

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

**CITY OF SHEBOYGAN**

**REQUEST FOR FINANCE COMMITTEE CONSIDERATION**

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**ITEM DESCRIPTION:** Resolution 102-16-17 by Alderperson Wolf authorizing a transfer of appropriation in the 2016 budget to establish estimated revenue and appropriation of forfeiture funds received by the Police Department.

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**REPORT PREPARED BY:** Nancy Buss, Finance Director

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**REPORT DATE:** October 5, 2016

**MEETING DATE:** October 10, 2016

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**FISCAL SUMMARY:**

**STATUTORY REFERENCE:**

Budget Line Item: 10121100-521800  
Budget Summary: N/A  
Budgeted Expenditure: N/A  
Budgeted Revenue: N/A

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Wisconsin Statutes: N/A  
Municipal Code: N/A

**BACKGROUND / ANALYSIS:**

Law enforcement investigates criminal activity that results in criminals being arrested for various types of crimes. During the course of these investigations, it is common for criminals to utilize devices to perpetrate the crime (vehicles, computers, etc.) or acquire goods from the proceeds of their criminal activity (vehicles, computers, jewelry, currency, etc.). Common criminal activity, though not all inclusive, associated with perpetrating the crime or generating income is narcotic dealing, prostitution, robbery, etc. Federal law and State law has established guidelines and procedures for law enforcement to take civil action against "items" utilized or acquired through criminal activity. These civil actions are filed against the property in both federal and state court with the defendant being notified. After the proceedings are complete, and if law enforcement has been forfeited the properties, law enforcement is provided an amount of the proceeds to utilize for law enforcement purposes only. Forfeiture guidelines are established by the federal government and closely monitored for compliance. In addition, a portion of the proceeds are required to be provided, depending on the type of action, to either the federal entity that filed the civil action or to a state entity identified in WI State Statute. Local law enforcement utilizes the forfeited property and/or proceeds to acquire items the benefit the department and the community. (Provided by Captain Veaser of the Sheboygan Police Department)

**STAFF COMMENTS:**

The Police Department has requested to utilize funds received from forfeiture for eligible equipment items.

**ACTION REQUESTED:**

Motion to recommend the Common Council approve Res 102-16-17 authorizing a transfer of appropriations in the 2016 budget to establish estimated revenue and appropriation of forfeiture funds received by the Police Department.

**ATTACHMENTS:**

- I. Resolution 102-16-17

**III**

4.3

Res. No. 102 - 16 - 17. By Alderperson Wolf. September 19, 2016.

A RESOLUTION to authorize a transfer of appropriations in the 2016 Budget.

RESOLVED: That the Finance Director be and is hereby authorized and directed to make the following transfers of appropriations in the 2016 Budget for the purposes of:

Establish estimated revenue and appropriation for forfeiture funds received by the Police Department.

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General Fund Police Department Forfeiture 10121100-451111	General Fund Police Department Program Services 10121100-521800-00040	\$21,582

*Finance*

*James A. Bohrer*

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

**CITY OF SHEBOYGAN**

**REQUEST FOR FINANCE COMMITTEE CONSIDERATION**

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**ITEM DESCRIPTION:** R.O. 126-16-17 by City Clerk. Submitting a communication from Carol Lutz of Rockets for Schools requesting three of the City's days for the 2017 and three of the City's days for the 2018 Rockets for Schools Events at Blue Harbor.

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**REPORT PREPARED BY:** Nancy Buss, Finance Director

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**REPORT DATE:** October 6, 2016

**MEETING DATE:** October 10, 2016

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**FISCAL SUMMARY:**

**STATUTORY REFERENCE:**

Budget Line Item: N/A  
Budget Summary: N/A  
Budgeted Expenditure: N/A  
Budgeted Revenue: N/A

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Wisconsin Statutes: N/A  
Municipal Code: N/A

**BACKGROUND / ANALYSIS:**

The Common Council adopted guidelines for use of the City's 30 free days at the Blue Harbor Conference Center on R.C. 315-07-08 in January, 2008. The guidelines are:

- Community service events, city sponsored events and city related events sponsored by City Departments
- Preference to groups previously granted one of the city's free days, but must apply every year
- Finance Committee approves the request, but shall advise the group they must contact Blue Harbor regarding confirming the dates, sign a contract with Blue Harbor and the group sponsoring the event would be limited to what is allowed in the development agreement's operating lease and would not place any financial obligation on the City and/or Redevelopment Authority.

