



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 Wisner, 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, November 15, 2011

7:00 PM

Room 205, City Hall

A. Call To Order

Alderman Shakoor arrived at 7:05 p.m.

PRESENT: 13 - Fair, Marcus, Shields, Kaplan, Kaprelian-Becker, Weidner, DeHahn, Shakoor, II, McCarthy, Holding, Morgenroth, Hart and Mozol

EXCUSED: 2 - Wisner and Wisneski

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

*Ken Brown
Mary Wilson
Florence Boyer
Mike Frontier
Akil Amarji
George Meyers*

E. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

[11-7082](#)

Subject: Communication from the Police Chief, requesting to discuss his request for sole-source procurement for the purchase of a server system upgrade for the DIMS digital imaging management software

solution.

Referred to Finance and Personnel Committee

11-7092

Subject: Communication from the Fire Chief requesting to appear before the Finance and Personnel Committee to request a transfer of \$15,000 from Acct. 101.300.5180 Longevity to Acct. 101-300-5770 Equipment to be utilized to purchase a Power Cot (gurney) and use \$5,000 from Acct. 991.300.5070 for tile floor repairs at Fire Station 5 (2430 Blaine Ave).

Referred to Finance and Personnel Committee

11-7095

Subject: Communication from the Human Resource Manager requesting to appear before the Finance & Personnel Committee to discuss the renewal of the City's Stop Loss Insurance plan for 2012.

Referred to Finance and Personnel Committee

11-7098

Subject: Communication from the Grants Facilitator requesting to appear before the Finance & Personnel Committee to apply for a \$300,000 grant with the Great Lakes Higher Education Corporation Community Investments Program.

Referred to Finance and Personnel Committee

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

11-7077

Subject: Communication from Key Engineering Group, Ltd. informing the City of contamination in the public right-of-way at 1220 Mound Avenue.

Referred to Public Works and Services Committee

11-7081

Subject: Communication from Downtown Racine Corporation and Copacetic requesting to use Monument Square and city sidewalks for the "Big Chill" snow and ice carving event on January 13-15, 2012.

(Also refer to the Board of Parks, Recreation and Cultural Services)

Referred to Public Works and Services Committee

Referred to Board of Park, Recreation and Cultural Services

11-7083

Subject: Communication from Racine County submitting bid results for salt for ice control for the 2011-2012 winter season.

Referred to Public Works and Services Committee

11-7100

Subject: Communication from St. Paul Missionary Baptist Church requesting permission to close the sidewalk in the 800-900 blocks of Carroll Street for the winter.

Referred to Public Works and Services Committee

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

[11-7076](#)

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting final payment for Contract 23-11 (K1-023) Engineering and Project Administration Services - Recreation Service Center.

Referred to Public Safety and Licensing Committee

[11-7099](#)

Subject: (New) Application of The ARGO Group Inc., Samuel Lidester, Agent for a "Class A" Fermented Malt Beverage and Intoxicating Liquor License for 3710 Meachem Road. (11th District)

Referred to the Public Safety and Licensing Committee

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[11-7057](#)

Subject: Communication from the City Attorney requesting additional funding for account 101.160.5610, Professional Services, for the 2011 budget year. (Resolution No. 11-2818)

Recommendation of the Finance & Personnel Committee on 11-07-11: \$100,000 be transferred from account 101.990.5970, Contingency, to account 101.160.561, Attorney's Office Professional Services to cover anticipated legal fees through the end of the year.

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

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

[11-7004](#)

Subject: Communication from the City Attorney submitting the claim of Aida Pinto for consideration.

Recommendation of the Finance & Personnel Committee on 11-07-11: The claim of Aida Pinto, 2310 - 16th Street, Racine 53405, claiming reimbursement in the amount of \$12,131.75 for auto repairs after a tree branch allegedly fell on a car parked on Kearney Avenue during the storm on June 30, 2011 be denied.

Fiscal Note: N/A

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

[11-7054](#)

Subject: Communication from the Police Chief, requesting to discuss authorization to accept a private donation for funding a new K-9 Unit and authorization for sole-source procurement for the purchase, training, transportation, and maintenance of the dog. (Resolution 11-2817)

Recommendation of the Finance & Personnel Committee on 11-07-11: Permission be granted for the Police Chief to accept a donation for funding a new K-9 Unit and authorization for sole-source procurement for the purchase, training, transportation, and maintenance of the dog.

