



City of Racine

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

Meeting Agenda - Final Common Council

Alder Jeff Coe
Alder Mollie Jones
Alder John Tate II
Alder Amanda Paffrath
Alder Melissa Kaprelian
Alder Jeffrey Peterson
Alder Maurice Horton
Alder Marcus West
Alder Terry McCarthy
Alder Sam Peete
Alder Mary Land
Alder Henry Perez
Alder Natalia Taft
Alder Alicia Jarrett
Alder Cory Sebastian

Tuesday, January 17, 2023

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) December 6th, 2022

D. Public Comments

E. Committee Reports

Finance and Personnel Committee Report, by Ald. Taft

[0030-23](#)

Subject: Communication sponsored by Mayor Mason, Alder Taft, Alder Land, Alder Jones, Alder Peete, and Alder Paffrath requesting a resolution in support of encouraging the Racine Public Library Board to implement wage and benefit increases for the 2023 budget.

Recommendation of the Finance and Personnel Committee on 01-09-2023: That the Finance and Personnel Committee support passing this resolution to the Common Council.

Fiscal Note: Funding is included in the adopted 2023 City Budget.

Attachments: [Library Board resolution 1.9.23 \(002\)](#)
[#0030-23 Resolution](#)

[0889-22](#) **Subject:** Communication sponsored by Alder Taft, on behalf of the City Attorney's Office, submitting the claim of Benjamin Bower for consideration for disallowance.

Recommendation of the Finance and Personnel Committee on 01-09-2023: That the claim be disallowed.

Fiscal Note: N/A

Attachments: [bower recommendation_001](#)
[0889-22 Agenda Briefing Memorandum - Bower Claim](#)

[0908-22](#) **Subject:** Communication sponsored by Alder Taft, on behalf of the City Attorney's Office, submitting the claim of Vimlesh Patel for consideration for disallowance.

Recommendation of the Finance and Personnel Committee on 01-09-2023: That the claim be disallowed.

Fiscal Note: N/A

Attachments: [patel recommend_001](#)
[0908-22 Agenda Briefing Memorandum - Patel](#)

[0909-22](#) **Subject:** Communication sponsored by Alder Taft, on behalf of the City Attorney's Office, submitting the claim of Kathleen Robison for consideration for disallowance.

Recommendation of the Finance and Personnel Committee on 01-09-2023: That the claim be disallowed.

Fiscal Note: N/A

Attachments: [robison recommend_001](#)
[0909-22 Agenda Briefing Memorandum - Robison](#)

[0910-22](#) **Subject:** Communication sponsored by Alder Taft, on behalf of the City Attorney's Office, submitting the claim of Thomas and Mary Peterson for consideration for disallowance.

Recommendation of the Finance and Personnel Committee on 01-09-2023: That the claim be disallowed.

Fiscal Note: N/A

Attachments: [peterson recommend_001](#)
[0910-22_Agenda Briefing Memorandum - Peterson](#)

0911-22 **Subject:** Communication sponsored by Alder Taft, on behalf of the City Attorney's Office, submitting the claim of Obed and Rose Pena for consideration for disallowance.

Recommendation of the Finance and Personnel Committee on 01-09-2023: That the claim be disallowed.

Fiscal Note: N/A

Attachments: [pena recommend_001](#)
[0911-22_Agenda Briefing Memorandum - Pena](#)

0001-23 **Subject:** Communication sponsored by Alder Taft, on behalf of the City Attorney's Office, submitting the claim of John Klinkhammer for consideration for disallowance.

Recommendation of the Finance and Personnel Committee on 01-09-2023: That the claim be disallowed.

Fiscal Note: N/A

Attachments: [klinkhammer recommend_001](#)
[0001-23_Agenda Briefing Memorandum - Klinkhammer](#)

0016-23 **Subject:** Communication sponsored by Alder Taft, on behalf of the City Attorney's Office, submitting the claim of Grace Lutheran Church for consideration for disallowance.

Recommendation of the Finance and Personnel Committee on 01-09-2023: That the claim be disallowed.

