



City of Racine

City Hall
730 Washington Ave.
Racine, WI 53403
www.cityofracine.org

Meeting Minutes - Final Common Council

*Mayor John T. Dickert, Alderman Q.A. Shakoor, II, Alderman Eric Marcus,
Alderman Michael Shields, Alderman Ronald D. Hart,
Alderman Jim Kaplan,
Alderman Dennis Wiser, Alderman Aron Wisneski, Alderman Sandy Weidner, Alderman Terry McCarthy, Alderman Raymond DeHahn, Alderman Gregory Holding, Alderman Robert Mozol, Alderman O. Keith Fair, Alderman Melissa Kaprelian-Becker, Alderman James Morgenroth*

Tuesday, February 7, 2012

7:00 PM

Room 205, City Hall

A. Call To Order

Mayor Dickert called the meeting to order at 7:05 PM.

PRESENT: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wiser, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

B. Pledge of Allegiance To The Flag

Mayor Dickert led the Council in the Pledge of Allegiance to the Flag.

C. Approval of Journal of Council Proceedings (Minutes)

Minutes of the previous meeting were approved as printed on motion of Alderman Holding.

D. Public Comments

*Karl Fuller
Florence Boyer
Joanne Griffin
Sue DeKeuster
Ken Brown
George Meyer
Mark Celeste*

E. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

[12-7287](#)

Subject: communication from the City Attorney submitting the claim of Racine Joint Venture II LLC for consideration.

Referred to Finance and Personnel Committee

[12-7300](#)

Subject: communication from the City Attorney submitting the claim of Rosalie's LLC for consideration.

Referred to Finance and Personnel Committee

[12-7306](#)

Subject: Communication from the Interim Director of Parks, Recreation, and Cultural Services requesting to amend the fiscal note indicated in Resolution 11-2731, dated September 20, 2011, authorizing the application for a Tree Inventory Grant through the Wisconsin Department of Natural Resources.

Referred to Finance and Personnel Committee

[12-7308](#)

Subject: communication from the City Attorney advising that pursuant to Wisconsin Administrative Code DWD 80.60(3), the City is required to authorize continuation of the self-insured worker's compensation program under the Wisconsin Worker's Compensation Act.

Therefore, authorization is requested as follows:

- 1) the continuation of a self-insured worker's compensation program that is currently in effect.
- 2) the City Attorney to forward certified copies of the Resolution to the Worker's Compensation Division, Wisconsin Department of Workforce Development.

Referred to Finance and Personnel Committee

[12-7274](#)

Subject: Communication from the Police Chief, requesting authorization to enter into a Wisconsin Homeland Security Grant Program Agreement with Racine County for the ownership transfer of a Wanco Mobile Video Surveillance Trailer System.

Referred to Finance and Personnel Committee

[12-7311](#)

Subject: Communication from the Purchasing Agent requesting to discuss the results of Official Notice #1, Request for Proposal, Billing for Emergency Medical Services.

Refer to the Public Safety and Licensing Committee.

Referred to Finance and Personnel Committee

Referred to Public Safety and Licensing Committee

[12-7333](#)

Subject: Communication from the Fire Chief requesting to waive formal bidding for the acquisition of radio infrastructure equipment.

Referred to Finance and Personnel Committee

[12-7338](#)

Subject: Communication from Diana Valencia, Member of Cesar Chavez Celebration Committee, requesting the deposit fee of \$550.00 be waived for the rental of the Cesar Chavez Community Center for their community event being held on March 31, 2012, to honor the Latino civil rights activist and peacemaker, Cesar Estrada Chavez.

Referred to the Finance and Personnel Committee

Refer to Public Works and Services Committee, by Ald. Weidner

[12-7303](#)

Subject: Communication from Racine Youth Sports requesting to use the Gateway parking lot for the Gus Macker Tournament on August 11 and 12, 2012.

Referred to Public Works and Services Committee

[12-7332](#)

Subject: Communication from the Assistant Commissioner of Public Works/Engineering submitting the response from WisDOT regarding the intersection improvements at Northwestern Avenue, Albert Street and West High Street for the Northwestern Avenue (STH38), WisDOT Project ID: 2290-17-00.

Referred to Public Works and Services Committee

[12-7343](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations submitting a professional services agreement with Business Fitness, Inc., for the provision of telecommunication auditing services.

Referred to the Public Works and Services Committee

[12-7345](#)

Subject: Communication from Karl Fuller, on behalf of the Citizens of Jerome Blvd., submitting a request to discuss further removal of street lights.

Referred to the Public Works and Services Committee

Refer to Public Safety and Licensing Committee, by Ald. Wisneski

[12-7296](#)

Subject: Communication from the Interim Director of Parks, Recreation and Cultural Services requesting authorization of final payment for contract 36-11 (K1-038) Island Park Pedestrian Bridge Renovations CDBG. (Res. 11-2745)

Referred to Public Safety and Licensing Committee

[12-7321](#)

Subject: Communication from the Interim Director of Parks, Recreation and Cultural Services requesting authorization of final payment for Contract 23-11 (K1-023) Masonry Restoration at Recreation Service Center. (Res. 11-2513)

Referred to Public Safety and Licensing Committee

[12-7322](#)

Subject: Communication from the Interim Director of Parks, Recreation and Cultural Services requesting authorization of final payment to Industrial Roofing Services, Inc. for professional services for the roof replacement of the North Beach Bathhouse. (Res. 10-5124)

Referred to Public Safety and Licensing Committee

[12-7323](#)

Subject: Communication from the Interim Director of Parks, Recreation and Cultural Services requesting final payment for Contract 48-10 (K0-062) Roof Replacement at North Beach Bathhouse. (Res. 10-2257)

Referred to the Public Safety and Licensing Committee

[12-7331](#)

Subject: Communication from the Interim Director of Parks, Recreation and Cultural Services requesting authorization and payment of Change Order #2 for Contract 31-11 (K1-033) Sam Johnson Parkway Fountain Upgrades (R1). (Res.12-2905)

Referred to the Public Safety and Licensing Committee

[12-7337](#)

Subject: (New) Application of 2 Sheets to the Wind Pub & Grill, LLC, Sheila Sheets, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 3316 Douglas Avenue. (7th District)

Referred to the Public Safety and Licensing Committee

[12-7277](#)

Subject: Communication from the Interim Director, Tom Molbeck of Parks, Recreation, and Cultural Services to request meeting with Public Safety and Licensing Committee to discuss formal bidding be waived and the Purchasing Agent to be authorized to negotiate with Absolute Mechanical & Plumbing, LLC for the 2012 mechanical service contract for the Laurel Clark Fountain.

Referred to Public Safety and Licensing Committee

[12-7297](#)

Subject: Communication from Interim Director of Parks, Recreation and Cultural Services requesting authorization of Change Order #1 and final payment for Contract 45-11 (K1-048) Island Park Asphalt Improvements CDBG. (res. 11-2764)

Referred to Public Safety and Licensing Committee

Refer to Transit and Parking Commission, by Ald. DeHahn[12-7317](#)

Subject: Communication from the Alderman of the 12th District/Chairman of the Public Safety & Licensing Committee requesting changes in the time that cars are allowed to park in Uptown Lot No. 1 - 1422 Ann Street.

Referred to Transit and Parking Commission

Refer to City Plan Commission, by Ald. Wisneski[12-7336](#)

Subject: Communication from the Director of City Development requesting to create Tax Incremental District No. 17 for the purpose of providing financial assistance for the redevelopment of the buildings at 301 Sixth Street and 608 Wisconsin Avenue.

Referred to City Plan Commission

F. Committee Reports**Finance and Personnel Committee Report, by Ald. Shakoor**[12-7290](#)

Subject: (Direct Referral) Communication from the City Attorney requesting authorization to represent employee Rodney King in the lawsuit, Dawn Balcer, et al v. American Family Insurance, et al, Racine County Case No. 11-CV-3204. (Res. 12-2922)

Recommendation of the Finance & Personnel Committee on 1-23-12: The City Attorney's office be authorized to represent Rodney King in the lawsuit, Dawn Balcer, et al v. American Family Insurance, et al, Racine County Case No. 11-CV-3204.

Fiscal Note: N/A

A motion was made that this Claim be Received and Filed as Reported. The motion was APPROVED.

[11-7170](#)

Subject: (Direct Referral) Communication from the Racine County Economic Development Corporation submitting for review and approval its 2012 Entrepreneurship Initiative contract with the City. (Res. 12-2926)

Recommendation of the Redevelopment Authority on 1-3-12: That the Authority supports the use of \$69,400 from the Intergovernmental Revenue Sharing Fund for the Entrepreneurship Initiative contract for 2012.

Further recommends that the Mayor and City Clerk be authorized and directed to enter into the agreement with RCEDC.

Further recommends that the proposed agreement be referred to the Finance and Personnel Committee of the Common Council for its review and approval.