Fiscal Note: Currently, two anonymous donors are anticipating making donations to cover the costs of obtaining a new dog..

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

[11-7055](#)

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting permission to accept donations for the Mayor's Back to School/Stay in School Program. (Resolution No. 11-2819)

Recommendation of the Finance & Personnel Committee on 11-07-11: Permission be granted for the Director of Parks, Recreation and Cultural Services to accept donations for the Mayor's Back to School/Stay in School Program.

Fiscal Note: Approximately \$37,000 was collected for school supplies.

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

[11-7059](#)

Subject: Communication from the Director of City Development submitting a request from the Board of Business Improvement District No. 1 - Downtown Racine for approval of its 2012 Operating Plan. (Resolution No. 11-2815)

Recommendation of the Finance & Personnel Committee on 11-07-11: 2012 Operating Plan for the Board of Business Improvement District No. 1 - Downtown Racine be approved and the Finance Director be authorized and directed to place the special assessments listed in the plan on the property tax bills of the parcels within the District.

Fiscal Note: It is estimated \$213,626 will be raised through assessments to be disbursed to Business Improvement District No. 1 - Downtown Racine.

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

11-7069

Subject: (Direct Referral) Communication from the Chairman of the Racine Civic Centre Commission requesting that the City of Racine extend a contract offer to VenuWorks of Racine for the continued management of the Racine Civic Centre. (Resolution 11-2816)

Recommendation of the Finance & Personnel Committee on 11-07-11: That the City of Racine begin the process to extend the contract offer with VenuWorks of Racine under a duration scenario that allows for an RFP (Request for Proposal) in the near future.

Fiscal Note: To be determined.

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 Terry McCarthy, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Kaprelian-Becker, Weidner, DeHahn, Shakoor, II, McCarthy, Holding, Morgenroth, Hart and Mozol

EXCUSED: 2 - Wiser and Wisneski

Public Works and Services Committee Report, by Ald. Weidner

11-7006

Subject: Communication from the Chief Building Inspector submitting a change to Municipal Code Ordinance, Sec. 18-466 - Office of chief plumbing inspector. (Ord. 12-11)

Recommendation of the Public Works and Services Committee on 10-25-11: Defer

Recommendation of the Public Works and Services Committee on 11-8-11: That the change to Municipal Code Ordinance, Sec. 18-466 of the Municipal Code of the City of Racine, Wisconsin, relating to Office of chief plumbing inspector, be adopted.

Fiscal Note: N/A

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

11-7047

Subject: Communication from Kara Kading requesting to use City right-of-way for the St. John's Lutheran School Bunny Hop on

Saturday, April 28, 2012 from 10:00 A.M. until 12 noon. (Resolution No. 11-2821)

Recommendation of the Public Works and Services Committee on 11-8-11: That St. John's Lutheran School be granted permission to use city right-of-way for a run/walk on Saturday, April 28, 2012, from 9:00 a.m. to 11:00 a.m.

Further recommends that permission be granted with the following stipulations:

- A. A hold harmless agreement be executed.
- 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.

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.

Fiscal Note: There will be nominal costs to various City departments, on a regular shift basis, to assist in implementing this event.

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

[11-7064](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting Change Order No. 1 on Contract 17-11 (K1-017), N. Main and Goold Traffic and Street Light Renovation, Pieper Electric Inc., contractor. (Resolution No. 11-2824)

Recommendation of the Public Works and Services Committee on 11-8-11: That Change Order No. 1 on Contract 17-11 (K1-017), N. Main and Goold Traffic and Street Lighting Renovations, Pieper Electric, contractor, be approved in the amount of \$408.41.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 991.600.5010, Traffic Signals.

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

[11-7065](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 17-11 (K1-017), N. Main at Goold Traffic and Street Lighting Renovations, Pieper Electric Inc., contractor. (Resolution No. 11-2825)

Recommendation of the Public Works and Services Committee

on 11-8-11: That the work done by Pieper Electric under Contract 17-11 (K1-017), N. Main and Goid Traffic and Street Lighting Renovations, be accepted and final payment authorized for a total contract amount of \$91,841.44.

