

*****ATTACHMENTS*****

III

4.7

Res. No. 95 - 16 - 17. By Alderperson Belanger. September 6, 2016.

A RESOLUTION authorizing the appropriate City Officials approve the selling of right-of-way from the City for purposes of reconstruction of widening Cty Hwy EE.

RESOLVED: That the Mayor and City Clerk are hereby authorized and directed to enter into agreement with the Sheboygan County Highway Department relative to the selling of right-of-way along Cty Hwy EE.

WHEREAS, the project will need .2201 acres of land from the City at a value of \$40,000 per acre for a total value of \$8,804.

BE IT FURTHER RESOLVED: That the proper City Officials approve the agreement with the Sheboygan County Highway Department for said agreement.

John Belg

Public Works

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 PUBLIC WORKS COMMITTEE CONSIDERATION

ITEM DESCRIPTION: Resolution Authorizing the Appropriate City Officials Approve the Selling City of Sheboygan Right-of-Way to the Sheboygan County Highway Department for the Reconstruction of County Highway OK.

REPORT PREPARED BY: Ryan Sazama, City Engineer

REPORT DATE: August 11, 2016

MEETING DATE: August 15, 2016

FISCAL SUMMARY:

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

STATUTORY REFERENCE:

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

BACKGROUND / ANALYSIS:

The Sheboygan County Highway Department is reconstructing County Highway OK from County Highway EE to County Highway V.

STAFF COMMENTS:

The additional City right-of-way is needed to safely construct this section of County Highway OK.

ACTION REQUESTED:

Motion to recommend Common Council approve resolution to authorizing the appropriate City Officials approve the selling City of Sheboygan right-of-way to the Sheboygan County Highway Department for the reconstruction of County Highway OK.

ATTACHMENTS:

- I. Res. __-16-17

III

4.8

Res. No. 96 - 16 - 17. By Alderperson Belanger. September 6, 2016.

A RESOLUTION authorizing the appropriate City Officials approve the selling of right-of-way from the City for purposes of reconstruction and widening Cty Hwy OK.

RESOLVED: That the Mayor and City Clerk are hereby authorized and directed to enter into agreement with the Sheboygan County Highway Department relative to the selling of right-of-way along Cty Hwy OK.

WHEREAS, the project will need .581 acres of land from the City at a value of \$40,000 per acre for a total value of \$23,240.

BE IT FURTHER RESOLVED: That the proper City Officials approve the agreement with the Sheboygan County Highway Department for said agreement.

John Bej

Public Works

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 PUBLIC WORKS COMMITTEE CONSIDERATION

ITEM DESCRIPTION: Resolution Authorizing the Appropriate City Officials Approve the Selling City of Sheboygan Right-of-Way to the Sheboygan County Highway Department for the Reconstruction and Widening of County Highway EE.

REPORT PREPARED BY: Ryan Sazama, City Engineer

REPORT DATE: August 23, 2016

MEETING DATE: September 6, 2016

FISCAL SUMMARY:

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

STATUTORY REFERENCE:

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

BACKGROUND / ANALYSIS:

The Sheboygan County Highway Department is replacing a culvert on County Highway EE.

STAFF COMMENTS:

The additional City right-of-way is needed to safely construct this section of County Highway EE.

ACTION REQUESTED:

Motion to recommend Common Council approve resolution to authorizing the appropriate City Officials approve the selling City of Sheboygan right-of-way to the Sheboygan County Highway Department for the reconstruction and widening of County Highway EE.

ATTACHMENTS:

- I. Res. __-16-17

CITY OF SHEBOYGAN

**REQUEST FOR PUBLIC WORKS COMMITTEE CONSIDERATION
AND
MARINA, PARKS AND FORESTRY COMMISSION CONSIDERATION**

ITEM DESCRIPTION: Report of Officer Regarding an Agreement Between the City of Sheboygan and Wigg Brothers' Construction Company for Donation of a Scoreboard to Wildwood Softball Complex in Exchange for Displaying Name for 10 years on the Scoreboard.

REPORT PREPARED BY: Joseph L. Kerlin, Superintendent of Parks and Forestry

REPORT DATE: September 7, 2016

MEETING DATE: September 13, 2016

FISCAL SUMMARY:

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

STATUTORY REFERENCE:

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

BACKGROUND / ANALYSIS:

Mid-Lake Softball Association is requesting an agreement between the City of Sheboygan and Wigg Brothers' Construction Company be made. Wigg Brothers' Construction will donate a scoreboard for Wildwood Softball Complex in exchange for the advertising of Wigg Brothers' Construction on the scoreboard for a minimum of 10 years. The cost of the scoreboard is close to \$5,000.

