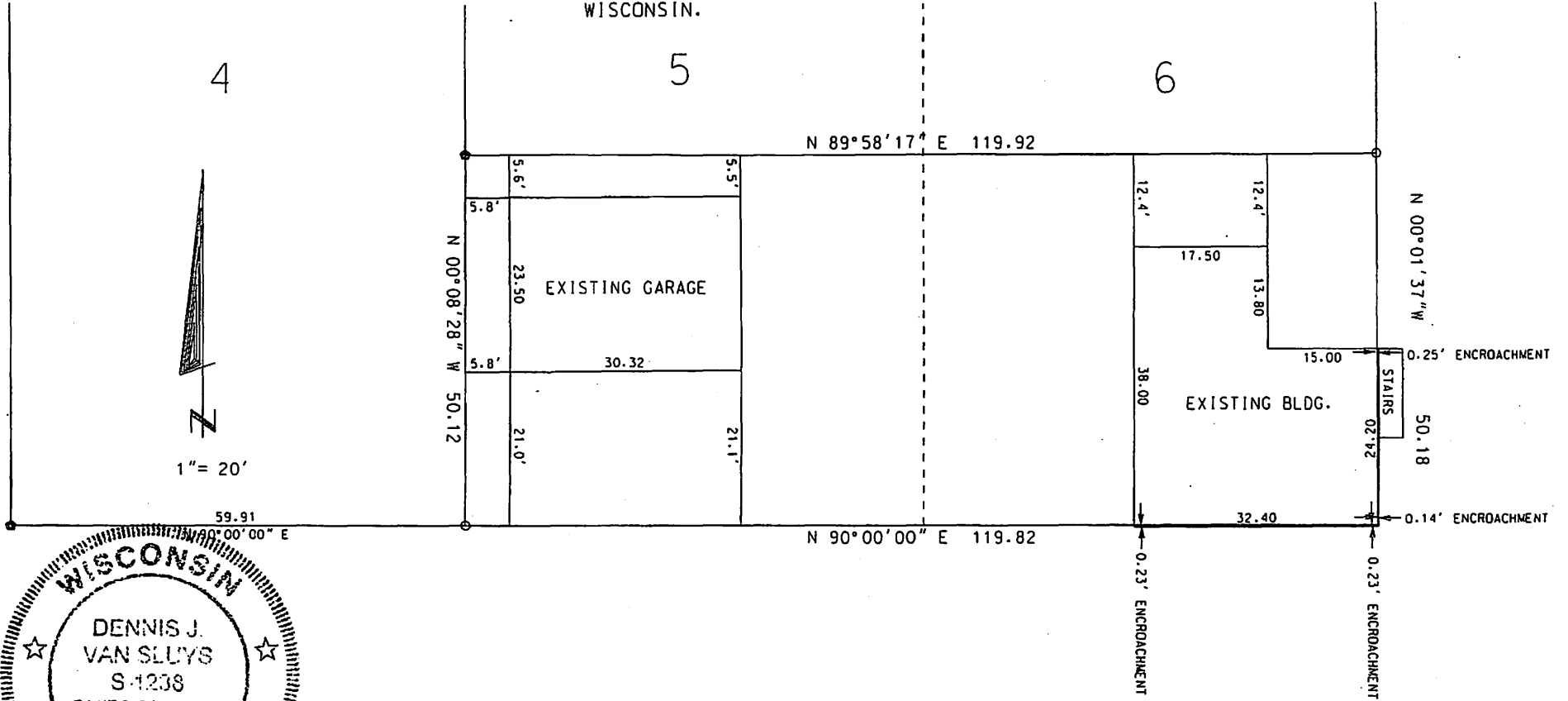
#### APPLICATION SUBMITTAL REQUIREMENTS

A copy of the current zoning map of the subject property and vicinity showing:

- The property proposed to be rezoned.
- All lot dimensions of the subject property.
- All other lands within 200 feet of the subject property.
- Map size not more than 11" X 17" and map scale not less than 1" = 600'.
- Graphic scale and north arrow.

D & H LAND SURVEYS LLC  
 1628 GEORGIA AVENUE  
 SHEBOYGAN, WISCONSIN

502 N. 14th STREER  
 PARCEL NO. 59281501980  
 BEING THE SOUTH 1/3 OF LOTS 5 AND 6 OF BLOCK 161 OF THE  
 ORIGINAL PLAT OF THE CITY OF SHEBOYGAN, SHEBOYGAN COUNTY,  
 WISCONSIN.



PENNSYLVANIA AVE

THIS IS TO CERTIFY THAT THE INFORMATION SHOWN HEREON IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

*Dennis J. Van Sluys*  
 Dennis J. Van Sluys S-1238

Dated this 11<sup>th</sup> day of Nov, 2014.

● = 1" IRON PIPE FOUND  
 ○ = 1" IRON PIPE SET  
 DATA/CITYSHEB/1406N14

STATE OF WISCONSIN  
REAL ESTATE PROPERTY TAX BILL FOR 2013

4488

PARCEL NUMBER: 59281501980  
Correspondence should refer to Parcel Number.

CITY OF SHEBOYGAN  
SHEBOYGAN COUNTY

Assessed Value Land	Ass'd Value Improve	Tot Assessed Value	Ave. Assml. Ratio	Est. Fair Mkt. Land	Est. Fair Mkt. Improve	Tot Est. Fair Mkt.	<input type="checkbox"/>	A star in this box means unpaid prior year taxes.
15,000	49,100	64,100	110.679	13,600	44,400	58,000		
TAXING JURISDICTION		2012	2013	2012	2013	% Tax Change	NET PROPERTY TAX 1,330.98	
		Est. State Aids Allocated Tax Dist	Est. State Aids Allocated Tax Dist	Net Tax	Net Tax			
STATE				10.01	9.86	-1.5		
COUNTY		1,552,131	1,563,723	310.72	316.88	2.0		
C-SHEBOYGAN		13,257,512	13,146,608	531.14	537.67	1.2		
SCHL - 5271		49,672,741	51,005,863	577.40	573.95	-0.6		
TCDB 11		600,968	569,396	94.75	95.11	-0.4		
TOTAL		65,083,352	66,285,590	1,524.02	1,533.47	-0.6	TOTAL DUE FOR FULL PAYMENT	
			First Dollar Credit	76.64	74.91	-2.3	PAY BY JANUARY 31, 2014	
			Lobby & Gaming Credit	106.84	127.58	19.4	\$1,330.98	
			Net Property Tax	1,340.54	1,330.98	-0.7		
School taxes reduced by school levy tax credit		106.99	IMPORTANT: Be sure this description covers your property. This description is for property tax bill only and may not be a full legal description.		Net Assessed Value Rate (Does NOT reflect Credits)		Warning: If not paid by due dates, installment option is lost and total tax is delinquent and subject to interest and, if applicable, penalty. Failure to pay on time. See Reverse	
					23.9230541		1st Installment by JANUARY 31, 2014 601.70	
							2nd Installment by JULY 31, 2014 729.28	

502 N. 14TH ST.  
V 1559 P630  
ORIGINAL PLAT S 1/3 OF LOTS 5 & 6 BLOCK 181

CLARK, JOHN F.  
502 N 14TH ST  
SHEBOYGAN WI 53081-4304

SEE REVERSE SIDE FOR IMPORTANT INFORMATION  
RETAIN THIS PORTION AS YOUR COPY

60P 16108

TEAR HERE

TEAR HERE

TEAR OFF THIS STUB AND INCLUDE WITH FIRST INSTALLMENT PAYMENT  
REAL ESTATE PROPERTY TAX BILL FOR 2013



RP47601

Please make payments to the City of Sheboygan up through January 31st.  
Payments after January 31st should be directed to the County Treasurer.

Parcel Number: 59281501980

Pay 1st Installment - \$601.70

Name: CLARK, JOHN F.  
502 N 14TH ST  
SHEBOYGAN WI 53081-4304

Or  
Pay Full Payment - \$1,330.98  
By January 31, 2014

Parcel Address: 502 N. 14TH ST.

Municipality/Location	Collection Dates	Times	Bank Collection Site In Person In Lobby Only	Bank Lobby Hours Tax Bill Must Accompany Payment
City of Sheboygan	In person payments should be made at 1 of the 4 Community Bank & Trust lobby locations		Community Bank & Trust Lobby 4210 Highway 42, Sheboygan 655 S Taylor Drive, Sheboygan 604 N 8th Street, Sheboygan 3220 S Business Drive, Sheboygan	Lobby hours: Mon-Thurs 9-5, Fri 9-6 and Sat 9-Noon, 8th St closed Sat. Closed at Noon 12/24, all day 12/25 & 1/01, Closed at 5:00 12/31 & Open 1/20.

Online Payments: Visit [www.sheboyganwi.gov](http://www.sheboyganwi.gov) - Click on property tax payment options banner on homepage. Service Fees will apply.

Drop Box: City Hall, 828 Center Avenue, Sheboygan, WI 53081. Box located at the front door to the building.

Dates Municipality Closed: NA

Other Drop Off Site: None

Telephone: 920-459-3395

Make check payable and mail to:

City of Sheboygan  
828 Center Ave, Suite 205  
Sheboygan WI 53081

Warning: If not paid by due dates, installment option is lost and total tax is delinquent and subject to interest and applicable penalty. (See Reverse)

City of Sheboygan  
828 Center Ave, Suite 205  
Sheboygan WI 53081

PRESORTED  
FIRST CLASS MAIL  
U.S. POSTAGE  
PAID ONE DOLLAR  
SHEBOYGAN, WI  
PERMIT NO. 116

FIRST CLASS MAIL

ADDRESS SERVICE REQUESTED



CLARK, JOHN F.  
502 N 14TH ST  
SHEBOYGAN WI 53081-4304

IMPORTANT

SEE COUNTY BUDGET GRAPHS INSIDE (County Portion of Tax Bill Only)

TAX STATEMENT

0006 001  
0129

II

R. O. No.           - 14 - 15. By CITY CLERK. December 1, 2014.

Submitting a communication from John Verhage requesting a two (2) year extension from hooking up to the mini-storm sewer adjacent to his property at 3814 S. 17<sup>th</sup> Pl.

*Susan Richards*  
\_\_\_\_\_  
City Clerk

*Pub. Wks.*

III

check + work

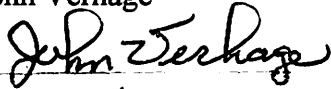
NOV 24 '14 PM 12:29

November 24, 2014

To: Sheboygan Public Works Committee,

This letter is to request a (2) year extension from hooking up to the mini-storm sewer adjacent to my property at 3814 S. 17<sup>th</sup> Place. I have no problems with clear water on this property or adjacent properties. I will not hold the City of Sheboygan responsible for any loss or damage stemming from the introduction of clear water into the city's sanitary sewer system.

John Verhage



3814 S. 17<sup>th</sup> Place  
Sheboygan, WI 53081  
(920) 452-5773

II

R. O. No. \_\_\_\_\_ - 14 - 15. By CITY CLERK. December 1, 2014.

Submitting a communication from Christopher Gable requesting a waiver to the Sex Offender Residency restrictions in order to live at 817A N. 4<sup>th</sup> St.

PP+5.

*Laura Richards*  
\_\_\_\_\_  
City Clerk

II

classical music

Date 10/17/14

NOV 17 '14 AM 11:36

My name is CHRISTOPHER GABLE

I am requesting a waiver to the Sexual Residency Requirements so I may live at 817 A. N 4TH ST

SHEBOYGAN

Signature Christopher Gable

Phone No 920-254-3705

Dec 1st Council mtg  
PP&S mtg Dec 10th

Any applications for a waiver from the Sex Offender Residency restrictions received by Noon on the Thursday prior to the following Monday's Council meeting will be submitted to that Council for referral to Public Protection and Safety. Anything after Noon on Thursday will not go to Council until the next Council meeting. I know your agents are the ones that need to know this as they bring in the applications to the Clerk's Office. This timeline will also apply to people who just come into our office to drop off their own applications.

This will allow the Police Department to complete the necessary work they do to prepare for the Public Protection and Safety meeting.

Thanks for all your cooperation in this matter.....

# III

Res. No. \_\_\_\_\_ - 14 - 15. By Alderperson Donohue. December 1, 2014.

A RESOLUTION amending Subs. of Res. No. 66-14-15 relating to certain changes to the City's Medical Benefit Plan for 2015 so as to allow otherwise eligible retirees to participate in either the standard plan or the qualified high deductible plan.

WHEREAS, Subs. of Res. No. 66-14-15 adopted October 6, 2014 provided that retirees otherwise eligible would be able to participate only in the Option 1 Plan, i.e. the \$750 Single / \$1500 Family First-Dollar-Deductible Plan for 2015; and

WHEREAS, with the approval of the Tentative Agreements for the police associations and the current collective bargaining agreement with the firefighters, retired police and firefighters must be allowed the same plan design options as active employees; and

WHEREAS, it would be just and equitable to provide the same medical benefit plan options available to all otherwise qualified retirees.

NOW, THEREFORE, BE IT RESOLVED: That Subs. of Res. No. 66-14-15 is hereby amended to provide in Subsection C thereof that "Retirees otherwise eligible will be able to participate in either the Option 1 Plan (\$750 Single / \$1500 Family First-Dollar-Deductible Plan) or the Option 2 Plan (\$1500 Single / \$3000 Family Qualified High Deductible/HSA Plan.)"