Fiscal Note: Contract was authorized under Resolution No. 11-2494, dated April 18, 2011.

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

11-7066

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 35-11 (K1-037), Fire Alarm System Replacement at Library, Enterprise Fire & Security/EES, Inc., contractor. (Resolution No. 11-2826)

Recommendation of the Public Works and Services Committee

on 11-8-11: That the work done by Enterprise Fire & Security/EES, Inc. under Contract 35-11 (K1-037), Fire Alarm System Replacement at Library, be accepted and final payment authorized for a total contract amount of \$50,495.00.

Fiscal Note: Contract was authorized under Resolution No. 11-2593, dated June 7, 2011.

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

11-7067

Subject: (Direct Referral) Communication from the Purchasing Agent submitting bid results on Official Notice #15 for One (1) 33,000 GVW Truck Chassis with 46 Foot Working Height Insulated Aerial Unit. (Resolution No. 11-2823)

Recommendation of the Public Works and Services Committee

on 11-8-11: That the contract for One (1) 33,000 GVW 5 Truck Chassis with 46 foot working height insulated aerial unit be awarded to Utility Sales & Service, Appleton, WI, at their bid price of \$170,918.00 with trade-in, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this purchase be appropriated from Account 991.590.5030, Street Lighting, Bucket Truck.

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

11-7068

Subject: (Direct Referral) Communication from the Assistant

Commissioner of Public Works/Engineering submitting the 2011 Pavement Management System Summary Report.

Recommendation of the Public Works and Services Committee on 11-8-11: 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.

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, Kaprelian-Becker, Weidner, DeHahn, Shakoor, II, McCarthy, Holding, Morgenroth, Hart and Mozol

EXCUSED: 2 - Wisner and Wisneski

[11-7052](#)

Subject: Communication from Dr. Ann Yehle, McKinley Middle School Directing Principal, requesting to close off the south sidewalk of Rupert Boulevard from Chicago Street west to the cemetery during the 2011-2012 winter. (Resolution No. 11-2822)

Recommendation of the Public Works and Services Committee on 11-8-11: That Racine Unified School District be granted permission to close the sidewalk on Rupert Boulevard fronting McKinley Middle School from December 1, 2011 to April 1, 2012 with the requirement that Racine Unified School District holds the City of Racine harmless from any and all injuries caused by conditions of the sidewalk related to this closure.

Fiscal Note: There will be no cost to the City of Racine in granting this permission.

Alderman Weidner requested that item 11-7062 be considered separately.

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, Kaprelian-Becker, Weidner, DeHahn, Shakoor, II, Holding, Morgenroth, Hart and Mozol

NOES: 1 - McCarthy

EXCUSED: 2 - Wisner and Wisneski

Public Safety and Licensing Committee Report, by Ald. Holding

11-7032

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting permission to enter into an agreement to prepare plans and specifications for the Sam Johnson Parkway Fountain Restroom Building. (Resolution No. 11-2827)

Recommendation of the Public Safety and Licensing Committee on 11-7-11: That the request for permission to enter into an agreement with Butterfield, Rudie and Seitz to prepare plans and specifications for the Sam Johnson Parkway Fountain Restroom Building be approved.

Fiscal Note: Cost not to exceed \$9,500.00 from account 991.700.5040

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

11-7051

Subject: (New) Application of The Char-Grill, Inc., Jeffrey Marsh, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 3839 Douglas Avenue. (7th District)

Recommendation of the Public Safety and Licensing Committee on 11-7-11: That the application of The Char-Grill, Inc., Jeffrey Marsh, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 3839 Douglas Avenue be approved.

Fiscal Note: N/A

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

11-7053

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting final payment for Contract 23-11 (K1-023) Masonry Restoration at Recreation Service Center. (Resolution No. 11-2828)

Recommendation of the Public Safety and Licensing Committee on 11-7-11: That the request for final payment for Contract 23-11 (K1-023) Masonry Restoration at Recreation Service Center be approved.

Fiscal Note: Funds in the amount of \$23,625.00 are available from account 990.700.5030.