Fiscal Note: N/A

Attachments: [grace lutheran recommend_001](#)
[0016-23_Agenda Briefing Memorandum - Grace Lutheran Church](#)

0019-23 **Subject:** Communication sponsored by Mayor Mason, on behalf of the Finance Director, to discuss closing the Tax Incremental Financing District Number 20, Regency Mall.

Recommendation of the Finance and Personnel Committee on 01-09-2023: That the Finance Director be granted approval to close Tax Incremental Financing District Number 20, Regency Mall.

Fiscal Note: NA

Attachments: [ABM Closing TID 20](#)
[#0019-23 Resolution](#)

[0020-23](#)

Subject: Communication sponsored by Alder Taft, on behalf of the Fire Chief, requesting permission to accept a grant for \$25,000 from the Racine Community Foundation for the acquisition of a trailer to be used for hauling heavy equipment associated with the Hazardous Materials and Technical Rescue Teams. Grant Control Number 00491.

Recommendation of the Finance and Personnel Committee on

01-09-2023: That the Fire Chief be granted approval to accept the Racine Community Foundation grant for \$25,000.

Fiscal Note: There is no local match required for this grant if awarded.

Attachments: [#0020-23 Resolution](#)

[0021-23](#)

Subject: Communication sponsored by Alder Taft, on behalf of the Fire Chief, requesting permission for the Purchasing Agent to proceed with the purchase of a new Self-Contained Breathing Apparatus from Oshkosh Fire and Police based on their estimate number 6302.

Recommendation of the Finance and Personnel Committee on

01-09-2023: That the Purchasing Agent be granted permission to procure from Oshkosh Fire and Police, as being the lowest responsible bidder, a new Self-Contained Breathing Apparatus (SCBA). Funding of the new SCBA to come from the 2023 Fire Department CIP Program.

Fiscal Note: Funds to defray cost in the amount of \$432,396 are available in 45030-57300.

Attachments: [Req 2023-31 Notice of Intent to Purchase - Oshkosh](#)
[Est 6302 from OSHKOSH FIRE POLICE EQUIPMENT INC 10432](#)
[#0021-23 Resolution](#)

[0023-23](#)

Subject: Communication sponsored by Mayor Mason, on behalf of the Chief Information Officer, requesting permission to apply for the Federal Communications Commission Affordable Connectivity Outreach Grant Program (ACP Outreach Grant Program) Grant Control #00494.

Recommendation of the Finance and Personnel Committee on

01-09-2023: That the Chief Information Officer be granted approval to apply for the Federal Communications Commission Affordable Connectivity Outreach Grant Program (ACP Outreach Grant Program) Grant Control #00494.

Fiscal Note: Grant amount requested is no more than \$750,000. City soft (in kind) match no more than 10% of grant.

Attachments: [ABM ACP Outreach Grant Program 2023 v2](#)
[#0023-23 Resolution](#)

[0028-23](#)

Subject: Communication sponsored by Alder Taft, on behalf of the City Attorney, requesting the City Attorney present the proposed settlement in Office of Worker's Compensation Hearings case *Justin Turner and City of Racine*, WC Claim No. 2021020724.

Recommendation of the Finance and Personnel Committee on

01-09-2023: That we accept the settlement, which would include a full and final compromise of all claims, a hold harmless on all outstanding medical bills, and that outstanding bills will be processed through the City's health insurance, a lump sum payment to Mr. Turner in the amount of \$50,000.00, and certification of Mr. Turner's Wis. Stat. § 40.63 certification.

Fiscal Note: The settlement amount of \$50,000.00 shall be paid from Account 11201 51400, Workers Compensation.

Attachments: [#0028-23 Resolution](#)

[0029-23](#)

Subject: Communication sponsored by Alder Taft, on behalf of the City Attorney, requesting the City Attorney meet with the Finance and Personnel Committee concerning litigation in which the City is involved, specifically *Joshua Lee Vinson, Sr., vs. Jason DeBruin, et al.*, United States District Court for the Eastern District of Wisconsin Case No. Case No. 19-cv-1237-bhl.

