



City of Racine

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

Meeting Agenda - Final Common Council

Alderman Jeff Coe
Alderman Mollie Jones
Alderman Michael Shields
Alderman Tracey Larrin
Alderman Steve Smetana
Alderman Sandy Weidner
Alderman Raymond DeHahn
Alderman Q.A. Shakoor II
Alderman Terry McCarthy
Alderman Dennis Wiser
Alderman Mary Land
Alderman Henry Perez
Alderman James Morgenroth
Alderman Jason Meekma
Alderman Melissa Lemke

Tuesday, May 17, 2016

7:00 PM

City Hall, Room 205

A. Call To Order

B. Pledge of Allegiance To The Flag

C. Approval of Journal of Council Proceedings (Minutes)

D. Public Hearings

[ZOrd.002-15](#) ZOrd.002-15

An Ordinance Rezoning 1223 Ohio Street, 4601, 4615, 4619 Washington Avenue and 1212, 1218, 1222 Virginia Street.

To amend the map of the Zoning Ordinance of the City of Racine.

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

Part 1: That the property located at 1223 Ohio Street, and more particularly described as follows:

“The Southern 10 feet of Lot 8 and all of Lot 9, Block 8 of the Racine Gardens Subdivision, being in the City of Racine, Racine County, WI, in the South 1/4 of Section 18, Township 3 North, Range 22 East, said lands being 0.15 acres more or less”

be rezoned from R-3 Limited General Residence to B-2 Community

Shopping District, and

Part 2: That the properties located at 1212, 1218, 1222 Virginia Street, and more particularly described as follows:

“The Northern 10 feet of Lot 25, and all of Lots 26 thru 28, Block 8 of the Racine Gardens Subdivision, being in the City of Racine, Racine County, WI, in the South 1/4 of Section 18, Township 3 North, Range 22 East, said lands being 0.40 acres more or less”

be rezoned from R-2 Single Family Residence to B-2 Community Shopping District, and

Part 3: That the properties located at 4601, 4615 Washington Avenue, and more particularly described as follows:

“Lots 1 thru 4, Block 8 of the Racine Gardens Subdivision, being in the City of Racine, Racine County, WI, in the South 1/4 of Section 18, Township 3 North, Range 22 East, said lands being 0.55 acres more or less”

be rezoned from B-1 Neighborhood Convenience District to B-2 Community Shopping District, and

Part 4: That the property located at 4619 Washington Avenue, and more particularly described as follows:

“Lot 5 Block 8 of the Racine Gardens Subdivision, being a Subdivision of part of Orchard Home Addition, being in the City of Racine, Racine County, WI, in the South 1/4 of Section 18, Township 3 North, Range 22 East, said lands being 0.14 acres more or less”

be rezoned from B-1 Neighborhood Convenience District to B-2 Community Shopping District.

Part 5: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City Common Council and publication or posting as required by law.

Fiscal Note: N/A

Sponsors:

Dennis Wiser

[ZOrd.0003-16](#)

ZOrd. 003-16

An Ordinance Rezoning 2001 Racine Street

To amend the map of the Zoning Ordinance of the City of Racine.

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

Part 1: That the property located at 2001 Racine Street and more particularly described as follows:

“Said land being in Racine County, WI, City of Racine, Block 85 of the School Section, plus the North ½ of Section 21, Township 3 North, Range 23 East, Block 11, Partially described in Volume 1706 RECS, Page 870, containing 1.743 acres, more or less”

be rezoned from B-1 Neighborhood Convenience District to B-1 Neighborhood Convenience District with a FD-Flex Development Overlay District.

Part 2: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City Common Council and publication or posting as required by law.

Passed by the Common Council:

Fiscal Note: N/A

Sponsors: Dennis Wiser

E. Public Comments

F. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

[0383-16](#) **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting permission to accept a \$2,500 sponsorship donation from Landmark Credit Union to be used towards Outdoor Movies in the Parks, Youth Softball and the Rubber Duck Derby.

[0430-16](#) **Subject:** Communication from the Public Health Administrator requesting permission to enter into a contract agreement with the Illinois Department of Natural Resources, Illinois Coastal Management Program (ICMP), in the amount of \$58,000.00.

[0431-16](#) **Subject:** Communication from the Public Health Administrator requesting permission to enter into a Memorandum of Agreement with the Wisconsin Department of Agriculture, Trade and Consumer Protection for Weights and Measures Inspection services.

[0432-16](#)

Subject: Communication from the Public Health Administrator requesting permission to enter into an agreement with the Wisconsin Department of Natural Resources, in the amount of \$26,000 for the WI Beach Monitoring Program.

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

[0416-16](#)

Subject: Request for permission to close the 300 block of Hamilton Street and the 1100 Block of Chatham Street from 12:00 P.M. to 6:00 P.M. on Sunday, June 26, 2016, for the 11th annual Eagle's Club/George's Tavern Classic Car Show.

[0428-16](#)

Subject: Communication from the Commissioner of Public Works requesting a policy be established that authorizes the Commissioner of Public Works, or the Assistant Commissioner of Public Works/City Engineer in the case of any vacancy, to approve and/or authorize the Offering Price for interests in real estate required for any street reconstruction project duly adopted by the Common Council, for which the funding of the acquisitions shall not be reimbursed by the State of Wisconsin or any federal program and for which the acquisition Cost Estimate is less than \$10,000, inclusive of any appraisal fees and recording costs.

[0429-16](#)

Subject: Communication from the City Attorney requesting that the double-sided, single pole sign located at 1824 Douglas Avenue be ordered to be removed by the property owner, pursuant to Wis. Stat. sec. 66.0425, Privileges in Street, in preparation for the reconstruction of STH 32 (Douglas Avenue).

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

[0401-16](#)

Subject: The following renewal applications for CLASS "B" **PUB FAC** Retail Fermented Malt Beverage and intoxicating Liquor Licenses for 2016-2017:

Racine Zoological Society	2131 N Main St
(Tradename) Racine Zoo	
Elizabeth Heidorn, Agent	

[0402-16](#)

Subject: The following renewal application(s) for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2016-2017:

SIDDI VINAYAK, INC.	2062 Lathrop Ave
(Tradename) Arbee's Liquor Store	
Jagdish Patel, Agent	

PHESAL E. CKADAN	1812 Sixteenth St
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(Tradename) Twin's Food Mart
Phesal E. Ckadan, Agent

MITRAJ, INC. 3711 Douglas Ave
(Tradename) Pantry Foods
Radhhesyam, Patel, Agent

Timer's of Racine, Inc 3800 Northwester Ave
(Tradename) Timer's Beverage Center
Shawn Voss, Agent

[0403-16](#)

Subject: The following renewal application(s) for a Class "A" Retail Fermented Malt Beverage License for 2016-2017:

LEE'S DELI, INC. 2615 Washington Ave
(Tradename) Lee's Deli
John Henes, Agent

V S Gill LLC 2240 Northwestern Ave
(Tradename) Northwestern Citgo
Virinder S Gill, Agent

Jalil Mian 1100 Sixth Street
(Tradename) M.J. Petroleum

Amansaman LLC 600 Three Mile Road
(Tradename) Kwik Pantry Food Mart
Balvir Singh, Agent