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

11-7060

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting to rescind final payment for Parks,

Recreation and Cultural Services Pavement Improvements, Contract Number 43-11 (K1-045) (R1), Resolution 11-2744 of September 20, 2011. (Resolution No. 11-2829)

Recommendation of the Public Safety and Licensing Committee on 11-7-11: That the request to rescind final payment for Parks, Recreation and Cultural Services Pavement Improvements, Contract Number 43-11 (K1-045) (R1), Resolution 11-2744 of September 20, 2011 be approved.

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 Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Kaprelian-Becker, Weidner, DeHahn, Shakoor, II, McCarthy, Holding, Morgenroth, Hart and Mozol

EXCUSED: 2 - Wiser and Wisneski

Redevelopment Authority of the City of Racine Report, by Ald. Shakoor.

[11-7073](#)

Subject: (Direct Referral) Communication from the Executive Director requesting authorization to acquire 1437 Owen Avenue in the Uptown area. (Resolution No. 11-2830)

Recommendation of the Redevelopment Authority on 11-8-11: That the Common Council, pursuant to sec. 66.1333 (5) (b) Wis. Stats., authorize and direct the Redevelopment Authority to acquire the property at 1437 Owen Avenue.

Fiscal Note: The property at 1437 Owen Avenue (parcel ID no.09296000) is blighted property due to extensive fire damage. The owner of the property has offered to transfer the property to the Authority at no cost; the Authority would be responsible for demolition and incidental costs. Demolition of the building and associated expenses are expected to cost \$13,000.000. The Authority has funding for a residential redevelopment project in the Uptown Improvement Program. The redevelopment would consist of the construction of an in-fill single family home and sale to owner-occupants. Funds are available in the TID-16 plan and the S.C. Johnson grant for this purpose.

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

11-7074

Subject: (Direct Referral) Communication from Gordon Kacala of Racine County Economic Development Corporation requesting authorization to apply for and accept a matching grant from the US Economic Development Administration to recapitalize the City's Industrial/Commercial Building Revolving Loan Fund.

Recommendation of the Redevelopment Authority on 11-8-11: that the Authority supports the use of funds from the Intergovernmental Revenue Sharing Fund to match a grant from the US EDA for recapitalizing the Industrial/Commercial Building Revolving Loan Fund.

Further recommends, that the Executive Director of RCEDC be authorized and directed on behalf of the City of Racine to apply for and to accept from the US EDA the proposed grant.

Further recommends, that the Finance Director be authorized and directed to segregate and restrict in a separate account five hundred thousand dollars (\$500,000.00) from the Intergovernmental Revenue Sharing account no. 919.000.1180 for the local match for the grant.

Further recommends, that the Mayor and City Clerk be authorized and directed to execute such grant agreements with US EDA and RCEDC as may be necessary to implement this resolution.

Further recommends, that this item be referred to the Finance and Personnel Committee of the Common Council for its review and approval.

Fiscal Note: The funds are available in the Intergovernmental Revenue Sharing (919) Account.

A motion was made that this Communication be Referred to the Finance and Personnel Committee. 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, Kaprelian-Becker, Weidner, DeHahn, Shakoor, II, McCarthy, Holding, Morgenroth, Hart and Mozol

EXCUSED: 2 - Wisner and Wisneski

11-6868

Subject: (Direct Referral) Communication from the Director of City Development submitting proposals for the redevelopment of 1130

Washington Avenue. (Resolution No. 11-2831)

Recommendation of the Redevelopment Authority on 11-8-11:

That the Common Council approve the granting of an option to purchase the Authority-owned properties at 1116 through 1152 Washington Avenue and 1309 Eleventh Street to Akil Ajmeri (d.b.a. Akil, LLC) for redevelopment consistent with his proposal dated August 30, 2011 and Redevelopment Authority resolution 11-17.

Fiscal Note: Redevelopment Authority resolution 11-17 is an attachment to this item. The option is for six months during which Mr. Ajmeri would obtain regulatory approvals and satisfy contingencies. Mr. Ajmeri will pay a \$1,000 option fee and \$10,000 for the property upon closing. He has proposed to develop a gas station, convenience store and sandwich shop, and car wash.

Alderman Fair requested that item 11-6868 be considered separately.