STAFF COMMENTS:

At this time there is no set policy for this situation. It is my recommendation to offer an agreement that would secure five years of advertising in exchange for \$5,000 of equipment worth.

ACTION REQUESTED:

Motion to recommend the Common Council to authorize the Public Works Director, David Biebel, to enter into an agreement with Wigg Brothers' Construction, to accept a donation of a scoreboard, with the worth of \$5,000, in exchange for five years of advertising Wigg Brothers' Construction on the scoreboard for the City of Sheboygan.

ATTACHMENTS:

- I. R.O. 100-16-17

II

Other Matters

8.4

R. O. No. 100 - 16 - 17. By CITY CLERK. September 6, 2016.

Submitting a communication from Joe Lamb, President of the Mid-Lake Softball Organization, requesting an agreement between the City of Sheboygan and the Wigg Brothers' Construction Company as they have expressed an interest in donating the entire cost of a new scoreboard for Wildwood Softball Complex.

Bd. Marina, Parks
& Forestry

Public Works

City Clerk

September 6th, 2016

To: Sheboygan Common Council, Please refer to Public Works and Parks Committees
Fr: Joe Lamb, President Mid-Lake Softball Organization
Re: Scoreboard donation

I am writing this letter to see if we can reach an agreement between the City of Sheboygan and the Wigg Brother's Construction Company.

The Wigg Brothers have expressed an interest in donating the entire cost of a new scoreboard for Wildwood Softball Complex. The cost of a new scoreboard is almost \$5,000.00. This includes the top advertising panel.

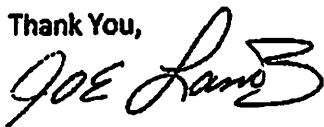
They are requesting that the City agrees to keep their name on the advertising panel for a minimum period of 10 years, possibly longer. They would like this agreement so that if the City changes providers for the softball program, the advertising remains the same.

The City's logo will also be a part of the panel and so will the MLSO. I will have a picture of the new scoreboard on Diamond 2, and will present them at the Committee Meetings. The space that we are referring to is the area that says "Scoreboard Courtesy of the players and sponsors". It would have Wigg Bothers referenced instead of players and sponsors.

If the City agrees to the terms, they are willing to issue us the MLSO a check to order the scoreboard. It could be delivered in time for a fall installation.

Please let me know the City's response.

Thank You,

A handwritten signature in black ink that reads "Joe Lamb". The signature is stylized with a large, looped "J" and a cursive "Lamb".

Joe Lamb, President MLSO

III

4.9

Res. No. 97 -16 -17 . By Alderperson Belanger. September 6, 2016.

A RESOLUTION authorizing the Purchasing Agent to enter into contract for the purchase and installation of seasonal and permanent aeration equipment at the Harbor Centre Marina in an effort to protect the docking systems from severe damage caused by winter ice.

WHEREAS: Over the past several years the Harbor Centre Marina has experienced significant and costly damage to its docking systems caused by the shifting of ice in the marina. In 2015 a study was commissioned between Smithgroupjjr and the City of Sheboygan to determine the root causes of this ice shifting and explore potential solutions. The final report issued by SmithgroupJJR included a number of options with the most cost effective being the installation of aeration equipment around the docks to keep the water from freezing and;

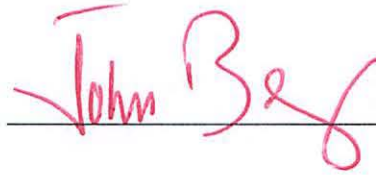
WHEREAS: Working with a Wisconsin based manufacturer of aeration equipment, Kasco Marine Inc., a placement plan was developed to determine the quantity and type of units required for complete protection of all of the dockage in its winter position. From this plan, a Request for Bids was issued for the purchase and installation of the equipment, and;

WHEREAS: It is also recognized that off-season storage of the temporary units will be a challenge. It has been determined that an enclosed cargo trailer will allow the units to be stored in a safe, secure manner and transported between the Marina and the off-season parking area. Therefore, included with this request is an allowance of \$ 4,500.00 for the purchase of a new cargo trailer from a local dealer.

Public Works.