*Reg.  
Donohue /  
suspend.  
Donohue /  
Res pass.*

\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

III

III

Res. No. \_\_\_\_\_ - 14 - 15. By Alderperson Hammond, Belanger, Carlson, Donohue and Kath. December 1, 2014.

A RESOLUTION to authorize a transfer of appropriations in the 2015 Budget.

RESOLVED: That the Finance Director be and is hereby authorized and directed to make the following transfers of appropriations in the 2015 Budget for the purposes of:

Establishing appropriation for Temporary Part Time Code Enforcement Officer position in the City Development Department for two years:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General Fund Mayor Regular Salaries 10112100-510110	General Fund Building Inspection Temporary Salaries 10123100-510130	\$50,000

*Lies over.*

\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

III

III

Res. No. \_\_\_\_\_ - 14 - 15. By Alderperson Donohue. December 1, 2014.

A RESOLUTION authorizing the City to enter into contract for obtaining Medical Stop-Loss Insurance, with Sun Life.

RESOLVED: That the appropriate City Officials are hereby authorized to enter into contract with Sun Life for providing specific medical stop loss insurance at a cost of \$33.00 single/month, \$73.04 family/month, at an estimated annual premium of \$309,276 and aggregate insurance at an estimated annual premium of \$12,379.20 for the period of January 1, 2015 through December 31, 2015.

BE IT FURTHER RESOLVED: That the appropriate City Officials are hereby authorized to draw orders on the City's Insurance Fund Account Number 70411032-540206 in payment of same.

*Sal + Greed*

\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

Faint, illegible text at the top of the page, possibly bleed-through from the reverse side.

Large block of very faint, illegible text in the middle of the page.

Bottom section of faint, illegible text, possibly including a signature or footer.

# Sun Life Assurance Company of Canada

## Stop-Loss Administrative Worksheet



### 1 Broker information

Fill out this form and send it to Sun Life Financial with the application.

Questions? Please speak to your Sun Life Group Sales Representative.

Broker name Diversified Insurance Solutions - Thomas Jocz			
Account manager name Katie Donovan			
Firm name Diversified Insurance			
Street address 100 N. Corporate Drive	City Brookfield	State WI	Zip code 53045
Phone number 262-439-4700		Fax number 262-439-4899	
Email address tjocz@div-ins.com			

### 2 TPA information

If you have additional TPAs, please check here  and include additional pages with the same information requested at the right.

TPA name UMR			
Account manager name Sandra Goke			
Street address	City	State	Zip code
Phone number 608-839-9523		Fax number	
Email address Sandra.Goke@umr.com			

### 3 Policyholder information

Policyholder company name City of Sheboygan	
Policyholder contact name Sandy Rohrick	
Phone number 920-459-3374	Fax number
Email address Sandy.Rohrick@sheboyganwi.gov	

### 4 Administrative information

Commissions are payable to: Diversified Insurance Solutions	
Who will report and remit premiums? <input type="checkbox"/> Broker <input checked="" type="checkbox"/> TPA <input type="checkbox"/> Policyholder <input type="checkbox"/> Other:	
Who will submit renewal data? <input checked="" type="checkbox"/> Broker <input type="checkbox"/> TPA <input type="checkbox"/> Policyholder <input type="checkbox"/> Other:	

# Sun Life Assurance Company of Canada

## Application for Stop-Loss Insurance



### 1 Plan sponsor information

Full legal name of plan sponsor City of Sheboygan		Policy number (office use only)	
Street address 828 Center Ave.		Policy effective date 01/01/2015	
City Sheboygan	State WI	Zip code 53081	

### 2 Subsidiaries, affiliates, divisions and locations

Please list all subsidiaries, affiliates, divisions, and locations to be covered under the Stop-Loss policy.

Subsidiaries, affiliates, divisions and locations to be covered under this policy:

1.
2.
3.
4.
5.
6.
7.
8.

### 3 Requested coverage

Please select the coverages for which you are applying.

**Specific benefit**

Specific benefit deductible \$ 145,000	<input checked="" type="checkbox"/> Individual <input type="checkbox"/> Family
Aggregating specific deductible (if applicable) \$ 75,000	
Specific benefit annual maximum eligible expenses \$ Unlimited	
Specific benefit lifetime maximum eligible expenses \$	OR <input checked="" type="checkbox"/> No maximum

**Aggregate benefit**

Aggregate benefit maximum \$ 1,000,000	Aggregate benefit maximum eligible expenses per covered person* \$ 145,000
---	---

\* Individual or family option applies to all selected coverages

Domiciliary State - Michigan

**4 Proposed benefits: rates, covered lives, and aggregate deductible factors**

Specific Benefit Premium Rates:

Single \$ 33.00	Family \$ 73.04	Other \$
--------------------	--------------------	-------------

Specific Covered Benefits:

- Medical including Prescription Drug       Medical excluding Prescription Drug

Aggregate Benefit Premium Rates:

<input checked="" type="checkbox"/> Monthly rate \$ 6.20	<input type="checkbox"/> Annual rate (if applicable) \$	<input type="checkbox"/> Other: _____ \$
---	--	---

Total Employees 417	Total Family 300
------------------------	---------------------

Aggregate Deductible Factors (ADFs):

Covered Benefit	ADF
<input checked="" type="checkbox"/> Medical .....	\$ 890.27
<input checked="" type="checkbox"/> Prescription Drug Plan .....	\$ 435.20
<input type="checkbox"/> Dental .....	\$
<input type="checkbox"/> STD .....	\$
<input type="checkbox"/> Vision.....	\$
<input type="checkbox"/> Other _____ .....	\$

- Monthly Aggregate Accommodation (MAA)

**5 Claims Basis**

Contract Basis	Specific Benefit	Aggregate Benefit
12/12 Incurred and Paid.....	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
15/12 3 Month Run-In .....	<input type="checkbox"/>	<input type="checkbox"/>
18/12 6 Month Run-In .....	<input type="checkbox"/>	<input type="checkbox"/>
24/12 12 Month Run-In.....	<input type="checkbox"/>	<input type="checkbox"/>
12/15 3 Month Run-Out.....	<input type="checkbox"/>	<input type="checkbox"/>
12/18 6 Month Run-Out.....	<input type="checkbox"/>	<input type="checkbox"/>
12/24 12 Month Run-Out.....	<input type="checkbox"/>	<input type="checkbox"/>
Incurred.....	<input type="checkbox"/>	NA
Paid.....	NA	<input type="checkbox"/>
Other .....	<input type="checkbox"/>	<input type="checkbox"/>
Terminal Liability Option: .....	<input type="checkbox"/>	<input type="checkbox"/>

3 Months     Other \_\_\_\_\_

**6 For employers who are providers of medical services only ( i.e. hospitals, clinics, etc.)**

The Related Provider Reimbursement Percentage applied to Eligible Claims Expenses for Related Provider Services will be N/A % for the Specific Benefit and N/A % for the Aggregate Benefit.

**7 Retiree Information**

1. Specific Benefit: Is retiree coverage included?.....  No  Yes  
 2. Aggregate Benefit: Is retiree coverage included?.....  No  Yes

**8 Additional benefits (Must Be Underwriting Approved)**

These are programs and enhancements to your Stop-Loss coverage.

SunExcel<sup>®</sup> Transplant Program

Clinical Trials Benefit Provision

Elect

Decline

Elect

Decline

No New Special Conditions Rider at Renewal

Elect

Decline

**9 Certification and Signature**

Please return this form and all additional required documentation to your Sun Life Financial Group Office.

This application does not bind coverage. The applicant agrees to provide Sun Life Assurance Company of Canada with a current census of all eligible individuals, disclosure of all special risks on the Special Risk Questionnaire and a complete Plan document no later than the effective date specified in section 1. Upon approval of this application, Sun Life Assurance Company of Canada will issue a Stop-Loss insurance policy with insurance coverage to become effective on the effective date. This application will be attached to and made a part of the Stop-Loss policy.

The policy will be void if the applicant has concealed or misrepresented any material fact or circumstance concerning the subject of this application.

Please read the fraud warning below before signing this application. State law requires that we notify you of the following: *[(If the applicant organization is headquartered in Colorado, District of Columbia, Florida, Kansas, Kentucky, Maryland, New Jersey, Oregon, Rhode Island, Tennessee, Vermont, Virginia, and Washington, please see Page 4.)]*

Any person who knowingly presents a false or fraudulent claim for payment of a loss or benefit or knowingly presents false information in an application for insurance is guilty of a crime and may be subject to fines and confinement in prison.

Name of authorized representative of plan sponsor Sandy Rohrick		Title Human Resource Director	
Signature of authorized representative X <i>Sandy Rohrick</i>		Today's date 11-03-2014	
Signature of agent/broker X <i>Thomas Jocz</i>			
Print name of agent/broker Diversified Insurance Solutions/Thomas Jocz			
Florida agent/broker license ID number		Amount paid with this application \$	
Countersigned by licensed resident agent (when required by law) X			

## **Fraud Warnings**

Please read the applicable fraud warning before signing this application.

**State law requires that we notify you of the following:**

Please read the fraud warning below before signing this form. Where noted, state law requires that we notify you of the following:

**Fraud Warning (except as specified below):** Any person who knowingly and with intent to defraud any insurance company or other person files an Application for insurance or statement of claim containing any materially false information or conceals, for the purpose of misleading, information concerning any fact material thereto commits a fraudulent insurance act, which is a crime and subjects that person to criminal and civil penalties.

**Fraud Warning for Colorado:** It is unlawful to knowingly provide false, incomplete, or misleading facts or information to an insurance company for the purpose of defrauding or attempting to defraud the company. Penalties may include imprisonment, fines, denial of insurance, and civil damages. Any insurance company or agent of an insurance company who knowingly provides false, incomplete, or misleading facts or information to a policyholder or claimant for the purpose of defrauding or attempting to defraud the policyholder or claimant with regard to a settlement or award payable from insurance proceeds shall be reported to the Colorado Division of Insurance within the Department of Regulatory Agencies.

**Fraud Warning for District of Columbia and Rhode Island:** Any person who knowingly presents a false or fraudulent claim for payment of a loss or benefit or knowingly presents false information in an application for insurance is guilty of a crime and may be subject to fines and confinement in prison.

**Fraud Warning for Florida:** ANY PERSON WHO KNOWINGLY AND WITH INTENT TO INJURE, DEFRAUD, OR DECEIVE ANY INSURER FILES A STATEMENT OF CLAIM OR AN APPLICATION CONTAINING ANY FALSE, INCOMPLETE, OR MISLEADING INFORMATION IS GUILTY OF A FELONY OF THE THIRD DEGREE.

**Fraud Warning for Kansas:** Any person who knowingly and with intent to defraud any insurance company or other person files an Application for insurance or statement of claim containing any materially false information or conceals, for the purpose of misleading, information concerning any fact material thereto may be guilty of insurance fraud as determined by a court of law.

**Fraud Warning for Kentucky:** Any person who knowingly and with intent to defraud any insurance company or other person files an Application for insurance or statement of claim containing any materially false information or conceals, for the purpose of misleading, information concerning any fact material thereto commits a fraudulent insurance act, which may be a crime and subjects that person to criminal and civil penalties.

**Fraud Warning for Maryland:** Any person who knowingly and willfully presents a false or fraudulent claim for payment of a loss or benefit or who knowingly and willfully presents false information in an application for insurance is guilty of a crime and may be subject to fines and confinement in prison.

**Fraud Warning for New Jersey:** Any person who includes any false or misleading information on an application for an insurance policy is subject to criminal and civil penalties.

**Fraud Warning for Oregon:** Any person who knowingly and with intent to defraud any insurance company or other person files an Application for insurance or statement of claim containing any materially false information or conceals, for the purpose of misleading, information concerning any fact material thereto may commit a fraudulent insurance act, which may subject that person to criminal and civil penalties.

**Fraud Warning for Tennessee, Virginia and Washington:** It is a crime to knowingly provide false, incomplete or misleading information to an insurance company for the purpose of defrauding the company. Penalties include imprisonment, fines and denial of insurance benefits.

**Fraud Warning for Vermont:** Any person who knowingly presents a false statement in an application for insurance may be guilty of a criminal offense and subject to penalties under state law.

# III

Res. No. \_\_\_\_\_ - 14 - 15. By Alderperson Belanger. December 1, 2014.

A RESOLUTION authorizing the purchase of 1002 Erie Avenue for the purposes of the razing the property for new private investment in the neighborhood as part of the Neighborhood Revitalization Strategy Area activities.

WHEREAS, the City of Sheboygan has funds available through the Community Development Block Grant Program for revitalization efforts;

WHEREAS, with Gateway Neighborhood Revitalization efforts, one goal of the plan is to bring new private investment to the neighborhood. This property will be razed for new private investment;

WHEREAS, the property will be vacant as of November 1, 2014 and an accepted offer of \$35,000 has been received.

RESOLVED: That the Common Council authorizes the Mayor and City Clerk to sign all appropriate conveyance documents for 1002 Erie Avenue to purchase the property.

BE IT FURTHER RESOLVED: That the Finance Director/Treasurer is hereby authorized to draw on land acquisition funds through CDBG, in payment of same.

*City Plan*

\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

III

III

Res. No. \_\_\_\_\_ - 14 - 15. By Alderperson Donohue. December 1, 2014.

A RESOLUTION authorizing the appropriate City officials to enter into an agreement with Diversified Benefit Services, Inc. to administer the Flexible Benefit Plan for the period January 1, 2015 through December 31, 2015.