Alderman Fair made a motion, seconded by Alderman Shield to refer 11-6868 back to Committee. Motion failed on the following vote:

Ayes: Fair and Shield

Noes: DeHahn, Hart, Holding, Kaplan, Kaprelian-Becker, Marcus, McCarthy, Morgenroth, Mozol, Shakoor, Shields, and Weidner

Excused: Wisneski and Wiser.

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

AYES: 11 - Marcus, Kaplan, Kaprelian-Becker, Weidner, DeHahn, Shakoor, II, McCarthy, Holding, Morgenroth, Hart and Mozol

NOES: 2 - Fair and Shields

EXCUSED: 2 - Wiser and Wisneski

Committee of the Whole Report, by Ald. Holding

11-7056

Subject: (Direct Referral) communication from the City Administrator presenting a report from the Public Health Administrator concerning Animal Control.

Recommendation: 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.

11-6930

Subject: Submittal of the Report of the Finance Committee of the Racine Waterworks Commission Regarding Year 2012 Water Utility Operation and Maintenance Budget and the 2012-2016 Capital Improvements Budget Recommending Adoption (Resolution No.

11-2832)

Recommendation of the Racine Waterworks Commission on 9/27/11: To adopt. Refer to the Committee of the Whole.

Recommendation of the Committee of the Whole on 10/26/2011: to defer the Item.

Recommendation of the Committee of the Whole on 10/27/2011: to defer the Item.

Recommendation of the Committee of the Whole on 11/3/2011: to defer the Item.

Recommendation of the Committee of the Whole on 11/9/2011: the Item be approved.

Fiscal Note: Copies of the Racine Waterworks Operation and Maintenance Budget and the 2012-2016 Capital Improvements Budget are on file in the Office of the Finance Director.

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

[11-6931](#)

Subject: Submittal of the Report of the Finance Committee of the Racine Wastewater Commission Regarding Year 2012 Wastewater Utility Operation and Maintenance Budget and the 2012-2016 Capital Improvements Budget Recommending Adoption (Resolution No. 11-2833)

Recommendation of the Racine Wastewater Commission on 9/27/11: To adopt. Refer to the Committee of the Whole.

Recommendation of the Committee of the Whole on 10/26/2011: to defer the Item.

Recommendation of the Committee of the Whole on 10/27/2011: to defer the Item.

Recommendation of the Committee of the Whole on 11/3/2011: to defer the Item.

Recommendation of the Committee of the Whole on 11/9/2011: the Item be approved.

Fiscal Note: copies of the Racine Wastewater Utility Operation and Maintenance Budget and the 2012-2016 Capital Improvements Budget are on file in the Office of the Finance Director.

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

[11-6932](#)

Subject: Submittal of 2012 Sewer Service Rates (Resolution No. 11-2834)

Recommendation of the Racine Wastewater Commission on 9/27/11: To adopt. Refer to the Committee of the Whole.

Recommendation of the Committee of the Whole on 10/26/2011: to defer the Item.

Recommendation of the Committee of the Whole on 10/27/2011: to defer the Item.

Recommendation of the Committee of the Whole on 11/3/2011: to defer the Item.

Recommendation of the Committee of the Whole on 11/9/2011: the Item be approved.

Fiscal Note: Copies for the 2012 Sewer Service Rates are on file in the Office of the Finance Director.

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

11-7007

Subject: Communication from Mayor Dickert submitting the 2012 proposed budgets for the General Fund, Special Revenue Funds, Debt Service, Enterprise Funds, Utilities, and Internal Service Funds; Capital Improvements Plan. (Resolution No. 11-2835)

Recommendation of the Committee of the Whole on 10/26/2011: to defer the Item.

Recommendation of the Committee of the Whole on 10/27/2011: to defer the Item.

Recommendation of the Committee of the Whole on 11/3/2011: to defer the Item.

Recommendation of the Committee of the Whole on 11/9/2011: the Item be approved.

Fiscal Note: Copies of the General Fund, Special Revenue Funds, Debt Service, Enterprise Funds, Utilities, and Internal Service Funds; Capital Improvements Plan and amendments thereto are on file in the Office of the Finance Director.