**STAFF COMMENTS:**

Rockets for Schools has requested and utilized free days at Blue Harbor for five years. The event involves middle and high school students from Wisconsin as well as Illinois and Michigan. Teams pay entry fees of \$250 to participate and are provided the rocket and motor. The only other source of funding is donations to the program.

**ACTION REQUESTED:**

Motion to recommend the Common Council approve R. O. 126-16-17 authorizing Rockets for Schools to utilize three of the City's days for the 2017 and three of the City's days for the 2018 Rockets for Schools Events at Blue Harbor.

**ATTACHMENTS:**

- I. R. O. 126-16-17

II

4.2

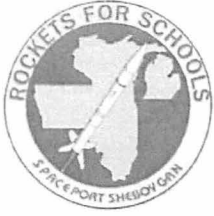
R. O. No. 126 - 16 - 17. By CITY CLERK. October 3, 2016.

Submitting a communication from Carol Lutz of Rockets for Schools requesting three of the City days for the 2017 and three of the City days for the 2018 Rockets for Schools Event at Blue Harbor.

*Finance*

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City Clerk



# ROCKETS FOR SCHOOLS

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## Spaceport Sheboygan

Proudly  
Sponsored By:

September 14, 2016



Miss Sue Richards, City Clerk  
828 Center Avenue, 2<sup>nd</sup> Floor  
Sheboygan, Wisconsin 53081

Dear Miss Richards:

On behalf of the Rockets for Schools Board of Directors, my husband Randy and I along with our co-directors, Kenny Bergschultz and Brian Ewenson, we would like to take this opportunity to thank you Miss Richards, along with Mayor Vandersteen and the City of Sheboygan for all of the support that we so graciously received in the past.

As you know, this program is a unique educational activity designed to foster an interest in math, science and engineering in our students through their intrinsic interest in rocketry and space travel.

At this time, we are requesting three of the City Days for the 2017; and three of the City Days for 2018 Rockets for Schools Event. Blue Harbor gave Rockets for Schools the following days: Thursday, May 11th; Friday, May 12th; and Saturday, May 13th, for the 2017 event; and Thursday, May 10<sup>th</sup>, Friday, May 11<sup>th</sup> and Saturday, May 12<sup>th</sup>, for the 2018 event.

We would like to thank The City of Sheboygan for their continuous support of the Rockets for Schools Program.

If you have any questions or need us to speak to the council, please give us a call at 920.980.7760. Thank you for your help.

Sincerely,

Carol Lutz  
Rockets for Schools

CC: Mayor Vandersteen

**CITY OF SHEBOYGAN**

**REQUEST FOR FINANCE COMMITTEE CONSIDERATION**

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**ITEM DESCRIPTION:** Resolution 110-16-17 by Alderperson Bohren authorizing a transfer of appropriation in the 2016 budget to establish an appropriation to refund excessive 2014 Real Estate Taxes to NRFC Memorial Holdings LLC.

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**REPORT PREPARED BY:** Nancy Buss, Finance Director

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**REPORT DATE:** October 5, 2016

**MEETING DATE:** October 10, 2016

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**FISCAL SUMMARY:**

**STATUTORY REFERENCE:**

Budget Line Item: 10115100-590250  
Budget Summary: N/A  
Budgeted Expenditure: \$88,000  
Budgeted Revenue: \$88,000

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Wisconsin Statutes: N/A  
Municipal Code: N/A

**BACKGROUND / ANALYSIS:**

NRFC Memorial Holdings LLC filed a claim for excessive 2014 Assessment against the City of Sheboygan for Tax Parcel No. 59281-215850 (Memorial Mall). The Court ruled in favor of JFM1 LLC and NRFC Memorial Holdings LLC on excessive Assessments for the years 2010 through 2013 on the same property. Based on the prior ruling, a judgment issued on the 2014 Assessment order recovery by NRFC Memorial Holding LLC the sum of \$238,215.20 in taxes, plus allowable costs and attorney fees of \$765.50 and prejudgment interest in the amount of \$198.08 for a total judgment of \$239,178.78.