Douglas Petro, LLC. 3357 Douglas Ave
(Tradename) Douglas Petro, LLC
Surinder Singh, Agent

City Food Mart, LLC 2300 Seventeenth St
(Tradename) City Food Mart
Zayed Kadadha, Agent

[0404-16](#)

Subject: The following renewal application(s) for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2016-2017:

TTDH, Inc. 2100 Douglas Ave
(Tradename)Gus's Gyro's/ Better Day BP
Constantine Tousis, Agent

R&K KONG LLC 618 Sixth St
(Tradename) Pepi's Pub & Grill
Joseph Madison, Agent

THANG D. PHAM (Tradenname) River Run Restaurant Thang D. Pham, Agent	3616 Northwestern Ave
MARIO ARANDA SR. (Tradenname) The Club Mario Aranda Sr., Agent	1244 Washington Ave
Michigan's Pub, LLC (Tradenname) Michigan's Pub George R. Seater Jr., Agent	1300 Michigan Blvd.
Racine Theatre Guild, Inc (Tradenname) Racine Theatre Guild Douglas Instenes, Agent	2519 Northwestern Ave
ROJO'S PUB, Inc (Tradenname) ROJO's PUB Joseph Vlasak, Agent	1317 Yout St
Yardarm Bar & Grill, LTD. (Tradenname) Yardarm Laura Bennett Tomasek, Agent	920 Erie St
Coy & Diane Investments, Inc (Tradenname) The Boiler Room Coy Peterson, Agent	5200 Washington Ave

[0406-16](#)

Subject: The following renewal applications for "CLASS C" & CLASS "B" Retail Fermented Malt Beverage and intoxicating Liquor Licenses for 2016-2017:

Park Inn, Inc (Tradenname) Park Inn Ronald Stanko, Agent	2312 Douglas Ave
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G. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[0350-16](#)

Subject: Communication from the Municipal Judge Mark Nielsen announcing his resignation, effective July 1, 2016.

Recommendation of the Finance & Personnel Committee on 05/09/2016: Recommend to receive and file.

Fiscal Note: N/A

[0381-16](#)

Subject: (Direct Referral) Request by the Interim Executive Director for permission to accept a US-EPA grant for \$500,000 FY 2015 Supplemental Funding for the City of Racine's Brownfield Clean-up Revolving Loan Fund (BC-RLF); Grant Control No. 00075 (Res No. 0166-16)

Recommendation of the Redevelopment Authority on May 2, 2016:

That the Mayor, City Clerk, Director of City Development or designee, and other necessary City officials are authorized to accept a US EPA BC-RLF 2015 supplemental grant of \$500,000 on behalf of the City and/or Authority, to sign all forms and documents, pay all fees, and take all necessary action to undertake, direct, and complete the supplemental grant activities.

Recommendation of the Finance & Personnel Committee on May 9,

2016: That the Mayor, City Clerk, Director of City Development or designee, and other necessary City officials are authorized accept a US EPA BC-RLF 2015 supplemental grant of \$500,000 on behalf of the City and/or Authority, to sign all forms and documents, pay all fees, and take all necessary action to undertake, direct, and complete th supplemental grant activities.

Fiscal Note: It is estimated that all brownfield cleanup sites mentioned herein represent estimated need of funds in excess of \$3,000,000.00. A 20% match is required from developers which represents \$100,000 based on this grant of \$500,000. "Developers" could be the City of Racine, the Authority or private parties. The City's and Authority's match funds are available via non-EPA grants, Tax INcrement Districts, and the Intergovernmental Shared Revenue account. (Grant Control No. 00075)

[0385-16](#)

Subject: Communication from the City Clerk submitting the bid received for printing the Common Council Proceedings and legal notices for the period of June 1, 2016 through May 31, 2017. (Res No. 0167-16)

Recommendation of the Finance & Personnel Committee on May 9,

2016: The bid for printing Common Council Proceedings and all legal notices for the period June 1, 2016 through May 31, 2017 as required by Section 985.06 of the Wisconsin Statutes, received from The Journal Times, they being the only qualified bidder, be accepted for the sum of \$0.40 per line for the first insertion, \$0.39 per line for each subsequent insertion, \$1.00 per affidavits of publications, \$13.50 per page for printing Council Proceedings and \$55.00 per book of annual Council Proceedings.

Fiscal Note: There is an increase in the rate from \$.38 to \$.40 for first insertion, and from \$.37 to \$.39 for each subsequent insertion. For Common Council proceedings the rate has increased from \$.39 to \$.40.

Copies of Council proceedings have increased from \$13.00 per page to \$13.50 per page and from \$50.00 per book to \$55.00 per book.

Funds are available in account 11001 52315; City Council Advertising.

[0408-16](#)

Subject: (Direct Referral) Communication from the Human Resources Manager and City Attorney requesting to appear before the Finance & Personnel Committee in closed session, pursuant to Sec. 19.85 (1)(c) and (e) of the Wisconsin Statutes, presenting a negotiated amendment to the 2015-2017 collective bargaining agreement between the City of Racine and the Racine Police Department Staff Officers Association. (Res No. 0168-16)

Recommendation of the Finance and Personnel Committee on 5/9/16: To approve the negotiated amendment to the 2015-2017 collective bargaining agreement between the City of Racine and the Racine Police Department Staff Officers Association.

Fiscal Note: 2016 - \$16,567.20 total annual increase over 2016 adopted budget; 2017 - \$34,351.20 total annual increase over 2016 adopted budget; 2018 - \$39,301.60 total annual increase over 2016 adopted budget; 2019 - \$42,130.40 total annual increase over 2016 adopted budget.

Public Works and Services Committee Report, by Ald. McCarthy

[0297-16](#)

Subject: Bid results on Contract 20160015, 2016 Concrete Street Reconstruction - Kinzie Avenue (R1). (Res No. 0148-16) and (Res No. 0185-16)

Recommendation of the Public Works and Services Committee on 04-12-16: That Contract 20160015, 2016 Concrete Street Reconstruction - Kinzie Avenue (R1), be awarded to LaLonde Contractors, Inc. at their bid price of \$1,510,839.96, it being the lowest responsive, responsible bidder.

Further recommends that funds to defray the cost of this public works project be appropriated from the below Org-Objects:

\$ 663,770.07 - Org-Object 45040-57500, DPW-Paving
\$ 3,660.00 - Org-Object 45040-57515, DPW-Sidewalks
\$ 412,612.48 - Org-Object 40102-57500, Water/Wastewater Project-Watermain
\$ 52,309.06 - Org-Object 22640-57560, Sanitary Sewer
\$ 245,977.18 - Org-Object 40102-57560, Water/Wastewater Project-Sanitary Sewer
\$ 132,511.18 - Org-Object 60484-57570, Storm Sewers
\$1,510,839.96 - Total

Recommendation of the Public Works and Services Committee on 05-10-16: That Contract 20160015, 2016 Concrete Street Reconstruction - Kinzie Avenue (R1), be awarded to Cornerstone Pavers, LLC., at their bid price of \$1,479,333.75, plus Alt. 1 in the amount of \$28,500.00, for a total amount of \$1,507,833.75, it being the lowest responsible bidder.