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, Kaprelian-Becker, Weidner, DeHahn, Shakoor, II, McCarthy, Holding, Morgenroth, Hart and Mozol

EXCUSED: 2 - Wiser and Wisneski

G. Consent Agenda - Resolutions

Res.11-2815

Request from the Board of Business Improvement District No. 1 - Downtown Racine for approval of its 2012 Operating Plan.

Resolved, that the 2012 Operating Plan for the Board of Business Improvement District No. 1 - Downtown Racine be approved and the Finance Director be authorized and directed to place the special assessments listed in the plan on the property tax bills of the parcels within the District.

Fiscal Note: It is estimated \$213,626 will be raised through assessments to be disbursed to Business Improvement District No. 1 - Downtown Racine.

Sponsors: Q.A. Shakoor, II

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

Res.11-2816

Request that the City extend a contract offer to VenuWorks of Racine for the continued management of the Racine Civic Centre.

Resolved, that the City of Racine begin the process to extend the contract offer with VenuWorks of Racine under a duration scenario that allows for an RFP (Request for Proposal) in the near future.

Fiscal Note: To be determined.

Sponsors: Q.A. Shakoor, II

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

Res.11-2817

Request authorization to accept a private donation for funding a new K-9 Unit and authorization for sole-source procurement for the purchase, training, transportation, and maintenance of the dog.

Resolved, that permission be granted for the Police Chief to accept a donation for funding a new K-9 Unit and authorization for sole-source procurement for the purchase, training, transportation, and maintenance of the dog.

Fiscal Note: Currently, two anonymous donors are anticipating making donations to cover the costs of obtaining a new dog.

Sponsors: Q.A. Shakoor, II

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

Res.11-2818

Request additional funding for account 101.160.5610, Professional Services, for the 2011 budget year.

Resolved, that \$100,000 be transferred from account 101.990.5970, Contingency, to account 101.160.561, Attorney's Office Professional Services to cover anticipated legal fees through the end of the year.

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

Sponsors: Q.A. Shakoor, II

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

Res.11-2819

Request permission to accept donations for the Mayor's Back to School/Stay in School Program.

Resolved, that permission be granted for the Director of Parks, Recreation and Cultural Services to accept donations for the Mayor's Back to School/Stay in School Program.

Fiscal Note: Approximately \$37,000 was collected for school supplies.

Sponsors: Q.A. Shakoor, II

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

Res.11-2820

Donation of paint, supplies, and volunteers to paint interior areas of the Chavez Community Center.

Resolved, that the City accept the donation of paint, supplies, and volunteers to paint interior areas of the Chavez Community Center from Home Depot.

Fiscal Note: No cost to the City.

Sponsors: Q.A. Shakoor, II

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

Res.11-2821

Request to use City right-of-way for the St. John's Lutheran School Bunny Hop on Saturday, April 28, 2012 from 10:00 A.M. until 12 noon.

Resolved, that St. John's Lutheran School be granted permission to use city right-of-way for a run/walk on Saturday, April 28, 2012, from 9:00 a.m. to 11:00 a.m.

Further resolved, that permission be granted with the following stipulations:

- A. A hold harmless agreement be executed.
- 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. \$50.00 processing fee be paid.

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: There will be nominal costs to various City departments, on a regular shift basis, to assist in implementing this event.

Sponsors: Sandy Weidner

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

Res.11-2822

Request to close off the south sidewalk of Rupert Boulevard from Chicago Street west to the cemetery during the 2011-2012 winter.

Resolved, that Racine Unified School District be granted permission to close the sidewalk on Rupert Boulevard fronting McKinley Middle School from December 1, 2011 to April 1, 2012 with the requirement that Racine Unified School District holds the City of Racine harmless from any and all injuries caused by conditions of the sidewalk related to this closure.

Fiscal Note: There will be no cost to the City of Racine in granting this permission.

Sponsors: Sandy Weidner

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

Res.11-2823

Bid results submitted on Official Notice #15 for One (1) 33,000 GVW Truck Chassis with 46 Foot Working Height Insulated Aerial Unit.

Resolved, that the contract for One (1) 33,000 GVW 5 Truck Chassis with 46 foot working height insulated aerial unit be awarded to Utility Sales & Service, Appleton, WI, at their bid price of \$170,918.00 with trade-in, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this purchase be appropriated from Account 991.590.5030, Street Lighting, Bucket Truck.