Recommendation of the Finance and Personnel Committee on

01-09-2023: That the City Attorney be granted authority to make an offer of judgment to Plaintiff in the amount of \$20,000.00.

Fiscal Note: If the Offer of Judgment were accepted, payment would be made from Account 11202-53500, Misc - Judgment & Claims.

Attachments: [#0029-23 Resolution](#)

[0031-23](#)

Subject: Communication sponsored by Alder McCarthy, on behalf of the Fire Chief, requesting permission for the Mayor, City Clerk and Finance Director to approve and sign the Equipment Donation Agreement between the City and Ascension All Saints, for the donation of a chemical decontamination trailer to be used with the Racine Fire Department Hazardous Materials Team.

Recommendation of the Finance and Personnel Committee on

01-09-2023: That the Mayor, City Clerk, and Finance Director be authorized to approve and sign the Equipment Donation Agreement between the City and Ascension All Saints, for the donation of a chemical decontamination trailer to be used with the Racine Fire

Department Hazardous Materials Team.

Fiscal Note: There is no local match required.

Attachments: [#0031-23 Resolution](#)

Public Works and Services Committee Report, by Ald. Jones

[0002-23](#)

Subject: Communication sponsored by Alder Taft and Alder Jones, on behalf of the Commissioner of Public Works, submitting the following alleys to be included in the 2023 Public Hearing for 2024 Construction.

Recommendation of the Public Works and Services Committee on 01-10-23: That the following alleys bounded by:

- Sixteenth Street and Seventeenth Street and West Boulevard and Deane Boulevard
- Sixteenth Street and Seventeenth Street and Deane Boulevard and Quincy Avenue

as submitted by the Commissioner of Public Works, be considered for reconstruction with Portland Cement Concrete Paving for the 2024 Construction season (2023 Public Hearings) and that a preliminary resolution be introduced.

Fiscal Note: This is an assessable alley project and, therefore, all costs will be paid by the abutting property owners.

Attachments: [Preliminary Resolution - Assessable Alleys](#)
[#0002-23 Resolution](#)

[0003-23](#)

Subject: Communication sponsored by Alder Jones, on behalf of the Department of Public Works, requesting a preliminary resolution for paving the following Streets:

Dekoven Avenue	from Holborn St. to Clark St.
Elisa Drive	from City Limits to Ostergaard
Ave.*	
Foxwood Road	from City Limits to Walden Way
Foxwood Road	from Walden Way to City Limits
Jonathon Drive	from Cul-de-sac to North Main St.
(west cul-de-sac)	
Kentucky Street	from Taylor Ave. to Cul-de-sac
Seventeenth Street	from Indiana St. to Kentucky St.
Sheffield Drive	from North Bay Dr. to Lighthouse
Dr.	
West Lawn Avenue	from Republic Ave. to Victory Ave.

* Some coordination with the Village of Mt. Pleasant will be

required.*

Recommendation of the Public Works and Services Committee on 01-10-23: That a preliminary resolution be introduced for the paving of streets listed above.

Fiscal Note: These are assessable city projects; all costs will be paid by the abutting property owners. City staff will coordinate with the Village of Mount Pleasant for payment of their pro rata share of the construction work on Elisa Drive.

Attachments: [Preliminary Resolution - Assessable Streets](#)
[#0003-23 Resolution](#)

[0004-23](#) **Subject:** Communication sponsored by Alder Jones, on behalf of the City Engineer, submitting Change Order No. 2 to Contract 2021096 - 2021 CIPP Lining, VISU Sewer, Contractor.

Recommendation of the Public Works and Services Committee on 01-10-23: That Change Order No.2 to Contract 2021096 - 2021 CIPP Lining, VISU Sewer., Contractor, be approved in the deduct amount of (\$106,734.78).