WHEREAS, the City allows employees to enroll in a flexible spending program;

BE IT FURTHER RESOLVED: That the appropriate officers of the City of Sheboygan enter into a Flexible Benefit Plan Agreement for Services for the time period January 1, 2015 through December 31, 2015.

*Sal Grew*

\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

III

**III**

Res. No. \_\_\_\_\_ - 14 - 15. By Alderperson Hammond. December 1, 2014.

A RESOLUTION to authorize a transfer of appropriations in the 2014 Budget.

RESOLVED: That the Finance Director be and is hereby authorized and directed to make the following transfers of appropriations in the 2014 Budget for the purposes of:

Establishing appropriation for purchase and demolition of 1002 Erie Ave.:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Home Rehab Grant Fund Unreserved Fund Balance 239-253000	Home Rehab Grant Fund Land acquisition 23961100-611100	\$45,000

2

\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

III

Res. No. \_\_\_\_\_ - 14 - 15. By Alderperson Donohue. December 1, 2014.

A RESOLUTION authorizing the appropriate City officials to enter into contract with United Health Care (UMR) to provide administration services for the City's medical health benefit plan for calendar year 2015.

RESOLVED: That the appropriate City officials are hereby authorized to enter into contract with United Health Care (UMR) for the administration services for the City's medical health benefit plan for the period January 1, 2015 through December 31, 2015, a copy of which is attached hereto.

BE IT FURTHER RESOLVED: That the appropriate officers of the City of Sheboygan be, and they hereby are, authorized to draw on the Insurance Administration Services Account, Account No. 70411032-521500, in payment same.

*Sal & Grew*

\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

III

THE BOARD OF SUPERVISORS OF THE COUNTY OF ALBANY, N.Y., DO HEREBY CERTIFY THAT THE ABOVE IS A TRUE AND CORRECT COPY OF THE ORIGINAL AS THE SAME APPEARS IN THE RECORDS OF THE BOARD.

**A renewal presentation for:**  
**City of Sheboygan**

**Presented to M3 Insurance Solutions Inc**  
*by Sandra Goke*

August 2014



**UMR**

A UnitedHealthcare Company

# Renewal Services

Customer Name : City of Sheboygan  
Plan Renewal Date : 1/1/2015

All fees shown as per employee per month (PEPM) unless otherwise noted

Proposed renewal fees assume all existing products and services written with UMR will be retained throughout the renewal period. New products and services may be added however proposed fees are subject to change and/or additional fees may apply if any existing products or services are discontinued.

Administration and access fees	Subscribers	Current Fees	Renewal Fees 1/1/2015
Medical claims 1/1/2015 - 12/31/2015	427	\$13.76	\$14.17
Medical claims 1/1/2016 - 12/31/2016		\$14.17	\$14.59
Medical client advisor commission	427	\$2.00	\$2.00
Stop loss interface - preferred	427	Included	Included
UnitedHealthcare Choice Plus network- access fee	422	\$16.87	\$16.87
No Medical Network	5	N/A	N/A
HIPAA certificates of creditable coverage	427	\$0.25	Included
Utilization and case management	427	\$3.25	\$3.35
Maternity management (MM)	422	\$0.65	\$0.65
<del>Disease management (DM)</del>	<del>422</del>	<del>\$3.90</del>	<del>\$3.90</del>
Truven Health Analytics reporting – three licenses included	427	Included	Included
Cost reduction and savings program - large bill review/fee negotiation and secondary/travel network - % of savings	427	30%	30%
Medical Insured Carve Out Coordination Fee	427	\$0.35	\$0.35

Remove 1/1/2015

Non-preferred vendor surcharge: An additional stop loss interface fee surcharge of \$5.00 PEPM applies if stop loss coverage is not placed with a UMR preferred vendor. This fee is in addition to the "Required stop loss interface fee" which applies for all groups. Consult your UMR representative for a list of preferred vendors.

UnitedHealthcare Choice Plus assumes that the benefit plans will meet the steerage requirements of the networks proposed or will be changed to meet the requirements, including but not limited to: deductible, out-of-pocket, coinsurance and plan limitations. Usage of the Choice Plus network requires employer participation in Value Based Contracting payment methodologies.

External PBM Vendors are subject to prior approval and may require additional fees.

# Additional Services

Customer Name : City of Sheboygan  
Plan Effective Date : 1/1/2015

All renewal fees are good for one year and are shown as per employee per month (PEPM) unless otherwise noted

Plan Administration	Current Fees	Renewal Fees 1/1/2015
SPD printing	Cost plus postage	Cost plus postage
Actuarially certified reserve estimate - per report and per additional breakdown	Pricing available upon request	Pricing available upon request
ID card mailing charge - employee residence	Included with medical administration	Included with medical administration
New York surcharge filing and administration - annual fee	No charge	No charge
Claim reprocessing - per claim	\$25.00	\$25.00
Subrogation - percent of recoveries	33%	33%
Federal external review for appeals - for non-grandfathered plans for adverse benefit determinations that involve medical judgment or a rescission of coverage.	Up to 5 included, then \$500.00 per review	Up to 5 included, then \$500.00 per review
Full/Partial Summary of Benefits and Coverage (SBC) creation with data UMR has on file (includes initial SBC plus one amendment, electronic version only provided to employer)	Included with medical administration	Included with medical administration
Translation of SBC into non-English text	Cost of translation	Cost of translation
Print and ship SBCs to employer at open enrollment (approval required)	Cost plus postage	Cost plus postage
Inclusion of outside vendor data in SBC in UMR standard format, e.g. carved out benefits (approval required)	\$1,000 per SBC per benefit plan	\$1,000 per SBC per benefit plan
More than two SBC requests per year	\$500.00 per SBC per benefit plan	\$500.00 per SBC per benefit plan
<b>Reporting</b>		
Ad hoc reports and analysis - per hour (two hours included with medical administration)	\$100.00	\$100.00

# Fixed Fee Pharmacy Pricing

**Customer Name : City of Sheboygan**  
**Plan Effective Date : 1/1/2015**

Pharmacy benefits provided through OptumRx™. The following fees apply to all retail network pharmacies with the exception of pharmacies located in states that may elect to participate on a state-fee schedule. Retail discounts and fees illustrated below are based on the OptumRx™ book-of-business average. Actual retail discounts may vary.

	<b>Published AWP</b>
Electronic claim adjudication - per claim <sup>1</sup>	\$2.25
<b>Retail</b>	
Brand discount, plus dispensing fee	Pass-through
Net effective generic discount, plus dispensing fee	Pass-through
<b>Mail Order</b>	
Brand discount, plus dispensing fee	23.00% + \$0.00
Net effective generic discount, plus dispensing fee	78.25% + \$0.00
<b>Retail 90 Rx (Optional)</b>	
Brand discount, plus dispensing fee	Pass-through
Net effective generic discount, plus dispensing fee	Pass-through
<b>Rebate Share</b>	
Incentivized rebate share (retail) - per claim returned to the client	\$5.00
Incentivized rebate share (mail order) - per claim returned to the client	\$20.00
<b>Additional Programs</b>	
Prior authorizations - per clinical prior authorization	Included

Specialty drugs are priced on an individual drug basis at the market competitive rate, most commonly around 12.5%. Dispensing fees are charged on a limited number of specialty drugs, primarily vaccines.

Compound Drug Claim Pricing: AWP less Pass-through Contracted Discount + \$7.50 Dispensing fee

<sup>1</sup> An additional \$1.75 per claim applies to the electronic per claim fee for paper claims. Per claim rate guaranteed first year only.

# Fixed Fee Pharmacy Pricing

## Pharmacy Conditions

Fees proposed assume the use of OptumRx™ as the pharmacy benefits manager.

Retail and mail order guarantees are reconciled in the aggregate.

Mail Service rates are based on an average days supply of 84 or greater for all claims with the exception of all specialty and certain non-specialty injectable drugs. A specialty exhibit can be provided upon request.

Plans with medical and pharmacy benefit integration are considered non-incentivized for pharmacy rebates (i.e. high deductible health plans, health savings accounts, and PPOs with deductibles greater than \$1,000).

Medicare eligible retirees are only eligible for fixed fee pharmacy pricing.

Rates exclude compound and Direct Member Reimbursement claims. (ie: Paper Claims)

Rebate guarantees and generic AWP discounts may be adjusted proportional to the impact of unexpected releases of generic products to market, or the withdrawal/recall of existing branded products.

Generic discount and dispensing fee guarantees cover Multi-Source products only. A Multi-Source product is defined as one that is manufactured by more than two generic manufacturers. The brand discount and dispensing fee guarantees apply to non-Multi-Source products.

UMR and OptumRx™ reserves the right to renegotiate in good faith rates, fees, and guarantees if membership, utilization, market conditions or legislation varies materially from the time this quote was provided.

All rates and fees are contingent upon the selection of OptumRx™ as the exclusive mail provider. Additional fees apply if another mail provider is selected.

Deductible integration of prescription drug and medical claims requires daily connectivity between the pharmacy benefits manager and the plan administrator, additional coordination fees apply. External vendors are subject to prior approval.

## Rebate Management Terms

Based on adoption of OptumRx™ formulary, formulary management, and utilization management.

OptumRx's collection and distribution of funds received.

Unrestricted access to 90 days supply scripts in retail.

Incentivized plan designs are two-tier closed or three-tier with a minimum of \$10.00 difference in copayment or 10% difference in coinsurance between preferred and non-preferred branded drugs.

Any deviations to the Administrator's Formulary and Utilization Management that adversely impacts rebates will result in a proportional adjustment to the corresponding rebate guarantees.

Rebates may not include Prescription Claims that require the Members to pay more than 50% of the total annual cost for all Prescription Claims under the applicable Benefit Plan.

Any reduction in rebates earned by OptumRx™ as a result of changes to formulary and/or benefit design not initiated or approved by OptumRx may result in adjustments to rebate payments or guarantees effective concurrently with such occurrences.

Rebate ineligible paid claims such as those from 340B pharmacies(in-house) or entities eligible for federal supply schedule prices (e.g., Dept. of Veterans Affairs, US Public Health Service, Dept. of Defense) are excluded from rebate guarantees.

# Fixed Fee Pharmacy Pricing

"AWP" means the average wholesale price of a Prescription Drug or other pharmaceutical products or supplies based on the Pricing Source. For Prescription Drugs or other pharmaceutical products or supplies not dispensed by Administrator's Mail Order Pharmacy or Specialty Pharmacy, AWP is based on the NDC of the drug dispensed. For Prescription Drugs or other pharmaceutical products or supplies dispensed by Administrator's Mail Order Pharmacy or Specialty Pharmacy, AWP is based on a package size of 100 units for pills, capsules and tablets and 16 ounce quantities for liquids (or the next closest package size if these quantities or sizes are not available) or the manufacturer's individual pre-packaged item (e.g., tube, drop dispenser, etc.).

# Conditions

**Customer Name : City of Sheboygan**  
**Plan Effective Date : 1/1/2015**

This renewal proposal is valid until 30 days before the effective date and does not bind coverage or obligate UMR.

The information contained in this response to the request for proposal is considered confidential and proprietary. We are providing this information with the understanding that it will not be used for any purpose other than to evaluate our capabilities to provide the services requested. In addition, this information will not be disclosed to person(s) or entity(s) other than those who are involved in the process of evaluating our response. Written permission must be obtained from UMR prior to any exceptions of these obligations in order to maintain the confidentiality of our responses.

All quoted product fees assume UMR administers the medical plan.

UMR assumes all services provided will be handled according to our standard format and procedures, unless otherwise specifically addressed within this proposal. Specialized services will be priced as necessary.

Fees proposed are based on the plan of benefits as submitted but does not assume duplication of benefits or provisions. Fees proposed assume a standard PPO plan design with no referral administration and no primary care physician tracking. Proposal assumes that the benefit plans will meet the steerage requirements of the networks proposed or will be changed to meet the requirements, including but not limited to; deductible, out of pocket, coinsurance and plan limitations. Plan design changes may impact a Grandfathered Health Plan status. Usage of the Choice Plus network requires employer participation in Value Based Contracting payment methodologies. Please review any changes with your advisor.

The Patient Protection and Affordability Care Act (PPACA) imposes certain fees and taxes on customers. For example, the Patient-Centered Outcomes Research Fee (PCORI) that is effective 2012 and the temporary reinsurance fee effective in 2014. PPACA fees and taxes are not included in the rates and fees quoted. Customers are responsible for reporting and paying the PCORI and the transitional reinsurance fees.

The Plan will remain responsible for state or federal surcharges, assessments, or similar taxes imposed by governmental entities or agencies on the Plan or UMR, including but not limited to those imposed pursuant to The Patient Protection and Affordable Care Act of 2010, as amended from time to time.

UMR reserves the right to adjust fees in the event of (i) any changes in federal, state or other applicable law or rules; (ii) changes in plan design required by the applicable regulatory authority (e.g. mandated benefits) or by the customer; or (iii) any taxes, surcharges, assessments or similar charges being imposed by a governmental entity on the plan or UMR.

To comply with the Department of Labor's (DOL) claims regulations, we encourage pre-notification of at least 60 calendar days prior to the effective date of this contract. In the event that a 60-day notice is not feasible, UMR does not guarantee, but will make every reasonable effort, to have new plan(s) programmed quickly so claims can be processed within the required DOL timelines.

Fees proposed assume one billing, reporting, eligibility feed, stop loss and banking arrangement.