RESOLVED: That the Purchasing Agent is hereby authorized to enter into contract with Flotation Dock Systems Inc. of Cedarville MI for the purchase and complete installation of anti-icing aeration equipment in the amount of \$ 87,175.30 and an additional trailer allowance of \$ 4,500.00 for a total cost of \$ 91,675.30 and;

BE IT FURTHER RESOLVED: That the appropriate City Officials are hereby authorized to draw orders on account #29037500-543999 in payment of same.

A handwritten signature in red ink, appearing to read "John Berg", is written over a horizontal line.

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

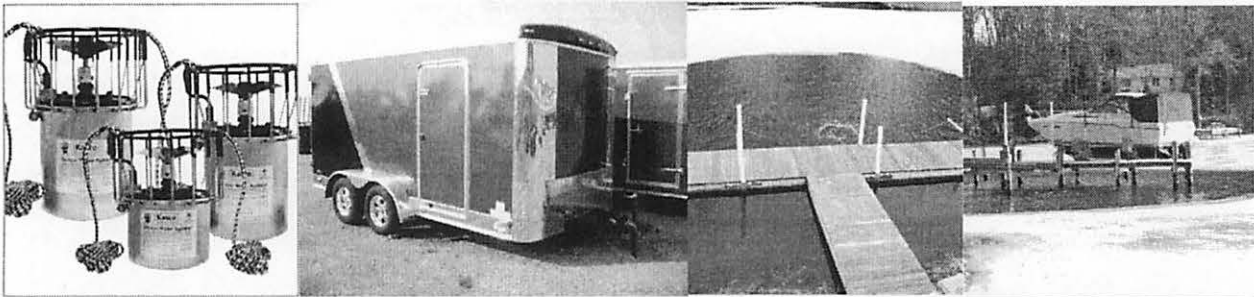
REQUEST FOR PUBLIC WORKS COMMITTEE CONSIDERATION

ITEM DESCRIPTION: Resolution to authorize purchase and installation of aeration equipment to minimize damage to the Harbor Centre Marina docking systems by shifting winter ice.

REPORT PREPARED BY: Bernard R. Rammer

REPORT DATE: August 27, 2016

MEETING DATE: September 6, 2016



FISCAL SUMMARY:

Budget Line Item: 29037500-543999
Budget Summary: Harbor Centre
Marina Fund
Budgeted Expenditure: \$ 91,675.30
Budgeted Revenue: N/A

STATUTORY REFERENCE:

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

BACKGROUND / ANALYSIS:

This resolution authorizes the Marina to purchase and have installed aeration equipment around the docking systems to prevent shifting ice from causing damage to the docks resulting in un-planned costly repairs.

STAFF COMMENTS:

This preventative measure was recommended by the consulting firm hired by the City of Sheboygan to study the increase in ice damage over the past several years to the Marina docking systems and provide alternatives to annual ice damage. The alternatives ranged from aeration to changes in the physical structure and location of the Marina entrance and the breakwater. The installation of aeration equipment was by far, the least costly alternative. The project was put to bid with Flotation Dock Systems of Cedarville MI submitting the lowest overall cost.

ACTION REQUESTED:

It is the recommendation of the Marina that the Public Works Committee approves this request and supports passage of the Resolution. Total cost of the equipment including installation and a storage trailer for off-season storage of the units is \$91,675.30

ATTACHMENTS:

I. Res. __-16-17

II

3.3

R. O. No. 103 - 16 - 17. By City Administrator. September 6, 2016.

Submitting the attached summary of the 2017 Executive Budget for the General Fund, Special Revenue Funds, Debt Service Funds, Capital Projects Funds, Internal Service Funds, Enterprise Funds and Fiduciary Funds. The 2016 estimated, 2016 amended, 2015 actual and 2014 actual amounts are included for comparison.

Finance,
Law & Licensing,
Public Protection & Safety,
Public Works &
Sal. & Grues.