Fiscal Note: Funding for this change order is available in the following Org-Object:

(\$111,490.78) 22640 57560 Sanitary Sewers
4,096.00 60484 57570 Storm Sewer
\$720.00 40101 57560 Water/Waste Water
(\$106,734.78) Total

Attachments: [CCO 2 2021096 Memo](#)
[CCO 2 2021096 Signed](#)
[#0004-23 Resolution](#)

[0005-23](#) **Subject:** Communication sponsored by Alder Jones on behalf of the Department of Public Works, submitting final payment for Contract 2021096 - 2021 CIPP Lining, VISU Sewer, Contractor.

Recommendation of the Public Works and Services Committee on 01-10-23: That the work completed by VISU Sewer. on Contract 2021096-2021 CIPP Lining, be accepted and final payment authorized for a total contract of \$885,490.50. Final payment to include retainage.

Fiscal Note: Contract 2021096 was authorized under Resolution 0992-21 on January 18, 2022.

Attachments: [Final Payment Memo 2021096](#)
[#0005-23 Resolution](#)

[0006-23](#)

Subject: Communication sponsored by Alder Jones, on behalf of the City Engineer, submitting Change Order No. 3 to Contract 2021006-2021 Assessable Streets and Alleys, A.W. Oakes & Son, Inc., Contractor.

Recommendation of the Public Works and Services Committee on 01-10-23: That Change Order No.3 to Contract 2021006- 2021 Assessable Streets and Alleys, A.W. Oakes & Son, Inc., Contractor, be approved in the amount of \$43,580.59.

Fiscal Note: Funding for this change order is available in the following Org-Object: 45040 57500 Concrete Street/Alley Paving Miscellaneous Locations.

Attachments: [CCO 3 2021006 Memo](#)
[CCO 3 2021006 Signed](#)
[#0006-23 Resolution](#)

[0008-23](#)

Subject: Communication sponsored by Alder Jones on behalf of the Department of Public Works, submitting final payment for Contract 2021006-2021 Assessable Streets and Alleys, A.W. Oakes & Son, Inc., Contractor.

Recommendation of the Public Works and Services Committee on 01-10-23: That the work completed by A. W. Oakes & Son, Inc. on Contract 2021006-2021 Assessable Streets and Alleys, be accepted and final payment authorized for a total contract of \$1,325,214.54. Final payment to include retainage.

Fiscal Note: Contract 2021006 was authorized under Resolution 0317-21 on May 4, 2021.

Attachments: [Final Payment Contract 2021006](#)
[#0008-23 Resolution](#)

[0009-23](#)

Subject: Communication sponsored by Alder Jones, on behalf of the City Engineer, submitting Change Order No. 1 to Contract 2022010 - Racine and 9th Street Reconstruction, Milwaukee General Construction Co., Contractor.

Recommendation of the Public Works and Services Committee

on 01-10-23: That Change Order No.1 to Contract 2022010- Racine and 9th Street Reconstruction, Milwaukee General Construction Co., Contractors, be approved in the deduct amount of (\$7169.89).

Fiscal Note: Funding for this change order is credited in the following
Org-Object:
(\$6,314.69) 45040 57500 DPW Paving
(\$855.20) 60484 57570 Storm Sewers
(\$7,169.89) Total

Attachments: [CCO 1 2022010 Memo](#)
[CCO 1 2022010 Signed](#)
[#0009-23 Resolution](#)

0010-23

Subject: Communication sponsored by Alder Jones, on behalf of the Department of Public Works, submitting final payment for Contract 2022010 - Racine and 9th Street Reconstruction, Milwaukee General Construction Co., Contractor.

Recommendation of the Public Works and Services Committee

on 01-10-23: That the work completed by Milwaukee General Construction Co, on Contract 2022010- Racine and 9th Street Reconstruction, be accepted and final payment authorized for a total contract of \$652,753.96. Final payment to include retainage.

Fiscal Note: Contract 2022010 was authorized under Resolution No. 0144-22 on March 15, 2022.