Recommendation of the Finance & Personnel Committee on

1-23-12: To approve the Racine County Economic Development Corporation's 2012 Entrepreneurship Initiative contract with the City and that specific metrics be delivered to the Committee by the next scheduled Finance & Personnel Committee meeting.

Fiscal Note: The funds, \$69,400, are available in the city's 2012 capital budget.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[12-7245](#)

Subject: Communication from the Fire Chief requesting permission to apply for the Assistance to Fire Fighters SAFER Grant. (Grant Control #2012-001) (Res. 12-2923)

Recommendation of the Finance & Personnel Committee on

1-23-12: Permission be granted for the Fire Chief to apply for the Assistance to Fire Fighters SAFER Grant. (Grant Control #2012-001)

Fiscal Note: The official grant guidance document has not been released yet; however, the Fire Chief has been advised the grant will be for a three-year period of time and cover 100% of the costs associated with the three firefighting positions. He has also been advised that there should not be any conditions that the fire department continues with the three positions at the conclusion of the grant period.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[12-7289](#)

Subject: (Direct Referral) Communication from the Public Health Administrator requesting permission to enter into a contract agreement to retain Engberg-Anderson for architectural design services for a City Animal Control facility. (Res. 12-2924)

Recommendation of the Finance & Personnel Committee on

1-23-12: The Mayor and City Clerk be authorized and directed to enter into a contract agreement to retain Engberg-Anderson for architectural design services for a City Animal Control facility for an amount not to exceed \$10,000 for the first three phases.

Fiscal Note: Up to \$10,000 for the first three phases of the project.

Alderman Weidner requested Administrator of Public Health, Dottie-Kay Bowersox, speak on this item.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[11-7169](#)

Subject: (Direct Referral) Communication from the Racine County Economic Development Corporation submitting for review and approval its 2012 Brownfield Services contract with the City. (Res. 12-2925)

Recommendation of the Redevelopment Authority on 1-3-12: That the Authority supports the use of \$55,000 from the Intergovernmental Revenue Sharing Fund for the renewal of the RCEDC brownfields initiative contract for 2012.

Further recommends that the Mayor and City Clerk be authorized and directed to enter into the agreement with RCEDC.

Further recommends that the proposed agreement be referred to the Finance and Personnel Committee of the Common Council for its review and approval.

Recommendation of the Finance & Personnel Committee on 1-23-12: To approve the Racine County Economic Development Corporation's 2012 Brownfield Services contract with the City.

Fiscal Note: The funds, \$55,000, are available in the city's 2012 capital budget.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Alderman Q.A. Shakoor, II, seconded by Alderman Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wisner, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

[11-7228](#)

Subject: Communication from Old Timers Athletic Club to waive the fees for hanging banners around the City and on park fences.

Recommendation of the Finance & Personnel Committee on 1-23-12: Deny the request from the Old Timers Athletic Club to waive the fees for hanging banners around the City and on park fences.

Fiscal Note: N/A

Alderman DeHahn requested that item 11-7228 be considered separately.

Tom Molbeck, Interim Director for Parks, Recreation and Cultural Services and Administrator Friedel spoke on this item.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED by the following vote:

AYES: 12 - Fair, Marcus, Shields, Kaplan, Weidner, Shakoor, II, Wiser, Holding, Wisneski, Morgenroth, Hart and Mozol

NOES: 1 - DeHahn

EXCUSED: 2 - Kaprelian-Becker and McCarthy

Public Works and Services Committee Report, by Ald. Weidner**12-7324**

Subject: (Direct Referral) Communication requesting authorization and direction that certain City-owned parcels of real estate may be utilized by the City of Racine and/or the State of Wisconsin for the STH 32 (Douglas Avenue) Road Improvement Project (R/W Project ID 2350-13-20), including the right to construct, cut and/or fill slopes and including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove, or plant thereon any vegetation that the highway authorities may deem necessary or desirable. (Res. 12-2938)

Recommendation of the Public Works and Services Committee on 1-31-12: That the City of Racine authorizes and directs that the following portions of parcels described below may be utilized for the STH 32 (Douglas Avenue) Road Improvement Project (R/W Project ID 2350-13-20), including the right to construct, cut and/or fill slopes and including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove, or plant thereon any vegetation that the highway authorities may deem necessary or desirable, in and to the following lands in City of Racine, Racine County, Wisconsin, described as follows:

Parcel 12 of Transportation Project Plat 2350-13-20 - 4.02, recorded as Document 2275907, Volume 1, Page 143, at the Racine County Courthouse Register of Deeds office in Racine County, Wisconsin. Property interests and rights of said Parcel 12 consist of: Fee Simple and Temporary Limited Easement. Any interests or rights not listed above for said parcel but shown as required on said are hereby incorporated herein by reference.

Commonly known as 2221 Douglas Avenue, PIN
276-00-00-20952-000

Parcel 91 of Transportation Project Plat 2350-13-20 - 4.09, recorded as Document 2275914, Volume 1, Page 150, at the Racine County Courthouse Register of Deeds office in Racine County, Wisconsin. Property interests and rights of said Parcel 91 consist of: Fee Simple. Any interests or rights not listed above for said parcel but shown as required on said are hereby incorporated herein by reference. Commonly known as South Street

Further recommends that certified copies of this resolution be forwarded to the Wisconsin Department of Transportation as part of the documentation related to the aforementioned STH 32 (Douglas Avenue) Road Improvement Project (R/W Project ID 2350-13-20).

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[12-7244](#)

Subject: Communication from the Race Director of the Ragnar Relay Chicago 2012 race requesting permission to use city right-of-way on Friday, June 8, 2012 and Saturday, June 9, 2012.

Recommendation of the Public Works and Services Committee on 1-31-12: That the communication be received and filed.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[12-7251](#)

Subject: Communication from David K. Popoff, George's Tavern, requesting permission to close the 300 block of Hamilton Street on Saturday, March 3, 2012, for the 20th annual Thoughts for Food fundraiser. (Res. 12-2936)

Recommendation of the Public Works and Services Committee on 1-31-12: The owner of George's Tavern be granted permission to close Hamilton Street from Main Street to Chatham Street, from 6:00 p.m., Saturday, March 3, 2012 to 2:00 a.m., Sunday, March 4, 2012, in conjunction with the Thoughts for Food Fundraiser, with the following stipulations:

- A. A hold harmless agreement be executed and a \$62.50 processing fee paid;
- B. A liability insurance certificate be filed prior to this event;
- C. Any overtime costs incurred by any City department be charged to

the sponsor;

D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event;

E. No alcoholic beverages will be sold and/or dispensed within the street right-of-way;

F. In the event of snow, the sponsor shall remove all barricades from the street.

G. Sponsor shall be responsible for all detour signage during the event.

H. The sponsor shall pay a \$250.00 special event fee.

Further recommends that the Commissioner of Public Works/City Engineer and Chief of Police provide limited assistance, in the interest of public safety, to implement this event.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[12-7259](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 1 to Contract 47-11 (K1-050), Female Locker Room at Solid Waste Garage, Absolute Construction Enterprises, Inc., contractor. (Res. 12-2949)

Recommendation of the Public Works and Services Committee on 1-31-12: That Change Order No. 1 on Contract 47-11 (K1-050), Female Locker Room at Solid Waste Garage, Absolute Construction Enterprises, Inc., contractor, be approved in the amount of \$1,626.00.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 991.410.5010, Female Locker Room.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[12-7276](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting a professional engineering services proposal from Arnold & O'Sheridan, Inc. for Contract 4-12 (K2-004), Repair Tunnel Between City Hall and Central Heating Plant. (Res. 12-2950)

Recommendation of the Public Works and Services Committee on 1-31-12: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Arnold & O'Sheridan, Inc. for Contract 4-12 (K2-004), Professional Services - Repair Tunnel Between City Hall and Central Heating Plant, in the not-to-exceed amount of \$9,200.00.

Fiscal Note: Funds to defray the cost of these professional services

be appropriated from the Account 992.220.5020, Central Heating Plant - Tunnel Repairs.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

12-7288

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting a professional services agreement from Ayres Associates for 2012 Bridge Inspection Services. (Res. 12-2942)

Recommendation of the Public Works and Services Committee on 1-31-12: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Ayres Associates for 2012 Bridge Inspection Services , in the not-to-exceed amount of \$18,841.62.