Do not cancel in-force plan(s) and/or policy(ies) until final approval is received.

UMR is not bound by any typographical errors and/or omissions contained herein.

Fees proposed assume utilization and case management services are provided through UMR in order to access UnitedHealthcare Networks.

Fees proposed are subject to change if a division, subsidiary or affiliated company is added or deleted from the plan, or if the number of covered employees changes by 15% or more from this proposal.

Claim reprocessing due to situations, such as retroactive benefit or eligibility changes, may require additional fees.

UMR will share raw claims and eligibility data, however, we reserve the right to exclude data elements deemed proprietary by our organization.

# Conditions

Fees proposed assume the cost reduction and savings program is selected. If this program is not selected, the medical administration fee will increase by \$3.50 PEPM

UMR provides an ERISA DOL appeals process. UMR does not participate in Grievance Review Panel Hearings.

UMR requires that all qualified high-deductible plan designs meet federal regulatory requirements. Our coordination of benefits (COB) process will meet the requirements for Preservation COB processing.

Administration of plans requiring integrated deductible and out of pocket to comply with the Essential Health Benefits provision of Health Care Reform, qualified high deductible health plan or the like, assumes the use of service providers (pharmacy benefits manager (PBM), dental, vision, etc.) that are currently integrated with UMR. Utilizing these service providers may require additional fees. Please refer to your representative to identify integrated service providers.

UMR cannot support the drug data requirements for Medicare Part D subsidy submission of plans where the pharmacy claims are paid under the medical plan. We recommend these pharmacy benefits be provided by a pharmacy benefits manager.



Res. No. \_\_\_\_\_ - 14 - 15. By Alderperson Heidemann. December 1, 2014.

A RESOLUTION authorizing entering into a concession agreement for "the Shack" at Vollrath Park.

RESOLVED: That the Mayor and City Clerk are hereby authorized to execute the Vollrath Park Disc Golf Concession Agreement with Dennis and Patricia Wield, a copy of which is attached hereto and incorporated herein.

*Bd Marina & Parks  
&  
Pub Wks.*

\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor



**VOLLRATH PARK DISC GOLF  
CONCESSION AGREEMENT**

THIS AGREEMENT is made as of the \_\_\_\_\_ day of \_\_\_\_\_, 2014, by and between the City of Sheboygan, Wisconsin, a municipal corporation of the State of Wisconsin (hereinafter the "CITY"), and Dennis and Patricia Wield, husband and wife (hereinafter "WIELD" or "CONCESSIONAIRE").

WHEREAS, in order to add to the enjoyment, recreational opportunities and benefits received by the public, and in particular the citizens and residents of the CITY in regard to the public area known and described as Vollrath Park, the parties find that it is desirable that CONCESSIONAIRE have the exclusive right to occupy the concession building commonly known as "the Shack" adjacent to the first tee of the disc golf course in Vollrath Park, subject to the terms and provisions contained herein.

WHEREAS, the Common Council of the City of Sheboygan has determined that the agreements expressed in this Agreement will accomplish the public purposes desired by the CITY; Now, therefore,

1. In consideration of the covenants and undertakings on the part of CONCESSIONAIRE contained in this agreement, CITY grants to CONCESSIONAIRE, and CONCESSIONAIRE accepts from CITY, subject to all of the terms and provisions hereof, the concession right and privilege for an initial term commencing January 1, 2015 and ending December 31, 2015, of operating a disc golf course concession stand out of the building commonly known as "the Shack" located adjacent to the first tee of the disc golf course in Vollrath Park.

2. Unless either party gives notice in writing to the other at least 30 days prior to the end of the initial or extended term, this agreement shall automatically be extended for an additional one year term; provided however, that this agreement shall not be automatically extended beyond December 31, 2019.

3. CONCESSIONAIRE will pay all costs of operation and maintenance necessary for satisfactory operations of the disc golf concession, including salaries of all employees, merchandise and all other facilities and equipment incident to the satisfactory operation of the concession stand.

4. All food, beverages, merchandise and all other items offered for sale shall be subject to the approval of the Director of Public Works or his designee. It is agreed by both parties that the prices to be charged shall be fair and reasonable and commensurate with prices charged for similar items offered for sale in the Sheboygan area.

5. Use of the disc golf course shall continue to be free to the public.

6. CONCESSIONAIRE agrees to monitor the course, schedule and organize disc golf tournaments in their discretion, report any damage to park facilities and report obstructions or hazardous conditions.

7. In operating the concessions described, CONCESSIONAIRE shall act as an independent contractor and for their own accord and not as an agent, representative or employee of the CITY.

8. CONCESSIONAIRE shall not by virtue hereof be deemed to have become a tenant of the CITY, or any of the premises herein referred to, nor to have been given or accorded as against the CITY, the possession of any premises; but as to such of the premises as CONCESSIONAIRE is hereunder entitled to use, they shall be deemed merely to be a licensee permitted to enter therein solely for the purpose of exercising the rights and privileges hereby granted. Upon any termination of this Agreement, CITY shall have the right through such means as it sees fit to remove and exclude therefrom CONCESSIONAIRE and any of CONCESSIONAIRE's employees, without being deemed guilty of any unlawful entry, trespass or injury of any sort whatsoever.

9. CONCESSIONAIRE must own, or be fully authorized to use, any and all patents, trademarks, copyrights, names or slogans used by them in their operations or in any way connected with the operations.

10. CONCESSIONAIRE will carry worker's compensation insurance covering all persons employed by them in connection with the operation of this concession, if any.

11. CONCESSIONAIRE shall indemnify and save harmless the CITY from all suits brought against the CITY on account of any injuries or damages received or sustained by any party or parties by or from the CONCESSIONAIRE, its employees or agents, in the exercise of the rights and privileges granted herein or on account of any act or omission of the CONCESSIONAIRE or its employees or agents.

12. CONCESSIONAIRE agrees that they and their employees shall be clean and neat in appearance and shall be courteous at all times to users of Vollrath Park and the disc golf course.

13. CONCESSIONAIRE will submit for approval samples or drawings of any signs advertising the concession, prior to their erection. All signs erected by CONCESSIONAIRE shall be the responsibility of CONCESSIONAIRE and will be kept in good condition and repair by CONCESSIONAIRE.

14. The CITY will endeavor to provide CONCESSIONAIRE advance notice of CITY construction and/or utility work in Vollrath Park

which would alter the disc golf course or compromise the safety of disc golfers on the course.

15. In the event CONCESSIONAIRE shall be in default in any of the covenants, terms or undertakings as herein set forth, and such default shall continue unremedied for 30 days after written notice of said default by personal service or first-class mail addressed to CONCESSIONAIRE at their last known address; thereupon, at the CITY's option this Agreement may be terminated.

16. This Concession Agreement shall not be assigned in whole or in part, nor shall any part of the premises be sublet or licensed, nor shall any right or privilege granted herein to CONCESSIONAIRE be sold, transferred or assigned without the written approval of the Director of Public Works.

17. This Agreement may be executed in one or more counterparts, and all such counterparts shall constitute one and the same Agreement.

IN WITNESS WHEREOF, the parties have caused this Vollrath Park Disc Golf Concession Agreement to be executed as of the date first above written.

**CITY OF SHEBOYGAN**

**BY:** \_\_\_\_\_  
Michael J. Vandersteen  
Mayor

\_\_\_\_\_  
Dennis Wield

**ATTEST:** \_\_\_\_\_  
Susan Richards  
City Clerk

\_\_\_\_\_  
Patricia Wield

This document is authorized by and in accordance with Res. No. \_\_\_\_\_-14-15.

This instrument drafted by:  
Stephen G. McLean  
City Attorney  
Sheboygan, WI 53081  
WI State Bar No. 01011662

III

Res. No. \_\_\_\_\_ - 14 - 15. By Alderperson Heidemann. December 1, 2014.

A RESOLUTION authorizing executing a one-year lease for the agricultural property in the Town of Wilson, formerly owned by John Poth, Jr.

RESOLVED: That the Mayor and City Clerk are hereby authorized and directed to execute the attached lease with David L. Gartman for the 2015 agricultural use of approximately 30 acres of the former John Poth, Jr. property in the Town of Wilson.

*Pub Wks*

\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

五

**LEASE AGREEMENT**

**THIS AGREEMENT**, made this \_\_\_\_\_ day of \_\_\_\_\_, 2014, by and between the City of Sheboygan, Wisconsin, a municipal corporation of the State of Wisconsin, hereinafter referred to as "**LESSOR**," and David L. Gartman, 5509 Moenning Rd., Sheboygan, WI 53081, hereinafter referred to as "**LESSEE**."

**IT IS MUTUALLY UNDERSTOOD AND AGREED BY AND BETWEEN THE LESSOR AND THE LESSEE:**

1. That the **LESSOR** does hereby lease and let unto the **LESSEE** approximately 30 acres of certain agricultural property described as follows:

59030-454940	S 1/2 OF S.W. S.W., Sec. 10	59030-454940/454960/ 455120 & 455140 <small>Parcel Ident. No.</small>
59030-454960	S 1/2 of S.E. S.W., Sec. 10	
59030-455120	W 1/2 of N.W. S.E., Sec. 10	
59030-455140	W 1/2 of S.W. S.E., Sec. 10	

All in T. 14, R. 23, Town of Wilson, County of Sheboygan, State of Wisconsin.

2. That the term of this lease shall be for the period from January 1, 2015 through December 31, 2015.

3. That the total rental rate for this parcel of land for 2015 shall be at the rate of seventy (\$70.00) dollars per acre, for a total of two thousand one hundred (\$2,100.00) dollars per year, which shall be due and payable at the office of the Department of Public Works on the fifteenth (15th) day of December, 2015.

4. That the **LESSEE** shall use the plot of land only for agricultural purposes and that no other type of use is permitted thereon.

5. That the **LESSEE** agrees that the **LESSOR** may, at reasonable and proper times, and upon reasonable notice, enter upon the leased property whenever it is deemed to be in the public interest.

6. That the **LESSEE** shall save, protect and conserve the land to the best of his ability and commit no waste thereon.

7. The **LESSEE** hereby agrees that he will not assign, sublease, or otherwise grant or permit any other person to use the plot for any purpose whatsoever.

8. The **LESSEE** agrees to make no improvements of any kind whatsoever in or on the land.

9. The **LESSEE** hereby agrees that he will not encumber the land or crops growing thereon.

10. **LESSEE** shall not erect, install, operate or allow same, in or upon the land, any signs or other similar advertising devices without first having obtained the **LESSOR'S** written consent therefor.

11. **LESSOR** may construct, install and operate one (1) sign on said premises identifying said property.

12. That prior to the planting of crops by the **LESSEE**, **LESSOR** may remove from the total acreage leased any part thereof upon written notice to **LESSEE**, and **LESSOR** shall not pay any damages for such taking of property from the **LESSEE**, and during the crop season, **LESSOR** may remove from the total acreage leased to **LESSEE** any part thereof upon written notice to **LESSEE**, and **LESSOR** shall pay damages to **LESSEE**. Said damages to be limited to seed, fertilizer, planting costs and incidentals for that portion of land so removed from the lease.

13. **LESSOR** shall be responsible for any and all taxes upon said land.

14. **LESSEE** shall save **LESSOR** harmless from any loss, cost or damage that may arise out of or in connection with this lease or the use of said premises by **LESSEE**, his agents, employees or any other person using said premises.

15. In the event the **LESSEE** shall become bankrupt or insolvent, or should a trustee or receiver be appointed to administer the **LESSEE'S** business, neither this lease nor any interest herein shall become an asset of such trustee or receiver, and, in the event of the appointment of any such trustee or receiver, this lease shall immediately terminate and end.

16. Waiver by the **LESSOR** of any default in performance by the **LESSEE** of any of the terms, covenants, or conditions contained herein, shall not be deemed a continuing waiver of the same or any subsequent default herein.

17. **LESSEE** shall have no right or interest in the renewal of this lease agreement.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2014.

**LESSEE**

**BY:** \_\_\_\_\_  
David L. Gartman

This document consists of three (3) typewritten pages, including the following signature page.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2014.

**CITY OF SHEBOYGAN (LESSOR)**

**BY:** \_\_\_\_\_  
Michael J. Vandersteen  
Mayor

**ATTEST:** \_\_\_\_\_  
Susan Richards  
City Clerk

Examined and Approved as to  
Form and Execution this \_\_\_\_\_  
day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
Stephen G. McLean  
City Attorney

This document is authorized by and in accordance with Res. No.  
-14-15.

# III

Res. No. \_\_\_\_\_ - 14 - 15. By Alderperson Hammond. December 1, 2014.

A RESOLUTION to authorize a transfer of appropriations in the 2014 Budget.

RESOLVED: That the Finance Director be and is hereby authorized and directed to make the following transfers of appropriations in the 2014 Budget for the purposes of:

Establishing appropriation for Mead Library chiller replacement project:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Mead Library Fund Unreserved Fund Balance 255-253000	Mead Library Fund Mechanical Equipment 25551150-641600	\$111,300

*Finance*

---

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

III

# III

Res. No. \_\_\_\_\_ 14 - 15. By Alderperson Hammond. December 1, 2014.

A RESOLUTION to authorize a transfer of appropriations in the 2015 Budget.