Further recommends that funds to defray the cost of this public works project be appropriated from the below Org-Objects:

\$ 625,485.89 - Org-Object 45040-57500, DPW-Paving
\$ 4,420.00 - Org-Object 45040-57515, DPW-Sidewalks
\$ 375,839.26 - Org-Object 40102-57500, Water/Wastewater Project-Watermain
\$ 43,753.66 - Org-Object 22640-57560, Sanitary Sewer
\$ 331,873.97 - Org-Object 40102-57560, Water/Wastewater Project-Sanitary Sewer
\$ 126,460.97 - Org-Object 60484-57570, Storm Sewers
\$1,507,833.75 - Total

Fiscal Note: Funds are available as herein delineated.

[0298-16](#)

Subject: (Direct Referral) Change Order No. 2 on Contract 20150010, 2015 Street & Alley Paving - Northside Assessable (R1), Cornerstone Pavers, LLC., contractor. (Res No. 0181-16)

Recommendation of the Public Works and Services Committee on 04-12-16: Defer

Recommendation of the Public Works and Services Committee on 05-10-16: That Change Order No. 2 on Contract 20150010, 2015 Street & Alley Paving - Northside Assessable (R1), Cornerstone Pavers, LLC., contractor, as submitted, be approved in the amount of \$6,216.97

Further recommends that funding to defray the cost of the change order be appropriated from the below Org-Object:

\$6,216.97 - Org-Object 45040-57500, Concrete Street Paving, Misc.
\$6,216.97 - Total

Fiscal Note: Funds are available as herein delineated.

[0299-16](#)

Subject: Final Payment on Contract 20150010, 2015 Street & Alley Paving - Northside Assessable (R1), Cornerstone Pavers, LLC., contractor. (Res No. 0182-16)

Recommendation of the Public Works and Services Committee on

04-12-16: Defer

Recommendation of the Public Works and Services Committee on 05-10-16: That the work done by Cornerstone Pavers, LLC., under Contract 20150010, 2015 Street & Alley Paving - Northside Assessable (R1), be accepted and final payment authorized for a total contract amount of \$804,788.03. Final payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 15-0185, dated May 5, 2015.

[0300-16](#)

Subject: (Direct Referral) Change Order No. 2 on Contract 20150003, 2015 Concrete Street Reconstruction (R1), Cornerstone Pavers, LLC., contractor. (Res No. 0183-16)

Recommendation of the Public Works and Services Committee on 04-12-16: Defer

Recommendation of the Public Works and Services Committee on 05-10-16: That Change Order No. 2 on Contract 20150003, 2015 Concrete Street Reconstruction (R1), Cornerstone Pavers, LLC., contractor, as submitted, be approved in the deduct amount of (\$46,608.25).

Further recommends that the funding account be adjusted by the following amount:

(\$46,608.25) - Org-Object 22640-57560, Sanitary Sewers

(\$46,608.25) - Total

Fiscal Note: Funds are available as herein delineated.

[0301-16](#)

Subject: Final Payment on Contract 20150003, 2015 Concrete Street Reconstruction (R1), Cornerstone Pavers, LLC., contractor. (Res No. 0184-16)

Recommendation of the Public Works and Services Committee on 04-12-16: Defer

Recommendation of the Public Works and Services Committee on 05-10-16: That the work done by Cornerstone Pavers, LLC., under Contract 20150003, 2015 Concrete Street Reconstruction (R1), be accepted and final payment authorized for a total contract amount of \$1,786,171.66. Final payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 15-0135, dated April 8, 2015.

[0317-16](#)

Subject: Communication from Mohinder Singh, US Pantry, requesting permission to place a sign over City right-of-way at 1627 Washington Avenue. (Res No. 0169-16)

Recommendation of the Public Works and Services Committee on 05-10-16: That the property owner at 1627 Washington Avenue be granted permission to install a stationary projecting sign, as requested, with the stipulation that a hold harmless agreement be executed and a \$150.00 processing fee paid, in accordance with the State Statute 66.0425, Privileges in Streets.

Fiscal Note: There will be no cost to the City of Racine.

[0322-16](#)

Subject: Change Order No. 1 on Contract 20150047, Library - Chiller Replacement (R1), Lee Plumbing Mechanical Contractors, Inc., contractor. (Res No. 0175-16)

Recommendation of the Public Works and Services Committee on 05-10-16: That Change Order No. 1 on Contract 20150047, Library - Chiller Replacement (R1), Lee Plumbing Mechanical Contractors, Inc., contractor, as submitted, be approved in the amount of \$25,542.80.

Further recommends that funding to defray the cost of the change order be appropriated from Org-Object 22055-57200, Library-Chiller.

Fiscal Note: Funds are available as herein delineated.

[0327-16](#)

Subject: Final Payment on Contract 20150021, PS - Design Solid Waste Garage HVAC Replacement, Angus Young, consultant. (Res No. 0176-16)

Recommendation of the Public Works and Services Committee on 05-10-16: That the work done by Angus Young, under Contract 20150021, PS - Design Solid Waste Garage HVAC Replacement, be accepted and final payment authorized for a total contract amount of \$10,200.00.

Fiscal Note: Contract was authorized under Resolution 15-0085, dated March 3, 2015.

[0337-16](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations submitting an Access Agreement with T-Mobile Central, LLC., for a cellular service property easement at 1301 W. 6th Street. (Res No. 0172-16)

Recommendation of the Public Works and Services Committee on 05-10-16: That the Mayor and City Clerk be authorized and directed to enter into an Access Agreement with T-Mobile Central, LLC., for a

cellular service property/easement at 1301 W. 6th Street. This agreement will be for a five (5) year initial term, plus four 5-year extension terms.

Fiscal Note: T-Mobile Central, LLC., will pay \$10,400 for 2016 with a three percent (3%) annual escalator.

[0338-16](#)

Subject: Bid results for Contract 20160011, 2016 City Resurfacing (R1). (Res No. 0177-16)

Recommendation of the Public Works and Services Committee on 05-10-16: That Contract 20160011, 2016 City Resurfacing (R1), be awarded to A.W. Oakes & Son, Inc. at their bid price of 1,649,766.45, it being the lowest responsible bidder.

Further recommends that funds to defray the cost of this public works project be appropriated from the below Org-Objects:

\$1,017,766.45 - Org-Object 45040-57500, DPW-Paving
\$ 232,000.00 - Org-Object 60484-57570, Storm Sewers
\$ 263,000.00 - Org-Object 22640-57560, Sanitary Sewers
\$ 137,000.00 - Org-Object 40104-57500, Paving
\$1,649,766.45 - Total

Fiscal Note: Funds are available as herein delineated.

[0339-16](#)

Subject: Bid results for Contract 20160022, Construct Home - 1801 Grand Avenue. (Res No. 0178-16)

Recommendation of the Public Works and Services Committee on 05-10-16: That Contract 20160022, Construct Home - 1801 Grand Avenue, be awarded to Double D Construction, Inc., at their bid price of \$225,375.00, it being the lowest responsible bidder.

Further recommends that funds to defray the cost of this Housing project be appropriated from Org-Object 20004-57400, 1801 Grand.

Fiscal Note: Funds are available as herein delineated.