City Administrator

BUDGET SUMMARY

2017

GOVERNMENTAL FUNDS

	General Fund	Special Revenue	Debt Service	Capital Improvement	Fiduciary Funds	Proprietary Funds	2017 Executive
Revenue							
Property tax levy	15,233,665	2,415,741	2,886,889	1,102,507	0	511,547	22,150,349
Taxes other than property tax levy	199,097	1,412,000	3,145,254	803,950	0	0	5,560,301
Licenses and Permits	902,990	625,000	0	0	0	31,000	1,558,990
Intergovernmental	14,203,098	1,362,844	521,297	1,122,250	0	2,630,628	19,839,917
Intergovernmental Charges for Services	254,000	0	0	0	0	8,116	262,116
Charges for Services	1,537,135	2,067,350	0	0	9,400	27,632,614	31,246,499
Fines and Forfeitures	284,850	800,000	0	0	0	0	1,084,850
Miscellaneous Revenue	360,150	833,860	36,498	4,154,000	10,795	847,407	6,242,710
Interfund Transfers	2,855,572	350,000	1,248,167	1,172,000	0	7,122	5,632,861
Other Revenue Sources	0	0	0	10,334,909	0	0	10,334,909
Total Revenue	35,830,557	9,866,595	7,838,105	18,689,616	20,195	31,668,434	103,913,502
Expenditures							
General Government	3,705,213	529,290	47,699	4,000,000	0	9,576,919	17,859,121
Public Safety	20,616,502	751,048	0	1,172,445	0	0	22,539,995
Public Works	8,405,579	0	0	5,478,229	0	9,457,670	23,341,478
Health and Human Services	249,821	0	0	0	750	0	250,571
Culture and Recreation	2,483,926	4,832,064	0	5,680,242	0	198,435	13,194,667
Conservation and Development	351,149	1,119,026	0	1,170,000	0	0	2,640,175
Transfers and other expenses	233,083	3,318,325	7,677,181	1,132,755	1,250	10,559,188	22,921,782
Total Expenditures	36,045,273	10,549,753	7,724,880	18,633,671	2,000	29,792,212	102,747,783
Excess of revenues over (under) expenditures	-214,716	-683,158	113,225	55,945	18,195	1,876,222	1,165,719
Fund Balance, January 1	21,556,234	1,753,600	7,702,517	3,294,080	2,088,800	0	36,395,231
Fund Balance, December 31	21,341,518	1,070,442	7,815,742	3,350,025	2,108,995	0	35,684,722
Net Position, January 1	0	0	0	0	0	85,196,885	85,196,885
Net Position, December 31	0	0	0	0	0	87,073,107	87,073,107
Net Property Tax Required	15,233,665	2,415,741	2,886,889	1,102,507	0	511,547	22,150,349

GENERAL FUND EXPENDITURE SUMMARY

	2014	2015	2016	2016	2017	2017
	Actual	Actual	Amended	Estimated	Requested	Executive
<u>General Government</u>						
Office of the Mayor	418,913	408,054	457,149	451,764	262,788	162,848
Office of the City Administrator	0	0	0	0	290,891	290,891
Council	120,650	119,879	123,630	123,630	128,374	130,374
Clerk	355,632	311,776	364,192	352,862	339,376	340,984
Elections	77,541	45,169	190,000	190,000	61,973	61,973
Finance	960,281	926,112	999,549	978,972	870,042	870,186
Assessing	443,506	399,850	374,973	367,873	326,898	326,898
Human Resources	210,652	295,794	263,231	258,124	286,715	261,727
Office of the City Attorney	444,393	452,785	435,787	419,880	421,339	421,399
City Hall	266,612	196,350	284,713	252,874	196,460	198,460
Insurance	166,403	188,392	398,394	322,624	301,470	301,470
Employee Benefits	104	100	340,003	340,003	340,003	340,003
Total General Government	3,464,687	3,342,261	4,231,621	4,058,606	3,826,329	3,705,213
<u>Public Safety</u>						
Police	11,222,893	11,147,361	11,994,026	14,120,060	11,954,409	11,974,428
Fire	8,350,630	7,871,970	8,078,986	7,596,413	7,866,571	7,904,894
Building Inspection	600,992	633,145	720,041	734,708	731,209	731,401
Civil Defense	5,406	0	5,600	5,600	9,454	5,779
Total Public Safety	20,179,921	19,652,476	20,798,653	22,456,781	20,561,643	20,616,502
<u>Public Works</u>						
Administration	248,101	244,056	249,542	247,182	257,941	258,037
Engineering	504,633	568,315	538,959	537,959	666,602	674,833
Streets/Alleys/Sidewalks	4,253,622	4,211,681	4,940,333	4,827,872	5,145,050	5,147,134
Sanitation	2,277,143	2,163,275	2,397,878	2,292,878	2,325,467	2,325,576
Total Public Works	7,283,499	7,187,327	8,126,712	7,905,891	8,395,060	8,405,579
<u>Health and Human Services</u>						
Cemetery	286,980	233,341	247,952	236,077	249,797	249,821
Total Health and Human Services	286,980	233,341	247,952	236,077	249,797	249,821
<u>Parks and Recreation</u>						
Parks	2,337,286	2,310,188	2,414,361	2,401,161	2,316,798	2,311,074
Senior Activity Center	177,845	162,029	181,998	175,238	172,840	172,852
Total Parks and Recreation	2,515,131	2,472,217	2,596,359	2,576,399	2,489,638	2,483,926
<u>City Development</u>						
City Development	935,197	565,125	254,880	459,362	266,125	351,149
Total City Development	935,197	565,125	254,880	459,362	266,125	351,149
<u>Other Financing Sources</u>						
Interfund Transfers	3,892	429	3,545	3,545	3,367	3,367
Unclassified	47,768	50,592	15,000	15,000	229,716	229,716
Total Other Financing Sources	51,660	51,021	18,545	18,545	233,083	233,083
TOTAL GENERAL FUND	34,717,055	33,503,768	36,274,722	37,711,661	36,021,675	36,045,273

