



City of Racine

Meeting Agenda - Final

Common Council

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

*Alderman Jeff Coe, Alderman Robert Anderson, Alderman Michael Shields
Alderman Jim Kaplan, Alderman David L. Maack, Alderman Sandy Weidner
Alderman Raymond DeHahn, Alderman Q.A. Shakoor, II, Alderman Thomas Friedel
Alderman Gregory Holding, Alderman Aron Wisneski
Alderman James T. Spangenberg, Alderman Ronald D. Hart, Alderman Robert Mozol*

Tuesday, December 18, 2007

7:00 PM

Room 205, City Hall

- A. Call To Order**
- B. Pledge of Allegiance To The Flag**
- C. Approval of Journal of Council Proceedings (Minutes)**
- D. Public Comments**
- E. Public Hearings**

- 1. [Ord.19-07](#) Ordinance No. 19-07

To amend Article 1, Chapter 6 of the Municipal Code of the City of Racine, Wisconsin relating to Alcoholic Beverages.

The Common Council of the City of Racine do ordain as follows:

Part 1:

Article 1. Chapter 6 of the Municipal Code of the City of Racine is hereby amended by adding the following at the end of Article 1:

“Sec. 6-20. Purpose.

The identification of purchasers/providers of keg fermented malt beverages (beer) for consumption by underage persons is a major law enforcement concern in the City of Racine. When keg fermented malt beverages are found where underage persons are present it is necessary to readily identify those responsible. The investigation of offenses involving the furnishing of alcohol to minors and related offenses involving keg fermented malt beverages is inhibited by the inability to identify who purchased the keg alcohol.

Registration/identification information must be available on all keg fermented malt beverages in the City. Individual identification number, purchaser and retail seller identity information will better enable law enforcement to identify providers of keg fermented malt beverages to underage persons. Therefore, it is in the

public interest to place reasonable keg registration/identification rules as hereafter set forth. This ordinance provides for the registration and documentation of retails sales of keg fermented malt beverage.

Sec. 6-21. Registration and Return Procedure.

All retail sales/purchases of fermented malt beverages by keg container of a two gallon volume or more in the City for off site (at a location which does not hold a liquor or fermented malt beverage license) consumption must comply with the following registration, documentation and labeling requirements and restrictions imposed by this ordinance:

(a) Purchasers shall provide a current government issued photo identification with the purchaser's name, address and individual identification number to the seller who shall then record and document that information in a log. The log shall also contain the individual keg identification assigned to the keg by the seller, and include the date of sale and indicate that the photo identification that was produced was matched to the purchaser. The log shall also contain some identifier of each person, owner/employee who sold to each purchaser. This information shall be kept by the seller for a minimum period of six months from the date of sale. Seller shall furnish to, and purchaser will execute, a form containing the following declaration:

1. The purchaser will not allow any person, under the age of twenty-one (21) years, unless authorized by State law, to consume the beverage.
2. The purchaser will not remove, obliterate, or allow to be removed or obliterated, the identification required under this ordinance to be affixed to the container.

(b) Sellers shall assign, record and attach to each retail keg sold for off site consumption an individual keg identification number/tamper-proof tag, at or before the time of sale to the purchaser.

(c) Sellers of keg fermented malt beverages shall obtain the individual keg identification tamper-proof tags from the City Clerk's office which shall record to whom the consecutively numbered tamper-proof tags are distributed and shall restrict the distribution of the tamper-proof tags to licensed alcoholic beverage retailers. The City Clerk shall keep the record of distribution for three years.

(d) Sellers shall collect a deposit in an amount set by the retailer for each keg. Purchasers shall return kegs to the retail seller where it was purchased with the individual keg identification tamper-proof tag attached, intact and legible on or before sixty (60) days from the date of sale or the deposit shall be forfeited.

(e) Sellers shall record the date on which the keg is returned, who returned the keg and indicate whether the keg identification tamper-proof tag is present or absent by notation on the log. Sellers shall notify police when a keg is returned without a tag.

(f) Sellers shall remove the individual keg identification tamper-proof tags from the kegs when they are returned and shall maintain them with the keg registration records.

(g) Sellers shall produce keg registration logs/records to any Racine County law enforcement agency upon request.

(h) This ordinance does not apply to keg sales to liquor or fermented malt beverage licensees.

Sec. 6-22. Keg possession requirements and restrictions.

No person shall possess a keg container of fermented malt beverages of two gallons or more, after the effective date of this ordinance, without an intact and legible individual keg identification tamper-proof tag attached (except for retail sellers of keg fermented malt beverages and liquor and fermented malt beverage licensees).

Sec. 6-23. Penalty for violation.

A seller or purchaser or other person who violates any of the above requirements and/or restrictions imposed by sections 6-21 and 6-22 shall be subject to a forfeiture not to exceed \$ 500 and costs. Any unregistered keg found in violation of section 6-22 is subject to seizure by the Racine police department.”

Part 3:

This ordinance shall take effect upon passage and the day after publication.