[0343-16](#)

Subject: Resolution 0150-16, created April 18, 2016, being a final resolution relating to street improvements on: (Res No. 0173-16)

Portland Cement Concrete Paving

Apple Tree Lane - Cul-de-sac to North Illinois Street
Erie Street - Prospect Street to Colbert Street
Kentucky Street - Kinzie Avenue to Haven Avenue
Kewaunee Street - North Main Street to Chatham Street

Superior Street - 60 ft N. of Liberty Street to State Street

Sewer & Water Laterals

Kewaunee Street - North Main Street to Chatham Street

Sanitary Sewer

Kewaunee Street - North Main Street to Chatham Street

Recommendation of the Public Works and Services Committee on 05-10-16: That Resolution 0150-16, created April 18, 2016, be amended to delete:

Portland Cement Concrete Paving

Erie Street - Prospect Street to Colbert Street

Kewaunee Street - North Main Street to Chatham Street

Sewer & Water Laterals

Kewaunee Street - North Main Street to Chatham Street

Sanitary Sewer

Kewaunee Street - North Main Street to Chatham Street

Further recommends that the following street be deferred and included on the May 31, 2016, Public Works and Services agenda for consideration.

Portland Cement Concrete Paving

Kentucky Street - Kinzie Avenue to Haven Avenue

And, as amended, Resolution No. 0150-16, of April 18, 2016, be adopted.

Fiscal Note: N/A

[0344-16](#)

Subject: Communication from the City Administrator submitting the request of Racine Area Veteran's, Inc., to use City right-of-way for the Memorial Day Parade on Monday, May 30, 2016. (Res No. 0170-16)

Recommendation of the Public Works and Services Committee on 05-10-16: That permission be granted to the Racine Area Veteran's, Inc. to use certain City streets for the Memorial Day Parade, to start at the

intersection of Washington Avenue and West Boulevard, then proceed north on West Boulevard to Osborne Boulevard, and Osborne Boulevard to Graceland Cemetery, on Monday, May 30, 2016, between 9:00 A.M. and 12:00 P.M., in conjunction with this City-sponsored event. The detour for STH 20 is Lathrop Avenue, 16th Street and Taylor Avenue.

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

Fiscal Note: This event is co-sponsored by the City of Racine; therefore, the requirement for a formal agreement, requiring a hold harmless agreement, an insurance certificate and any overtime charges for additional policemen are not needed.

[0386-16](#)

Subject: Resolution 0162-16, created May 3, 2016, being a final resolution relating to street improvements on: (Res No. 0174-16)

Portland Cement Concrete Paving

Boyd Avenue - Alley to Seventeenth Street

DeKoven Avenue - Clark Street to Racine Street

North Osborne Boulevard - Fairway Drive to Ravine Drive

Rickeman Street - Dead End to Liberty Street

Spring Valley Drive - 107' N. of Harrington Drive to Vista Drive

Alley - Between Washington Avenue to Lindermann Avenue, Arthur Avenue to Blaine Avenue

Sewer & Water Laterals

DeKoven Avenue - Clark Street to Racine Street

Sanitary Sewer

DeKoven Avenue - Clark Street to Racine Street

Sidewalk

North Osborne Boulevard - Fairway Drive to Ravine Drive

Recommendation of the Public Works and Services Committee on 05-10-16: That Resolution 0162-16, created May 3, 2016, be amended to delete:

Portland Cement Concrete Paving

Boyd Avenue - Alley to Seventeenth Street
DeKoven Avenue - Clark Street to Racine Street
North Osborne Boulevard - Fairway Drive to Ravine Drive
Spring Valley Drive - 107' N. of Harrington Drive to Vista Drive

Sewer & Water Laterals

DeKoven Avenue - Clark Street to Racine Street

Sanitary Sewer

DeKoven Avenue - Clark Street to Racine Street

Sidewalk

North Osborne Boulevard - Fairway Drive to Ravine Drive

And, as amended, Resolution 0162-16, of May 3, 2016, be adopted.

Fiscal Note: N/A

[0388-16](#)

Subject: Bid results for Contract 20160024, Parking Ramp Improvements. (Res No. 0179-16)

Recommendation of the Public Works and Services Committee on 05-10-16: That Contract 20160024, Parking Ramp Improvements be awarded to ProAxis at their bid price of \$175,626.71, it being the lowest responsible bidder.

Further recommends that funds to defray the cost of this public works project be appropriated from Org-Object 60383-57200, Building Improvements.

Fiscal Note: Funds are available as herein delineated.

[0389-16](#)

Subject: Bid Results for Contract 20160025, 2016 CCTV & Manhole Inspections. (Res No. 0180-16)

Recommendation of the Public Works and Services Committee on 05-10-16: That Contract 20160025, 2016 CCTV & Manhole Inspection be awarded to Visu-Sewer at their bid price of \$204,598.68, it being the lowest responsible bidder.

Further recommends that funds to defray the cost of this public works project be appropriated from the below Org-Objects:

\$ 36,003.80 - Org-Object 40102-57560, Racine Waste Water Interceptor CCTV

\$106,643.63 - Org-Object 60484-57570, Storm Sewers, Misc. Loc.
\$ 61,951.25 - Org-Object 22640-57560, Sanitary Sewer - Various Loc.
\$204,598.68 - Total

Fiscal Note: Funds are available as herein delineated.

[0409-16](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting the request from the owners of 3300 Chatham Street for an easement in the City's sanitary sewer maintenance easement to reconstruct a garage. (Res No. 0171-16)

Recommendation of the Public Works and Services Committee on 05-10-16: The City Attorney draft an easement allowing the construction of the garage in the existing easement with the property owner's acknowledgement that the City has the right to exercise the conditions of its easement to maintain its utilities including the demolition of said garage at the owner's expense.

Fiscal Note: The property owners will be required to pay a \$150.00 fee to have the easement recorded if granted.

[0410-16](#)

Subject: (Direct Referral) Public Officials Meeting on the Reconstruction of Washington Avenue (STH 20) - Roosevelt Avenue to West Boulevard, State Project ID: 2440-09-00.

Recommendation of the Public Works and Services Committee on 05-10-16: Receive and file.

Fiscal Note: N/A

Public Safety and Licensing Committee Report, by Ald. Coe

[0346-16](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Picos Tacos + Beer, LLC, dba Picos Tacos + Beer, 550 3 Mile, Angela Espinoza, Agent. (15th District)

Recommendation of the Public Safety and Licensing Committee on 05-10-16: That the (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Picos Tacos + Beer, LLC, dba Picos Tacos + Beer, 550 3 Mile, Angela Espinoza, Agent be approved.

Fiscal Note: N/A

[0367-16](#)

Subject: (Direct Referral) (Renewal) Application of Jensen & Jensen Inc., for a 2016-2017 Motor Vehicle Towing License.

Recommendation of the Public Safety and Licensing Committee on

05-10-16: That the Renewal Application of Jensen & Jensen Inc., for a 2016-2017 Motor Vehicle Towing License be approved.

Fiscal Note: N/A

[0382-16](#)

Subject: (Renewal)(Direct Referral) Application of Beres Towing and Repairs, LLC, Jean C. Beres, for a Motor Vehicle Towing License Expiring June 30, 2017, 1960 State Street.

