



# City of Racine

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

## Meeting Agenda - Final Common Council

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

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Thursday, March 20, 2008

12:00 PM

Room 205, City Hall

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### SPECIAL COMMON COUNCIL MEETING

- A. Call To Order
- B. Pledge of Allegiance To The Flag

### COMMITTEE REPORT:

#### Public Works and Services Committee Report, by Ald. Hart

[08-1748](#)

**Subject:** Item 08-1745 of March 4, 2008, being a communication from the Purchasing Agent submitting bids for Janitorial Services for the Building Complex. (Res.08-0667)

#### **Recommendation of the Public Works and Services Committee on**

**2-26-08:** The Mayor and City Clerk be authorized and directed to enter into a contract for the provision of janitorial services for the Building Complex with MJI, Inc., Franksville, WI, they being the lowest responsible bidder, with a two-year bid price of \$203,400.00.

Further recommends that this contract may be renewed for three one (1) year extensions provided the contractor and the City are in mutual agreement.

Further recommends that funds to defray the cost of these professional services are available in Account 404.000.5610, Building Complex-Professional Services.

**Fiscal Note:** Funds are available as herein delineated.

**Roll Call Vote:**    **Ayes - Ald. Hart, Ald. DeHahn**  
                          **Nays - Ald. Coe**

**Recommendation of the Public Works and Services Committee on**

**3-11-08:** The Mayor and City Clerk be authorized and directed to enter into a contract for the provision of janitorial services for the Building Complex with MJI, Inc., Franksville, WI, they being the lowest responsible bidder, with a two-year bid price of \$203,400.00.

Further recommends that this contract may be renewed for three one (1) year extensions provided the contractor and the City are in mutual agreement.

Further recommends that funds to defray the cost of these professional services are available in Account 404.000.5610, Building Complex-Professional Services.

Further recommends that Resolution No. 08-0667, created March 4, 2008, be approved.

**Fiscal Note:** Funds are available as herein delineated.

**08-1775**

**Subject:** Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 44-00 (K0-053), Design Root River Pathway - Phase II, Earth Tech, consultant. (Res.08-0709)

**Recommendation:** Contract 44-00 (K0-053), Design Root River Pathway, Phase II, Earth Tech, Inc., consultant, be closed out.

**Fiscal Note:** There were no dollars expended under this contract.

**08-1777**

**Subject:** Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 45-01 (K1-055), Professional Services for Main Street Reconstruction, Phase II, Earth Tech, consultant. (Res.08-0710)

**Recommendation:** Contract 45-01 (K1-055), Professional Services-Main Street Reconstruction, Phase II, Earth Tech, Inc., consultant, be closed out.

**Fiscal Note:** There were no dollars expended under this contract.

**08-1778**

**Subject:** Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 50-05 (K5-057), Design Services for Retrofit of Reservoir Park, Earth Tech, consultant. (Res.08-0711)

**Recommendation:** The professional services provided by Earth Tech, Inc. under Contract 50-05 (K5-057), Design Services for Retrofit of Reservoir Park, be accepted and final payment authorized for a total contract amount of \$42,361.02, from funds heretofore appropriated.

**Fiscal Note:** This contract was approved by Resolution 6563, dated July 5, 2005.

08-1784

**Subject:** Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting Amendment No. 1 to Contract 2-07 (K7-002), 2007 Public Works Technology Consulting, Earth Tech, Inc., consultant. (Res.08-0715)

**Recommendation:** That Amendment No. 1 on Contract 2-07 (K7-002), 2007 IT Technology Consulting, Earth Tech, Inc., consultant, as submitted, be approved in the not-to-exceed amount of \$19,500.00.

Further recommends that funding to defray the cost of these professional services be appropriated from Account 101.130.5610, Professional Services.

**Fiscal Note:** Funds are available as herein delineated.

08-1785

**Subject:** Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 2-08 (K8-002), Belle Urban System - Administrative Office Expansion. (Res.08-0706)

**Recommendation:** Contract 2-08 (K8-002), Belle Urban System Administrative Office Expansion, be awarded to Absolute Construction Enterprises, Inc., Racine, WI, at their bid price of \$407,000.00, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from the Account 105.000.9010, BUS Capital Improvement Program.