Fiscal Note: Funds to defray the cost of these professional services be appropriated from the following accounts:

\$ 7,200.00 - Account 930.992.5020, Lift Bridge Inspections
\$ 9,465.89 - Account 101.130.5610, City Owned Bridge Inspections
\$ 2,175.73 - Account 930.992.5030, Underwater Inspection Lift Bridges
\$ 18,841.62 - Total

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

12-7291

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting a three-party agreement with AECOM, WisDOT and the City of Racine for the design of Lake Michigan Pathway Phase 3 - Augusta St. to Melvin Ave. and DeKoven Ave. to 24th St., Project ID: 1693-34-07. (Res. 12-2943)

Recommendation of the Public Works and Services Committee on 1-31-12: That the Mayor and City Clerk be authorized and directed to enter into a 3-party contract with the State of Wisconsin Department of Transportation and AECOM Technical Services, Inc. for professional design engineering services for the Lake Michigan Pathway Phase 3 - Augusta Street to Melvin Avenue and DeKoven Avenue to 24th Street, State Project ID: 1693-34-07, for the not-to-exceed cost of \$179,628.75, which is funded 80% by the State of Wisconsin, or \$143,703.00, and 20% by the City of Racine, or \$35,925.75.

Fiscal Note: Funds to defray the cost of these professional services are available in Account 992.908.5620, Lake Michigan Pathway

Phases 3A and 3B.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[12-7299](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 14-10 (K0-014), PS-2010 Sewer Management Services, AECOM Technical Services, Inc., contractor. (Res. 12-2940)

Recommendation of the Public Works and Services Committee on 1-31-12: That the professional services provided by AECOM Technical Services, Inc., under Contract 14-10 (K0-014), Professional Services - 2010 Sewer Management Services, be accepted and final payment authorized for a total contract amount of \$58,402.35.

Fiscal Note: Contract was authorized under Resolution No. 10-1817, dated January 19, 2010.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[12-7301](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations requesting permission to waive formal bidding procedures for Contract 8-12 (K2-008), HVAC Upgrades at Various Facilities. (Res. 12-2948)

Recommendation of the Public Works and Services Committee on 1-31-12: That the request to waive formal bidding procedures be approved in accordance with State Statutes that allow for the waiving of public bids for the purpose of maintaining uniformity of equipment and services.

Further recommends that the Mayor and City Clerk be authorized and directed to enter into an agreement with Johnson Controls, Inc. for HVAC Upgrades at Various Facilities, for the not-to-exceed price of \$67,640.00.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 28,740.00 - Account 992.100.5040, Health Lab-Air Handler
\$ 21,600.00 - Account 404.000.5760, Server Room Aeon Controls
\$ 17,300.00 - Account 404.000.5670, Building Repairs & Maintenance
\$ 67,640.00 - Total

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[12-7307](#)

Subject: (Direct Referral) Communication from the Assistant

Commissioner of Public Works/Operations requesting permission to waive formal bidding procedures for the purchase of a backhoe. (Res. 12-2947)

Recommendation of the Public Works and Services Committee on 1-31-12: That formal bidding procedures be waived and that the Purchasing Agent be authorized and directed to negotiate with Miller-Bradford and Risberg, Inc., for the purchase of one 2011 Case 580 Super N Backhoe.

Fiscal Note: The estimated cost of this equipment of \$100,000.00, which is a savings of \$8,000.00 over the price of a 2012 backhoe. Funding is available in Account 101.630.5790, Unlicensed Vehicles - Backhoe.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[12-7309](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting a proposal from ARC Architectural Group, LLC on Contract 9-12 (K2-009), Professional Services - Police Department Office Improvements.

Recommendation of the Public Works and Services Committee on 1-31-12: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with ARC Architectural Group, LLC for Contract 9-12 (K2-009), Professional Services - Police Department Office Improvements, in the not-to-exceed amount of \$7,810.00.

Fiscal Note: Funds to defray the cost of these professional services be appropriated from the Account 990.210.5040, Safety Building - Building Updates.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[12-7312](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting a proposal from AECOM Technical Services, Inc. for the 2012 Pavement Inspections and Planning.

Recommendation of the Public Works and Services Committee on 1-31-12: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with AECOM Technical Services, Inc. for 2012 Pavement Inspections and Planning, in the not-to-exceed amount of \$81,100.00.

Fiscal Note: Funds to defray the cost of these professional services

be appropriated from Account 101.130.5610, 2012 Professional Services.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

12-7315

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting Change Order #1 to Contract 12-11 (K1-012), Sidewalk Replacement - Phase I, Standard Sidewalk, Inc., contractor. (Res. 12-2945)

Recommendation of the Public Works and Services Committee on 1-31-12: That Change Order No. 1 on Contract 12-11 (K1-012), Sidewalk Replacement - Phase I, Standard Sidewalk, Inc., contractor, be approved in the decrease amount of \$54,392.61.

Fiscal Note: Change Order No. 1 will result in a decrease in contract price. Funding accounts to be adjusted by the following amounts:

(\$ 71,773.11) - Account 906.000.5520, Sidewalk Replacement
(\$ 10,000.00) - Account 991.908.5520, Sidewalk Replacement
\$ 15,000.00) - Account 991.908.5310, New Curb & Gutter
\$ 12,380.50) - Account 991.908.5010, Concrete St. Pav. Misc. Loc.
(\$ 54,392.61) - Total

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

12-7316

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 12-11 (K1-012), Sidewalk Replacement - Phase I, Standard Sidewalk, Inc., contractor. (Res. 12-2946)

Recommendation of the Public Works and Services Committee on 1-31-12: That the work done under Contract 12-11 (K1-012), Sidewalk Replacement - Phase I, be accepted and final payment authorized for a total contract amount of \$403,020.39.

Fiscal Note: Contract was authorized under Resolution No. 11-2474, dated April 6, 2011.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

12-7318

Subject: (Direct Referral) Communication from the Purchasing Agent submitting a bid for Two (2) 35,000 GVW 5 Cubic Yard Diesel Dump Trucks with Snowplow and Tailgate Material Spreader and Liquid Dispensing Systems. (Res. 12-2937)

Recommendation of the Public Works and Services Committee

on 1-31-12: That the contract for Two (2) 35,000 GVW 5 Cubic Yard Diesel Dump Trucks with Snowplows and Tailgate Material Spreader and Liquid Dispensing Systems be awarded to Lakeside International Trucks, Milwaukee, WI, at their bid price of \$235,990.00 with trade-ins, they being the only responsible bidder.

Fiscal Note: Funding to defray the cost of these services be appropriated from Account 101.630.5780, Licensed Vehicles.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[12-7320](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 21-10 (K0-024), Professional Services - Festival Hall and Mound Cemetery AC, Graef-USA, Inc., consultant. (Res. 12-2941)

Recommendation of the Public Works and Services Committee on 1-31-12: That the professional services provided by Graef-USA, Inc., under Contract 21-10 (K0-024), Professional Services - Festival Hall and Mound Cemetery AC, be accepted and final payment authorized for a total contract amount of \$30,603.73.

Fiscal Note: Contract was authorized under Resolution No. 10-1837, dated February 2, 2010.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Alderman Sandy Weidner, seconded by Alderman Q.A. Shakoor, II, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wiser, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

[12-7325](#)

Subject: (Direct Referral) Communication requesting authorization and direction that certain City-owned parcels of real estate may be utilized by the City of Racine and/or the State of Wisconsin for the STH 20/32 (Seventh Street) Road Improvement Project (R/W Project ID 2440-07-20), including the right to construct, cut and/or fill slopes and including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove, or plant thereon any vegetation that the highway authorities may deem necessary or desirable. (Res. 12-2939)

Recommendation of the Public Works and Services Committee

on 1-31-12: That the City of Racine authorizes and directs that the following portions of parcels described below may be utilized for the STH 20/32 (Seventh Street) Road Improvement Project (R/W Project ID 2440-07-20), including the right to construct, cut and/or fill slopes and including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove, or plant thereon any vegetation that the highway authorities may deem necessary or desirable, in and to the following lands in City of Racine, Racine County, Wisconsin, described as follows:

Temporary Limited Easement in and to that part of Block 54, School Section, all of said Block East of South Marquette Street, except 104.7 feet measured along Marquette Street in Section 16, Township 3 North, Range 23 East, in the City of Racine, County of Racine, State of Wisconsin, bounded and described as follows: Beginning at the Northeast corner of said Block 54; thence South 30°39'10" West along the Easterly right of way line of Washington Avenue 12.55 feet; thence North 59°20'50" West, 5.00 feet; thence North 30°39'10" East 9.26 feet; thence North 35°56'21" West 26.69 feet; thence North 89°24'12" East 6.13 feet to the South right of Way of Eighth Street; thence South 35°56'21" East along said right of way 26.43 feet to the Point of Beginning. ALSO, Commencing at the Northeast corner of said Block 54; thence South 30°39'10" West along the Easterly right of way line of Washington Avenue 128.21 feet to the Point of Beginning of this description; thence continuing South 30°39'10" West along said right of way line 16.02 feet; thence North 59°20'50" West 5.00 feet; thence North 30°39'10" East 16.02 feet; thence South 59°20'50" East 5.00 feet to the Point of Beginning.

Commonly known as DPW Solid Waste Garage/Warehouse & Recycling Center Dump Site.