Recommendation of the Public Safety and Licensing Committee on 05-10-16: That the Renewal Application of Beres Towing and Repairs, LLC, Jean C. Beres, for a Motor Vehicle Towing License Expiring June 30, 2017, 1960 State Street be approved.

Fiscal Note: N/A

[0384-16](#)

Subject: (Renewal)(Direct Referral) Application of Racine Recovery/Finishing Touch, Robert & Mike Konecko, for a Motor Vehicle Towing License Expiring June 30, 2017, 5306 Douglas Avenue.

Recommendation of the Public Safety and Licensing Committee on 05-10-16: That the Renewal Application of Racine Recovery/Finishing Touch, Robert & Mike Konecko, for a Motor Vehicle Towing License Expiring June 30, 2017, 5306 Douglas Avenue be approved.

Fiscal Note: N/A

City Plan Commission Report, by Ald. Wisner

[0365-16](#)

Subject: Direction from the City of Racine Common Council to conduct a public hearing for the purpose of rezoning properties at 4601, 4615, & 4619 Washington Avenue (currently zoned B-1 Neighborhood Convenience District) and rezoning properties at 1212, 1218 & 1222 Virginia Street (currently zoned R-2 Single Family Residence District) and rezoning the property at 1223 Ohio Street (currently zoned R-3 Limited General Residence District). It is proposed to rezone all the listed properties to B-2 Community Shopping District. (ZOrd.002-15)

Recommendation of the Plan Commission of 07-08-2015: That ZOrd.002-15 be approved.

Recommendation of the Plan Commission of 04-27-2016: Legislative File 0365-16, referring to ZOrd.002-15, is forwarded to the Common Council without a recommendation.

Fiscal Note: N/A

Community Development Committee Report, by Ald. Wisner[0378-16](#)

Subject: (Direct Referral) Review of applications for 2016 CDBG Funding. (Res No. 0187-16)

Staff Recommendation: To allocate the funds to organizations and city departments, as indicated on the attached table, permitting the Mayor and City Clerk be authorization to enter into contracts with the sub-recipients, pursuant to the allocation and federal regulations.

Frasher moved and Shakoor seconded an amendment to the budget at presented by staff to remove \$25,000 of Microenterprise Program funding to the Hispanic Chamber of Commerce and give \$25,000 of Microenterprise Program to Wisconsin Women's Business Initiative Corporation. The motion passed by a show of hands.

Fiscal Note: This action allocates \$1,254,043.11 in 2016 Community Development Block Grant funds per the 2016 Annual Plan including administrative expenses, \$8,523.51 in unspent CDBG funds for public service activities and \$50,000 in unspent CDBG funds for public infrastructure activities.

Recommendation of the Community Development Committee on 5-5-16: That the recommended allocation, as amended, of the 2016 Community Development Block Grant (CDBG) be approved; and, that the appropriate city officials be authorized and directed to execute and submit to the U.S.

Department of Housing and Urban Development the documents required to secure the grants; and that the appropriate city officials be authorized to execute third-party contracts with the agencies approved for the use of the funds.

Fiscal Note: The recommended allocations are attachments to this item. This action allocates \$1,254,043.11 in Community Development Block Grant funds including administrative expenses.

[0415-16](#)

Subject: (Direct Referral) A request by the Department of Housing for use of HOME funds to build a house at 1920 and 1924 Slauson Avenue. (Res No. 0188-16)

Recommendation: That the request for use of HOME Housing Investment Partnership Funds to build a house at 1920 and 1924 Slauson Avenue be approved; And That the Mayor, City Clerk, and Director of City Development, or their designee, be authorized to execute a written agreement with the Housing Department consistent with its application and federal regulations for \$235,000.00 of HOME

funds for the purpose of building a single-family house for sale to an eligible homeowner.

Fiscal Note: There are sufficient HOME funds available to meet this request.

Board of Parks, Recreation, and Cultural Services Report, by Ald. Land

[0366-16](#)

Subject: Communication from Real Racine requesting use of Pershing Park and the Lake Michigan Pathway for the Wisconsin Senior Olympics 10k and 5k road races from Friday, August 12, 2016 through Saturday, August 13, 2016 and further requests set up to be permitted during park closed hours. (Res No. 0189-16)

Recommendation of the Board of Parks, Recreation & Cultural Services on May 11, 2016: To approve use of Pershing Park and the Lake Michigan Pathway for the Wisconsin Senior Olympics 10k and 5k road races from Friday, August 12, 2016 through Saturday, August 13, 2016 and further approve set up to occur during park closed hours.

Fiscal Note: Park Permit Fees & Charges as Applicable

H. Consent Resolutions

[Res.0166-16](#)

US-EPA Grant for Supplemental Funding for Brownfield Clean-Up

Resolved, that the Mayor, City Clerk, Director of City Development or designee, and other necessary City officials are authorized to accept a US EPA BC-RLF 2015 supplemental grant of \$500,000.00 on behalf of the City and/or Authority, and to sign all forms and documents, pay all fees, and take all necessary action to undertake, direct, and complete the supplemental grant activities.

Fiscal Note: It is estimated that all brownfield clean-up sites mentioned herein represent estimated need of funds in excess of \$3,000,000.00. A 20% match is required from developers which represents \$100,000 based on this grant of \$500,000. "Developers" could be the City of Racine, the Authority or private parties. The City's and Authority's match funds are available via non-EPA grants, Tax Increment Districts, and the Intergovernmental Shared Revenue account. (Grant Control #00075)

Sponsors:

Q.A. Shakoor II

[Res.0167-16](#)

Printing of Common Council Proceedings and Legal Notices

Resolved, that the contract for printing the Common Council Proceedings and legal notices for the period of June 1, 2016 through May 31, 2017 is awarded to the Journal Times for the sum of \$0.40 per

line for the first insertion, \$0.39 per line for each subsequent insertion, \$1.00 per affidavits of publications, \$13.50 per page for printing Council Proceedings and \$55.00 per book of annual Council Proceedings.

Fiscal Note: There is an increase in the rate from \$.38 to \$.40 for first insertion, and from \$.37 to \$.39 for each subsequent insertion. For Common Council proceedings the rate has increased from \$.39 to \$.40. Copies of Council proceedings have increased from \$13.00 per page to \$13.50 per page and from \$50.00 per book to \$55.00 per book. Funds are available in account 11001 52315; City Council Advertising.

Sponsors: Q.A. Shakoor II

[Res.0168-16](#) Negotiated Amendment to 2015-2017 Collective Bargaining Agreement

Resolved, that the negotiated amendment to the 2015-2017 collective bargaining agreement between the City of Racine and the Racine Police Department Staff Officers Association is approved.

Fiscal Note: 2016 - \$16,567.20 total annual increase over 2016 adopted budget; 2017 - \$34,351.20 total annual increase over 2016 adopted budget; 2018 - \$39,301.60 total annual increase over 2016 adopted budget; 2019 - \$42,130.40 total annual increase over 2016 adopted budget.

Sponsors: Q.A. Shakoor II

[Res.0169-16](#) Sign Over City Right-of-Way at 1627 Washington Avenue

Resolved, that the property owner at 1627 Washington Avenue is granted permission to install a stationary projecting sign, as requested, with the stipulation that a hold harmless agreement be executed and a \$150.00 processing fee paid, in accordance with State Statute § 66.0425, Privileges in Streets.