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Gregory Holding

F. Communications**Refer to Finance and Personnel Committee, by Ald. Friedel**

2. [07-1501](#) **Subject:** Communication from the Public Health Administrator requesting permission to accept funds in the amount of \$29,563 for the Wisconsin Coastal Management Program Grant. (Grant Control #2007-052).
3. [07-1502](#) **Subject:** Communication from the Public Health Administrator requesting permission to accept funds in the amount of \$63,045 from the State of Wisconsin Department of Health and Family Services for the CDC Preparedness contract. (Grant Control #2007-050)
4. [07-1504](#) **Subject:** Communication from the Public Health Administrator requesting permission to accept funds in the amount of \$39,834 from Wisconsin Department of Health and Family Services for the Cities Readiness Initiative contract. (Grant Control #2007-051)
5. [07-1505](#) **Subject:** Communication from the Public Health Administrator requesting permission to accept funds in the amount of \$216,356 from Wisconsin Department of Health and Family Services for the Women, Infants and Children Program. (Grant Control #2006-049)
6. [07-1536](#) **Subject:** communication from the City Attorney submitting the claim of Grace English Evangelical Lutheran Congregation for consideration.
7. [07-1538](#) **Subject:** Communication from the Public Health Administrator requesting permission for the City of Racine Health Department to enter into an Inter-Agency Fee Exempt Agreement with Medical College of Wisconsin Racine Family Medicine Center.

(Also refer to the Board of Health.)

8. [07-1539](#) **Subject:** Communication from the Public Health Administrator requesting permission for the City of Racine Health Department to enter into an agreement with the Wheaton Franciscan Pharmacy.

(Also refer to the Board of Health.)

9. [07-1550](#) **Subject:** Communication from Police Chief Wahlen, requesting that building permit fees for the construction of the new C.O.P. houses at 1146 Villa Street and 915 Hamilton Street be waived.

(Also refer to the Public Works & Services Committee.)

10. [07-1555](#) **Subject:** communication from the City Attorney submitting the claim of William Pier for consideration.

11. [07-1556](#) **Subject:** communication from the City Attorney submitting the claim of Clara Bridgeman for consideration.

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

12. [07-1493](#) **Subject:** Communication from a representative of Thoughts for Foods requesting permission to close the 300 block of Hamilton Street on March 1, 2008 for their annual event.
13. [07-1543](#) **Subject:** Communication from the Assistant Commissioner of Public Works/Operations submitting specifications for Janitorial Services for the Building Complex Division.
14. [07-1544](#) **Subject:** Communication from the Assistant Commissioner of Public Works/Operations requesting that the City Attorney be authorized and directed to take the necessary steps to recover damages caused to the aluminum windows and doors on the east facade of City Hall due to the recent cleaning of the limestone walls.
15. [07-1551](#) **Subject:** Communication from the Commissioner of Public Works/City Engineer requesting authorization to submit a Focus on Energy Grant application to WE Energies for the installation of energy efficient lighting at the Civic Center Parking Ramp.
16. [07-1552](#) **Subject:** Communication from the Commissioner of Public Works/City Engineer requesting authorization to submit a Focus on Energy Grant application to WE Energies for the installation of energy efficient lighting at the Festival Hall.
17. [07-1553](#) **Subject:** Communication from the Commissioner of Public Works/City Engineer requesting to amend Resolution No. 07-0420, of September 18, 2007, relating to the installation of sidewalk along West Boulevard.

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

18. [07-1537](#) **Subject: (Renewal)** Application of It's Yours Boutique for a Secondhand Article Dealer License for 3120 Washington Ave. (9th District)
19. [07-1545](#) **Subject:** (Renewal) Application of Marcus Cinemas of WI, LLC. for a Movie Theater License at 5230 Durand Avenue (Regency Mall Cinemas).

G. Committee Reports**Finance and Personnel Committee Report, by Ald. Friedel**

20. [07-1461](#) **Subject:** Communication from Scott Nelson, the station manager of Racine Car25 requesting to appear before the Finance & Personnel Committee wishing to discuss a transfer of \$3,500 from Account 203.000.5020 Salaries to Account 203.000.5430 Equipment Under \$5,000 to be utilized for camera equipment and computer supplies.

Recommendation of the Finance and Personnel Committee on 12-10-07: Permission granted to transfer \$3,500 from Account 203.000.5020 Salaries to Account 203.000.5430 Equipment Under \$5,000 to be utilized for camera equipment and computer supplies.

Fiscal Note: There are sufficient funds in Account 203.000.5020 for this transfer.

21. [07-1464](#) **Subject:** Communication from the City Attorney submitting the claim of Roberta Youngs for consideration.

Recommendation of the Finance and Personnel Committee on 12-10-07: The claim of Roberta Youngs in the amount of \$10,000.00 for injuries sustained be denied.

Fiscal Note: N/A

22. [07-1485](#) **Subject:** Communication from the Fire Chief wishing to discuss using funds from Account 101.300.5770 to acquire hearing protection systems for Fire Department apparatus.

Recommendation of the Finance and Personnel Committee on

12-10-07: Permission be granted to the Fire Chief to use up to \$15,000.00 of existing 2007 funds from Account 101.300.5770 and that formal bidding be waived to acquire hearing protection systems for Fire Department apparatus.