Highway Easement in and to that part of Block 20 in Harbor Addition, that part of Block 48, Block 49, that portion of former Chicago, Milwaukee, St. Paul & Pacific Railroad right of way and vacated Center Street, in Section 16, Township 3 North, Range 23 East, as returned by the Appraisers of School and University Lands to the office of the Secretary of State of the State of Wisconsin, in the City of Racine, County of Racine, State of Wisconsin, bounded and described as follows: Beginning at the Northeast corner of said Block 20; thence South 80°58'00" West along the Southerly right of way line of Sixth Street 275.61 feet; thence South 88°03'43" East 30.20 feet; thence South 06°16'07" East 74.54 feet; thence South 65°21'11" West

78.96 feet; thence North 68°21'29" East along the Northerly right of way of Washington Avenue 328.93 feet; thence North 0°13'19" West 30.00 feet to the Point of Beginning. ALSO A TEMPORARY LIMITED EASEMENT described as follows: Commencing at the Northeast corner of said Block 20; thence South 00°13'19" East 30.00 feet; thence South 68°21'29" West along the Northerly right of way of Washington Avenue 413.23 feet to the Point of Beginning of this description; thence continuing South 68°21'29" West along said right of way line 70.56 feet; thence South 48°57'46" West along said right of way line 87.94 feet; thence South 33°02'28" West along said right of way line 43.81 feet to Point "A"; thence North 56°54'08" West 5.00 feet; thence North 33°02'28" East 44.50 feet; thence North 48°57'46" East 89.50 feet; thence North 68°21'29" East 71.42 feet; thence South 21°38'31" East 5.00 feet to the Point of Beginning. ALSO, Commencing at Point "A" in the above described legal description, said point being on the Westerly right of way line of Washington Avenue; thence South 33°02'28" West along said right of way line 78.10 feet to the Point of Beginning of this description; thence continuing South 33°02'28" West along said right of way line 203.09 feet; thence South 33°52'42" West along said right of way line 58.88 feet to the Northerly right of way line of Eighth Street; thence South 89°26'06" West along said right of way line 62.83 feet; thence North 00°33'54" West 9.03 feet; thence North 89°26'06" East 63.02 feet; thence North 33°52'47" East 38.72 feet; thence North 33°02'28" East 202.88 feet; thence South 59°20'50" East 5.00 feet to the Point of Beginning, excepting therefrom that portion of existing building lying within said easement.

Commonly known as City Hall

Fee title in and to that part of Block 49, as returned by the Appraisers of School and University Lands to the office of the Secretary of State of the State of Wisconsin, in Section 16, Township 3 North, Range 23 East, in the City of Racine, County of Racine, State of Wisconsin, bounded and described as follows: Beginning at the Northeast corner of said Block 49; thence South 68°36'46" West along the Southeasterly right of way line of Washington Avenue 49.11 feet; thence South 01°42'28" East 1.06 feet; thence North 68°30'46" East 21.20 feet to a point of curvature; thence northeasterly 34.05 feet along the arc of a curve to the right, which is concave to the Northeast, whose radius is 19.71 feet and whose long chord bears South 55°03'52" East 32.10 feet to a point of tangency, said point being on the West right of way line of Center Street; thence North 00°49'30" West along said West line 29.61 feet to the Point of Beginning. ALSO A TEMPORARY LIMITED EASEMENT described as follows: Commencing at the Northeast corner of said Block 49; thence South 68°36'46" West along the Southeasterly right of way line of

Washington Avenue 49.11 feet; thence South 01°24'52" East 1.06 feet to the Point of Beginning of this description; thence North 68°30'46" East 21.20 feet to a point of curvature; thence northeasterly 34.05 feet along the arc of a curve to the right, which is concave to the Southwest, whose radius is 19.71 feet and whose long chord bears South 55°35'52" East 32.10 feet to a point of tangency; said point being on the Westerly right of way line of Center Street; thence South 00°49'30" East 18.19 feet; thence North 90°00'00" East 5.54 feet; thence South 00°49'30" East 21.00 feet to a point of curvature; thence Northeasterly 25.10 feet along the arc of a curve to the left, which is concave to the Southwest, whose radius is 14.00 feet and whose long chord bears South 60°02'59" East 21.86 feet to a point of tangency, thence North 69°21'50" East 22.95 feet; thence North 01°24'52" West 5.00 feet to the Point of Beginning. ALSO, Commencing at the Northeast corner of said Block 49; thence South 68°36'46" West along the Southeasterly right of way line of Washington Avenue 124.91 feet to the Point of Beginning of this description; thence South 01°45'52" East 12.92 feet; thence South 48°57'46" West 30.31 feet; thence North 00°33'40" East 13.37 feet to the Southeasterly right of way line of Washington Avenue; thence North 48°57'46" East along said right of way line 29.61 feet to the Point of Beginning. ALSO, Commencing at the Northeast corner of said Block 49; thence South 68°36'46" West along the Southeasterly right of way line of Washington Avenue 124.91 feet; thence South 48°57'46" West along said right of way line 112.95 feet; thence South 32°59'33" West 128.96 feet to the Point of Beginning of this description; thence North 88°19'14" East 12.16 feet; thence South 32°59'33" West 17.45 feet; thence South 89°44'13" West 11.96 feet; thence North 32°59'33" East 17.09 feet to the Point of Beginning.

Commonly known as Safety Building

Temporary Limited Easement in and to Block 6, the North one-half of Lot 1, in School Section, Section 16, Township 3 North, Range 23 East, in the City of Racine, County of Racine, State of Wisconsin, bounded and described as follows: Beginning at the Northeast corner of said Block 6; thence South 00°35'01" East along the West right of way line of Park Avenue 40.23 feet; thence South 89°29'37" West 5.00 feet; thence North 00°35'01" West 35.00 feet; thence South 89°29'37" West 115.00 feet; thence North 00°35'01" West 5.00 feet to the South right of way line of Seventh Street; thence North 89°29'37" East along said right of way line 119.99 feet to the Point of Beginning.

Commonly known as Parking Lot at 7th and Park.

Further recommends that certified copies of this resolution be forwarded to the Wisconsin Department of Transportation as part of the documentation related to the aforementioned STH 20/32

(Seventh Street) Road Improvement Project (R/W Project ID 2440-07-20).

Fiscal Note: N/A

Alderman Fair requested that item 12-7325 be considered separately.

Mark Yahlen, Commissioner of Public Works, spoke on this item.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wisner, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

Public Safety and Licensing Committee Report, by Ald. Wisneski

12-7246

Subject: Communication from the Fire Chief requesting permission to donate a surplus rescue squad to a local law enforcement agency. (Res. 12-2927)

Recommendation of the Public Safety and Licensing Committee on 1-23-12: That the Fire Chief be granted permission to donate a surplus rescue squad to the Village of Mount Pleasant and the City Attorney's Office execute a hold harmless agreement.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

12-7266

Subject: Communication from the Fire Chief requesting permission to waive formal bidding, authorizing and directing the Purchasing Agent to negotiate the purchase of a 2012 fire department ambulance from Foster Coach/Medtec of Sterling, Illinois. (Res. 12-2928)

Recommendation of the Public Safety and Licensing Committee on 1-23-12: That permission be granted to waive formal bidding and the authorize and direct the Purchasing Agent to negotiate with Foster Coach, of Sterling, Illinois on the purchase of a 2012 Ford/Medtec ambulance.

Fiscal Note: Funding is available in the 2012 budget under account 992-300-5010.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Alderman Aron Wisneski, seconded by Alderman Gregory Holding, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wisner, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

Traffic Commission Report, by Ald. Weidner

11-7206

Subject: Communication from the Alderman of the 15th District requesting the stop signs for the east and west traffic be removed at De Koven Avenue and Mead St.

Recommendation of the Traffic Commission on 01-16-12: Receive and file.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

12-7252

Subject: (Direct Referral) Communication from the principal of Mitchell Elementary School requesting a change in parking regulation signs on Gillen St. and Mitchell St. (Res. 12-2929)

Recommendation of the Traffic Commission on 01-16-12: The "No Parking Loading Zone on School Days 7:30 A.M. to 4:30 P.M." restrictions be approved on Gillen Street, north side, from 79 feet west of Ashland Avenue west 338 feet.

Fiscal Note: The estimated cost of this signage will result in an installation cost of \$150.00 and an annual maintenance cost of \$60.00.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Alderman Sandy Weidner, seconded by Alderman Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wisner, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

City Plan Commission Report, by Ald. Wisneski

[12-7293](#)

Subject: (Direct Referral) Request from Dorothy Metz and Libby Fischer representing McDonald's USA, LLC, for a conditional use amendment to modify the building, drive-through, landscaping, and signage for the McDonald's located at 2610 Green Bay Road. (Res. 12-2930)

Recommendation of the City Plan Commission on 1-25-12: That the item be approved subject to conditions.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wisner, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

Community Development Committee Report, by Ald. Holding

[12-7340](#)

Subject: (Direct Referral) Request of the Racine Housing and Neighborhood Partnership to adjust their 2011 Community Development Block Grant (CDBG) program budget. (Res. 12-2931)

Recommendation of the Community Development Committee on 1-25-12: That the Racine Housing and Neighborhood Partnership's 2011 Community Development Block Grant (CDBG) program budget be revised by: increasing the Salaries and Payroll Taxes line item by \$1,200 (new total \$6,000); reducing the Rent line item by \$1,200 (new total \$6,000); reducing the Insurance line item by \$2,900 (new total \$3,100) and creating an Accounting line item (total \$2,900).