Fiscal Note: There will be no cost to the City of Racine.

Sponsors: Terry McCarthy

[Res.0170-16](#) 2016 Memorial Day Parade

Resolved, that permission is granted to the Racine Area Veteran's, Inc. to use certain City streets for the Memorial Day Parade, to start at the intersection of Washington Avenue and West Boulevard, then proceed north on West Boulevard to Osborne Boulevard, and Osborne Boulevard to Graceland Cemetery, on Monday, May 30, 2016, between 9:00 a.m. and 12:00 p.m., in conjunction with this City-sponsored event. The detour for STH 20 is Lathrop Avenue, 16th Street and Taylor

Avenue.

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

Fiscal Note: This event is co-sponsored by the City of Racine; therefore, the requirement for a formal agreement, requiring a hold harmless agreement, an insurance certificate and any overtime charges for additional policemen are not needed.

Sponsors: Terry McCarthy

[Res.0171-16](#) Reconstruct Garage at 3300 Chatham Street

Resolved, that the request of the owners of 3300 Chatham Street are granted permission and the City Attorney is authorized to draft an easement allowing the construction of a garage in the existing easement with the property owner's acknowledgement that the City has the right to exercise the conditions of its easement to maintain its utilities including the demolition of said garage at the owner's expense.

Fiscal Note: The property owners will be required to pay a \$150.00 fee to have the easement recorded if granted.

Sponsors: Terry McCarthy

[Res.0172-16](#) Access Agreement with T-Mobile Central, LLC., for Cellular Service Property Easement at 1301 W. 6th Street

Resolved, that the Mayor and City Clerk are authorized and directed to enter into an Access Agreement with T-Mobile Central, LLC., for a cellular service property/easement at 1301 W. 6th Street. This agreement will be for a five (5) year initial term, plus four 5-year extension terms.

Fiscal Note: T-Mobile Central, LLC., will pay \$10,400 for 2016 with a three percent (3%) annual escalator.

Sponsors: Terry McCarthy

[Res.0173-16](#) Amend Resolution 0150-16

Resolved, that Resolution 0150-16 of April 18, 2016, shall be amended to delete the following streets:

Portland Cement Concrete Paving

Erie Street - Prospect Street to Colbert Street

Kewaunee Street - North Main Street to Chatham Street

Sewer & Water Laterals

Kewaunee Street - North Main Street to Chatham Street

Sanitary Sewer

Kewaunee Street - North Main Street to Chatham Street

and, as amended, Resolution 0150-16 of April 18, 2016, shall be adopted.

Fiscal Note: N/A

Sponsors:

Terry McCarthy

[Res.0174-16](#)

Amend Resolution 0162-16

Resolved, that Resolution 0162-16 of May 3, 2016, shall be amended to delete the following streets:

Portland Cement Concrete Paving

Boyd Avenue - Alley to Seventeenth Street

DeKoven Avenue - Clark Street to Racine Street

North Osborne Boulevard - Fairway Drive to Ravine Drive

Spring Valley Drive - 107' N. of Harrington Drive to Vista Drive

Sewer & Water Laterals

DeKoven Avenue - Clark Street to Racine Street

Sanitary Sewer

DeKoven Avenue - Clark Street to Racine Street

Sidewalk

North Osborne Boulevard - Fairway Drive to Ravine Drive

and, as amended, Resolution 0162-16, of May 3, 2016, be adopted.

Fiscal Note: N/A

Sponsors:

Terry McCarthy

[Res.0175-16](#)

Change Order No. 1 on Contract 20150047, Library - Chiller

Replacement (R1)

Resolved, that Change Order No. 1 on Contract 20150047, Library - Chiller Replacement (R1), Lee Plumbing Mechanical Contractors, Inc., contractor, as submitted, is approved in the amount of \$25,542.80.

Fiscal Note: Funding to defray the cost of the change order be appropriated from Org-Object 22055-57200, Library-Chiller.

Sponsors:

Terry McCarthy

Res.0176-16

Final Payment on Contract 20150021, PS - Design Solid Waste Garage HVAC Replacement

Resolved, that the work done by Angus Young Associates, Inc., under Contract 20150021, PS - Design Solid Waste Garage HVAC Replacement, is accepted and final payment authorized for a total contract amount of \$10,200.00.

Fiscal Note: Contract was authorized under Resolution 15-0085, dated March 3, 2015.

Sponsors:

Terry McCarthy

Res.0177-16

Contract 20160011, 2016 City Resurfacing (R1)

Resolved, that Contract 20160011, 2016 City Resurfacing (R1), is awarded to A.W. Oakes & Son, Inc. at its bid price of 1,649,766.45, it being the lowest responsible bidder.

Fiscal Note: Funds to defray the cost of this public works project be appropriated from the below Org-Objects:

\$1,017,766.45 - Org-Object 45040-57500, DPW-Paving
\$ 232,000.00 - Org-Object 60484-57570, Storm Sewers
\$ 263,000.00 - Org-Object 22640-57560, Sanitary Sewers
\$ 137,000.00 - Org-Object 40104-57500, Paving
\$1,649,766.45 - Total

Sponsors:

Terry McCarthy

Res.0178-16

Contract 20160022, Construct Home - 1801 Grand Avenue

Resolved, that Contract 20160022, Construct Home - 1801 Grand Avenue, is awarded to Double D Construction, Inc., at its bid price of \$225,375.00, it being the lowest responsible bidder.

Fiscal Note: Funds to defray the cost of this Housing project be appropriated from Org-Object 20004-57400, 1801 Grand.

Sponsors: Terry McCarthy

[Res.0179-16](#) Contract 20160024, Parking Ramp Improvements

Resolved, that Contract 20160024, Parking Ramp Improvements is awarded to ProAxis, LLC at its bid price of \$175,626.71, it being the lowest responsible bidder.

Fiscal Note: Funds to defray the cost of this public works project be appropriated from Org-Object 60383-57200, Building Improvements.

Sponsors: Terry McCarthy

[Res.0180-16](#) Contract 20160025, 2016 CCTV & Manhole Inspections

Resolved, that Contract 20160025, 2016 CCTV & Manhole Inspection is awarded to Visu-Sewer, Inc. at its bid price of \$204,598.68, it being the lowest responsible bidder.

Fiscal Note: Funds funds to defray the cost of this public works project be appropriated from the below Org-Objects:

\$ 36,003.80 - Org-Object 40102-57560, Racine Waste Water Interceptor CCTV
\$106,643.63 - Org-Object 60484-57570, Storm Sewers, Misc. Loc.
\$ 61,951.25 - Org-Object 22640-57560, Sanitary Sewer - Various Loc.
\$204,598.68 - Total

Sponsors: Terry McCarthy

[Res.0181-16](#) Change Order No. 2 on Contract 20150010, 2015 Street & Alley Paving - Northside Assessable (R1)

Resolved, that Change Order No. 2 on Contract 20150010, 2015 Street & Alley Paving - Northside Assessable (R1), Cornerstone Pavers, LLC., contractor, as submitted, is approved in the amount of \$6,216.97

Fiscal Note: Funding to defray the cost of the change order be appropriated from the below Org-Object:

\$6,216.97 - Org-Object 45040-57500, Concrete Street Paving, Misc.
\$6,216.97 - Total

Sponsors: Terry McCarthy

[Res.0182-16](#) Final Payment on Contract 20150010, 2015 Street & Alley Paving - Northside Assessable (R1)

Resolved, that the work done by Cornerstone Pavers, LLC., under

Contract 20150010, 2015 Street & Alley Paving - Northside Assessable (R1), is accepted and final payment authorized for a total contract amount of \$804,788.03. Final payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 15-0185, dated May 5, 2015.