**STAFF COMMENTS:**

The City filed a Request for Charge Back of Rescinded or Refunded Taxes with the State of Wisconsin Department of Revenue. The Department of Revenue will determine the amount of the refund to be charged back to, and collected from, each taxing jurisdiction for which taxes were collected by the municipality. The City is responsible for the allowable costs and interest. The request for transfer for \$88,000 is the City's portion of the tax plus costs and interest.

**ACTION REQUESTED:**

Motion to recommend the Common Council approve Res 110-16-17 authorizing a transfer of appropriations in the 2016 budget to establish an appropriation to refund excessive 2014 Real Estate Taxes to NRFC Memorial Holdings LLC.

**ATTACHMENTS:**

- I. Resolution 110-16-17
- II. Judgment

**III**

5.3

Res. No. 110 - 16 - 17. By Alderperson Bohren. October 3, 2016.

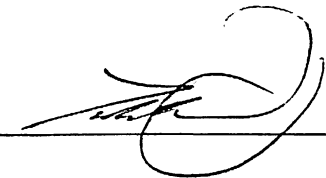
A RESOLUTION to authorize a transfer of appropriations in the 2016 Budget.

RESOLVED: That the Finance Director be and is hereby authorized and directed to make the following transfers of appropriations in the 2016 Budget for the purposes of:

Establish appropriation for settlement of the NRFC Memorial Holdings, LLC for a refund of excessive 2014 real estate taxes:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General Fund Unreserved Fund Balance 101-253000	General Fund Finance Department Tax roll Adjustment 10115100-590250	\$88,000

*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

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NRFC MEMORIAL HOLDINGS, LLC,

Plaintiff,

v.

Case No. 15-CV-346

CITY OF SHEBOYGAN,

Defendant.

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**JUDGMENT**

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Based on the Courts Decision and Order for Judgment dated \_\_\_\_\_:

IT IS ADJUDGED THAT, Plaintiff NRFC Memorial Holdings, LLC, which has its business address at 433 East Las Colinas Blvd., Irving Texas, 75039, shall recover from Defendant City of Sheboygan, which has its business address at 828 Center Ave., Sheboygan, Wisconsin, 53081, the sum of \$238,215.20 in refunded taxes, plus allowable costs and attorney fees of \$765.50 and prejudgment interest in the amount of \$198.08 through September 30, 2016, for a total judgment of \$239,178.78, plus post judgment interest applied to \$238,215.20 in refunded taxes at the annual rate of 4.5%.

This is a final judgment for purposes of appeal under Wis. Stat. § 808.03(1).

Dated this \_\_\_\_ day of \_\_\_\_\_, 2016.

BY THE COURT:

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Clerk  
Sheboygan County Circuit Court

**CITY OF SHEBOYGAN**

**REQUEST FOR FINANCE COMMITTEE CONSIDERATION**

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**ITEM DESCRIPTION:** Communication from Daniel Roeming and David Kucharski requesting a reduction of charges on Invoice 5417 in the amount of \$547.50

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**REPORT PREPARED BY:** Nancy Buss, Finance Director

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**REPORT DATE:** October 5, 2016

**MEETING DATE:** October 10, 2016

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**FISCAL SUMMARY:**

**STATUTORY REFERENCE:**

Budget Line Item: N/A  
Budget Summary: N/A  
Budgeted Expenditure: N/A  
Budgeted Revenue: N/A

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Wisconsin Statutes: N/A  
Municipal Code: N/A

**BACKGROUND / ANALYSIS:**

The Department of Public Works received a complaint on July 5, 2016 regarding debris on a property at 1821 N. 11<sup>th</sup> Street/1031 Lincoln Avenue, Sheboygan, WI. The Department of Public Works went to the property on July 5, 2016 and found furniture on the curb. A photo of the furniture was taken, the furniture was tagged and a letter notifying the resident of the violation was put on the front door. A letter was mailed to the property owner on the same date. The owner, David and Lynn Kucharski, received the letter on July 9, 2016. The furniture was picked up by Department of Public Works crews on July 11, 2016 and a bill was mailed for the removal.