Fiscal Note: The recommended revisions will allow the Racine Housing and Neighborhood Partnership to use its grant funds more effectively. There is no overall increase in grant funding.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wisner, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

Economic Development Committee Report, by Ald. Shakoor

[12-7238](#)

Subject: Communication from the Executive Director of RCEDC requesting approval of the annual contract between RCEDC and the city for economic development services. (Res. 12-2932)

Recommendation of the Economic Development Committee on 1-17-12: That the agreement with RCEDC for economic development services be approved.

Further, that the Mayor and City Clerk be authorized to enter into an agreement with RCEDC for economic development services.

Fiscal Note: Contract amount is \$67,000, funding has been approved in the 2012 budget.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[12-7256](#)

Subject: Communication from the Executive Director of the Racine County Economic Development Corporation requesting that the City consider and approve the Industrial/Commercial Building Revolving Loan Fund Plan Certifications for the period ending September 30, 2011. (Res. 12-2933)

Recommendation of the Economic Development Committee on 1-17-12: That the September 30, 2011 Industrial/Commercial Building Revolving Loan Fund Plan Certifications be approved.

Fiscal Note: This fund was capitalized with \$600,000 grant from EDA and \$400,000 from the City of Racine to provide debt financing for redevelopment projects in the City.

Director Brian O'Connell spoke on this item.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Alderman Gregory Holding, seconded by Alderman Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wisner, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

Housing Loan Board Report, by Ald. Wisner

[12-7283](#)

Subject: (Direct Referral) Request of the Assistant Director of City Development to purchase 1634 Howe Street for the NSP-3 program. (Res. 12-2934)

Recommendation of the Loan Board of Review on 1-19-12: That

the request be approved.

Fiscal Note: Accepted offer is for \$25,000. Funds are available through the NSP-3 program.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[12-7284](#)

Subject: (Direct Referral) Request of the Assistant Director of City Development to acquire 1729 Center Street, 2024 Center Street, 1029 Ninth Street and 1232 Schiller Street for the NSP-3 program. (Res. 12-2935)

Recommendation of the Loan Board of Review on 1-19-12: That the request be approved.

Fiscal Note: Accepted offer is for \$16,748.56. Funds are available through the NSP-3 program.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Alderman Q.A. Shakoor, II, seconded by Alderman Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wisner, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

Committee of the Whole Report, by Ald. Holding

[11-6749](#)

Subject: Communication from the Transit and Parking System Manager requesting the review of the 2012 Racine Parking Utility budget.

Recommendation of the Transit and Parking Commission on 08-31-11: Approve the 2012 Racine Parking Utility budget.

Recommendation of the Committee of the Whole on 01-26-2012: that the Item be Received and Filed.

Fiscal Note: Parking Utility Capital Improvement funds dedicated to an accelerated parking ramp preventative maintenance program as recommended by the City's engineering consultant will have no impact on the property tax levy.

A motion was made that this Communication be Received and Filed as

Reported. The motion was **APPROVED**.

[11-6755](#)

Subject: Communication from the Transit and Parking System Manager requesting to review the proposed 2012 BUS budget.

Recommendation of the Transit and Parking Commission on 08-31-11: Tentatively approve the 2012 BUS budget.

Recommendation of the Committee of the Whole on 01-26-2012: the Item be Received and Filed.

Fiscal Note: 2012 City of Racine projected local share to be \$1,120,269.

A motion was made that this Communication be Received and Filed as Reported. The motion was **APPROVED**.

[12-7254](#)

Subject: (Direct Referral) RCEDC would like to update the Common Council on current Economic Development efforts which primarily include preliminary results of the Business Call program.

Recommendation: that the Item be Received and Filed.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was **APPROVED**.

[12-7255](#)

Subject: (Direct Referral) communication submitting a proposed ordinance (Ord. 6-11) to amend Chapter 2, Sec. 2-112. - Limitation on debate, Municipal Code of the City of Racine, Wisconsin relating to Administration.

Recommendation of the Committee of the Whole on 01-26-2012: the Item be Received and Filed.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was **APPROVED**.

Council Action

A motion was made by Alderman Gregory Holding, seconded by Alderman Q.A. Shakoor, II, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wiser, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

Office of the Mayor Report, by Ald. Holding.**12-7326**

Subject: Communication from Mayor Dickert nominating appointments/reappointments to the following committees, boards and/or commissions:

Appoint Anna Clementi 1523 Chatham Street Racine, 53402 to the Community Development Committee, filling the current vacancy expiring May 1, 2014

Appoint Department of Public Works Director Mark Yehlen to the Community Development Committee, filling the current vacancy expiring May 1, 2013

Reappoint Michael Shields 1850 13th Street Racine, 53403 to the Business Improvement District Board 3 - Uptown to a one year term expiring December 31, 2012

Reappoint Thomas Bowen 312 6th Street Racine, 53403 to the Business Improvement District Board 1 - Downtown to a three year term expiring December 1, 2014

Reappoint Mark Celeste 3333 Erie St Racine, 53402 to the Board of Building Appeals to a two year term expiring on August 1, 2013

Reappoint John Dorn 3059 St. Clair Racine, 53402 to the Board of Building Appeals to a two year term expiring on August 1, 2013

Reappoint Mark Madsen 913 William Street Racine, 53402 to the Board of Building Appeals to a two year term expiring on August 1, 2013

Reappoint Charles Rice 1705 Wisconsin Ave Racine, 53403 to the Board of Building Appeals to a two year term expiring on August 1, 2013

Reappoint Barbara Walter 3726 North Bay Drive Racine, 53402 to the Board of Building Appeals to a two year term expiring on August 1, 2013

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wisner, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

Water Works Committee Report, by Ald Hart[12-7319](#)

Subject: Agreement with the Village of Sturtevant Relating to Water Main Construction in the Village

Recommendation of the Water Works Commission on 1/31/12:

That Mayor Dickert and the City Clerk be authorized to enter into an Agreement with the Village of Sturtevant relating to water main construction in the Village.

FURTHER RECOMMEND THAT THIS ITEM BE REFERRED TO THE FINANCE AND PERSONNEL COMMITTEE FOR APPROVAL.

Fiscal Note: The Village of Sturtevant will pay for any and all expenses associated with construction of a storm sewer on the Racine Water Utilities Water Main construction contract.

A motion was made that this Communication be Referred to the Finance and Personnel Committee, . The motion was APPROVED by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wisner, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

G. Consent Agenda - Resolutions[Res.12-2922](#)

City Attorney's office represent employee Rodney King in the lawsuit, Dawn Balcer, et al v. American Family Insurance, et al.

Resolved, that the City Attorney's office is authorized to represent Rodney King in the lawsuit, Dawn Balcer, et al v. American Family Insurance, et all, Racine County Case No. 11-CV-3204.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor, II

A motion was made that this Resolution be Adopted. The motion was APPROVED.

[Res.12-2923](#)

Request to apply for the Assistance to Fire Fighters SAFER Grant.

Resolved, that permission is granted for the Fire Chief to apply for the Assistance to Fire Fighters SAFER Grant. (Grant Control #2012-001)

Fiscal Note: The official grant guidance document has not been released yet; however, the Fire Chief has been advised the grant will be for a three-year period of time and cover 100% of the costs

associated with the three fire fighting positions. He has also been advised that there should not be any conditions that the fire department continues with the three positions at the conclusion of the grant period.

Sponsors: Q.A. Shakoor, II

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2924

Request for permission to enter into a contract agreement to retain Engberg-Anderson for architectural design services for a City Animal Control facility.

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a contract agreement to retain Engberg-Anderson for architectural design services for a City Animal Control facility for an amount not to exceed \$10,000 for the first three phases.

Fiscal Note: Up to \$10,000 for the first three phases of the project.

Sponsors: Q.A. Shakoor, II

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2925

Review and approval of the renewal of the 2012 Brownfield Services contract with the City.

Resolved, that the Racine County Economic Development Corporation's 2012 Brownfield Services contract with the City be renewed.

Fiscal Note: The funds, \$55,000, are available in the city's 2012 capital budget.

Sponsors: Q.A. Shakoor, II

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2926

Review and approval of the 2012 Entrepreneurship Initiative contract with the City.