**Fiscal Note:** Funds are available as herein delineated.

08-1797

**Subject:** Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 11-07 (K7-011), Traffic Signal LED Retrofit, HES, (HISP), Traffic & Parking Control, Co., contractor. (Res.08-0712)

**Recommendation:** The work done by Traffic Parking & Control

Company, under Contract 11-07 (K7-011), Traffic Signal LED Retrofit, HES, (HISP), be accepted and final payment authorized for a total contract amount of \$119,573.00 from funds heretofore appropriated.

**Fiscal Note:** This contract was approved by Resolution 07-0164, dated April 16, 2007.

**08-1803**

**Subject:** request from Sam Azarian, Jr. and Steve Tajnai to negotiate terms for the lease of the municipal parking lot located at 919 Marquette Street.

Original lease terms were established by Resolution 07-0510 of November 20, 2007, but did not result in a signed lease agreement.

**Recommendation:** The communication be received and filed.

**Fiscal Note:** Not applicable.

**08-1805**

**Subject:** Direct Referral. Communication from the Commissioner of Public Works/City Engineer requesting final payment on Contract 46-97 (K7-053), Remedial Investigation - 820 Pearl Street, Graef, Anhalt, Schloemer & Assoc., Inc., consultant. (Res.08-0708)

**Recommendation:** The professional services provided by Graef, Anhalt, Schloemer & Assoc., Inc. under Contract 46-97 (K7-053), Remedial Investigation - 820 Pearl Street, be accepted and final payment authorized for a total contract amount of \$73,847.00, from funds heretofore appropriated.

**Fiscal Note:** This contract was approved by Resolution 1116, dated September 2, 1997.

**08-1809**

**Subject:** Request to transfer the West Platform of the Racine Railroad Depot (1402 Liberty Street) and associated property to the City of Racine from the Redevelopment Authority. (Res.08-0705)

**Recommendation of the Public Works and Services Committee on 3-11-08:** That the property described as the west platform of the Racine Railroad Depot and associated alley, paved area and greenspace be transferred from the Redevelopment Authority to the City of Racine and maintained by the Department of Public Works.

**Fiscal Note:** Unknown funds will need to be provided in future budgets to meet the needs of the structures and surrounding paved areas.

**08-1811**

**Subject:** Communication from Michael Bergnach, 203-207 Sixth Street, requesting that the City allow the currently existing storm water drain system to remain unchanged until next year when it can be corrected in conjunction with the Sixth Street reconstruction project. (Res.08-0703)

**Recommendation:** The property owner of 203-207 Sixth Street be granted an extension until June 1, 2009 to separate the storm and sanitary sewer plumbing and that the work be done in conjunction with the 2009 paving project.

**Fiscal Note:** Not applicable.

**08-1816**

**Subject:** Communication from the President of 4th Fest of Greater Racine requesting permission to use city right-of-way for the 4th of July parade on Friday, July 4, 2008, and permission to use North Beach for the fireworks. (Res.08-0701)

**Recommendation of the Public Works and Services Committee (3-11-08):** Permission be granted to Fourth Fest of Greater Racine, Inc. to close certain city streets on Friday, July 4, 2008, from 7:00 a.m. to 12:30 p.m., to hold the 2008 Independence Day Parade.

Further recommends that the Commissioner of Public Works/City Engineer be authorized and directed to communicate with the U. S. Coast Guard requesting permission to close the Main Street Bridge to boat traffic on Friday, July 4, 2008, from 7:45 a.m. to 1:00 p.m., and both the Main Street and State Street Bridges on Friday, July 4, 2008, from 9:05 p.m. to 10:40 p.m., for the Fourth Fest activities.