Fiscal Note: There are sufficient funds available for the purchase.

23. [07-1487](#)

Subject: Communication from the Fire Chief requesting to waive formal bidding on the purchase of a new Fire Department pumper in 2008, as authorized in the 2008 CIP Budget.

Recommendation of the Finance and Personnel Committee on

12-10-07: That formal bidding be waived and the Purchasing Agent be authorized and directed to negotiate and sign an agreement with Pierce on the acquisition of this pumper.

Fiscal Note: Funding for this item will be included in the 2008 Bond Issue.

24. [07-1491](#)

Subject: Communication from the City Administrator submitting the Outsourced Service Contract for the City of Racine with Premier Workforce Solutions, LLC, (Velocity).

Recommendation of the Finance and Personnel Committee on

12-10-07: The Mayor and City Clerk be authorized and directed to enter into a contract with Premier Workforce Solutions, LLC, (Velocity), for Information System Services.

Fiscal Note: It is anticipated that the City will see increased productivity for a similar cost.

25. [07-1515](#)

Subject: Communication from Dave Brown, Finance Director and Terry Parker, Asst. H.R. Director, asking to allow our consultant to appear before the Finance and Personnel Committee to discuss the Stop Loss Insurance plan for 2008.

Recommendation of the Finance and Personnel Committee on

12-10-07: The City adopt purchase Stop Loss Insurance program thru Sun Life Financial as proposed with an annual premium amount of \$564,224.88 and an annual deductible of \$200,000.00, and that funds be appropriated from an appropriate account.

Fiscal Note: It is anticipated that the additional premium will be offset by reduced liability exposure and policy payoffs.

Public Works and Services Committee Report, by Ald. Hart

26. [07-1350](#) **Subject:** Communication from the Commissioner of Public Works submitting a request for final payment on Contract 33-06 (K6-035), Professional Services - 2006 Major Ramp Maintenance, HNTB, consultant.
- Recommendation:** The professional services provided by HNTB, under Contract 33-06 (K6-035), Professional Services - 2006 Major Ramp Maintenance, be accepted and final payment authorized for a total contract amount of \$46,492.47, from funds heretofore appropriated.
- Fiscal Note:** Contract was authorized under Resolution No. 06-7066, dated June 6, 2006.
27. [07-1440](#) **Subject:** Communication from the Village of Mt. Pleasant requesting that the City of Racine prepare plans for the installation of sidewalk from 16th Street south to the to the existing Oakes Road pavement in the Village.
- Recommendation:** The communication be received and filed.
- Further recommend that the Department of Public Works review the need for sidewalk along Oakes Road from 16th Street to 21st Street on a periodic basis.
- Fiscal Note:** Not applicable.
28. [07-1465](#) **Subject:** Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting invoices from We Energies for new street lights at 2820 Norwood Drive and 818 Kentucky Street, that were previously approved by the Committee for consideration of the cost for installation that has exceeded previous estimates.
- Recommendation:** The installation of street lights at 2820 Norwood and 818 Kentucky Street be approved.
- Fiscal Note:** The cost to install these two street lights will be in excess of \$7,000.00.
29. [07-1467](#) **Subject:** Communication from Michele Breheim, Epidemiologist/Preparedness Coordinator for the City of Racine, submitting the offer of the Racine Fire Department to donate used Automated External Defibrillators (AED's) for use in the City Hall and City Hall Annex.
- Recommendation:** The Health Department be authorized and directed to

install Automatic External Defibrillators in the City Hall and City Hall Annex.

Fiscal Note: There is a minimal cost to the Health Department for the maintenance of these units.

30. [07-1477](#)

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 8-06 (K6-009), Window Replacement at the Racine Public Library, Industrial Roofing Services, Inc., consultant.

Recommendation: The professional services provided by Industrial Roofing Services, Inc., under Contract 8-06 (K6-009), Window Replacement at the Racine Public Library, be accepted and final payment authorized for a total contract amount of \$5,100.00, from funds heretofore appropriated.

Fiscal Note: Contract was authorized under Resolution No. 6886, dated February 7, 2006.

31. [07-1478](#)

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 43-06 (K6-046), Curtain Wall Replacement at Racine Public Library, J.F. Cook Co., Inc., contractor.

Recommendation: The work of J.F. Cook Co., Inc., under Contract 43-06 (K6-046), Curtain Wall Replacement at the Racine Public Library, be accepted and final payment authorized for a total contract amount of \$84,585.14, from funds heretofore appropriated.

Fiscal Note: Contract was authorized under Resolution No. 06-7288, dated November 8, 2006.

32. [07-1482](#)

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Operations submitting the 2008 lease agreements for office space.

Recommendation: All lease agreements be increased by 3.5% which is equivalent to the Consumer Price Index between September 2006 and September 2007.

Fiscal Note: These lease agreements generate approximately \$78,357.00 in revenue to the City of Racine.

33. [07-1511](#)

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 2

on Contract 43-06 (K6-046), Curtain Wall Replacement at Racine Public Library, J.F. Cook Co., Inc., contractor.