Attachments: [Final Payment Memo 2022010](#)
[2022010 Milwaukee General RWP Payout Request.docx](#)
[#0010-23 Resolution](#)

0011-23

Subject: Communication sponsored by Alder Jones, on behalf of the City Engineer, submitting Change Order No. 1 to Contract 2022028- 2022 Assessable Streets and Alleys, LaLonde Contractors Inc., Contractors.

Recommendation of the Public Works and Services Committee

on 01-10-23: That Change Order No.1 to Contract 2022028- 2022 Assessable Streets and Alleys, LaLonde Contractors Inc., Contractors, be approved in the amount of \$16,507.00.

Fiscal Note: Funding for this change order is available in the following
Org-Object: 40104 57500 Concrete Street Paving Assessable.

Attachments: [CCO 1 2022028 Memo](#)
[CCO 1 2022028 Signed](#)
[#0011-23 Resolution](#)

[0012-23](#) **Subject:** Communication sponsored by Alder Jones, on behalf of the Department of Parks, Recreation and Cultural Services, submitting bid results for Contract 2022233- Island Park Shelter Toilet Room Upgrades.

Recommendation of the Public Works and Services Committee on 01-10-23: That Contract 2022233 - Island Park Shelter Toilet Room Upgrades, be awarded to Rasch Construction and Engineering, Inc.in the amount of \$312,160.00, they being the lowest responsible, responsive bidder.

Fiscal Note: Funding is available in the following 2022 Org-Objects:
45050 57200

Attachments: [Island Park Shelter Toilets Award](#)
[Full Bid 2022233](#)
[#0012-23 Resolution](#)

[0013-23](#) **Subject:** Communication sponsored by Alder Jones, on behalf of the Department of Parks, Recreation and Cultural Services, submitting bid results for Contract 2022234 - Horlick Field Locker Room Upgrade.

Recommendation of the Public Works and Services Committee on 01-10-23: That Contract 2022234 - Horlick Field Locker Room Upgrade, be awarded to Rasch Construction and Engineering, Inc., in the amount of \$232,785.00, they being the lowest responsible, responsive bidder.

Fiscal Note: Funding is available in the following 2022 Org-Objects:
45050 57200

Attachments: [Horlick Locker Award](#)
[Full Bid 2022234](#)
[#0013-23 Resolution](#)

[0014-23](#) **Subject:** Communication sponsored by Alder Jones, on behalf of the Angela Zimmermann, Executive Director Racine Public Library, submitting Change Order No. 2 to Contract 2022036- Racine Public

Library Interior Renovations, Rasch Construction & Engineering, Inc., Contractor.

Recommendation of the Public Works and Services Committee on 01-10-23: That Change Order No. 2 to Contract 2022036- Racine Public Library Interior Renovations, Rasch Construction & Engineering, Inc., Contractor, be approved in the amount of \$46,424.71.

Fiscal Note: Funding for this change order is available in the following Org-Object: 20710 57200 Building Improvements.

Attachments: [CCO 2 2022036 Memo](#)
[Racine Library CCO2](#)
[#0014-23 Resolution](#)

[0015-23](#)

Subject: Communication sponsored by Alder Jones on behalf of Poblocki Sign Company, requesting a stationary projecting sign overhang encroachment for a business located at 500 Main Street.

Recommendation of the Public Works and Services Committee on 01-10-23: That the property owner at 500 Main Street be granted permission to install a stationary projecting sign over the City right-of-way with the stipulation that a hold harmless agreement be executed and a \$150.00 processing fee paid, in accordance with State Statue 66.0425, Privileges in Streets.

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

Attachments: [Applicant Submittal](#)
[Design Review](#)
[#0015-23 Resolution](#)

[0024-23](#)

Subject: Communication sponsored by Mayor Mason and the Racine Public Library requesting the City provide free parking, on Thursdays from 1PM-7PM and Fridays from 10AM-1PM, January 26-April 6, 2023, in the Racine Public Library's parking lot and four spaces/meters on Lake Street, to allow the United Way of Racine County's Volunteer Income Tax Assistance (VITA) program to provide free tax preparation service to City residents at the Racine Public Library.