Further recommends that in the interest of public safety, the Commissioner of Public Works/City Engineer and Chief of Police be authorized and directed to close Goold Street, Yout Street, English Street, High Street, St. Patrick Street, Kewaunee Street, and Barker Street, from Main Street to Michigan Boulevard; Michigan Boulevard, from Goold Street to Hamilton Street; Chatham Street, from north of Yout Street to Hamilton Street; and Hoffert Drive, on Friday, July 4, 2008, between the hours of 7:00 p.m. and 10:00 p.m., with a rain date of Saturday, July 5, 2008, to provide for a Municipal Band Concert, to be held at North Beach Gazebo, and the fireworks display, as part of the Independence Day festivities.

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

**Fiscal Note:** Since the City is a co-sponsor of the event, there are no stipulations.

**Recommendation of the Board of Parks, Recreation & Cultural Services 3-12-08:** that the request be approve.

Further recommend that the request be approved with the following stipulations:

- A. A hold harmless agreement be executed;
- B. A liability insurance certificate is filed prior to the event.

Further recommend that Parks, Recreation & Cultural Services Department provide limited assistance, in the interest of public safety to implement this event.

**Fiscal note:** N/A City of Racine co-sponsored event

[08-1821](#)

**Subject:** Communication from Hartmann Design, Inc. requesting a building variance for signage, gooseneck lamps and awnings at 914 Marquette Street. (Res.08-0704)

**Recommendation:** The property owner of 914 Marquette Street be granted permission to install a stationary, projecting sign, gooseneck lamps and awnings, as requested, with the stipulation that a hold harmless agreement be executed, in accordance with State Statute 66.0425, Privileges in Streets.

Further recommends that the property owner be charged a \$50.00 fee to cover costs associated with filing this item with the Register of Deeds office.

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

[08-1831](#)

**Subject:** Ordinance No. 2-08 of March 4, 2008, to amend Secs. 66-191, 66-192, 66-193 and 66-194 and to repeal and recreate Sec. 66-195 of the Municipal Code of the City of Racine, Wisconsin relating to Offenses - Vandalism; Graffiti. (Ord.02-08)

**Recommendation:** That Ordinance No. 2-08, of March 4, 2008, to amend Secs. 66-191, 66-192, 66-193 and 66-194 and to repeal and recreate Sec. 66-195 of the Municipal Code of the City of Racine, Wisconsin relating to Offenses - Vandalism, Graffiti, be amended as follows:

That Sec. 66-195(b) be amended to read: "Upon written request received by the department that issued the notice and order, prior to expiration of

the time provided for compliance, the chief building inspector may, for just cause, grant an extension of time for compliance. Each day of violation shall constitute a separate offense."

That Sec. 66-195(c) shall be amended to read: "If the owner fails to comply with the order(s) after being provided with a written notice and order for removal and upon the expiration of any extension(s) granted, the chief building inspector may remove or cover the graffiti and all costs, fees and expenses incurred in the removal shall be levied against the property as a special charge. Such costs shall be in addition to any other enforcement actions taken under this code."

Further recommends that Ordinance No. 2-08, of March 4, 2008, as amended, be adopted.

**Fiscal Note:** Not applicable.

[08-1832](#)

**Subject:** Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting a professional services agreement from Earth Tech for the Osborne Boulevard Elevated Sanitary Sewer Evaluation. (Res.08-0713)

**Recommendation:** The Mayor and City Clerk be authorized and directed to enter into an agreement with Earth Tech, Inc. for professional engineering services for the Osborne Boulevard Elevated Sanitary Sewer Evaluation, at a price not-to-exceed \$19,530.00

Further recommend that funds to defray the cost of these professional services are available in Account 287.988.5310, Sanitary Sewer- Various Locations.

**Fiscal Note:** Funds are available as herein delineated.

[08-1833](#)

**Subject:** Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting an Inter-governmental agreement from Root-Pike Win for the Stormwater Information and Education Program. (Res.08-0714)

**Recommendation:** The City of Racine be signatory to the Intergovernmental Agreement for a Stormwater Information and Education Program as proposed by the Root-Pike WIN organization, which will meet the City's stormwater permit requirements of the Wisconsin Department of Natural Resources.

Further recommends that the City' share of the cost to participate in the intergovernmental agreement is \$4,200.00 for 2008 and \$4,410.00 for

2009.