Sponsors: Sandy Weidner

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

Res.11-2824

Submit Change Order No. 1 on Contract 17-11 (K1-017), N. Main and Goold Traffic and Street Light Renovation, Pieper Electric Inc., contractor.

Resolved, that Change Order No. 1 on Contract 17-11 (K1-017), N. Main and Goold Traffic and Street Lighting Renovations, Pieper Electric, contractor, be approved in the amount of \$408.41.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 991.600.5010, Traffic Signals.

Sponsors: Sandy Weidner

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

Res.11-2825

Request for final payment on Contract 17-11 (K1-017), N. Main at Goold Traffic and Street Lighting Renovations, Pieper Electric Inc., contractor.

Resolved, that the work done by Pieper Electric under Contract 17-11 (K1-017), N. Main and Goold Traffic and Street Lighting Renovations, be accepted and final payment authorized for a total contract amount of \$91,841.44.

Fiscal Note: Contract was authorized under Resolution No. 11-2494, dated April 18, 2011.

Sponsors: Sandy Weidner

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

Res.11-2826

Request for final payment on Contract 35-11 (K1-037), Fire Alarm System Replacement at Library, Enterprise Fire & Security/EES, Inc., contractor.

Resolved, that the work done by Enterprise Fire & Security/EES, Inc. under Contract 35-11 (K1-037), Fire Alarm System Replacement at Library, be accepted and final payment authorized for a total contract amount of \$50,495.00.

Fiscal Note: Contract was authorized under Resolution No. 11-2593, dated June 7, 2011.

Sponsors: Sandy Weidner

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

Res.11-2827

Permission to enter into an agreement to prepare plans and specifications for the Sam Johnson Parkway Fountain Restroom Building.

Resolved, that the request for permission to enter into an agreement with Butterfield, Rudie & Seitz, Inc., to prepare plans and specifications for the Sam Johnson Parkway Fountain Restroom Building be approved.

Fiscal Note: Cost not to exceed \$9,500.00 from account 991.700.5040

Sponsors: Aron Wisneski

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

Res.11-2828

Request final payment for Contract 23-11 (K1-023) Masonry Restoration at Recreation Service Center.

Resolved, that the request for final payment for Contract 23-11 (K1-023) Masonry Restoration at Recreation Service Center be approved.

Fiscal Note: Funds in the amount of \$23,625.00 are available from account 990.700.5030.

Sponsors: Aron Wisneski

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

Res.11-2829

Request to rescind final payment for Parks, Recreation and Cultural Services Pavement Improvements, Contract Number 43-11 (K1-045) (R1), Resolution 11-2744 of September 20, 2011.

Resolved, that the request to rescind final payment for Parks, Recreation and Cultural Services Pavement Improvements, Contract Number 43-11 (K1-045) (R1), Resolution 11-2744 of September 20, 2011 be approved.

Fiscal Note: N/A

Sponsors: Aron Wisneski

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

Res.11-2830

Request of the Redevelopment Authority to acquire 1437 Owen Avenue.

Resolved, that the Common Council, pursuant to sec. 66.1333 (5) (b) Wis. Stats., authorizes and directs the Redevelopment Authority to acquire the property at 1437 Owen Avenue (parcel ID no. 09296000).

Fiscal Note: The owner of this fire-damaged property has offered to transfer the property to the Authority at no cost. The Authority would be responsible for demolition of the building and incidental costs expected to be \$13,000.00. Funds are available in the TID-16 plan and the S.C. Johnson grant for this purpose.

Sponsors: Q.A. Shakoor, II

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

Res.11-2831

Approval of the granting of an option by the Redevelopment Authority. Resolved, that the report of the Redevelopment Authority, regarding the granting of an option to Akil Ajmeri (d.b.a. Akil, LLC) to purchase Authority-owned properties at 1116 through 1152 Washington Avenue and 1309 Eleventh Street for redevelopment consistent with his proposal dated August 30, 2011 and Redevelopment Authority resolution 11-17, is approved.

Fiscal Note: The option is for six months during which Mr. Ajmeri would obtain regulatory approvals and satisfy contingencies. Mr. Ajmeri will pay a \$1,000 option fee and \$10,000 for the property upon closing. He has proposed to develop a gas station, convenience store and sandwich shop, and car wash.