Recommendation of the Public Works and Services Committee on

01-10-23: To Approve.

Fiscal Note: There will be a loss of parking revenue estimated at \$300

Attachments: [#0024-23 Resolution](#)

Public Safety and Licensing Committee Report, by Ald. McCarthy

[0898-22](#)

Subject: Communication sponsored by Alder McCarthy submitting an application for Change of Ownership for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for Michelle's Place LLC DBA Michelle's, located at 1863 Taylor Ave, Michelle Legath, Agent. (3rd District)

Recommendation of the Public Safety and Licensing Committee on 01-09-2023: That the application for Change of Ownership for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for Michelle's Place LLC DBA Michelle's, located at 1863 Taylor Ave, Michelle Legath, Agent. (3rd District), be Approved.

Fiscal Note: N/A

Attachments: [GN report Michelles](#)
[Michelle's Place LLC application](#)
[Michelle's business drawings update](#)
[Michelles letter to appear](#)
[Michelle's Place signed amendment](#)

[0899-22](#)

Subject: Communication sponsored by Alder McCarthy submitting an application for Change of Ownership for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for Kayla's Neighborhood Bar LLC DBA Kayla's, located at 2054 Lathrop Ave, Kayla Dibble, Agent. (14th District)

Recommendation of the Public Safety and Licensing Committee on 01-09-2023: That the application for Change of Ownership for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for Kayla's Neighborhood Bar LLC DBA Kayla's, located at 2054 Lathrop Ave, Kayla Dibble, Agent. (14th District), be Approved.

Fiscal Note: N/A

Attachments: [GN report Kaylas](#)
[Kayla's Liquor application](#)
[Kaylas letter to appear](#)

[0902-22](#)

Subject: Communication sponsored by Alder McCarthy on behalf of the Public Safety and Licensing Committee conducting a hearing for the

revocation and/or suspension for the cigarette and tobacco license for Taylor Mart located at 1813 Taylor Ave. (3rd District)

Recommendation of the Public Safety and Licensing Committee on 01-09-2023: That the hearing for the revocation and/or suspension for the cigarette and tobacco license for Taylor Mart located at 1813 Taylor Ave. (3rd District), be Approved with the Suspension through June 30, 2023.

Fiscal Note: N/A

Attachments: [Taylor Mart letter to appear at hearing](#)
[Findings of Fact and Conclusions of Law](#)

Community Development and Block Grant Advisory Committee Report, by Ald. Tate, II

[0912-22](#) **Subject:** Communication sponsored by Mayor Mason requesting an allocation of up to \$175,000 for Community Development Block Grant (CDBG)-funded economic development activities.

Recommendation of the CDBG Advisory Board on 12/19/22: That the approval and adoption of up to \$175,000 in CDBG funds for the purposes of microenterprise assistance be approved.

Fiscal Note: There are sufficient CDBG funds to fund the staff recommendation.

Attachments: [ABM WWBIC MicroEnterprise CDBG12.19.2022](#)
[#0912-22 Resolution](#)

[0913-22](#) **Subject:** Communication sponsored by Mayor Mason requesting an allocation of funds relating to the American Rescue Plan Act - Violence Reduction Initiative

Recommendation of the CDBG Advisory Board on 12/19/2022: Approval of up to \$150,000 in ARPA funds of 2 applications be approved.

Fiscal Note: There is sufficient ARPA money to fund the staff recommendation of two applications of up to \$150,000.

Attachments: [ARPA Funding Summaries 19 Dec 2022](#)
[ABM ARPA Funding Memo 19 Dec 2022](#)
[#0913-22 Resolution](#)

Office of the Mayor Report, by Ald. Tate, II

[0051-23](#) **Subject:** Communication sponsored by Mayor Mason appointing Carolyn Chabron as interim City Assessor.

F. Consent Agenda

G. Common Council Announcements

Announcements are limited to recognition of City residents and employees, memorials, and non-political community events. Discussion of matters related to governmental business is prohibited.

H. 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.