Sponsors:

Terry McCarthy

Res.0183-16

Change Order No. 2 on Contract 20150003, 2015 Concrete Street Reconstruction (R1)

Resolved, that Change Order No. 2 on Contract 20150003, 2015 Concrete Street Reconstruction (R1), Cornerstone Pavers, LLC., contractor, as submitted, is approved in the deduct amount of (\$46,608.25).

Fiscal Note: The funding account be adjusted by the following amount:

(\$46,608.25) - Org-Object 22640-57560, Sanitary Sewers
(\$46,608.25) - Total

Sponsors:

Terry McCarthy

Res.0184-16

Final Payment on Contract 20150003, 2015 Concrete Street Reconstruction (R1), Cornerstone Pavers, LLC

Resolved, that the work done by Cornerstone Pavers, LLC., under Contract 20150003, 2015 Concrete Street Reconstruction (R1), is accepted and final payment authorized for a total contract amount of \$1,786,171.66. Final payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 15-0135, dated April 8, 2015.

Sponsors:

Terry McCarthy

Res.0185-16

Amend Resolution No. 0148-16

Resolved, that Resolution No. 0148-16 regarding bid results on Contract 20160015, 2016 Concrete Street Reconstruction - Kinzie Avenue (R1) shall be changed as follows:

Contract 20160015, 2016 Concrete Street Reconstruction - Kinzie Avenue (R1), is awarded to Cornerstone Pavers, LLC., at its bid price of \$1,479,333.75, plus Alt. 1 in the amount of \$28,500.00, for a total amount of \$1,507,833.75, it being the lowest responsible bidder.

Fiscal Note: Funds to defray the cost of this public works project be appropriated from the below Org-Objects:

\$ 625,485.89 - Org-Object 45040-57500, DPW-Paving
\$ 4,420.00 - Org-Object 45040-57515, DPW-Sidewalks
\$ 375,839.26 - Org-Object 40102-57500, Water/Wastewater
Project-Watermain
\$ 43,753.66 - Org-Object 22640-57560, Sanitary Sewer
\$ 331,873.97 - Org-Object 40102-57560, Water/Wastewater
Project-Sanitary Sewer
\$ 126,460.97 - Org-Object 60484-57570, Storm Sewers
\$1,507,833.75 - Total

Sponsors: Terry McCarthy

[Res.0187-16](#) 2016 CDBG Funding

Resolved, that the recommended allocation, as amended, of the 2016 Community Development Block Grant (CDBG) is approved.

Further resolved, that the appropriate City officials are authorized and directed to execute and submit to the U.S. Department of Housing and Urban Development the documents required to secure the grants; and that the appropriate City officials are authorized to execute third-party contracts with the agencies approved for the use of the funds.

Fiscal Note: The recommended allocations are attachments Item 0378-16. This action allocates \$1,254,043.11 in Community Development Block Grant funds including administrative expenses.

Sponsors: Dennis Wiser

[Res.0188-16](#) 1920 and 1924 Slauson

Resolved, that the request for use of HOME funds to build a house at 1920 and 1924 Slauson is approved; and

Further resolved, that the Mayor, City Clerk, and Director of City Development, or their designee, are authorized to execute a written agreement with the Housing Department consistent with its application and federal regulations for \$235,000.00 of HOME funds for the purpose of building a single-family house for-sale to an eligible homeowner.

Fiscal Note: There are sufficient HOME funds available to meet this request.

Sponsors: Dennis Wiser

Res.0189-16 2016 Wisconsin Senior Olympics 10k and 5k Road Races

Resolved, that the request of Real Racine to use Pershing Park and the Lake Michigan Pathway for the Wisconsin Senior Olympics 10k and 5k road races from Friday, August 12, 2016 through Saturday, August 13, 2016 is approved.

Further resolved, that set up to occur during park closed hours is approved.

Fiscal Note: Park permit fees and charges as applicable.

Sponsors: Terry McCarthy

I. Resolutions

Res.0186-16 Final - Ten (10) Year
Benefits & Damages

WHEREAS, the Public Works & Services Committee of the Common Council of the City of Racine, Wisconsin, held a public hearing at the Council Chambers in the City Hall at 5:30 p.m. on the 10th day of May, 2016 for the purpose of hearing all interested persons concerning the preliminary resolution and report of the Commissioner of Public Works on the proposed improvement of:

Portland Cement Concrete Paving

Barbara Drive - Cul-de-sac to Golf Avenue

Chatham Street - Melvin Avenue to Lombard Avenue

Debra Lane - Maryland Avenue to Delaware Avenue

Lighthouse Drive - Sheffield Drive to Queens Court

Lombard Avenue - North Main Street to Chatham Street

Olive Street - Grove Avenue to Dead End

Sidewalk

Barbara Drive - Cul-de-sac to Golf Avenue

Lombard Avenue - North Main Street to Chatham Street

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Racine as follows:

1. That the report of the Commissioner of Public Works pertaining to the construction of the above described public improvements, including plans and specifications therefore, as modified, is hereby adopted and

approved.

2. That the Commissioner of Public Works is directed to advertise for bids and to carry out the work of such improvement in accordance with the report of the Commissioner of Public Works.

3. That payment for said improvements be made by assessing the cost to the property benefited as indicated in said report.

4. That benefits and damages shown on the report, as modified, are true and correct, have been determined on a reasonable basis; do not exceed the value accruing to the property therefrom; and are hereby confirmed.

5. That the assessments for all projects included in said report are hereby combined as a single assessment, but any interested property owner shall be entitled to object to each assessment separately or both assessments jointly for any purpose or purposes.

6. That the assessments may be paid in cash or if any assessments are over \$200.00 it may be paid in ten (10) annual installments to the City Treasurer, deferred payments to bear interest at the rate of 6% per annum on the unpaid balance.

7. The City Clerk is directed to publish this resolution in the official newspaper of the City of Racine as a Class I notice in the assessment district.

8. The Clerk is further directed to mail a copy of this resolution and a statement of the final assessment against his property, to every property owner whose name appears on the assessment roll, whose post office address is known or can with reasonable diligence be ascertained.

Fiscal Note: N/A

Sponsors:

Terry McCarthy

J. Consent Agenda

K. Ordinances

Refer to Public Safety and Licensing Committee

[Ord.0001-16](#) Ordinance 01-16 - Changes and Additions to Various Forfeiture Amounts

An ordinance to create and amend various forfeiture amounts in the following Chapters: 3, 6, 10, 30, 42, 66, and 94 of the Municipal Code of

the City of Racine, Wisconsin.

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

Part 1: To amend Chapter 3 - Sexual Offenders Residency Restrictions of the Municipal Code of the City of Racine, Wisconsin by creating the following section:

“Sec. 3-12. - Forfeitures paid in lieu of court appearance.