Recommendation: Change Order No. 2 on Contract 43-06 (K6-046), Curtain Wall Replacement at Racine Public Library, J.F. Cook Co., Inc., contractor, as submitted, be approved in the amount of \$270.66.

Further recommends that funding to defray the cost of this change order be appropriated from Account 255.000.5760, Building Improvements-Library.

Fiscal Note: Funds are available as herein delineated.

34. [07-1519](#)

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting Amendment No. 1 to Contract 39-07 (K7-045), Professional Services - Migration of Infra/Pave Software to SQL Generating System, Earth Tech, Inc., consultant.

Recommendation: Amendment No. 1 to Contract 39-07 (K7-045), Professional Services - Migration of Infra/Pave Software to SQL Generating System, Earth Tech, Inc., consultant, as submitted, be approved in the amount of \$41,386.00.

Further recommends that funding to defray the cost of these professional services be appropriated from the following accounts:

\$20,693.00 - Account 104.987.5420, Storm Sewers
\$20,693.00 - Account 987.908.5130, Asphalt Resurfacing
\$41,386.00 - Total

Fiscal Note: Funds are available as herein delineated.

35. [07-1521](#)

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting a professional services agreement from Earth Tech for the 2008 Sewer Asset Management Services.

Recommendation: The Mayor and City Clerk be authorized and directed to enter into an agreement with Earth Tech, Inc. for 2008 Sewer Asset Management Services at a price not-to-exceed \$99,600.00.

Further recommend that funds to defray the cost of these professional services are available in the following accounts:

\$49,800.00 - Account 104.988.5420, Storm Sewers
\$49,800.00 - Account 987.907.5310, Sanitary Sewers

\$99,600.00 - Total

Fiscal Note: Funds are available as herein delineated.

36. [07-1522](#)

Subject: Direct Referral. Communication from the Downtown Racine Corporation requesting to use city sidewalks for an ice sculpting festival on Saturday, January 12, 2008, and to allow the sculptures to remain until they melt.

Recommendation: The Mayor and City Clerk be authorized and directed to enter into an agreement with the Downtown Racine Corporation granting permission to place ice sculptures on city sidewalks along Main Street from State Street to 7th Street, from January 12, 2008 until they melt, with the following stipulations:

A. That a clear area be established along the building line of a minimum of 5' in order to meet ADA requirements.

B. That any ice sculptures be set back a minimum of 2' from the back of the curb in order to meet Wisconsin Department of Transportation requirements.

C. That a hold harmless agreement be filed with the City Attorney's office.

D. That a Certificate of Liability Insurance be filed with the City Attorney's office.

Fiscal Note: Not applicable.

Public Safety and Licensing Committee Report, by Ald. Shakoor

37. [07-1455](#)

Subject: Petition for Exception at 1801 Mead St. for a Class "A" License.

Recommendation of the Public Safety & Licensing Committee on 12-10-07: That the petition for exception be granted and the matter be referred to the City Plan Commission to address zoning concerns.

Fiscal Note: N/A

38. [07-1466](#)

Subject: Ord. 19-07

To amend Article 1, Chapter 6 of the Municipal Code of the City of Racine, Wisconsin relating to Alcoholic Beverages.

Recommendation of the Public Safety & Licensing Committee: That

Ordinance 19-07 be adopted.

Recommendation of the Public Safety & Licensing Committee on

11-12-07: That the item be deferred until the November 26, 2007 Public Safety and Licensing Meeting.

Recommendation of the Public Safety & Licensing Committee on

11-26-07: The Common Council be required to hold a public hearing on ordinance 19-07 as amended, and the ordinance be adopted.

Fiscal Note: N/A

39. [07-1469](#) **Subject: (Renewal)** Application of Racine Merchandise Mart, Inc. for a Secondhand Jewelry and Secondhand Article Dealer License for 1341 Washington Avenue. (3rd District)

Recommendation of the Public Safety & Licensing Committee on

12-10-07: That the license be granted.

Fiscal Note: N/A

40. [07-1484](#) **Subject:** Communication from the Director of Parks, Recreation & Cultural Services wishing to discuss rescinding Resolution 07-0477 of November 6, 2007, bids for Contract 52-07 (K7-061) Remodeling Racine Zoological Gardens Phase III, due to an error stating the contract amount.

Further recommend that the bid of Seater Construction Co., Inc. for Contract 52-07 (K7-061) Remodeling Racine Zoological Gardens Phase III be accepted for the amount \$1,576,400.00

Recommendation of the Public Safety & Licensing Committee on

12-10-07: That Resolution #07-0477 of November 6, 2007 be rescinded due to an error in the contract amount and the bid of Seater Construction Co., Inc. for Contract 52-07 (K7-061) Remodeling Racine Zoological Gardens Phase III be accepted in the amount \$1,576,400.00.

Fiscal Note: Funds are available in account 987.740.5030, Entrance Complex/Parking, \$293,266.00 for the City's portion of the project. The remaining funds will be provided by the Racine Zoological Society.