Resolved, that the Racine County Economic Development Corporation's 2012 Entrepreneurship Initiative contract with the City is approved and that specific metrics be delivered to the Committee by the next scheduled Finance & Personnel Committee meeting.

Fiscal Note: The funds, \$69,400, are available in the city's 2012 capital budget.

Sponsors: Q.A. Shakoor, II

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2927

Permission to donate a surplus rescue squad to a local law enforcement agency.

Resolved, that the Fire Chief is granted permission to donate a surplus rescue squad to the Village of Mount Pleasant and:

- a. That a hold harmless agreement be filed with the City Attorney's office.
- b. That a \$50.00 processing fee be paid.

Fiscal Note: N/A

Sponsors: Aron Wisneski

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2928

Permission to waive formal bidding, authorizing and directing the Purchasing Agent to negotiate the purchase of a 2012 fire department ambulance.

Resolved, that permission is granted to waive formal bidding and to authorize and direct the Purchasing Agent to negotiate with Foster Coach, of Sterling, Illinois for the purchase of a 2012 Ford/Medtec ambulance.

Fiscal Note: Funding is available in the 2012 budget under account 992-300-5010.

Sponsors: Aron Wisneski

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2929

Request a change in parking regulation signs on Gillen St. and Mitchell St.

Resolved, that the "No Parking Loading Zone on School Days 7:30 A.M. to 4:30 P.M." restrictions is approved on Gillen Street, north side, from 79 feet west of Ashland Avenue west 338 feet.

Fiscal Note: The estimated cost of this signage will result in an installation cost of \$150.00 and an annual maintenance cost of \$60.00.

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2930

Request for a conditional use amendment to modify the building, drive-through, landscaping, and signage for the McDonald's located at 2610 Green Bay Road.

Resolved, that the request from Dorothy Metz and Libby Fischer of McDonald's USA, LLC for a major amendment to the McDonald's Restaurant at 2610 Green Bay Road for modifications to the building and site is approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on January 25, 2012 be approved, subject to the conditions contained herein.
- b. That all codes and ordinances shall be complied with and required permits acquired.
- c. That all applicable building and occupancy permits be obtained from the Building Inspection Department.
- d. That the hours of operation be from 5:00 a.m. - 10:00 p.m. Monday through Friday, 6:00 a.m. - 10:00 p.m. Saturdays, and 7:00 a.m. - 10:00 p.m. on Sundays.
- e. That signage requested will be reviewed and require approved by City Development staff. Any new signage shall receive all necessary permits from the Building Department prior to installation.
- f. That all construction and demolition shall comply with the plans submitted, including colors, materials, and design.
- g. That this permit is subject to Plan Commission review for compliance with the listed conditions.
- h. That no minor changes shall be made from the conditions of this permit without the approval of the Plan Commission, and no major changes shall be made from the conditions of this permit without the approval of the Common Council.

Fiscal Note: N/A

Sponsors: Aron Wisneski

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2931

Request to adjust 2011 Community Development Block Grant (CDBG) program budget.

Resolved, that the Racine Housing and Neighborhood Partnership's 2011 Community Development Block Grant (CDBG) program budget is revised by: increasing the Salaries and Payroll Taxes line item by \$1,200 (new total \$6,000); reducing the Rent line item by \$1,200 (new

total \$6,000); reducing the Insurance line item by \$2,900 (new total \$3,100) and creating an Accounting line item (total \$2,900).

Fiscal Note: The recommended revisions will allow the Racine Housing and Neighborhood Partnership to use its grant funds more effectively. There is no overall increase in grant funding.

Sponsors: Gregory Holding

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2932

Approval of the annual contract between RCEDC and the City for economic development services.

Resolved, that the agreement with RCEDC for economic development services is approved.

Further resolved, that the Mayor and City Clerk are authorized to enter into an agreement with RCEDC for economic development services.

Fiscal Note: Contract amount is \$67,000, funding has been approved in the 2012 budget.

Sponsors: Q.A. Shakoor, II

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2933

Request that the City consider and approve the Industrial/Commercial Building Revolving Loan Fund Plan Certifications for the period ending September 30, 2011.

Resolved, that the September 30, 2011 Industrial/Commercial Building Revolving Loan Fund Plan Certifications is approved.

Fiscal Note: This fund was capitalized with \$600,000 grant from EDA and \$400,000 from the City of Racine to provide debt financing for redevelopment projects in the City.

Sponsors: Q.A. Shakoor, II

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2934

Request to purchase 1634 Howe Street for the NSP-3 program.

Resolved, that the request to purchase 1634 Howe Street for the NSP-3 program is approved.

Fiscal Note: Accepted offer is for \$25,000. Funds are available

through the NSP-3 program.

Sponsors: Dennis Wiser

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2935

Request to acquire 1729 Center Street, 2024 Center Street, 1029 Ninth Street and 1232 Schiller Street for the NSP-3 program.

Resolved, that the acquisition of 1729 Center Street, 2024 Center Street, 1029 Ninth Street and 1232 Schiller Street is approved.

Fiscal Note: Accepted offer is for \$16,748.56. Funds are available through the NSP-3 program.

Sponsors: Dennis Wiser

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2936

Permission to close the 300 block of Hamilton Street on Saturday, March 3, 2012, for the 20th annual Thoughts for Food fundraiser.

Resolved, that the owner of George's Tavern is granted permission to close Hamilton Street from Main Street to Chatham Street, from 6:00 p.m., Saturday, March 3, 2012 to 2:00 a.m., Sunday, March 4, 2012, in conjunction with the Thoughts for Food Fundraiser, with the following stipulations:

- A. A hold harmless agreement be executed and a \$62.50 processing fee paid;
- B. A liability insurance certificate be filed prior to this event;
- C. Any overtime costs incurred by any City department be charged to the sponsor;
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event;
- E. No alcoholic beverages will be sold and/or dispensed within the street right-of-way;
- F. In the event of snow, the sponsor shall remove all barricades from the street.
- G. Sponsor shall be responsible for all detour signage during the event.
- H. The sponsor shall pay a \$250.00 special event fee.

Further resolved, that the Commissioner of Public Works/City Engineer and Chief of Police provide limited assistance, in the interest of public safety, to implement this event.

Fiscal Note: N/A

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2937

Bid for Two (2) 35,000 GVW 5 Cubic Yard Diesel Dump Trucks with Snowplow and Tailgate Material Spreader and Liquid Dispensing Systems.

Resolved, that the contract for Two (2) 35,000 GVW 5 Cubic Yard Diesel Dump Trucks with Snowplows and Tailgate Material Spreader and Liquid Dispensing Systems is awarded to Lakeside International Trucks, Milwaukee, WI, at their bid price of \$235,990.00 with trade-ins, they being the only responsible bidder.

Fiscal Note: Funding to defray the cost of these services be appropriated from Account 101.630.5780, Licensed Vehicles.

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2938

Authorization and direction that certain City-owned parcels of real estate may be utilized by the City of Racine and/or the State of Wisconsin for the STH 32 (Douglas Avenue) Road Improvement Project (R/W Project ID 2350-13-20), including the right to construct, cut and/or fill slopes and including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove, or plant thereon any vegetation that the highway authorities may deem necessary or desirable.

Resolved, that the City of Racine authorizes and directs that the following portions of parcels described below be utilized for the STH 32 (Douglas Avenue) Road Improvement Project (R/W Project ID 2350-13-20), including the right to construct, cut and/or fill slopes and including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove, or plant thereon any vegetation that the highway authorities may deem necessary or desirable, in and to the following lands in City of Racine, Racine County, Wisconsin, described as follows: Parcel 12 of Transportation Project Plat 2350-13-20 - 4.02, recorded as Document 2275907, Volume 1, Page 143, at the Racine County Courthouse Register of Deeds office in Racine County, Wisconsin. Property interests and rights of said Parcel 12 consist of: Fee Simple and Temporary Limited Easement. Any interests or rights not listed above for said parcel but shown as required on said are

hereby incorporated herein by reference.

Commonly known as 2221 Douglas Avenue, PIN
276-00-00-20952-000

Parcel 91 of Transportation Project Plat 2350-13-20 - 4.09, recorded as Document 2275914, Volume 1, Page 150, at the Racine County Courthouse Register of Deeds office in Racine County, Wisconsin. Property interests and rights of said Parcel 91 consist of: Fee Simple. Any interests or rights not listed above for said parcel but shown as required on said are hereby incorporated herein by reference.

Commonly known as South Street

Further resolved, that certified copies of this resolution be forwarded to the Wisconsin Department of Transportation as part of the documentation related to the aforementioned STH 32 (Douglas Avenue) Road Improvement Project (R/W Project ID 2350-13-20).

Fiscal Note: N/A

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

[Res.12-2939](#)

Authorization and direction that certain City-owned parcels of real estate may be utilized by the City of Racine and/or the State of Wisconsin for the STH 20/32 (Seventh Street) Road Improvement Project (R/W Project ID 2440-07-20), including the right to construct, cut and/or fill slopes and including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove, or plant thereon any vegetation that the highway authorities may deem necessary or desirable.