Further recommends that funds to defray the cost of this work are available in Account 104.988.5420, Storm Sewers, Misc. Loc.

**Fiscal Note:** Funds are available as herein delineated.

08-1836

**Subject:** Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 5-08 (K8-005), Oakes Road Paving (R1). (Res.08-0707)

**Recommendation:** Contract 5-08 (K8-005), Oakes Road Paving (R1), be awarded to A.W. Oakes & Son, Inc., Racine, WI, at their bid price of \$1,270,796.43, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 412,545.73 - Account 919.987.5010, Oakes Road, 16th to 21st (IG)

\$ 680,834.45 - Account 906.000.5020, Oakes Road, Assessable

\$ 177,416.25 - Village of Mt. Pleasant

\$1,270,796.43 - Total

**Fiscal Note:** Funds are available as herein delineated.



## C. Resolutions

### Res.08-0701 Fourth Fest Parade and Activities

Resolved, that permission be granted to Fourth Fest of Greater Racine, Inc. to close certain city streets on Friday, July 4, 2008, from 7:00 a.m. to 12:30 p.m., to hold the 2008 Independence Day Parade.

Further resolved, that the Commissioner of Public Works/City Engineer be authorized and directed to communicate with the U. S. Coast Guard requesting permission to close the Main Street Bridge to boat traffic on Friday, July 4, 2008, from 7:45 a.m. to 1:00 p.m., and both the Main Street and State Street Bridges on Friday, July 4, 2008, from 9:05 p.m. to 10:40 p.m., for the Fourth Fest activities.

Further resolved, that in the interest of public safety, the Commissioner of Public Works/City Engineer and Chief of Police be authorized and directed to close Goold Street, Yout Street, English Street, High Street, St. Patrick Street, Kewaunee Street, and Barker Street, from Main Street to Michigan Boulevard; Michigan Boulevard, from Goold Street to Hamilton Street; Chatham Street, from north of Yout Street to Hamilton Street; and Hoffert Drive, on Friday, July 4, 2008, between the hours of 7:00 p.m. and 10:00 p.m., with a rain date of Saturday, July 5, 2008, to provide for a Municipal Band Concert, to be held at North Beach Gazebo, and the fireworks display, as part of the Independence Day festivities.

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

Fiscal Note: Since the City is a co-sponsor of the event, there are no stipulations.

Sponsors: Ronald D. Hart and Jim Kaplan

### Res.08-0703 Extension for property owner to change storm water drain system

Resolved, that the property owner of 203-207 Sixth Street be granted an extension until June 1, 2009 to separate the storm and sanitary sewer plumbing and that the work be done in conjunction with the 2009 paving project.

Fiscal Note: Not applicable.

Sponsors: Ronald D. Hart

### Res.08-0704 Hold Harmless Agreement for 914 Marquette Street

Resolved, that the property owner of 914 Marquette Street be granted permission to install a stationary, projecting sign, gooseneck lamps and awnings, as requested, with the stipulation that a hold harmless agreement be executed, in accordance with Wis. Stat. sec. 66.0425, Privileges in Streets.

Further resolved, that the property owner be charged a \$50.00 fee to cover costs associated with filing this item with the Register of Deeds office.

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

Sponsors: Ronald D. Hart

**Res.08-0705** Property at 1402 Liberty Street be transferred from Redevelopment Authority to City

Resolved, that the property described as the west platform of the Racine Railroad Depot and associated alley, paved area and greenspace be transferred from the Redevelopment Authority to the City of Racine and maintained by the Department of Public Works.

Fiscal Note: Unknown funds will need to be provided in future budgets to meet the needs of the structures and surrounding paved areas.

Sponsors: Ronald D. Hart

**Res.08-0706** Contract for BUS Administrative Office Expansion

Resolved, that Contract 2-08 (K8-002), Belle Urban System Administrative Office Expansion, be awarded to Absolute Construction Enterprises, Inc., Racine, WI, at its bid price of \$407,000.00, it being the lowest responsible bidder.