41. [07-1486](#) **Subject:** A communication from the Fire Chief requesting the Mayor and City Clerk be authorized to enter into a Paramedic Medical Direction Agreement for the period beginning January 1st, through June 30th, 2008,

with the Racine Area EMS Group.

Recommendation of the Public Safety and Licensing Committee on

12-10-07: That the Mayor and City Clerk enter into a Paramedic Medical Direction Agreement for the period beginning January 1st, through June 30th, 2008, with the Racine Area EMS Group.

Recommendation of the Finance and Personnel Committee on

12-10-07: That formal bidding be waived and the Mayor and City Clerk be authorized to enter into a Paramedic Medical Direction Agreement for the period beginning January 1st, through June 30th, 2008, with the Racine Area EMS Group.

Fiscal Note: This agreement has been provided for in the 2008 budget.

42. [07-1488](#)

Subject: Communication from the Fire Chief requesting authorization to negotiate providing Hazardous Materials Level B services through Kenosha County Emergency Management to Kenosha County Fire Departments.

Recommendation of the Public Safety & Licensing Committee on

12-10-07: That permission be granted to Fire Chief Hansen to negotiate providing Hazardous Materials Level B services through Kenosha County Emergency Management to Kenosha County Fire Departments.

Staff Recommendation to the Finance and Personnel Committee on

12-10-07: The Fire Chief be authorized to negotiate providing Hazardous Materials Level B services through Kenosha County Emergency Management to Kenosha County Fire Departments.

Fiscal Note: N/A

43. [07-1506](#)

Subject: Direct Referral, Final payment on contract 6-07 (K7-006), New West Side Grandstand Bleachers at Horlick Athletic Field by Southern Bleacher Co. Inc.

Recommendation of the Public Safety & Licensing Committee on

12-10-07: That final payment be made on contract 6-07 (K7-006), New West Side Grandstand Bleachers at Horlick Athletic Field by Southern Bleacher Co. Inc.

Fiscal Note: Funds are available in account 987.710.5070, New West Side Grandstand Bleachers at Horlick Athletic Field (R1).

44. [07-1507](#) **Subject:**Direct Referral, Final Payment on Contract 44-07 (K7-052), Lockwood Park Tennis Court Lighting by DRTJ Systems.

Recommendation of the Public Safety & Licensing Committee on 12-10-07: That final payment be made on Contract 44-07 (K7-052), Lockwood Park Tennis Court Lighting by DRTJ Systems.

Fiscal Note: Funds are available in account 987.710.5060 Lockwood Install Tennis Lights.

Traffic Commission Report, by Ald. Hart

48. [07-0708](#) **Subject:** Communication from John Rooney, Assistant Commissioner of Public Works/Engineering submitting the recommendations from HNTB Corporation for the traffic control on the Sixth Street renovation.

Recommendation of the Traffic Commission (6-18-07): Defer

Recommendation of the Traffic Commission (10-15-07): Defer

Recommendation of the Traffic Commission (11-29-07): Accept Option 4

Fiscal Note: The initial cost of the traffic signal installation will be paid for by WISDOT. The annual utility and maintenance costs are in the budget.

50. [07-1397](#) **Subject:** Communication from Chuck Boles, Director Corporate Facilities for SC Johnson, requesting temporary "No Parking" to be put into effect on the north side of 16th Street between Grand Avenue and Franklin Street.

Recommendation: Temporary "No Parking" to be installed on the north side of 16th Street between Grand Avenue and Franklin Street.

Fiscal Note: N/A

Transit and Parking Commission Report, by Ald. DeHahn

51. [07-1471](#) **Subject:** Communication from the neighbors in the 2000 and 2001 block of Case Avenue regarding potholes in the alleys, additional alley lighting, and requesting a "No Parking" sign behind 2000 Case Avenue.

Recommendation of the Public Works and Services Committee

(12-11-07): That a preliminary resolution be introduced to hold a public hearing for the paving of the north-south alley bounded by 21st Street, 20th Street, Case Avenue and Jay Eye See Avenue.

Further recommend that the request for a "No Parking Sign" be referred to the Traffic Commission.

Fiscal Note: Not applicable.

Recommendation of the Transit & Parking Commission (12-12-07):

Receive and file.

Fiscal Note: N/A

52. [07-1472](#) **Subject:** Communication from the Transit Planner wishing to discuss the 2008 contract for transit service with the Village of Caledonia.

Recommendation: The Mayor and City Clerk be authorized and directed to execute the agreement on behalf of the City of Racine.

Fiscal Note: Caledonia will pay up to \$30,300 for transit service provided in the Village.

53. [07-1473](#) **Subject:** Communication from the Transit Planner wishing to discuss the 2008 contract for transit service with the Village of Mt. Pleasant.

Recommendation: The Mayor and City Clerk be authorized and directed to execute the agreement on behalf of the City of Racine.

Fiscal Note: Mt. Pleasant will pay up to \$172,700 for transit service provided in the Village.

54. [07-1474](#) **Subject:** Communication from the Transit Planner wishing to discuss the 2008 contract for transit service with the Village of Sturtevant.