Resolved, that the City of Racine authorizes and directs that the following portions of parcels described below be utilized for the STH 20/32 (Seventh Street) Road Improvement Project (R/W Project ID 2440-07-20), including the right to construct, cut and/or fill slopes and including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove, or plant thereon any vegetation that the highway authorities may deem necessary or desirable, in and to the following lands in City of Racine, Racine County, Wisconsin, described as follows:

Temporary Limited Easement in and to that part of Block 54, School

Section, all of said Block East of South Marquette Street, except 104.7 feet measured along Marquette Street in Section 16, Township 3 North, Range 23 East, in the City of Racine, County of Racine, State of Wisconsin, bounded and described as follows: Beginning at the Northeast corner of said Block 54; thence South 30°39'10" West along the Easterly right of way line of Washington Avenue 12.55 feet; thence North 59°20'50" West, 5.00 feet; thence North 30°39'10" East 9.26 feet; thence North 35°56'21" West 26.69 feet; thence North 89°24'12" East 6.13 feet to the South right of Way of Eighth Street; thence South 35°56'21" East along said right of way 26.43 feet to the Point of Beginning. **ALSO**, Commencing at the Northeast corner of said Block 54; thence South 30°39'10" West along the Easterly right of way line of Washington Avenue 128.21 feet to the Point of Beginning of this description; thence continuing South 30°39'10" West along said right of way line 16.02 feet; thence North 59°20'50" West 5.00 feet; thence North 30°39'10" East 16.02 feet; thence South 59°20'50" East 5.00 feet to the Point of Beginning.

Commonly known as DPW Solid Waste Garage/Warehouse & Recycling Center Dump Site.

Highway Easement in and to that part of Block 20 in Harbor Addition, that part of Block 48, Block 49, that portion of former Chicago, Milwaukee, St. Paul & Pacific Railroad right of way and vacated Center Street, in Section 16, Township 3 North, Range 23 East, as returned by the Appraisers of School and University Lands to the office of the Secretary of State of the State of Wisconsin, in the City of Racine, County of Racine, State of Wisconsin, bounded and described as follows: Beginning at the Northeast corner of said Block 20; thence South 80°58'00" West along the Southerly right of way line of Sixth Street 275.61 feet; thence South 88°03'43" East 30.20 feet; thence South 06°16'07" East 74.54 feet; thence South 65°21'11" West 78.96 feet; thence North 68°21'29" East along the Northerly right of way of Washington Avenue 328.93 feet; thence North 0°13'19" West 30.00 feet to the Point of Beginning. **ALSO A TEMPORARY LIMITED EASEMENT** described as follows: Commencing at the Northeast corner of said Block 20; thence South 00°13'19" East 30.00 feet; thence South 68°21'29" West along the Northerly right of way of Washington Avenue 413.23 feet to the Point of Beginning of this description; thence continuing South 68°21'29" West along said right of way line 70.56 feet; thence South 48°57'46" West along said right of way line 87.94 feet; thence South 33°02'28" West along said right of way line 43.81 feet to Point "A"; thence North 56°54'08 West 5.00 feet; thence North 33°02'28" East 44.50 feet; thence North 48°57'46" East 89.50 feet; thence North 68°21'29" East 71.42 feet; thence South 21°38'31" East 5.00 feet to the Point of Beginning. **ALSO**,

Commencing at Point "A" in the above described legal description, said point being on the Westerly right of way line of Washington Avenue; thence South 33°02'28" West along said right of way line 78.10 feet to the Point of Beginning of this description; thence continuing South 33°02'28" West along said right of way line 203.09 feet; thence South 33°52'42" West along said right of way line 58.88 feet to the Northerly right of way line of Eighth Street; thence South 89°26'06" West along said right of way line 62.83 feet; thence North 00°33'54" West 9.03 feet; thence North 89°26'06" East 63.02 feet; thence North 33°52'47" East 38.72 feet; thence North 33°02'28" East 202.88 feet; thence South 59°20'50" East 5.00 feet to the Point of Beginning, excepting wherefrom that portion of existing building lying within said easement.

Commonly known as City Hall

Fee title in and to that part of Block 49, as returned by the Appraisers of School and University Lands to the office of the Secretary of State of the State of Wisconsin, in Section 16, Township 3 North, Range 23 East, in the City of Racine, County of Racine, State of Wisconsin, bounded and described as follows: Beginning at the Northeast corner of said Block 49; thence South 68°36'46" West along the Southeasterly right of way line of Washington Avenue 49.11 feet; thence South 01°42'28" East 1.06 feet; thence North 68°30'46" East 21.20 feet to a point of curvature; thence northeasterly 34.05 feet along the arc of a curve to the right, which is concave to the Northeast, whose radius is 19.71 feet and whose long chord bears South 55°03'52" East 32.10 feet to a point of tangency, said point being on the West right of way line of Center Street; thence North 00°49'30" West along said West line 29.61 feet to the Point of Beginning. **ALSO A TEMPORARY LIMITED EASEMENT** described as follows: Commencing at the Northeast corner of said Block 49; thence South 68°36'46" West along the Southeasterly right of way line of Washington Avenue 49.11 feet; thence South 01°24'52" East 1.06 feet to the Point of Beginning of this description; thence North 68°30'46" East 21.20 feet to a point of curvature; thence northeasterly 34.05 feet along the arc of a curve to the right, which is concave to the Southwest, whose radius is 19.71 feet and whose long chord bears South 55°35'52" East 32.10 feet to a point of tangency; said point being on the Westerly right of way line of Center Street; thence South 00°49'30" East 18.19 feet; thence North 90°00'00" East 5.54 feet; thence South 00°49'30" East 21.00 feet to a point of curvature; thence Northeasterly 25.10 feet along the arc of a curve to the left, which is concave to the Southwest, whose radius is 14.00 feet and whose long chord bears South 60°02'59" East 21.86 feet to a point of tangency, thence North 69°21'50" East 22.95 feet; thence North 01°24'52" West

5.00 feet to the Point of Beginning. **ALSO**, Commencing at the Northeast corner of said Block 49; thence South 68°36'46" West along the Southeasterly right of way line of Washington Avenue 124.91 feet to the Point of Beginning of this description; thence South 01°45'52" East 12.92 feet; thence South 48°57'46" West 30.31 feet; thence North 00°33'40" East 13.37 feet to the Southeasterly right of way line of Washington Avenue; thence North 48°57'46" East along said right of way line 29.61 feet to the Point of Beginning. **ALSO**, Commencing at the Northeast corner of said Block 49; thence South 68°36'46" West along the Southeasterly right of way line of Washington Avenue 124.91 feet; thence South 48°57'46" West along said right of way line 112.95 feet; thence South 32°59'33" West 128.96 feet to the Point of Beginning of this description; thence North 88°19'14" East 12.16 feet; thence South 32°59'33" West 17.45 feet; thence South 89°44'13" West 11.96 feet; thence North 32°59'33" East 17.09 feet to the Point of Beginning.

Commonly known as Safety Building

Temporary Limited Easement in and to Block 6, the North one-half of Lot 1, in School Section, Section 16, Township 3 North, Range 23 East, in the City of Racine, County of Racine, State of Wisconsin, bounded and described as follows: Beginning at the Northeast corner of said Block 6; thence South 00°35'01" East along the West right of way line of Park Avenue 40.23 feet; thence South 89°29'37" West 5.00 feet; thence North 00°35'01" West 35.00 feet; thence South 89°29'37" West 115.00 feet; thence North 00°35'01" West 5.00 feet to the South right of way line of Seventh Street; thence North 89°29'37" East along said right of way line 119.99 feet to the Point of Beginning.

Commonly known as 7th & Park Parking Lot

Further resolved, that certified copies of this resolution be forwarded to the Wisconsin Department of Transportation as part of the documentation related to the aforementioned STH 20/32 (Seventh Street) Road Improvement Project (R/W Project ID 2440-07-20).

Fiscal Note: N/A

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2940

Request for final payment on Contract 14-10 (K0-014), PS-2010 Sewer Management Services, AECOM Technical Services, Inc., contractor.

Resolved, that the professional services provided by AECOM

Technical Services, Inc., under Contract 14-10 (K0-014), Professional Services - 2010 Sewer Management Services, is accepted and final payment is authorized for a total contract amount of \$58,402.35.

Fiscal Note: Contract was authorized under Resolution No. 10-1817, dated January 19, 2010.

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

[Res.12-2941](#)

Request for final payment on Contract 21-10 (K0-024), Professional Services - Festival Hall and Mound Cemetery AC, Graef-USA, Inc., consultant.