Further resolved, that funding to defray the cost of this public works project be appropriated from the Account 105.000.9010, BUS Capital Improvement Program.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

**Res.08-0707** Contract for Oakes Road Paving (R1)

Resolved, that Contract 5-08 (K8-005), Oakes Road Paving (R1), be awarded to A.W. Oakes & Son, Inc., Racine, WI, at its bid price of \$1,270,796.43, it being the lowest responsible bidder.

Further resolved, that funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 412,545.73 - Account 919.987.5010, Oakes Road, 16th to 21st (IG)  
\$ 680,834.45 - Account 906.000.5020, Oakes Road, Assessable  
\$ 177,416.25 - Village of Mt. Pleasant  
\$1,270,796.43 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

**Res.08-0708** Remedial Investigation 820 Pearl Street work be accepted and final payment authorized

Resolved, that the professional services provided by Graef, Anhalt, Schloemer & Assoc., Inc. under Contract 46-97 (K7-053), Remedial Investigation - 820 Pearl Street, be accepted and final payment authorized for a total contract amount of \$73,847.00, from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 1116, dated September 2, 1997.

Sponsors: Ronald D. Hart

**Res.08-0709** Final Payment on contract for Design Root River Pathway Phase II

Resolved, that Contract 44-00 (K0-053), Design Root River Pathway, Phase II, Earth Tech, Inc., consultant, be closed out.

Fiscal Note: There were no dollars expended under this contract.

Sponsors: Ronald D. Hart

**Res.08-0710** Final payment for Professional Services contract for Main Street Reconstruction Phase II

Resolved, that Contract 45-01 (K1-055), Professional Services-Main Street Reconstruction, Phase II, Earth Tech, Inc., consultant, be closed out.

Fiscal Note: There were no dollars expended under this contract.

Sponsors: Ronald D. Hart

**Res.08-0711** Final Payment on contract for Professional Services for Design Services for Retrofit of Reservoir Park

Resolved, that the professional services provided by Earth Tech, Inc. under Contract 50-05 (K5-057), Design Services for Retrofit of Reservoir Park, be accepted and final payment authorized for a total contract amount of \$42,361.02, from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 6563, dated July 5, 2005.

Sponsors: Ronald D. Hart

**Res.08-0712** Final Payment on contract for Traffic Signal LED Retrofit

Resolved, that the work done by Traffic Parking & Control Company, under Contract 11-07 (K7-011), Traffic Signal LED Retrofit, HES, (HISP), be accepted and final payment authorized for a total contract amount of \$119,573.00 from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 07-0164, dated April 16, 2007.

Sponsors: Ronald D. Hart

**Res.08-0713** Professional Services Agreement for Osborne Boulevard Elevated Sanitary Sewer Evaluation

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with Earth Tech, Inc. for professional engineering services for the Osborne Boulevard Elevated Sanitary Sewer Evaluation, at a price not-to-exceed \$19,530.00

Further resolved, that funds to defray the cost of these professional services are available in Account 287.988.5310, Sanitary Sewer- Various Locations.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

**Res.08-0714** Inter-governmental Agreement from Root-Pike WIN Organization

Resolved, that the City of Racine be signatory to the Intergovernmental Agreement for a Stormwater Information and Education Program as proposed by the Root-Pike WIN organization, which will meet the City's stormwater permit requirements of the Wisconsin Department of Natural Resources.

Further resolved, that the City' share of the cost to participate in the

intergovernmental agreement is \$4,200.00 for 2008 and \$4,410.00 for 2009.

Further resolved, that funds to defray the cost of this work are available in Account 104.988.5420, Storm Sewers, Misc. Loc.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

**Res.08-0715** Amendment to contract for 2007 Public Works Technology Consulting

Resolved, that Amendment No. 1 on Contract 2-07 (K7-002), 2007 IT Technology Consulting, Earth Tech, Inc., consultant, as submitted, be approved in the not-to-exceed amount of \$19,500.00.

Further resolved, that funding to defray the cost of these professional services be appropriated from Account 101.130.5610, Professional Services.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

**D. Adjourn**