	2014 Actual	2015 Actual	2016 Amended	2016 Estimated	2017 Requested	2017 Executive
Special Revenue Funds						
MEG Unit Fund	32,405	31,121	53,827	53,827	53,827	53,827
Block Grant Fund	0	0	0	0	653,404	653,404
Housing Revolving Loan Fund	287,420	186,400	271,192	271,192	270,622	270,622
Business Revolving Loan Fund	12,000	300,000	500,000	1,620,000	150,000	150,000
Mead Library Fund	3,174,510	3,102,573	3,033,846	3,000,692	3,079,654	3,079,654
Tourism Fund	1,209,062	1,343,032	1,241,496	1,301,526	2,013,503	2,013,503
Park, Forestry and Open Smith	0	0	0	0	110,000	110,000
Cable TV Fund	460,980	523,362	637,620	696,927	687,899	637,529
Municipal Court Fund	1,244,517	898,658	904,500	870,799	804,500	804,500
Ambulance Fund	1,208,776	1,342,820	1,234,957	1,234,957	1,208,500	1,208,500
Special Assessment Fund	499,648	448,471	345,024	345,024	612,134	612,134
Harbor Centre Marina Fund	1,008,381	1,013,501	879,520	862,120	911,080	911,080
Redevelopment Authority Fund	21,440	66,498	15,000	30,000	45,000	45,000
Storm Water Fund	0	44	88,812	88,812	0	0
E H Maywood Park Fund	31,208	25,596	0	0	0	0
Total Special Revenue Funds	9,190,347	9,282,076	9,205,794	10,375,876	10,600,123	10,549,753
Debt Service Funds						
G O Debt Service Fund	5,392,881	8,122,612	4,422,673	5,016,588	4,651,988	4,651,988
Convention Center Debt Fund	1,168,916	0	0	0	0	0
TID 5 Debt Service Fund	378	2,927	150	3,448	3,448	3,448
TID 6 Debt Service Fund	1,839,273	1,805,047	1,567,249	1,567,249	1,372,755	1,372,755
TID 7 Debt Service Fund	106,271	2,176	150	188,746	0	0
TID 10 Debt Service Fund	265,714	58,851	176,409	57,229	61,003	61,003
TID 11 Debt Service Fund	788,373	457,875	452,303	462,953	535,803	535,803
TID 12 Debt Service Fund	169,873	162,228	168,848	168,848	161,284	161,284
TID 13 Debt Service Fund	223,319	290,687	316,569	298,044	298,044	298,044
TID 14 Debt Service Fund	299,190	351,400	358,275	331,362	331,362	331,362
TIF 15 Debt Service Fund	157,439	168,931	175,051	158,815	158,815	158,815
TID 16 Debt Service Fund	0	0	0	150	86,434	86,434
Environmental TID Debt Fund	165,505	164,331	158,830	158,830	163,944	163,944
Total Debt Service Funds	10,577,132	11,685,065	7,796,507	8,413,262	7,724,880	7,724,880
Capital Project Funds						
Capital Project Fund	501,251	1,016,609	1,064,250	1,064,250	7,620,007	7,620,007
Capital Improvement Fund	996,593	1,774,014	4,992,287	4,992,287	10,339,909	10,339,909
Industrial Park Fund	2,191,096	85,989	4,100	4,100	313,755	313,755
TID 6 Capital Fund	0	0	0	113,836	0	0
TID 12 Capital Fund	0	0	102,528	102,528	150,000	150,000
TID 16 Capital Fund	0	0	3,945,500	3,945,500	210,000	210,000
Total Capital Project Funds	3,688,940	2,876,612	10,108,665	10,222,501	18,633,671	18,633,671