Sponsors: Q.A. Shakoor, II

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 Terry McCarthy, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Fair, Marcus, Shields, Kaplan, Kaprelian-Becker, Weidner, DeHahn, Shakoor, II, McCarthy, Holding, Morgenroth, Hart and Mozol

EXCUSED: 2 - Wiser and Wisneski

H. Resolutions

Res.11-2832

2012 Water Utility Operation and Maintenance Budget and the 2012-2016 Capital Improvements Budget being approved.

Resolved, that the 2012 Water Utility Operation and Maintenance Budget and the 2012-2016 Capital Improvements Budget be adopted.

Fiscal Note: Copies of the Racine Waterworks Operation and Maintenance Budget and the 2012-2016 Capital Improvements Budget are on file in the Office of the Finance Director.

Sponsors: Gregory Holding

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

AYES: 13 - Fair, Marcus, Shields, Kaplan, Kaprelian-Becker, Weidner, DeHahn, Shakoor, II, McCarthy, Holding, Morgenroth, Hart and Mozol

EXCUSED: 2 - Wiser and Wisneski

Res.11-2833

2012 Wastewater Utility Operation and Maintenance Budget and the 2012-2016 Capital Improvements Budget be adopted.

Resolved, that the 2012 Wastewater Utility Operation and Maintenance Budget and the 2012-2016 Capital Improvements Budget be adopted.

Fiscal Note: copies of the Racine Wastewater Utility Operation and Maintenance Budget and the 2012-2016 Capital Improvements Budget are on file in the Office of the Finance Director.

Sponsors: Gregory Holding

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

AYES: 13 - Fair, Marcus, Shields, Kaplan, Kaprelian-Becker, Weidner, DeHahn, Shakoor, II, McCarthy, Holding, Morgenroth, Hart and Mozol

EXCUSED: 2 - Wiser and Wisneski

Res.11-2834

2012 Sewer Service Rates be approved.

Resolved, that the 2012 Sewer Service Rates be adopted as presented by the Commission.

Fiscal Note: Copies for the 2012 Sewer Service Rates are on file in

the Office of the Finance Director.

Sponsors: Gregory Holding

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

AYES: 13 - Fair, Marcus, Shields, Kaplan, Kaprelian-Becker, Weidner, DeHahn, Shakoor, II, McCarthy, Holding, Morgenroth, Hart and Mozol

EXCUSED: 2 - Wiser and Wisneski

Res.11-2835

2012 proposed budgets for the General Fund, Special Revenue Funds, Debt Service, Enterprise Funds, Utilities, and Internal Service Funds; Capital Improvements Plan be adopted.

Resolved, that the 2012 Proposed Budgets for the General fund, Special Revenue Funds, Debt Service, Enterprise Funds, Utilities and Internal Service Funds; Capital Improvements Plan be adopted.

Fiscal Note: Copies of the General Fund, Special Revenue Funds, Debt Service, Enterprise Funds, Utilities, and Internal Service Funds; Capital Improvements Plan and amendments thereto are on file in the Office of the Finance Director.

Sponsors: Gregory Holding

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

AYES: 13 - Fair, Marcus, Shields, Kaplan, Kaprelian-Becker, Weidner, DeHahn, Shakoor, II, McCarthy, Holding, Morgenroth, Hart and Mozol

EXCUSED: 2 - Wiser and Wisneski

I. Ordinances

Ord.12-11

To amend Section 18-466. - Office of the chief plumbing inspector, Code of the City of Racine, Wisconsin relating to Buildings and Building Regulations.

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

Part 1:

Section 18-466 of the Municipal Code of the city of Racine is hereby amended to read as follows:

Add the following sentence at the end of paragraph (c): "If any part of the plumbing system is found by the chief plumbing inspector to be in

violation of the municipal plumbing code, and may be a hazard to persons or property, then the chief plumbing inspector may order the water service to the building to be discontinued."

Part 2:

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: Sandy Weidner

Referred to Public Works and Services Committee

J. Adjourn

The meeting was adjourned at 9:05 P.M. by Alderman Shakoor. The next scheduled meeting of the Council is December 6th, 2011.

ATTEST: JANICE M. JOHNSON-MARTIN
CITY CLERK