Resolved, that the professional services provided by Graef-USA, Inc., under Contract 21-10 (K0-024), Professional Services - Festival Hall and Mound Cemetery AC, is accepted and final payment is authorized for a total contract amount of \$30,603.73.

Fiscal Note: Contract was authorized under Resolution No. 10-1837, dated February 2, 2010.

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

[Res.12-2942](#)

Professional services agreement from Ayres Associates for 2012 Bridge Inspection Services.

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with Ayres Associates for 2012 Bridge Inspection Services , in the not-to-exceed amount of \$18,841.62.

Fiscal Note: Funds to defray the cost of these professional services be appropriated from the following accounts:

\$ 7,200.00 - Account 930.992.5020, Lift Bridge Inspections

\$ 9,465.89 - Account 101.130.5610, City Owned Bridge Inspections

\$ 2,175.73 - Account 930.992.5030, Underwater Inspection Lift Bridges

\$ 18,841.62 - Total

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

[Res.12-2943](#)

Three-party agreement with AECOM, WisDOT and the City of Racine

for the design of Lake Michigan Pathway Phase 3 - Augusta St. to Melvin Ave. and DeKoven Ave. to 24th St., Project ID: 1693-34-07.

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a 3-party contract with the State of Wisconsin Department of Transportation and AECOM Technical Services, Inc. for professional design engineering services for the Lake Michigan Pathway Phase 3 - Augusta Street to Melvin Avenue and DeKoven Avenue to 24th Street, State Project ID: 1693-34-07, for the not-to-exceed cost of \$179,628.75, which is funded 80% by the State of Wisconsin, or \$143,703.00, and 20% by the City of Racine, or \$35,925.75.

Fiscal Note: Funds to defray the cost of these professional services are available in Account 992.908.5620, Lake Michigan Pathway Phases 3A and 3B.

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

[Res.12-2944](#)

Proposal from AECOM Technical Services, Inc. for the 2012 Pavement Inspections and Planning. (Res. 12-2944)

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with AECOM Technical Services, Inc. for 2012 Pavement Inspections and Planning, in the not-to-exceed amount of \$81,100.00.

Fiscal Note: Funds to defray the cost of these professional services be appropriated from Account 101.130.5610, 2012 Professional Services.

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

[Res.12-2945](#)

Change Order #1 to Contract 12-11 (K1-012), Sidewalk Replacement - Phase I, Standard Sidewalk, Inc., Contractor.

Resolved, that Change Order No. 1 on Contract 12-11 (K1-012), Sidewalk Replacement - Phase I, Standard Sidewalk, Inc., Contractor, is approved in the decreased amount of \$54,392.61.

Fiscal Note: Change Order No. 1 will result in a decrease in contract price. Funding accounts to be adjusted by the following amounts:

\$ 71,773.11 - Account 906.000.5520, Sidewalk Replacement
\$ 10,000.00 - Account 991.908.5520, Sidewalk Replacement

(\$ 15,000.00) - Account 991.908.5310, New Curb & Gutter
(\$ 12,380.50) - Account 991.908.5010, Concrete St. Pav. Misc. Loc.
\$ 54,392.61 - Total

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2946

Request for final payment on Contract 12-11 (K1-012), Sidewalk Replacement - Phase I, Standard Sidewalk, Inc., Contractor.

Resolved, that the work done by Standard Sidewalk, Inc. under Contract 12-11 (K1-012), Sidewalk Replacement - Phase I, is accepted and final payment is authorized for a total contract amount of \$403,020.39.

Fiscal Note: Contract was authorized under Resolution No. 11-2474, dated April 6, 2011.

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2947

Permission to waive formal bidding procedures for the purchase of a backhoe.

Resolved, that formal bidding procedures are waived and that the Purchasing Agent is authorized and directed to negotiate with Miller-Bradford and Risberg, Inc., for the purchase of one 2011 Case 580 Super N Backhoe.

Fiscal Note: The estimated cost of this equipment of \$100,000.00, which is a savings of \$8,000.00 over the price of a 2012 backhoe. Funding is available in Account 101.630.5790, Unlicensed Vehicles - Backhoe.

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2948

Permission to waive formal bidding procedures for Contract 8-12 (K2-008), HVAC Upgrades at Various Facilities.

Resolved, that the request to waive formal bidding procedures is approved in accordance with State Statutes that allow for the waiving of public bids for the purpose of maintaining uniformity of equipment and services.

Further resolved, that the Mayor and City Clerk are authorized and directed to enter into an agreement with Johnson Controls, Inc. for HVAC Upgrades at Various Facilities, for the not-to-exceed price of \$67,640.00.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 28,740.00 - Account 992.100.5040, Health Lab-Air Handler

\$ 21,600.00 - Account 404.000.5760, Server Room Aeon Controls

\$ 17,300.00 - Account 404.000.5670, Building Repairs & Maintenance

\$ 67,640.00 - Total

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2949

Change Order No. 1 to Contract 47-11 (K1-050), Female Locker Room at Solid Waste Garage, Absolute Construction Enterprises, Inc., Contractor.

Resolved, that Change Order No. 1 on Contract 47-11 (K1-050), Female Locker Room at Solid Waste Garage, Absolute Construction Enterprises, Inc., Contractor, is approved in the amount of \$1,626.00.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 991.410.5010, Female Locker Room.

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2950

Professional engineering services proposal from Arnold & O'Sheridan, Inc. for Contract 4-12 (K2-004), Repair Tunnel Between City Hall and Central Heating Plant.

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with Arnold & O'Sheridan, Inc. for Contract 4-12 (K2-004), Professional Services - Repair Tunnel Between City Hall and Central Heating Plant, in the not-to-exceed amount of \$9,200.00.

Fiscal Note: Funds to defray the cost of these professional services be appropriated from the Account 992.220.5020, Central Heating Plant - Tunnel Repairs.

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.12-2951

Proposal from ARC Architectural Group, LLC on Contract 9-12 (K2-009), Professional Services - Police Department Office Improvements. (Res. 12-2951)

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with ARC Architectural Group, LLC for Contract 9-12 (K2-009), Professional Services - Police Department Office Improvements, in the not-to-exceed amount of \$7,810.00.

Fiscal Note: Funds to defray the cost of these professional services be appropriated from the Account 990.210.5040, Safety Building - Building Updates.

Sponsors: Sandy Weidner

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Council Action

A motion was made by Alderman Gregory Holding, seconded by Alderman Q.A. Shakoor, II, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wisner, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

H. Resolutions**Res.12-2952**

To support creation of The Workforce Mobility Act
WHEREAS, the essential public transportation connections between workers and jobs in Racine, Mount Pleasant, Caledonia and Yorkville were reduced and passenger fares were increased by as much as 33% as the result of reductions in State of Wisconsin public transportation operating assistance in the 2011-2013 State of Wisconsin budget; and
WHEREAS, the Wisconsin Legislative Fiscal Bureau now estimates that the State of Wisconsin Transportation Fund has almost \$33 million more than originally estimated; and
WHEREAS, the Transportation Fund allocation for highway improvements was increased significantly over the previous two year period, while public transportation funding was decreased by 10% or more; and
WHEREAS, legislation referred to as *The Workforce Mobility Act* is

currently under consideration in the Wisconsin Legislature; and
WHEREAS, *The Workforce Mobility Act* proposes to reinvest \$9.6 million of the \$33 million of available Transportation Fund dollars to allow communities to prevent further cuts to public transportation services that are essential to connecting workers to jobs; and
WHEREAS, the expenditure of these funds will NOT increase local, state or federal taxes; and
WHEREAS, the expenditure of these funds may leverage additional funding; and
WHEREAS, the City of Racine's share of these funds will be introduced into the Racine area economy.
NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Racine does hereby urge and request members of the State Legislature and Wisconsin's Governor to pass and sign into law *The Workforce Mobility Act* with provisions that will allow individual communities the flexibility to program their share of the \$9.6 million, of previously eliminated public transportation support, to maximize access to jobs for the unemployed and underemployed by increasing municipal transit operating budgets in 2012 and 2013.
FURTHER BE IT RESOLVED that a copy of this resolution be transmitted to Racine area legislators and to the Governor's Office.
Fiscal Note: N/A

Sponsors: Raymond DeHahn

Alderman DeHahn made a motion to suspend the rules to vote on Res. 12-2952. Alderman Kaplan asked that all of the Alderman be considered as sponsors for this item. Everyone concurred.

A motion was made by Alderman DeHahn, seconded by Alderman Weidner, that this Resolution be Adopted. The motion was APPROVED by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Weidner, DeHahn, Shakoor, II, Wisner, Holding, Wisneski, Morgenroth, Hart and Mozol

EXCUSED: 2 - Kaprelian-Becker and McCarthy

J. Adjourn

The meeting was adjourned at 8:40 p.m. by Alderman Shakoor. The next scheduled meeting of the Council is February 22, 2012.

ATTEST: JANICE M. JOHNSON-MARTIN
CITY CLERK