	2014	2015	2016	2016	2017	2017
	Actual	Actual	Amended	Estimated	Requested	Executive
Internal Service Funds						
Motor Vehicle Fund	2,465,997	2,271,903	1,989,788	2,440,270	2,463,659	2,463,743
Health Insurance Fund	7,311,753	7,714,626	7,826,837	7,382,780	7,412,972	7,412,984
Liability Insurance Fund	210,228	176,965	577,000	593,436	598,900	598,900
Workers Compensation Fund	646,723	651,424	602,466	605,526	659,154	659,178
Information Technology Fund	902,911	953,446	1,345,072	1,310,633	905,821	905,857
Total Internal Service Funds	11,537,612	11,768,364	12,341,163	12,332,645	12,040,506	12,040,662
Enterprise Funds						
Water Utility Fund	6,779,994	6,782,978	5,554,484	5,273,034	5,680,721	5,680,721
Wastewater Utility Fund	6,920,219	6,825,803	7,595,304	7,505,981	7,343,663	7,343,927
Transit Utility Fund	4,554,159	4,368,035	4,041,541	4,085,000	4,062,830	4,082,830
Parking Utility Fund	376,570	381,885	686,784	660,130	465,637	465,637
Boat Facilities Fund	80,928	84,605	96,300	298,300	198,435	198,435
Total Enterprise Funds	18,711,870	18,443,306	17,974,413	17,820,445	17,751,286	17,751,550
Fiduciary Funds						
Cemetery Perpetual Care Fund	664	2,066	540	2,000	2,000	2,000
Everhard/Farrer Trust Fund	14,069	10,297	7,540	0	0	0
Total Fiduciary Funds	14,733	12,363	8,080	2,000	2,000	2,000

X

6.2

Gen. Ord. No. 17 - 16 - 17. By Alderperson Belanger. September 6, 2016.

AN ORDINANCE amending Section 110-103 of the City of Sheboygan Municipal Code entitled "Permit Fees" so as to increase certain fees and set an expiration period.

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

Section 1. Section 110-103 of the Sheboygan Municipal Code entitled "Permit Fees" is amended so as to read as follows:

"Sec. 110-103. *Permit Fees.*

Permit fees to be paid by the applicant prior to issuance of a permit required by this division shall be \$25.00. All permits shall be effective a maximum of 15 days, after which a new permit and \$25 fee shall be required."

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.

Pub Wks.

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

CITY OF SHEBOYGAN

REQUEST FOR PUBLIC WORKS COMMITTEE CONSIDERATION

ITEM DESCRIPTION: Proposed Ordinance Change in Fee Structure for Temporary Obstructions Located in the City Right-of-Way

REPORT PREPARED BY: David H. Biebel, Director of Public Works

REPORT DATE: July 8, 2016

MEETING DATE: July 12, 2016

FISCAL SUMMARY:

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

STATUTORY REFERENCE:

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

BACKGROUND / ANALYSIS:

With the proposed permit software system application change, the Public Works department is proposing to change the fee structure to simplify the permit.

STAFF COMMENTS:

The majority of the permits for right-of-way occupancy are for ten days. Some require additional days which requires additional calculations making the permit process cumbersome. The new software is having issues with the current fee structure.

ACTION REQUESTED:

The Public Works Committee and the Common Council are requested to approve the proposed ordinance change in the fee structure for temporary obstructions in the City right-of-way and have the City Attorney draft the ordinance change.

ATTACHMENTS:

- I. Proposed ordinance change

○ **DIVISION 3. - TEMPORARY OBSTRUCTIONS**

● **Sec. 110-101. - Prohibition.**

No person shall encroach upon, occupy, obstruct or encumber any public street or highway or part thereof, unless expressly authorized to do so by the common council or by permit in accordance with this Code.
(Code 1975, § 36-115)

● **Sec. 110-102. - Permit required.**

- (a) No person shall place or cause to be placed any building materials, machinery, tools, supplies or equipment used in construction work; the demolition, razing, removal of buildings; tree removal or trimming; or for excavating for any purpose whatsoever; or deposit any debris or rubbish in connection with such projects in or upon any street, alley or public ground, without first having obtained a written permit from the department of engineering and public works.
- (b) No person shall place or cause to be placed a dumpster in or upon any street, alley or public ground without first obtaining a written permit from the department of engineering and public works

(Code 1975, § 36-104; Ord. No. 35-96-97, § 1, 9-16-96)