Recommendation: The Mayor and City Clerk be authorized and directed to execute the agreement on behalf of the City of Racine.

Fiscal Note: Sturtevant will pay up to \$51,400 for transit service provided in the Village.

55. [07-1475](#) **Subject:** Communication from the Transit Planner submitting the October 2007 operating and financial report for the Belle Urban System.

Recommendation: Receive and file.

Fiscal Note: N/A

56. [07-1508](#) **Subject:** (Direct Referral) Communication from Curtis Garner, PTMR, wishing to discuss BUS operations on Christmas Eve 2007.

Recommendation: The Transit General Manager be authorized and directed to terminate bus service on Christmas Eve at an hour consistent with the community needs, and to provide adequate notice to the public.

Fiscal Note: N/A

57. [07-1509](#) **Subject:** (Direct Referral) Communication from Curtis Garner, PTMR, wishing to discuss the operations at the BUS in 2007, and our goals and strategies for 2008.

Recommendation: Receive and file.

Fiscal Note: N/A

58. [07-1514](#) **Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations wishing to discuss the extension of the current juror parking agreement with the Racine County Clerk of Courts.

Recommendation: The current agreement for juror parking be amended to change the monthly payment to \$570.00 per month effective from January 1, 2008, through December 31, 2008; that space in the McMynn Civic Parking Ramp be added to the list of eligible locations; and that the Mayor and City Clerk be authorized and directed to execute the amendment on behalf of the City of Racine.

Fiscal Note: The agreement will generate \$6,840 for the Parking System, \$240 more than the current agreement.

59. [07-1520](#) **Subject:** (Direct Referral) Communication from the Transit Planner submitting the November 2007 operating and financial report for the Wisconsin Coach Lines, Inc. Kenosha-Racine-Milwaukee intercity bus service.

Recommendation: Receive and file.

Fiscal Note: N/A

H. Resolutions

60. [Res.07-0552](#) Agreement with Downtown Racine Corporation for ice sculpting festival

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with the Downtown Racine Corporation granting permission to place ice sculptures on city sidewalks along Main Street from State Street to 7th Street, from January 12, 2008 until they melt, with the following stipulations:

- A. That a clear area be established along the building line of a minimum of 5' in order to meet ADA requirements.
- B. That any ice sculptures be set back a minimum of 2' from the back of the curb in order to meet Wisconsin Department of Transportation requirements.
- C. That a hold harmless agreement be filed with the City Attorney's office.
- D. That Proof of Liability Insurance be filed with the City Attorney's office.

Fiscal Note: Not applicable.

Sponsors: Ronald D. Hart

61. [Res.07-0553](#) Permission for Health Department to install Defibrillators in City Hall and Annex

Resolved, that the Health Department be authorized and directed to install Automatic External Defibrillators in the City Hall and City Hall Annex that were donated by the Racine Fire Department.

Fiscal Note: There is a minimal cost to the Health Department for the maintenance of these units.

Sponsors: Ronald D. Hart

62. [Res.07-0554](#) Amendment to Contract for Migration of Infra/Pave Software to SQL Generating System

Resolved, that Amendment No. 1 to Contract 39-07 (K7-045), Professional Services - Migration of Infra/Pave Software to SQL Generating System, Earth Tech, Inc., consultant, as submitted, be approved in the amount of \$41,386.00.

Further resolved, that funding to defray the cost of these professional services be appropriated from the following accounts:

\$20,693.00 - Account 104.987.5420, Storm Sewers

\$20,693.00 - Account 987.908.5130, Asphalt Resurfacing
\$41,386.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

63. [Res.07-0555](#) Final Payment on Contract for 2006 Major Ramp Maintenance, HNTB

Resolved, that the professional services provided by HNTB, under Contract 33-06 (K6-035), Professional Services - 2006 Major Ramp Maintenance, be accepted and final payment authorized for a total contract amount of \$46,492.47, from funds heretofore appropriated.

Fiscal Note: Contract was authorized under Resolution No. 06-7066, dated June 6, 2006.

Sponsors: Ronald D. Hart

64. [Res.07-0556](#) Final payment on Contract for Window Replacement at Racine Public Library

Resolved, that the professional services provided by Industrial Roofing Services, Inc., under Contract 8-06 (K6-009), Window Replacement at the Racine Public Library, be accepted and final payment authorized for a total contract amount of \$5,100.00, from funds heretofore appropriated.

Fiscal Note: Contract was authorized under Resolution No. 6886, dated February 7, 2006.

Sponsors: Ronald D. Hart

65. [Res.07-0557](#) Change Order on Contract for Curtain Wall Replacement at Racine Public Library

Resolved, that Change Order No. 2 on Contract 43-06 (K6-046), Curtain Wall Replacement at Racine Public Library, J.F. Cook Co., Inc., contractor, as submitted, be approved in the amount of \$270.66.

Further resolved, that funding to defray the cost of this change order be appropriated from Account 255.000.5760, Building Improvements-Library.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

66. [Res.07-0558](#) Work accepted and final payment authorized for contract for Curtain Wall

Replacement at Racine Public Library

Resolved, that the work of J.F. Cook Co., Inc., under Contract 43-06 (K6-046), Curtain Wall Replacement at the Racine Public Library, be accepted and final payment authorized for a total contract amount of \$84,585.14, from funds heretofore appropriated.