RESOLVED: That the Finance Director be and is hereby authorized and directed to make the following transfers of appropriations in the 2015 Budget for the purposes of:

Establishing appropriation for parking stall rentals for Library employees:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Mead Public Fund Administration Regular Salaries 25551100-510110	Mead Public Fund Administration Car Allowance 25551100-527100	\$15,000

*Finance*

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

III

**VI**

R. C. No. \_\_\_\_\_ - 14 - 15. By LAW AND LICENSING. December 1, 2014.

Your Committee to whom was referred R. O. No. 154-14-15 by the City Clerk, submitting license application for the period ending June 30, 2015 and June 30, 2016; recommends that Beverage Operator's License application #0585 be denied based upon her failure to accurately reveal all relevant convictions on her application, her record of violations related to the licensed activity, her record as a repeat law violator and her failure to cooperate with the Committee.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

IV

II

Other Matters

8.1

R. O. No. 154 - 14 - 15. By CITY CLERK. October 20, 2014.

Submitting various license applications for the period ending December 31, 2014, December 31, 2015 and June 30, 2016.

*Law + Lic*  
 11/3/14 - grant all  
 cc Bartels, Bullcock, Widder, Metzner,  
 Champagne, Hammer, Lohr,  
 James, Parisek, Schneider  
 Lisa Richards  
 City Clerk  
 11/17/14 - deny  
 withdraw Metzner,  
 grant Bartels, James,  
 hold Bullcock, Parisek,  
 Widder, Champagne,  
 Schneider  
 12/1/14 - deny  
 Bullcock, grant  
 Parisek, James

CHANGE OF AGENT

Kyle Kaehne is replacing Tony Lofaro as agent effective immediately for Festival Foods, #2821 located at 595 S. Taylor Dr.

PERSON TO PERSON TRANSFER "CLASS B" LIQUOR LICENSE

Transferring the Liquor License for The Blue Lite located at 1029 N. 8<sup>th</sup> St. from Dean Dayton to David Black.

"CLASS B" LIQUOR LICENSE (June 30, 2015)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3096	Down Under Music Bar	723 Center Ave.

BEVERAGE OPERATOR'S LICENSE (June 30, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0584	Barta, Abbigail L.	100 Pony Lane, Plymouth
0589	Bartels, Jensen N.	505 Trowbridge Ct., Sheb. Falls
0585	Bullock, Alicia K.	1331 Lenz Ct.
0590	Cobb, Mary C.	3201 N. 27 <sup>th</sup> St.
0574	Dejong, Kimberly M.	704 Broughton Dr., #3
8679	DelaCruz, Juan C.	629 Dillingham Ave.
0582	Goetsch, Jeff D.	2304 Martin Ave.
6916	Gruenke, Rebecca M.	1412 Union Ave.
0587	Marre, Kendra J.	723 Center Ave.
0575	Temby, Ian D.	3017 S. 12 <sup>th</sup> St.
0586	Wagner, Jessica A.	4910 Benley Ct., Manitowoc
0588	Widder, Kasey M.	1618 N. Sunny Slope Dr., Mt. Pleasant
0591	Wilkinson, Brenna R.	2217 Terrace View Dr., 3D
0583	Zasada, Tayna L.	W2471 Cty. Rd. K, Random Lake

TAXICAB DRIVER LICENSE (NEW) (December 31, 2014)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0581	Gonzalez Arreola, Leyda	909 Kentucky Ave.
0573	Geldenhuis, Ezelle	2003 Cooper Ave.
9522	Metzner, Tyler M.	1013 Pershing Ave.

TAXICAB DRIVER LICENSE (RENEW) (December 31, 2015)

<u>No.</u>	<u>Name</u>	<u>Address</u>
6090	Allmann, Michele R.	2016 N. 8 <sup>th</sup> St.
0299	Baganz, Arnold A.	114 S. Min St., #342, Fond Du Lac
9790	Butts, Constance B.	729 Kentucky Ave.
7348	Castro Jr., Mauro	611 S. 15 <sup>th</sup> St.
9554	Champeau, Joseph P.	1821 S. 15 <sup>th</sup> St.
1204	Cotter Jr., Donald G.	1422A N. 10 <sup>th</sup> St.
7788	DeGroat, Shawn	1614 S. 9 <sup>th</sup> St.
9313	Demeuse, Robert J.	1718-2 Mallard Ave., Sheb. Falls
5224	Gaumer, Michael B.	2127 N. 10 <sup>th</sup> St.
9714	Gering, Kevin W.	2406 Main Ave.
5170	Gilbertson, Stephen J.	1216 N. 29 <sup>th</sup> St.
8112	Gohr, Trevor M.	4213 Autumn Ct.
6725	Harrison, Renee H.	219 E 1 <sup>st</sup> St., Waldo
9948	Hernickle, Pamela A.	3145 Calumet Dr.
0211	Herren, Richard E.	1328 McArthur Ave.
0266	Isherwood, Seleena M.	704 N. 14 <sup>th</sup> St.
0321	James, Asher DR	1436 Erie Ave.
0256	Krueger, Mark A.	1444A S. 19 <sup>th</sup> St.
7701	Mohr, Charles T.	1270 Meadowbrook Dr., #6, Cleveland
0318	Mondloch, Richard L.	W5681 S Cty Rd. A, Adell
7809	Moore, Sandra L.	721 Bluff Ave.
7666	Parisek Jr., James K.	1326 Geele Ave.
7805	Reiner, Michael G.	2419 N. 29 <sup>th</sup> St.
9044	Ringel, Tammy L.	1511 N. 8 <sup>th</sup> St.
6913	Rios, Ricardo	1731A Calumet Dr.
9981	Rosenau, Kerry R.	303 E. Mill St., #1, Plymouth
7731	Santana, Reynel	2724 Main Ave.
8860	Santana, Susan M.	2724 Main Ave.
6948	Schneider, Gordon J.	2223 S. 7 <sup>th</sup> St.
8599	Stangel, Geraldine E.	3705 Sheridan Ave., #F1
9846	Waraich, Celia M.	N6233 Woodland Rd.
0142	Waraich, Jesse Singh	N6233 Woodland Rd.
9341	Weber, Jeffrey D.	2313 Hillshire Dr., #3A
2744	Wills, Elaine K.	1506 N. 22 <sup>nd</sup> St.
9351	Yera, Javier F.	1127 N. 8 <sup>th</sup> St.

**VII**

R. C. No. \_\_\_\_\_ - 14 - 15. By WHOLE. December 1, 2014.

Your Committee to whom was referred R. C. No. 192-14-15 by Salaries and Grievances who met and discussed the Chief Administrative Officer's term and recommends amending Sec. 2-341 of the Municipal Code, that James Amodeo is hereby appointed as Chief Administrative Officer for the City of Sheboygan, until August 23, 2016; recommends that the document be approved.

*MSA*

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

IV

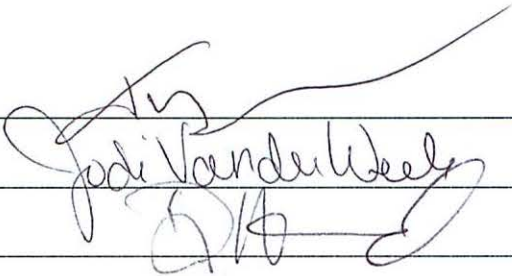
**VII**


8.1

R. C. No. 192- 14 - 15. By SALARIES AND GRIEVANCES. November 3, 2014.

Your Committee met and discussed the Chief Administrative Officer's term and recommends amending Sec. 2-341 of the Municipal Code, that James Amodeo is hereby appointed as Chief Administrative Officer for the City of Sheboygan, until August 23, 2016. This extension of employment may require a Memo of Understanding that will include all the necessary time frames.

~~Who~~  
Approve

  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_, \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_, \_\_\_\_\_, Mayor

1.2

VI

John W. Wood

...

...

# VI

R. C. No.            - 14 - 15. By WHOLE. December 1, 2014.

Your Committee to whom was referred R. O. No. 178-14-15 by the City Clerk submitting a communication from Alderperson Bohren suggesting the attached revision of the CAO (Chief Administrative Officer) job description to be considered by the Salaries and Grievances Committee; recommends that the document be referred to Salaries and Grievances.

*refer to  
S+G.*

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

II

3.4

R. O. No. 178 - 14 - 15. By CITY CLERK. November 3, 2014.

Submitting a communication from Alderperson Bohren suggesting the attached revision of the CAO (Chief Administrative Officer) job description to be considered by the Salaries and Grievances Committee.

~~Whole~~

refer to  
Sal + Griev.

Lisa Richards  
City Clerk

II

Handwritten text, possibly a signature or date, located in the middle-left section of the page.

Handwritten text, possibly a signature or date, located in the middle-right section of the page.

# CITY OF SHEBOYGAN

CHIEF ADMINISTRATIVE OFFICER

GRADE 16

Code A01020D

Reports to: Common Council President,  
*VICE PRESIDENT AND COW CHAIRPERSON* Department: Administrative

Classification: Exempt

Date: October 3, 2011 Common Council Approved: S & G 9/26/11  
Modified October 8, 2012 S & G

October 15, 2012

Common Council

## POSITION SUMMARY:

This is a professional and management position responsible for the administration of day-to-day operations of the city government in accordance with state laws, city ordinances and policies determined by the City Council. This position implements the directives of the Common Council with input from the Mayor and recommends policies and procedures.

*DEVELOPING AND PRESENTING A DETAILED BALANCED BUDGET,*

## ESSENTIAL DUTIES AND RESPONSIBILITIES:

1. Develop and implement annual budget under the direction of the Common Council with input from the Mayor. *AND PRESENT A PRELIMINARY DETAILED BALANCED BUDGET*
2. Develop and present short and long term strategic plans, for the city under the direction of the Common Council with input from the Mayor. *THE ROLLING FIVE YEAR*
3. Establish and maintain procedures to facilitate communications between citizens and city government to assure that complaints, grievances, and other matters receive prompt attention by the responsible official and to assure that all such matters are expeditiously resolved.
4. Effectuate actions of the Common Council and implement administrative matters under the direction of the Common Council with input from the Mayor.
5. Consults with the Mayor and Common Council President on emergent matters requiring policy decisions. *VICE PRESIDENT AND COW CHAIRPERSON*
6. Conduct research, prepare reports and make recommendations to the Mayor and Common Council on matters included within the scope of office.
7. Serve as ex-officio nonvoting member of the Standing Committees of the City, except as specified by the Common Council or Wisconsin State Statutes.
8. Attend meetings of the Common Council, assisting the Mayor and council as required in the performance of their duties. Provide information about the administrator's office through oral or written reports at regular and special meetings of the council. *OR THE COW*
9. Acts as public information officer for the City. *TO THE APPROPRIATE STANDING COMMITTEE ON A MONTHLY BASIS AND*

SA Job Description:  
Chief Administrative Officer  
Modified 10/8/12  
S & G 10 8 12

**SUPERVISORY RESPONSIBILITIES:**

Carries out supervisory responsibilities in accordance with the City's policies and applicable laws. Responsibilities include hiring of employees, planning and directing work in consultation with input from the Mayor, appraising performance, and salary administration for all non-elected Department Heads (including Fire and Police), addressing complaints and resolving problems. All non-elected Department Heads report to the Chief Administrative Officer.

Hiring/Promotion Clarification of Process: This individual recommends to the Mayor and Common Council, the appointment, promotion and termination of all employees that fall under the specified Table of Organization in accordance with the guidelines set forth by the City Human Resources Department.

Evaluations: This individual is responsible for implementing employee evaluation of all Managers and Directors. These evaluations are to be in accordance with the guidelines set forth by the City Human Resources Department.

**QUALIFICATION REQUIREMENTS:**

To perform this job successfully, an individual must be able to perform each essential duty and responsibility satisfactorily. The requirements listed below are representative of the knowledge required. Reasonable accommodations may be made to enable qualified individuals with disabilities to perform the essential functions.

**EDUCATION and/or EXPERIENCE:**

Bachelor's Degree from an accredited college or university required with an advanced degree such as an MBA or MPA required. Position requires at least ten years of progressively responsible work experience in a municipal or private sector settings with a minimum of five years functioning in a senior leadership position.

**Required Knowledge, Skills and Abilities:**

- Experience in human resources management, budgeting and financial administration
- Knowledge in establishing and using performance measurement
- Thorough knowledge of principles and practices of public administration including comprehensive knowledge of Federal and State laws and regulations affecting municipal government.
- Knowledge of and significant experience in long-range planning of programs and services, management team development and employee relations
- Considerable ability to conduct sound research and to develop effective recommendations for policies and implementation procedures.
- Considerable experience in team building, planning organizing and directing the work of others.

*The City of Sheboygan, Wisconsin is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the City of Sheboygan will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.*

SA1phJob Description:  
ChiefAdministrativeofficer  
Modified 10/8/12  
S & G 10 8 12

CAO PERFORMANCE EVALUATION

THE CAO'S PERFORMANCE WILL BE EVALUATED ON AN ANNUAL BASIS BY THE COUNCIL PRESIDENT, VICE PRESIDENT, AND COLL CHAIRPERSON WITH THE ASSISTANCE FROM THE DIRECTOR OF THE HUMAN RES. DEPT.

# VII

R. C. No.       - 14 - 15      . By WHOLE. December 1, 2014.

Your Committee to whom was referred Gen. Ord. No. 37-14-15 by Alderperson Kath re-establishing the salary schedule for the office of alderperson commencing in council year 2017-2019; recommends that the document be referred to Strategic Fiscal Planning Committee.

*Refer to Strategic Fiscal*

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

IV



6.3

Gen. Ord. No. 37 - 14 - 15. By Alderperson Kath. November 3, 2014.