● **Sec. 110-103. - Permit fees.**

Permit fees to be paid by the applicant prior to issuance of a permit required by this division shall be ~~\$1.00 per day, with a ten day minimum charge, for up to 30 days and \$2.00 per day after 30 days.~~ \$25 for a maximum of 15 days and at end of such time a new permit will be required at an additional \$25 charge.
(Ord. No. 35-96-97, § 6, 9-16-96)

● **Sec. 110-104. - Permit restrictions.**

The written permits issued under this division shall be restricted to matters stipulated in section 110-102, and permittees must notify the police and fire departments, bus companies and private ambulance services 24 hours prior to the use of the permit to barricade a street.
(Code 1975, § 36-105)

● **Sec. 110-105. - Time limitation on permit.**

The department of engineering and public works may grant a permit as provided in section 110-102 for a period not to exceed three months, but such permit shall not authorize the obstructing of more than one-third of the traveled portion of the street opposite the lot on which the work is performed. Such permit may be revoked at any time by the common council or the department of engineering and public works.
(Code 1975, § 36-107; Ord. No. 35-96-97, § 2, 9-16-96)

● **Sec. 110-109. - Lights required.**

Every person who shall receive a permit provided for in section 110-102(a) shall cause a light to be placed and kept burning during the whole of every night such excavation or obstruction shall be continued, so as to cause light to shine upon such excavation or obstruction.
(Code 1975, § 36-110; Ord. No. 35-96-97, § 4, 9-16-96)

● **Sec. 110-110. - Reflectors required on dumpsters.**

No person shall allow a dumpster to be left standing upon or in any street or alley during the night unless such dumpster is equipped with red reflectors not less than three inches in diameter in size on the left and right rear sides facing traffic and the left and right front sides facing traffic of any such dumpster and unless a band of black and white reflectorized tape not less than three inches in width is affixed three to four feet from ground level on the three sides of such dumpster which face traffic. The reflectors and reflectorized tape shall remain visible at all times while the dumpster is in the street or alley.
(Code 1975, § 36-111; Ord. No. 35-96-97, § 5, 9-16-96)

CITY OF SHEBOYGAN

REQUEST FOR PUBLIC WORKS COMMITTEE CONSIDERATION

ITEM DESCRIPTION: Resolution regarding a Request for Amending Section 74-63 of the City Municipal Code entitled "Fire Control" so as to Eliminate Recreational Fires on Beaches.

REPORT PREPARED BY: Joseph L. Kerlin, Superintendent of Parks and Forestry

REPORT DATE: August 5, 2016

MEETING DATE: August 09, 2016

FISCAL SUMMARY:

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

STATUTORY REFERENCE:

Wisconsin Statutes: N/A
Municipal Code: 74-63

BACKGROUND / ANALYSIS:

Public Work staff, Fire Department staff and volunteers have worked hard to provide several fire pit rings on the beaches of Lake Michigan. Due to the abuse of using wood with nails, having large fires, broken glass in the sand, half burnt logs buried in the sand, and people making their own fire pits, have added a hazardous and un-clean look to our beaches.

STAFF COMMENTS:

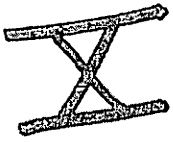
Providing fire pit rings along the beaches of Lake Michigan was seen as a good thing for the community by Public Works and Fire Department Staff. Departments have posted signs with rules by each ring, asked for more enforcement and utilized volunteer groups to aid in the cleaning of the fire pit areas. Conditions have degraded each year and the beach areas around the rings are filling with hazardous debris.

ACTION REQUESTED:

Motion of approval from the Public Works Committee and recommendation to the Common Council.

ATTACHMENTS:

- I. General Ordinance No. 15 -16 -17
- II. Email from Steve Sokolowski



6.2

Gen. Ord. No. 15 - 16 - 17. By Alderperson Belanger. August 1, 2016.

AN ORDINANCE amending Section 74-63 of the City of Sheboygan Municipal Code entitled "Fire Control" so as to eliminate recreational fires on beaches.

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

Section 1. Section 74-63 of the Sheboygan Municipal Code entitled "Fire Control" is amended so as to read as follows:

"Sec. 74-63. *Fire control.*

Fires shall be permitted in city parks and on city-owned property only under the following circumstances:

- (1) In metal grills in picnic areas;
- (2) As part of the officially sponsored activities of high schools within the city as set forth in section 50-182(10);
- (3) As otherwise permitted by the council; and
- (4) Except as specifically set forth above, all fires permitted in this section are further subject to the limitations on recreational bonfires set forth in section 50-182(6)."