Fiscal Note: Contract was authorized under Resolution No. 06-7288, dated November 8, 2006.

Sponsors: Ronald D. Hart

67. [Res.07-0559](#) 2008 Lease Agreements for Office Space

Resolved, that the 2008 Lease Agreements for Office Space be increased by 3.5% which is equivalent to the Consumer Price Index between September 2006 and September 2007.

Fiscal Note: These lease agreements generate approximately \$78,357.00 in revenue to the City of Racine.

Sponsors: Ronald D. Hart

68. [Res.07-0560](#) Agreement for 2008 Sewer Asset Management Services

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with Earth Tech, Inc. for 2008 Sewer Asset Management Services at a price not-to-exceed \$99,600.00.

Further resolved, that funds to defray the cost of these professional services are available in the following accounts:

\$49,800.00 - Account 104.988.5420, Storm Sewers
\$49,800.00 - Account 987.907.5310, Sanitary Sewers
\$99,600.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

69. [Res.07-0561](#) Installation of street lights

Resolved, that the installation of street lights at 2820 Norwood Drive and 818 Kentucky Street be approved.

Fiscal Note: The cost to install these two street lights will be in excess of \$7,000.00.

Sponsors: Ronald D. Hart

70. [Res.07-0562](#) Permission for Fire Chief to negotiate Hazardous Materials Level B services through Kenosha County

Resolved, that the Fire Chief be authorized and directed to negotiate providing Hazardous Materials Level B services through Kenosha County Emergency Management to Kenosha County Fire Departments.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor II and Thomas Friedel

71. [Res.07-0563](#) Permission to enter into a Paramedic Medical Direction Agreement

Resolved, that formal bidding be waived, and that the Mayor and City Clerk be authorized and directed to enter into a Paramedic Medical Direction Agreement for the period beginning January 1st, through June 30th, 2008, with the Racine Area EMS Group.

Fiscal Note: This agreement has been provided for in the 2008 budget.

Sponsors: Q.A. Shakoor II and Thomas Friedel

72. [Res.07-0564](#) Final Payment on Contract for New West Side Bleachers at Horlick Athletic Field

Resolved, that final payment be made on Contract 6-07 (K7-006), New West Side Grandstand Bleachers at Horlick Athletic Field by Southern Bleacher Co. Inc.

Fiscal Note: Funds are available in account 987.710.5070, New West Side Grandstand Bleachers at Horlick Athletic Field (R1).

Sponsors: Q.A. Shakoor II

73. [Res.07-0565](#) Final payment on Contract for Lockwood Park Tennis Court Lighting

Resolved, that final payment be made on Contract 44-07 (K7-052), Lockwood Park Tennis Court Lighting by DRTJ Systems.

Fiscal Note: Funds are available in account 107.000.5750, Shoop Replace

Club House Water Main.

Sponsors: Q.A. Shakoor II

74. [Res.07-0566](#) Rescind Resolution No. 07-0477 and Accept bid for Remodeling Racine Zoological Gardens Phase III

Resolved, that Resolution #07-0477 of November 6, 2007, be rescinded due to an error in the contract amount, and the bid of Seater Construction Co., Inc. for Contract 52-07 (K7-061) Remodeling Racine Zoological Gardens Phase III be accepted in the amount \$1,576,400.00.

Further resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with Seater Construction Co., Inc. for Contract 52-07 (K7-061) Remodeling Racine Zoological Garden Phase III in the amount of \$1,576,400.00.

Fiscal Note: Funds are available in account 987.740.5030, Entrance Complex/Parking, \$293,266.00 for the City's portion of the project. The remaining funds will be provided by the Racine Zoological Society.

Sponsors: Q.A. Shakoor II

75. [Res.07-0567](#) Amend Contract for Juror Parking

Resolved, that the current agreement for juror parking be amended to change the monthly payment to \$570.00 per month effective from January 1, 2008, through December 31, 2008; that space in the McMynn Civic Parking Ramp be added to the list of eligible locations; and that the Mayor and City Clerk be authorized and directed to execute the amendment on behalf of the City of Racine.

Fiscal Note: The agreement will generate \$6,840 for the Parking System, \$240 more than the current agreement.

Sponsors: Raymond DeHahn

76. [Res.07-0568](#) 2008 Contract for Transit Service with the Village of Caledonia

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a contract, on behalf of the City of Racine, with the Village of Caledonia for transit service for 2008.

Fiscal Note: Caledonia will pay up to \$30,300 for transit service provided in the Village.

Sponsors: Raymond DeHahn

77. [Res.07-0569](#) 2008 Contract for Transit Service with the Village of Mt. Pleasant

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a contract, on behalf of the City of Racine, with the Village of Mt. Pleasant for transit service for 2008.

Fiscal Note: Mt. Pleasant will pay up to \$172,700 for transit service provided in the Village.