AN ORDINANCE re-establishing the salary schedule for the office of alderperson commencing in council year 2017-2018.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. The following salary schedule is hereby established for the office of alderperson effective the third Tuesday in April each year commencing in 2017, contingent on the council size having been reduced from 16 to 8 alderpersons:

\$9,336 per council year

Section 2. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

Julie Kath

*Whole refer to Strategic Fiscal*

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor



Handwritten text in blue ink, possibly a signature or name.

Faint, illegible text at the bottom of the page, possibly bleed-through from the reverse side.

# VII

R. C. No.       - 14 - 15      . By WHOLE. December 1, 2014.

Your Committee to whom was referred Charter Ord. No. 3-14-15 by Alderpersons Bohren and Kath to reduce the number of alderpersons in the City of Sheboygan from 16 to 8 by the 2017-2018 council year; recommends that the document be referred to Strategic Fiscal Planning Committee.

*refer to Strategic Fiscal*

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

IV

~~IX~~

6.5

Charter Ord. No. 3 - 14 - 15. By Alderpersons Bohren and Kath.  
November 3, 2014.

AN ORDINANCE (being subject to the home rule provisions of sec. 66.0101 of the Wisconsin Statutes) to reduce the number of alderpersons in the City of Sheboygan from 16 to 8 by the 2017-2018 council year.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. The City of Sheboygan hereby elects, pursuant to the provisions of Sec. 62.09(1)(b) of the Wisconsin Statutes and the home rule provisions of Sec. 66.0101 of the Wisconsin Statutes, to reduce the number of alderpersons in the City of Sheboygan from sixteen (16) to eight (8) by the 2017-2018 council year in the following manner:

- A. In the Spring election of 2016, the eight (8) aldermanic positions up for election for the 2016-2017 council year (one from each district) shall be elected for a term of one (1) year.
- B. In the Spring election of 2017, the number of aldermanic positions up for election for the 2017-2018 council year shall be reduced to eight (8) (one from each district), with the four (4) alderpersons in the four (4) odd-numbered aldermanic districts being elected for terms of two (2) years and the four (4) alderpersons in the four (4) even-numbered aldermanic districts being elected for terms of one (1) year.
- C. Thereafter, the four (4) alderpersons from the even-numbered aldermanic districts shall be elected in the even-numbered years for terms of two (2) years and the four (4) alderpersons from the odd-numbered aldermanic districts shall be elected in the odd-numbered years for terms of two (2) years.

Section 2. Section 2-224(c) of the Sheboygan Municipal Code, relating to terms of office for alderpersons, shall be repealed and recreated to read as follows:

"Sec. 2-224. *Terms.*

. . .

(c) *Alderpersons.*

(1) The term of alderperson shall be two years, with the following exceptions:

- a. The eight alderpersons elected in 2016 shall serve terms of one year; and

*Whole refer to Strategic Fiscal*

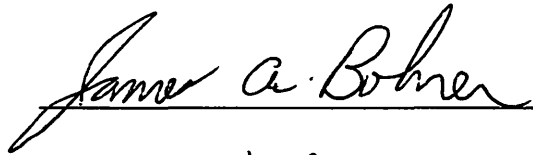

11

b. The four alderpersons elected in 2017 in the even-numbered aldermanic districts shall serve terms of one year.

(2) The alderpersons shall be residents of the aldermanic district from which they are elected, and commencing in 2018 and thereafter, four of their number, representing one alderperson from each of the four even-numbered districts in even-numbered years, and one alderperson from each of the four odd-numbered districts in odd-numbered years shall be elected."

Section 3. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

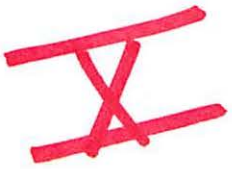
Section 4. This is a charter ordinance and shall take effect sixty (60) days after its passage and publication, unless within such sixty (60) days after its passage and publication a referendum petition shall be filed as provided in sec. 66.0101 of the Wisconsin Statutes, in which event this ordinance shall not take effect until it shall have been submitted to a referendum of the electors and approved by a majority of the electors voting thereon.

  
\_\_\_\_\_  
  
\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor



Gen. Ord. No. \_\_\_\_\_ - 14 - 15. By Alderpersons Thiel and Kath.  
December 1, 2014.

AN ORDINANCE amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located at 502 N. 14<sup>th</sup> St. from Class NR Neighborhood Residential to Class NC Neighborhood Commercial Classification.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Appendix A, Chapter 15 of the Sheboygan Zoning Ordinance establishing zoning districts and prescribing zoning standards and regulations is hereby amended by changing the Official Zoning Map thereof and Use District Classification of the following described lands from Class NR Neighborhood Residential to Class NC Neighborhood Commercial Classification:

Property located at 502 N. 14<sup>th</sup> St. more particularly described as:

Original Plat, the south 50' of lots 5 & 6 of Blk. 161, located in the City of Sheboygan, Sheboygan County, Wisconsin

Section 2. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

*His over.*

\_\_\_\_\_  
\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

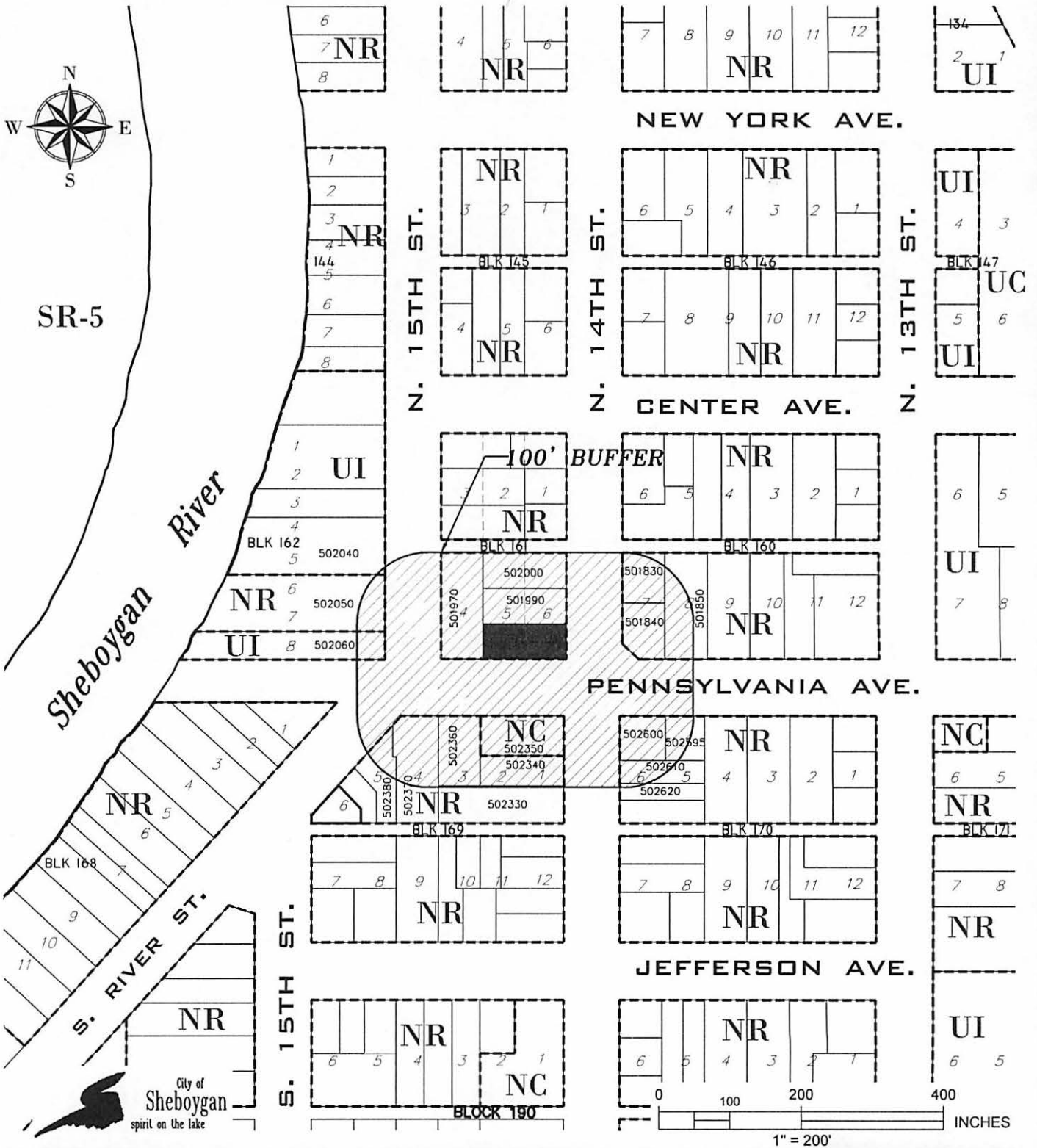
Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor



# PROPOSED ZONING CHANGE FROM NR TO NC

FOR 502 N. 14TH STREET  
SECTION 22, T. 15 N., R. 23 E.

ORIGINAL PLAT, THE SOUTH 50' OF LOTS 5 & 6 OF BLOCK 161, LOCATED IN THE CITY OF SHEBOYGAN,  
SHEBOYGAN COUNTY, WISCONSIN.



SR-5

Sheboygan River

S. RIVER ST.

City of Sheboygan  
spirit on the lake

N. 15TH ST.

N. 14TH ST.

N. 13TH ST.

NEW YORK AVE.

CENTER AVE.

PENNSYLVANIA AVE.

JEFFERSON AVE.

BLOCK 160

1" = 200'

INCHES

II

4.1

R. O. No. 183- 14 - 15. By CITY PLAN COMMISSION. November 17, 2014.

Your Commission to whom was referred Gen. Ord. No. 35-14-15 by Alderpersons Carlson and Damrow and R.O. No. 165-14-15 by City Clerk amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District classification of properties located at 1238 Geele Ave. from Class NR-6 Neighborhood 6 to Class UR-12 Urban Residential Classification; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, November 11, 2014, and after due consideration, recommends filing of Gen. Ord. No. 35-14-15, acceptance and filing of this Report of Officer, and approval of the attached Substitute General Ordinance No. 35-14-15 which conditions the zoning amendment upon the purchase and sale of the former Washington School building portion of the described lands from the Sheboygan Area School District to Gorman & Company, or related entity, for adaptive reuse of the building as multifamily residential housing, on or before December 31, 2015.

Lies over

---

Director of Planning & Development

IV

82

14



6.2

Subs. of Gen. Ord. No. 35 - 14 - 15. By Alderpersons Carlson and Damrow.  
November 17, 2014.

AN ORDINANCE amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located at 1238 Geele Ave. from Class NR-6 Neighborhood 6 to Class UR-12 Urban Residential Classification.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Subject to the conditions set forth in Section 2 hereof being satisfied on or before December 31, 2015, Appendix A, Chapter 15 of the Sheboygan Zoning Ordinance establishing zoning districts and prescribing zoning standards and regulations is hereby amended by changing the Official Zoning Map thereof and Use District Classification of the following described lands from Class NR-6 to Class UR-12 Classification:

BEING PART OF THE E. 1/2 OF THE SE 1/4 OF THE NE 1/4 OF SECTION 15, T. 15 N., R. 23 E. IN THE CITY OF SHEBOYGAN BEING MORE PARTICULARLY DESCRIBED AS

COMMENCING AT THE NE CORNER OF N. 13TH STREET AND GEELE AVENUE, SAID CORNER ALSO BEING THE POINT OF BEGINNING, THENCE NORTH ALONG THE EAST R/W LINE OF N. 13TH STREET 650.75' TO THE SE CORNER OF N. 13TH STREET AND BELL AVENUE, THENCE EAST ALONG THE SOUTH R/W LINE OF SAID BELL AVENUE 308.88' TO THE WEST LINE OF A 15' WIDE NORTH/SOUTH ALLEY, THENCE SOUTH ALONG SAID WEST LINE OF THE ALLEY 648.39' TO ITS INTERSECTION WITH THE NORTH R/W LINE OF GEELE AVENUE, THENCE WEST ALONG SAID NORTH R/W LINE 310.72' TO THE POINT OF BEGINNING. SAID TRACT CONTAINS 201,231.4 SQ. FT. OR 4.62 ACRES.

Section 2. Said zoning amendment shall be effective upon passage, publication, and satisfaction of the following condition:

*Lies over*

- A. Closing of the purchase and sale of the former Washington School building portion of the above-described lands from the Sheboygan Area School District to Gorman & Company, or related entity, for adaptive reuse of the building as multifamily residential housing, on or before December 31, 2015.

\_\_\_\_\_  
\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

~~X~~

6.2

Gen. Ord. No. 35 - 14 - 15. By Alderpersons Carlson and Damrow.  
November 3, 2014.