(a) Any person charged with violation of an offense listed under subsection (b) of this section may pay the amount enumerated in subsection (b) of this section at the police department in lieu of a court appearance. Persons wishing to contest the charge contained in subsection (b) of this section may contact the police department to arrange a court appearance date.

(b) The following forfeitures for the offenses specified may be paid at the police department:

<u>Section number</u>	<u>Violation</u>	<u>Forfeiture</u>
3-2(a)	Residency in child safety zone	\$200
3-2(b)	Original domicile restriction	\$35 for the first day
3-3	Loiter in child safety zones	\$500
3-3	Enter into child safety zones	\$300
3-5	Participation in holiday events	\$600
3-9	Renting to sex offenders	\$400

Part 2: To amend the table in subsection (b) of Sec. 6-15. - Forfeitures paid in lieu of court appearance in Ch. 6 - Alcoholic Beverages by repealing the line for section number 6-2 and recreating it as follows:

<u>Section number</u>	<u>Violation</u>	<u>Forfeiture</u>
6-2(a)	Sale to underage person	\$300
6-2(b)	Sale to underage person by licensee	\$300
6-2(d)	Contributing to possession/consumption	\$300
6-2(e)	Underage person on premises	\$200
6-2(g)	Underage person on premises by operator	\$200
6-2(h)	Possession/consumption by underage	\$200
6-2(i)	False representation of age for alcohol	\$200

Part 3: To repeal and recreate the table in subsection (b) of Sec. 10-4. - Forfeitures paid in lieu of court appearance in Ch. 10 - Animals as follows:

<u>Section number</u>	<u>Violation</u>	<u>Forfeiture</u>
10-6	Urban chickens	\$100 first offense \$200

	second offense &		subsequent offense (within 1
	year)		
10-41	Livestock and restricted animals prohibited		\$100
10-61	Failure to vaccinate	\$100	
10-63	Failure to provide rabies certificate to the health department (veterinarians)		\$100
10-64	Tags required	\$30	
10-67	Failure to report biting incident		\$100
10-67(c)	Failure to quarantine		\$200
10-97(a)	Cruelty to animals		\$400
10-97(b)	Food, shelter and water		\$200
10-97(c)	Animal in vehicle		\$10
10-97(d)	Transport of animal in vehicle		\$10
10-97(e)	Animal abandonment		\$400
10-103(a)	Promoting animal fights, per animal present		\$500
10-103(b)	Keeping and training fighting animals,		per animal
	\$500		
10-103(c)	Animal fight spectator		\$400
10-103(d)	Fighting paraphernalia		\$200
10-104(a)	Owning/harboring/selling dangerous animal		\$1000
10-104(b)	Failing to follow procedure for declaring dangerous animal		\$700
10-104(c)	Failure to follow dangerous animal restrictions		\$700
10-104(d)	Failing to follow procedure on prohibited dangerous animal		\$1000
10-104(f)	Failing to provide notification		\$700
10-104(g)	Failure to follow confinement restrictions		\$600

Part 4: To amend the table in subsection (b) of Sec. 30-2. - Payment of forfeiture in lieu of court appearance in Ch. 30 - Cemeteries by adding the following section number:

<u>Section number</u>	<u>Violation</u>	<u>Forfeiture</u>
30-6(b)	Dogs in cemetery	\$50

Part 5: To revise the table in subsection (b) of Sec. 42-116. - Payment of forfeiture in lieu of court appearance in Ch. 42 - Environment, by repealing the line for section 42-136 regarding sound truck permit forfeiture.

Part 6: To revise the table in subsection (b) of Sec 42-28. - Payment of forfeiture in lieu of court appearance in Ch. 42 - Environment, by repealing the words "42-37(5)(a)" and replace with "42-37(e)1."

Part 7: To revise the table in subsection (b) of Sec 42-28. - Payment of

forfeiture in lieu of court appearance in Ch. 42 - Environment, by repealing the words "42-37(5)(b)-(k)" and replace with "42-37(e)2-11."

Part 8: To amend the table in subsection (b) of Sec. 42-28. - Payment of forfeiture in lieu of court appearance in Ch. 42 - Environment by adding the following section numbers:

<u>Section number</u>	<u>Violation</u>	<u>Forfeiture</u>
42-136(b)	Sound trucks	\$50
42-136(e)	Sound-amplifying equipment	\$100 first offense \$200 second and subsequent offense (within 1 year)
42-137(b)	Traffic Sounds-Noisy Vehicles	\$100 first offense \$200 second and subsequent offense (within 1 year)
42-137(c)	Traffic sounds-Modification of Vehicular Equipment	\$100 first offense subsequent offense (within 1 year)
42-140	Sounds in school, hospital or church areas	\$300

Part 9: To revise the table in subsection (b) of Sec. 66-3. - Payment of forfeiture in lieu of court appearance in Ch. 66 - Offenses by repealing the words "66-165(a)" and replace with "66-165(b)."

Part 10: To revise the table in subsection (b) of Sec. 66-3. - Payment of forfeiture in lieu of court appearance in Ch. 66 - Offenses by repealing the words "66-165(b)" and replace with "66-165(c)."

Part 11: To revise the table in subsection (b) of Sec. 66-3. - Payment of forfeiture in lieu of court appearance in Ch. 66 - Offenses by repealing the words "66-195" and replace with "66-193."

Part 12: To revise the table in subsection (b) of Sec. 66-3. - Payment of forfeiture in lieu of court appearance in Ch. 66 - Offenses by repealing all four lines for section 66-273.

Part 13: To revise the table in subsection (b) of Sec. 66-3. - Payment of forfeiture in lieu of court appearance in Ch. 66 - Offenses by repealing the line for section 66-709.

Part 14: To amend the table in subsection (b) of Sec. 66-3. - Payment of forfeiture in lieu of court appearance in Ch. 66 - Offenses in the following ways:

Add the following section numbers in the appropriate numerical order:

<u>Section number</u>	<u>Violation</u>	<u>Forfeiture</u>
66-31	Disorderly conduct for public urination	\$75
66-262	Possession, use or sale of synthetic cannabinoid	\$500
66-273(a)	Possession of drug paraphernalia	\$175
66-273(b)	Delivery of drug paraphernalia	\$325
66-273(c)	Delivery of drug paraphernalia to a minor	\$525
66-273(d)	Advertising of drug paraphernalia	\$325
66-273	Paraphernalia offense committed by person under age 17	\$50 first offense \$100 second offense \$500 third and subsequent offense
66-373	Failure to remove accident debris	\$400
66-396	Curfew violation- minor	\$25
66-541	Skateboarding prohibited-certain areas	\$10
66-647	Tobacco products by minor	\$100 first offense \$200 second offense and subsequent (within 1 year)
66-670	Procurement of cigarettes or tobacco for minor	\$100
66-704	Bicycles-trick riding prohibited	\$200
66-705	Bicycles-racing prohibited	\$100
66-706	Bicycles-parking	\$100
66-707	Bicycles-riding on sidewalk	\$25

Part 14: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City Common Council and publication or posting as required by law.

Passed by the Common Council:

Fiscal Note: N/A

Sponsors:

Jeff Coe and Sandy Weidner

L. 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.