Sponsors: Raymond DeHahn

78. [Res.07-0570](#) 2008 Contract for Transit Service with the Village of Sturtevant

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a contract, on behalf of the City of Racine, with the Village of Sturtevant for transit service for 2008.

Fiscal Note: Sturtevant will pay up to \$51,400 for transit service provided in the Village.

Sponsors: Raymond DeHahn

79. [Res.07-0571](#) Conditional Use Permit for 1109 Washington Avenue

Resolved, that the request by Jamie Gordon of Gertrude's T-Shirts & More seeking a conditional use permit for a clothing and accessories store at 1109 Washington Avenue be approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on December 12, 2007 be approved, subject to the following conditions.
- b. That all applicable building and occupancy permits be applied for.
- c. That the maximum hours of operation be 10:00 a.m. to 9:00 p.m., Monday through Saturday, and 10:00 a.m. to 6:00 p.m. on Sunday.
- d. That a detailed sign plan be submitted to the Director of City Development for review and approval, that includes a plan to address window signage and display.
- e. That the property be maintained in that trash and debris on the sidewalk and other areas be properly disposed on a daily basis.
- f. That all trash and recyclables be stored in closed containers and screen from view.
- g. That all codes and ordinances be complied with and required permits

acquired.

h. That no minor changes be made from the conditions of this permit without approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Common Council.

i. That this approval is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Gregory Holding

80. [Res.07-0572](#) Adopt Stop Loss Insurance Plan for 2008

Resolved, that the City adopt purchase Stop Loss Insurance program thru Sun Life Financial as proposed with an annual premium amount of \$564,224.88 and an annual deductible of \$200,000.00, and that the Mayor and City Clerk be authorized and directed to enter into the agreement with Sun Life Financial for the Stop Loss Insurance program with funds to be appropriated from an appropriate account.

Fiscal Note: It is anticipated that the additional premium will be offset by reduced liability exposure and policy payoffs.

Sponsors: Thomas Friedel

81. [Res.07-0573](#) Agreement for Information System Services

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a contract with Premier Workforce Solutions, LLC, (Velocity), for Information System Services for the period of January 2, 2008 through December 31, 2010.

Fiscal Note: It is anticipated that the City will see increased productivity for a similar cost.

Sponsors: Thomas Friedel

82. [Res.07-0574](#) Transfer of Funds for Racine Car25

Resolved, that permission be granted to transfer \$3,500 from Account 203.000.5020, Salaries, to Account 203.000.5430, Equipment Under \$5,000, to be utilized for camera equipment and computer supplies for Racine Car25.

Fiscal Note: There are sufficient funds in Account 203.000.5020 for this transfer.

Sponsors: Thomas Friedel

83. [Res.07-0575](#) Financial Assistance Agreement with Wisconsin Department of Administration

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a Financial Assistance agreement with the Wisconsin Department of Administration for a Clean Water Fund Loan in the amount of \$3,481,931.

Fiscal Note: No City funds are involved with the Clean Water Fund Loan from the State of Wisconsin Department of Administration. The loan rate will be 2.475%. The loan will be repaid with Wastewater Utility funds.

Sponsors: Thomas Friedel

84. [Res.07-0576](#) Formal Bidding be Waived for Acquiring Hearing Protection Systems for Fire Department Apparatus

Resolved, that permission be granted to the Fire Chief to use up to \$15,000.00 of existing 2007 funds from Account 101.300.5770, and that formal bidding be waived to acquire hearing protection systems for Fire Department apparatus.

Fiscal Note: There are sufficient funds available for the purchase.

Sponsors: Thomas Friedel

85. [Res.07-0577](#) Formal Bidding be Waived and Purchasing Agent Negotiate with Pierce for New Fire Department Equipment

Resolved, that formal bidding procedures be waived, and that the Purchasing Agent be authorized and directed to negotiate and sign an agreement with Pierce on the acquisition of this pumper.

Fiscal Note: Funding for this item will be included in the 2008 Bond Issue.

Sponsors: Thomas Friedel

I. Ordinances

86. [Ord.23-07](#) Ordinance No. 23-07

To amend Section 2-40 (1) and (2) of the Municipal Code of the City of Racine, Wisconsin relating to Aldermanic district boundaries.

The Common Council of the City of Racine do ordain as follows:

Part 1:

Section 2-40 (1) of the Municipal Code of the City of Racine is hereby amended by deleting in the second paragraph "Janes School, 1425 N. Wisconsin Street" and inserting "Emmanuel Lutheran Church, 725 High Street" in its place.

Part 2:

Section 2-40 (2) of the Municipal Code of the City of Racine is hereby amended by deleting in the second paragraph "Janes School, 1425 N. Wisconsin Street" and inserting "Emmanuel Lutheran Church, 725 High Street" in its place.

Part 3:

This ordinance shall take effect January 1, 2008.

Passed by the Common Council:

Approved: _____

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Q.A. Shakoor II

J. Miscellaneous Business

K. Adjourn

Office of The City Clerk

If you are disabled and have accessibility needs or need information interpreted for you, please call the City Clerk's Office at 636-9171 at least 48 hours prior to this meeting.