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.

Pat Wiko

John B. [Signature]

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

From: Steven Sokolowski [<mailto:stevesoko@att.net>]

Sent: Friday, August 05, 2016 8:25 AM

To: Mayor Vandersteen; Alderperson John Belanger; Alderperson Andrew Schneider; Alderperson Todd Wolf; Alderperson Jim Bohren; Alderperson Bryan Bitters; Alderperson Bill Thiel; Alderperson Job Hou-Seye; Alderperson Joseph Heidemann; Alderperson Mark Hermann; Alderperson Mary Lynne Donohue; Alderperson Mike Damrow; Alderperson Roman Draughon; Alderperson Rosemarie Trester; Alderperson Scott Lewandoske; Alderperson Susan Lessard; Alderperson Tammy Rabe; Richards, Susan; Biebel, David; Pelishek, Chad

Subject: Recommendation to file the proposed ordinance amendment to eliminate fires on the beaches.

To the City of Sheboygan Mayor, Common Council and Public Works Committee:

It has come to our attention that the Public Works Committee and Common Council will be reviewing an ordinance amendment to eliminate fires on the beaches:

An Ordinance by Ald. Belanger amending Section 74-63 of the Municipal Code entitled so as to eliminate recreational fires on beaches. PUBLIC WORKS

I applauded the Common Council willingness to pass this ordinance permitting people to have fires on the beaches. Sitting by a fire next to Lake Michigan with loved ones and/or friends is one of the best experiences that the City offers its citizens. It is very appealing to go to the beach in my community (no traveling), start a fire by the lake and just hang out and see beautiful sunsets, moon lit nights and hear laughter, the sounds of the water, people, birds, etc.

Often times people and/or organizations react to a situation due to one bad incident or individual instead of thinking about the numerous amount of times that people have acted responsibly and have had the opportunity to enjoy themselves with a fire by the lake. I believe that for the most part people have acted responsibly and those individuals should not be penalized. I would suggest that you take a look at the situation from the perspective of those citizens who are responsible, who follow the rules and who thoroughly enjoy having the opportunity to enjoy a fire by the lake.

If there are issues maybe there are other ways of regulating fires on the beach instead of completely eliminating it such as:

- Fires can only be started in the rings provided by the City.
- I do not think a permit is warranted but maybe a permit is issued (very inexpensive permit with maybe a contact name of who is responsible for the fire at which numbered fire pit ring).
- If the concern is what is being burned maybe the wood needs to be purchased from the City.
- When prohibited - Burning that is offensive or objectionable because of smoke or odor emissions or when atmospheric conditions or local circumstances make such fires hazardous shall be prohibited.
- Extinguishment authority - The fire code official is authorized to order the extinguishment of any fire that creates or adds to a hazard or objectionable situation.

- Penalties / Fines - Any person found to be noncompliant with specific regulation may be subject to a municipal citation in the amount of no less than \$XXX.00 and no greater than \$XXX.00.
- Where fire pits are provided during the summer months, they are available on a first come, first served basis.
- Burn only untreated, unpainted wood.
- Don't burn pallets or any wood containing nails or other hardware.
- Burn Clean. Do not use accelerants such as lighter fluid, as they leave pollution and poisons in the sand and the air. Paper and kindling are preferred fire starter material.
- Don't burn trash or debris. Most trash gives off pollution and poisonous gases.
- Trash must be removed from the beach. LEAVE NO TRACE.

Maybe public works, fire or police staff have ideas that could be researched and considered to alleviate some of the concerns.

Again, beach fires are one of the best experiences that the City has offered its citizens! It would be extremely disappointing if the Public Works Committee and Common Council completely eliminated beach fires in the City of Sheboygan. On behalf of responsible citizens who enjoy beach fires by Lake Michigan, we strongly recommend that you do not eliminate beach fires and file this proposed ordinance amendment. If you do not file this document, we recommend that you allow beach fires and possibly add some minimal beach fire regulations.

Please provide a copy of this letter to all committee members who will be making a recommendation and to all council members who will be making a formal decision on this matter.

Sincerely,

Steve and Dawn Sokolowski
1820 N. 29th Street
Sheboygan, WI 53081

Typically, fires must be limited to official fire pits, which are formed by large cement rings in the sand. **Fires are only allowed WITHIN the provided concrete fire rings.** Any fires created outside of these rings are illegal.