AN ORDINANCE amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located at 1238 Geele Ave. from Class NR-6 Neighborhood 6 to Class UR-12 Urban Residential Classification.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Appendix A, Chapter 15 of the Sheboygan Zoning Ordinance establishing zoning districts and prescribing zoning standards and regulations is hereby amended by changing the Official Zoning Map thereof and Use District Classification of the following described lands from Class NR-6 to Class UR-12 Classification:

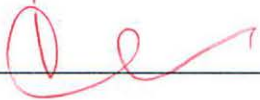
BEING PART OF THE E. 1/2 OF THE SE 1/4 OF THE NE 1/4 OF SECTION 15, T. 15 N., R. 23 E. IN THE CITY OF SHEBOYGAN BEING MORE PARTICULARLY DESCRIBED AS

COMMENCING AT THE NE CORNER OF N. 13TH STREET AND GEELE AVENUE, SAID CORNER ALSO BEING THE POINT OF BEGINNING, THENCE NORTH ALONG THE EAST R/W LINE OF N. 13TH STREET 650.75' TO THE SE CORNER OF N. 13TH STREET AND BELL AVENUE, THENCE EAST ALONG THE SOUTH R/W LINE OF SAID BELL AVENUE 308.88' TO THE WEST LINE OF A 15' WIDE NORTH/SOUTH ALLEY, THENCE SOUTH ALONG SAID WEST LINE OF THE ALLEY 648.39' TO ITS INTERSECTION WITH THE NORTH R/W LINE OF GEELE AVENUE, THENCE WEST ALONG SAID NORTH R/W LINE 310.72' TO THE POINT OF BEGINNING. SAID TRACT CONTAINS 201,231.4 SQ. FT. OR 4.62 ACRES.

*City Plan  
has over*

X

Section 2. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

Paul J. White  


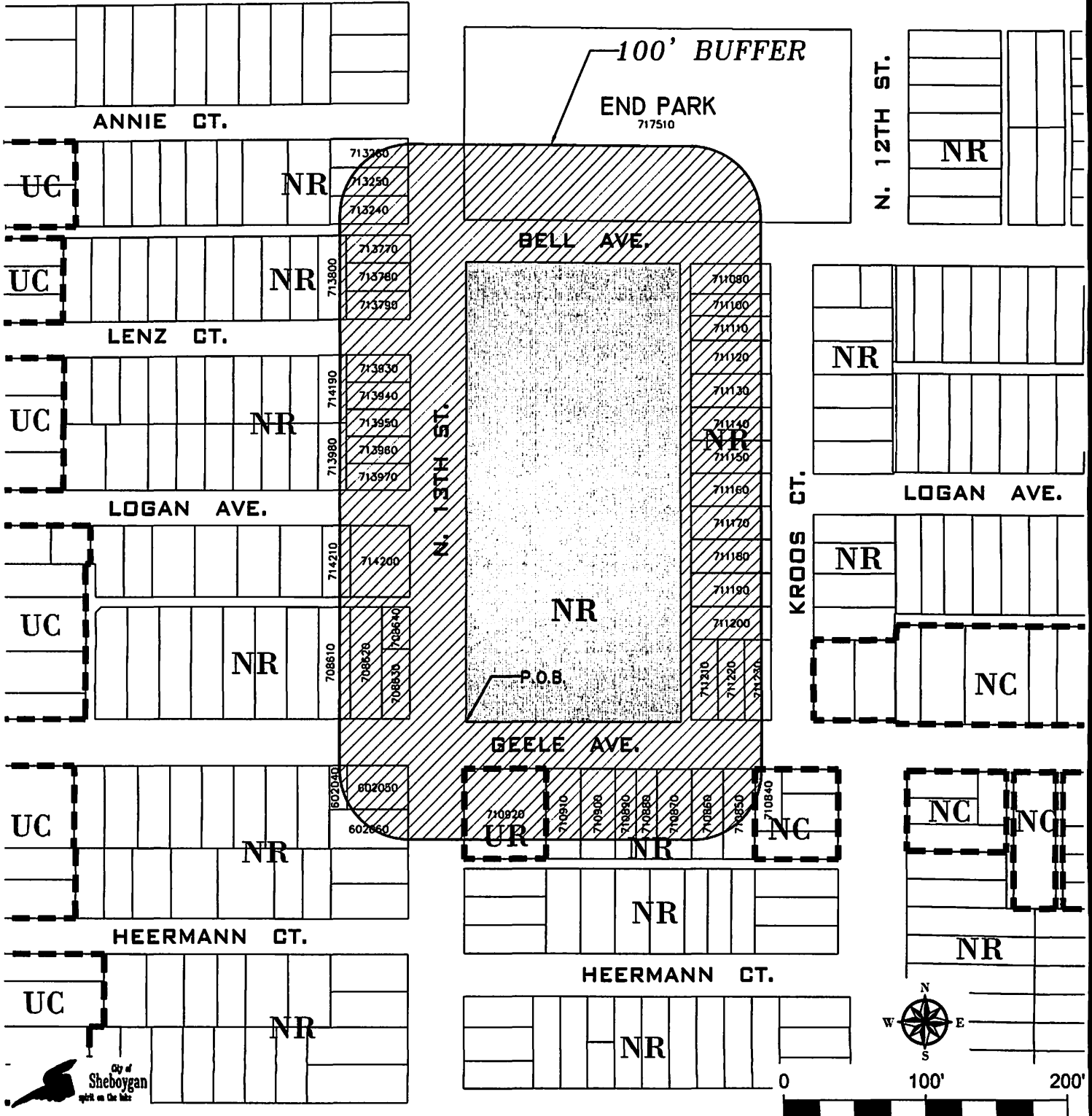
I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk  
Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

# PROPOSED ZONING CHANGE FOR 1238 GEELE AVENUE FROM NR TO UR SECTION 15, T. 15 N., R. 23 E.

BEING PART OF THE E. 1/2 OF THE SE 1/4 OF THE NE 1/4 OF SECTION 15, T. 15 N., R. 23 E. IN THE CITY OF SHEBOYGAN BEING MORE PARTICULARLY DESCRIBED AS

COMMENCING AT THE NE CORNER OF N. 13TH STREET AND GEELE AVENUE, SAID CORNER ALSO BEING THE POINT OF BEGINNING, THENCE NORTH ALONG THE EAST R/W LINE OF N. 13TH STREET 650.75' TO THE SE CORNER OF N. 13TH STREET AND BELL AVENUE, THENCE EAST ALONG THE SOUTH R/W LINE OF SAID BELL AVENUE 308.88' TO THE WEST LINE OF A 15' WIDE NORTH/SOUTH ALLEY, THENCE SOUTH ALONG SAID WEST LINE OF THE ALLEY 648.39' TO ITS INTERSECTION WITH THE NORTH R/W LINE OF GEELE AVENUE, THENCE WEST ALONG SAID NORTH R/W LINE 310.72' TO THE POINT OF BEGINNING. SAID TRACT CONTAINS 201,231.4 SQ. FT. OR 4.62 ACRES.



II

3.3

R. O. No. 165 - 14 - 15. By CITY CLERK. November 3, 2014.

Submitting a communication from Ted Matkom, Wisconsin Market President, Gorman & Company, Inc., submitting an application to rezone the historic Washington School located at 1238 Geele Ave.

*City Plan  
file over*

*Susan Richards*  
\_\_\_\_\_  
City Clerk

III

1919

John F. Kennedy



200 N. Main Street • Oregon, WI 53575

P: (608) 835-3900

F: (608) 835-3922

www.GormanUSA.com

REAL ESTATE DEVELOPMENT

MILWAUKEE MIAMI PHOENIX CHICAGO DENVER

October 28, 2014

Sue Richards, City Clerk  
City of Sheboygan  
828 Center Ave., Suite 100  
Sheboygan, WI 53081

RE: Washington School (1238 Geele Street) Rezoning Application

Dear Ms. Richards:

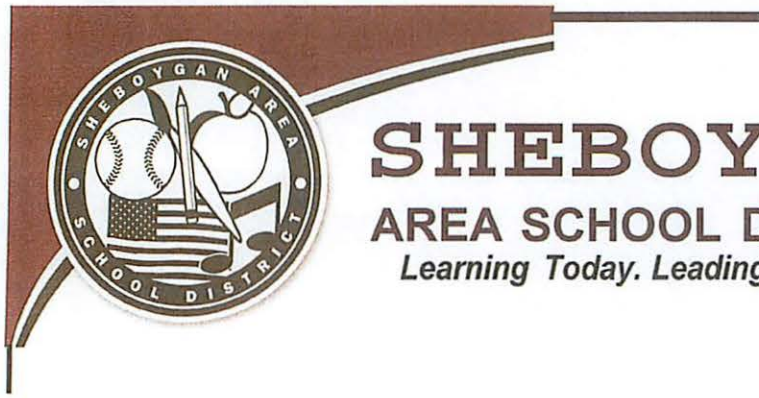
Please except the enclosed zoning application along with this letter to rezone the historic Washington School located at 1238 Geele Street. The proposed rezoning of this parcel to Urban Residential (UR-12) will allow an adaptive reuse of this historic building that is consistent with the character of the surrounding neighborhood. The forty-two apartment homes will be contained entirely within the school building and there will be no new building square footage added to the parcel. The green space to the north of the school building will be preserved as recreational space and will continue to be owned and maintained by the school district. The financing for this adaptive reuse project will include WHEDA affordable housing tax credits, state and federal historic tax credits, and conventional debt. This development will provide quality housing for an affordable cost to residents. It proposes an appropriate density given all units will be contained within the historic school and all parking spaces will be contained on the current asphalt portion of the parcel surrounding the building. This development will meet a need within the Sheboygan community for quality affordable housing, will add to the tax base, and will save an historic building.

Please note, this application is submitted by Gorman & Company, Inc. as authorized agent of the Sheboygan School District pursuant to the enclosed letter.

Feel free to contact me with any questions at (414) 617-9997 or [tmatkom@gormanusa.com](mailto:tmatkom@gormanusa.com).

Sincerely,

Ted Matkom  
Wisconsin Market President



**SHEBOYGAN**  
**AREA SCHOOL DISTRICT**  
*Learning Today. Leading Tomorrow.*

**Mark Boehlke**  
*Assistant Superintendent*  
*Business & Operational Services*

830 Virginia Avenue  
Sheboygan, Wisconsin 53081  
Ph. (920) 459-3523  
Fax: (920) 459-4300

October 22, 2014

Steve Sokolowski  
City of Sheboygan

Dear Mr. Sokolowski,

This letter confirms that the Sheboygan Area School District authorizes Ted Matkom of Gorman & Company, Inc to act as our agent to submit a rezoning application and conditional use application to rennovate the Washington School building and surrounding property which is located at 1238 Geele Avenue to Urban Residential containing multifamily apartments.

Sincerely,

Mark Boehlke  
Sheboygan Area School District  
Assistant Superintendent, Business and Operational Services

MAP

OFFICE USE ONLY
APPLICATION NO.: _____
RECEIPT NO.: _____
FILING FEE: \$200.00 (Payable to City of Sheboygan)

**CITY OF SHEBOYGAN**  
**APPLICATION FOR**  
**AMENDMENT OF OFFICIAL ZONING MAP**  
 (Requirements Per Section 15.903)  
 Revised May, 2012

Completed application is to be filed with the Office of the City Clerk, City Hall, 828 Center Avenue. Application will not be processed if all required attachments and filing fee of \$200 (payable to the City of Sheboygan) is not submitted along with a complete and legible application. Application filing fee is non-refundable.

**1. APPLICANT INFORMATION**

APPLICANT: Sheboygan School District PHONE NO.: ( 920 ) 459-3523

ADDRESS: 830 Virginia Ave. E-MAIL: mboehlke@sheboygan.k12.wi.us

OWNER OF SITE: Sheb. School District PHONE NO.: ( 920 ) 459-3523

**2. DESCRIPTION OF THE SUBJECT SITE**

ADDRESS OF PROPERTY AFFECTED: 1238 Geele Ave

LEGAL DESCRIPTION: SEC 15 T15N R23E PART OF THE E 1/2, SE 1/4, NE 1/4 LYING E OF N 13 ST S OF BELL AVE W OF KROOS & HEERMANN'S SUBD 2 & N OF GEELE AVE EXCEPT THE 15' STRIP OF LAND ALONG E END OF PARCEL FOR ALLEY PURPOSES WASHINGTON SCHOOL

PARCEL NO. 59281719720 MAP NO. \_\_\_\_\_

EXISTING ZONING DISTRICT CLASSIFICATION: NR-6

PROPOSED ZONING DISTRICT CLASSIFICATION: UR-12

BRIEF DESCRIPTION OF THE EXISTING OPERATION OR USE: \_\_\_\_\_

Historic elementary school no longer in use

BRIEF DESCRIPTION OF THE PROPOSED OPERATION OR USE: \_\_\_\_\_

42 units of residential multi-family

### 3. JUSTIFICATION OF THE PROPOSED ZONING MAP AMENDMENT

How does the proposed Official Zoning Map amendment further the purposes of the Zoning Ordinance as outlined in Section 15.005 and, for flood plains or wetlands, the applicable rules and regulations of the Wisconsin Department of Natural Resources and the Federal Emergency Management Agency? \_\_\_\_\_

The justification to change the zoning is to preserve this

historic building and readapt the building to a new multifamily use which is consistent with the surrounding neighborhood.

Which of the following factors has arisen that are not properly addressed on the current Official Zoning Map? (Provide explanation in space provided below.)

- The designations of the Official Zoning Map should be brought into conformity with the Comprehensive Master Plan.
- A mistake was made in mapping on the Official Zoning Map. (An area is developing in a manner and purpose different from that for which it is mapped.) *NOTE: If this reason is cited, it must be demonstrated that the discussed inconsistency between actual land use and designated zoning is not intended, as the City may intend to stop an undesirable land use pattern from spreading.*
- Factors have changed, (such as the availability of new data, the presence of new roads or other infrastructure, additional development, annexation, or other zoning changes), making the subject property more appropriate for a different zoning district.
- Growth patterns or rates have changed, thereby creating the need for an amendment to the Official Zoning Map.
- Explain: The existing school is no longer in use by the school district. A rezone is necessary to convert this historic school into a new multifamily use.