**STAFF COMMENTS:**

Department of Public Works staff has provided a copy of the letter mailed to the property owner as well as photographs of the furniture.

**ACTION REQUESTED:**

Motion to recommend the Common Council deny the request of Daniel Roeming and David Kucharski to reduce the charges of Invoice 5417.

**ATTACHMENTS:**

- I. Letter from Daniel Roeming and David Kucharski
- II. Letter to David and Lynn Kucharski notifying of the debris
- III. Photographs of debris
- IV. Invoice 5417 for \$547.50

To whom it may concern,

We are writing in regard to invoice #5417 which was for \$547.50 for removing a couch that was left out in front of our property at 1821 N. 11th street.

-On July 5th (a Tuesday on a holiday week) the city noticed a couch was put on the curb by our tenants and left a notice for the occupant to remove it along with mailing us a letter about it.

-This letter came on July 9th (we were out of town and saw it on the evening of 10th (Sunday) when we got back).

-By the time we arrived at the property on the 11th with a trailer to pick up and dispose of the couch, it was gone.

We totally acknowledge that this kind of thing cannot just be left on curbs in the city. We have had work orders from the city on other properties and always gotten them completed as directed. We have worked with Bob Wallace in the building inspection department and I am sure he can verify that. In this case, we did not have ample time to remedy the situation. The DPW told us that they try to allow for a weekend between the notice and removing it themselves, which we appreciate, but with it being the holiday week and the unexpected couch placement, we were unable to comply in time. Furthermore, the size of the invoice places what we think is an unfair financial burden on us.

We request that the amount of the bill is reconsidered from the \$547.50 to something more reflective of the cost of simply getting a piece of furniture disposed of. We think that \$100 would be fair. Thank you for your consideration.

**Daniel Roeming & David Kucharski**

**414-704-8400**

July 5, 2016

David & Lynn Kucharski  
6821 S Redwood CT  
Franklin WI 53132

**Problem: Furniture**

A complaint has been received that the resident at 1821 N. 11<sup>th</sup>/1031 Lincoln Ave. has not been complying with the garbage/recycling regulations as stated in City Ordinance Chapter 102 of the Municipal Code. Please remove this item(s) or the City crews will be dispatched to do so and you will be charged for labor and equipment rental. This may range from \$50 to \$500. A supervisor will re-inspect the area 48 hours after receipt of this notice and appropriate action will be taken at that time.

If you have any questions, please contact the Municipal Service Building at 459-0224 on weekdays between the hours of 8:00 a.m. and 3:30 p.m.

Sincerely,

City of Sheboygan  
Streets and Sanitation Division



07/11/2016

1821

876



**City of Sheboygan**

828 Center Ave, Suite 205  
Sheboygan, WI 53081  
Telephone No. 920-459-3371

**INVOICE**

Invoice Date	Invoice No.
07/20/2016	5417
Customer Number	
15428	
Invoice Total Due	
\$547.50	
Payment Terms	
NET 30 DAYS	

KUCHARSKI, DAVID  
KUCHARSKI, LYNN  
6821 S REDWOOD CT  
FRANKLIN, WI 53132-1311

Parcel No. 703320

Description	Original Bill	Adjustment	Paid	Amount Due
WORK ORDER 95595 SALARIES	\$130.00	\$0.00	\$0.00	\$130.00
EQUIPMENT RENTAL	\$135.00	\$0.00	\$0.00	\$135.00
DISPOSAL FEE	\$100.00	\$0.00	\$0.00	\$100.00
SURCHARGE	\$182.50	\$0.00	\$0.00	\$182.50
REMOVE FURNITURE 1821 N 11TH ST/1031 LINCOLN AVE 7/11/16				
Please put Invoice Number on your check. Make Checks Payable to: City of Sheboygan			<b>Invoice Total:</b>	<b>\$547.50</b>