How does the proposed amendment to the Official Zoning Map maintain the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property? \_\_\_\_\_

The conversion of the school to multifamily will preserve the

historic facade and exterior of the school as it substantially exists today. The new multifamily residential use is consistent with the surrounding residential neighborhood.

Indicate reasons why the applicant believes the proposed map amendment is in harmony with the recommendations of the City of Sheboygan Comprehensive Plan.

The proposed adaptive reuse of the historic Washington School  
preserves the history of the City and the surrounding neighborhood  
and is not inconsistent with the Comprehensive Plan.

#### 4. CERTIFICATE

I hereby certify that all the above statements and attachments submitted hereto are true and correct to the best of my knowledge and belief.

  
**APPLICANT'S SIGNATURE**

10/28/14  
**DATE**

Ted Matkom  
**PRINT ABOVE NAME**

#### APPLICATION SUBMITTAL REQUIREMENTS

A copy of the current zoning map of the subject property and vicinity showing:

- The property proposed to be rezoned.
- All lot dimensions of the subject property.
- All other lands within 200 feet of the subject property.
- Map size not more than 11" X 17" and map scale not less than 1" = 600'.
- Graphic scale and north arrow.

**ZONING CHANGE REQUEST APPLICATION PROCEDURE**

1. Submit a map showing the location of the zoning request. All maps and legal descriptions must be obtained from the City of Sheboygan Engineering Dept. located at 2026 New Jersey Ave. ph.#459-3394. The Engineering Dept. requests a 2 week lead time prior to the Thursday before the following Monday's council meeting in order to have proper time to prepare the documents. **Any submittals occurring less than 2 weeks prior to a council meeting may cause the requested documents to be delayed until the following Council meeting.**
  
2. Your Zoning Application will go to the Common Council on Monday, November 3\*, 2014.  
\* Provided application is filed with the clerk no later than October, 29th and 4:30 pm
3. It will be referred to the City Plan Commission, which will discuss it on Tuesday, November 11, 2014. (attend)  
**(They will send you a letter advising you of this date and place.)**
  
4. The Plan Commission will submit their recommendation to the Common Council on Monday, November 17, 2014.
  
5. The documents will "Lay Over" until the next meeting of the Common Council, Monday, December 1, 2014, (attend) at which time the public hearing will be held, and your request will be granted or denied.
  
6. You are able to state your reasons for the rezoning at the

Plan Commission meeting, and at the public hearing. Others will be able to speak at the public hearing, also.

If you have any further questions regarding your zoning application, just call our office at 459-3361, Monday thru Friday, between the hours of 8:00 a.m. and 5:00 p.m.



5.3

Res. No. 93 - 14 - 15. By Alderpersons Hammond, Belanger, Carlson, Donohue and Kath. November 17, 2014.

A RESOLUTION amending Res. No. 39-10-11 authorizing the Finance Auditor/Analyst to negotiate settlement of certain liability insurance claims.

WHEREAS, Res. No. 39-10-11, adopted June 21, 2010, authorized the Finance Auditor/Analyst to negotiate and settle liability claims in an amount not to exceed \$2,500, without prior approval of the Common Council and the former Risk Management Committee; and

WHEREAS, the Common Council finds it beneficial to update said authorization to increase the settlement authority and to reflect the City's current process for reviewing such claims.

NOW, THEREFORE, BE IT RESOLVED: That the Finance Auditor/Analyst is hereby authorized to negotiate and settle liability insurance claims in an amount not to exceed \$5,000, without prior approval of the Finance Committee and Common Council, in instances where, in consultation with the City Attorney's Office and Chief Administrative Officer, said employee determines it to be in the best interest of the City to settle said claim(s) in an expeditious manner. Those claims settled under this authorization shall be reported promptly to the Finance Committee.

*Lies over*

*DK*  
*Julie Kath*  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk  
Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

12



12

**VI**

10.2

Res. No. 94 - 14 - 15. By Alderperson Hammond. November 17, 2014.

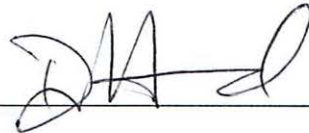
A RESOLUTION authorizing implementing a revised medical benefit plan design for 2015 for the Sheboygan Professional Police Officers' Association regarding health insurance coverage for 2015.

WHEREAS, the City of Sheboygan and the Sheboygan Professional Police Officers' Association (SPPOA) have to date been unable to agree upon a successor contract for 2015 and beyond; and

WHEREAS, the City intends to implement a revised medical benefit plan design for 2015 for the Sheboygan Professional Police Officers' Association.

NOW, THEREFORE, BE IT RESOLVED: That the City of Sheboygan hereby implements a revised medical benefit plan design as set forth in the attached plan design summary for the SPPOA for 2015 which provides for officers a \$2000 Single and \$4000 Family, Qualified High Deductible Plan Design with an eligible Health Savings Account (HSA) that would be 100% funded by the employee if the employee elects the HSA.

*Res over*

  
\_\_\_\_\_

*Handwritten notes:*  
11/17/14  
Hammond / Carlsbad  
11/17/14

I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk  
Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

111

111

# Police Officers 2015 Plan Design and Costs

Presented 11/18/2014

Health Carrier	UMR		UMR	
	2014 Plan Discontinues 12/31/2014		2015 Plan \$2,000/\$4,000 Qualified High Deductible	
Insurance Type	PPO		PPO	
Provider Network:	Choice Plus		Choice Plus	
Deductible	Single	Family	Single	Family
In Network	\$750	\$1,500	\$2,000	\$4,000
Out of Network	\$750	\$1,500	\$2,000	\$4,000
Co-Insurance				
In Network	100% After Deductible		90/10 to Out of Pocket Max	
Out of Network	80/20 to Out of Pocket Max		70/30 to Out of Pocket Max	
Out-of-Pocket Maximum	Single	Family	Single	Family
In Network	\$750	\$1,500	\$4,000	\$8,000
Out of Network	\$2,250	\$6,000	\$6,000	\$12,000
ACA Medical Out of Pocket Maximum	Single	Family	Single	Family
In Network	\$750	\$1,500	\$2,000	\$4,000
Out of Network	Copays Accum toward OOP Max		Copays & Coinsur Accum toward OOP Max	
	\$2,250	\$6,000	\$6,000	\$12,000
Lifetime Maximum	Unlimited		Unlimited	
Office Visits	PCP	Specialist	PCP	Specialist
In Network	\$30 Copay	\$50 Copay	\$30 Copay	\$50 Copay
Out of Network	Deductible & Coinsurance Apply		Deductible & Coinsurance Apply	
Routine/Preventive Care				
In Network	Select Services Covered In Full		Select Services Covered In Full	
Out of Network	Deductible & Coinsurance Apply		Deductible & Coinsurance Apply	
Urgent Care				
In Network	\$30 Copay then 100% Covered		\$30 Copay then 100% Covered	
Out of Network	Deductible & Coinsurance Apply		Deductible & Coinsurance Apply	
Emergency Room				
	\$50 Copay then 100% Covered		\$150 Copay then 100% Covered	
Hospital Services				
In Network	Deductible Applies		Deductible Applies	
Out of Network	Deductible & Coinsurance Apply		Deductible & Coinsurance Apply	
Prescription Drugs	Generic/ Brand/ Non-Preferred		Generic/ Brand/ Non-Preferred	
	\$5/ \$20/ \$40		\$15/ \$30/ \$40	
			Copays After Deductible	
ACA Pres Drugs Out of Pocket Maximum	\$6350/ \$12,700 Rx ACA OOP Max		\$2600/\$5200 Rx ACA OOP Max (Co-pays only contribute to this amount)	
Rates	Current			
Single Premium Cost	\$737.00		\$630.00	
Employee's Cost with HRA	\$88.44 (12%)		\$75.60 (12%)	
Employee's Cost	\$110.55 (15%)		\$94.50 (15%)	
Family Premium Cost	\$1,731.40		\$1,480.00	
Employee's Family Cost with HRA	\$207.77 (12%)		\$177.60 (12%)	
Employee's Family Cost	\$259.71 (15%)		\$222.00 (15%)	

While every effort is made to illustrate the carriers' various benefits, discrepancies or errors are possible. In the event of an error, the actual product brochure furnished by the insurance carrier and approved by the Commissioner of Insurance will prevail. The master contract and policyholder certificates are more detailed and should be used for the determination of benefits. All plans will comply with state and/or federal requirements with regard to nervous and mental benefits.

III

5.5

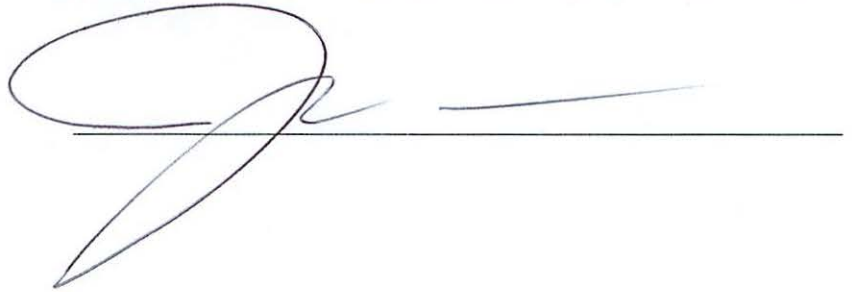
Res. No. 95 - 14 - 15. By Alderperson Heidemann. November 17, 2014.

A RESOLUTION authorizing the acceptance of a temporary limited easement for the Taylor Drive Bike and Pedestrian Trail Project (State ID 4996-01-58).

WHEREAS: The State of Wisconsin Dept. of Transportation will solicit bids for the project in January, 2015 and enter into contract in March, 2015 for the Taylor Drive Bike and Pedestrian Trail Project (State ID 4996-01-58);

RESOLVED: That the appropriate City officials are hereby authorized to accept a temporary limited easement for the Taylor Drive Bike and Pedestrian Trail Project (State ID 4996-01-58).

*Pub Wks.*



I HEREBY CERTIFY that the foregoing Resolution was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Dated \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, City Clerk

Approved \_\_\_\_\_ 20\_\_\_\_. \_\_\_\_\_, Mayor

P.P.

III

02

*[Faint, illegible text, likely bleed-through from the reverse side of the page]*

I HEREBY CERTIFY THAT THE ABOVE STATEMENTS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

\_\_\_\_\_  
 \_\_\_\_\_

Other Matters

II

R. O. No. \_\_\_\_\_ - 14 - 15. By CITY CLERK. December 1, 2014.

Submitting various license applications for the period ending December 31, 2014, December 31, 2015 and June 30, 2016.

Law & Lic

Susan Richards  
City Clerk

BEVERAGE OPERATOR'S LICENSE (June 30, 2016)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0620	Botzau, Heejuna B.	1027 N. 27 <sup>th</sup> St.
0626	Bower, Breanna K.	426 Washington Ct.
0627	Daane, Aleyda A.	N3287 State Hwy 32
0611	Johnsen, Tanya L.	1422 Lenz Ct.
0619	Manier, Cole W.	1326A Michigan Ave.
0622	Olafson, Clint E.	5426 Superior Ave.
0624	Penke, Justin P.	1212A N. 11 <sup>th</sup> St.
0623	Slimmer, Parker M.	6431 Hidden Fields Ct.
0610	Tryba, Debra K.	2413 S. 12 <sup>th</sup> St.
0609	Van De Weghe, Bonnie J.	26 Marshner St., Plymouth
0612	VanderWeele, Brandon T.	3605 Sheridan Ave.
0625	Zuniga, Jamie S.	1120 S. 10 <sup>th</sup> St.

MASSAGE ESTABLISHMENT LICENSE (RENEW) (December 31, 2015)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1001	Accent Therapeutics	3119 Main Ave.
3101	Alan Vodicka Massage & Energy	529 Ontario Ave.
2258	Curative Therapies LLC	2829 N. 15 <sup>th</sup> St.
2180	Donna Grady-Massage Therapy	809 N. 8 <sup>th</sup> St.
1112	Entourage Salon & Spa	726 Michigan Ave.
2871	Hands In Motion	1224 Weeden Creek Rd.
2586	In Balance Therapeutics	832 N. 6 <sup>th</sup> St.
2689	Integrated Massage Therapy	1014 Dillingham Ave.
2523	Nouvelle Salon & Day Spa	1520 Union Ave.
2463	Professional Massage Therapy	1509 N. 13 <sup>th</sup> St.
2804	Reflections Spa	725 Blue Harbor Dr.



TAXICAB BUSINESS LICENSE (RENEW) (December 31, 2015)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2997	Best Taxi, The	1310 Wisconsin Ave.
2509	Santanas Limo	2724 Main Ave.
3023	Yellow Cab	708 Erie Ave.
1911	Wheelchair Taxi	2516 Superior Ave.

TAXICAB DRIVER LICENSE (NEW) (December 31, 2015)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0621	Kunstman, Mandi L.	812 Pennsylvania Ave., #4

TAXICAB DRIVER LICENSE (RENEW) (December 31, 2015)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0536	Hendrikse, Randall D.	3746 N. 14 <sup>th</sup> St.
3968	Ramey, Paulette J.	3214 N. 26 <sup>th</sup> St.
9814	Torres Maldonad, Silvestre	1833 N. 20 <sup>th</sup> St.