



City of Racine

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

Meeting Minutes - Final

Common Council

*Mayor John T. Dickert, Alderman Jeff Coe,
Alderman Mollie Jones, Alderman Michael Shields,
Alderman Jim Kaplan, Alderman Steve Smetana,
Alderman Sandy Weidner,
Alderman Raymond DeHahn,
Alderman Q.A. Shakoor II,
Alderman Terry McCarthy, Alderman Dennis Wisner,
Alderman Mary Land, Alderman Henry Perez,
Alderman James Morgenroth,
Alderman Ronald Hart, Alderman Melissa Lemke*

Wednesday, February 17, 2016

7:00 PM

City Hall, Room 205

Wednesday due to election

President Wisner announced that Alderman Perez and Alderman Shields have asked to be excused.

A. Call To Order

PRESENT: 13 - Coe, Jones, Kaplan, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Wisner, Land, Morgenroth, Hart and Lemke

EXCUSED: 2 - Shields and Perez

B. Pledge of Allegiance To The Flag

Mayor Dickert led the Council in the Pledge of Allegiance to the Flag.

C. Approval of Journal of Council Proceedings (Minutes)

A motion was made by Alderman Wisner, seconded by Alderman Shakoor II, that this be Adopted. The motion PASSED by a Voice Vote.

D. Public Comments

*The following people appeared to speak before the Common Council:
Brian Stevens
Michelle Schimian*

E. Communications

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

[0102-16](#)

Subject: Communication from Kari Dawson, on behalf of Bigsley Event House (dba The Color Run), submitting a request to use City

right-of-way for The Color Run on May 28, 2016. (Res No. 0062-16)

Recommendation of the Public Works and Services Committee on 02-23-16: Permission be granted to Bigsley Event House (dba The Color Run) to close the following streets and to utilize certain other City streets, as indicated, on their race map, for The Color Run on Saturday, May 28, 2016.

Pershing Park Drive from 6th Street to 11th Street
11th Street from Main Street to Pershing Park Drive
Main Street from 10th Street to 11th Street
10th Street from Main Street to Lake Avenue
Lake Avenue from 10th Street to State Street
6th Street from Pershing Park Drive to Center Street
7th Street from Lake Avenue to Center Street
Main Street from 7th Street to Main Street Bridge
Gaslight Drive from Lake Avenue to cul-de-sac
2nd Street from Main Street to Wisconsin Avenue
Wisconsin Avenue from 2nd Street to 3rd Street
3rd Street from Wisconsin Avenue to Main Street

with the following stipulations:

- A. A hold harmless agreement be executed and a \$100.00 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$1,700.00 special event fee.
- F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval, and providing and removing all temporary traffic control devices and detour signs.
- G. If required, sponsor shall provide a detour plan for the closure of all State connecting Highways, arterial and collector streets to the City Engineer for approval.
- H. Sponsor is responsible for cleaning the streets.
- I. If required, sponsor shall install parking meter hoods or temporary parking signs at least twenty-four (24) hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.
- J. Sponsor shall pay \$6.25 per impacted parking meter.

Further recommends that the Commissioner of Public Works, City

Engineer and Chief of Police provide limited assistance, in the interest of public safety, to implement this event.

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

Refer to the Public Works and Services Committee

[0103-16](#)

Subject: Communication from Racine Neighborhood Watch requesting to use the City Hall Annex parking lot for its plant sale fundraiser pickup on Saturday, May 21, 2016 from 5:00 A.M. to 3:00 P.M. (Res No. 0063-16)

Recommendation of the Public Works and Services Committee on 02-23-16: The Mayor and City Clerk be authorized and directed to enter into a Hold Harmless Agreement with Racine Neighborhood Watch to use the City Hall Annex parking lot and lawn area abutting Grand Avenue on Saturday, May 21, 2016, from 5:00 A.M. to 3:00 P.M. in conjunction with a fundraiser.

Fiscal Note: N/A

Refer to the Public Works and Services Committee

[0123-16](#)

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer submitting a professional services agreement from Ayres Associates for Contract 20160016, PS - Washington Avenue Bridge Structural Sidewalk Repairs Construction Observation Services. (Res No. 0066-16)

Recommendation of the Public Works and Services Committee on 02-23-16: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Ayres Associates, on Contract 20160016, PS - Washington Avenue Bridge Structural Sidewalk Repairs Construction Observation Services, in the not-to-exceed amount of \$7,000.

Further recommends that funds to defray the cost of these professional services be appropriated from Org-Object 14007-52100, Bridge-Professional Services.

Fiscal Note: Funds are available as herein delineated.

Refer to the Public Works and Services Committee

[0129-16](#)

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer submitting a professional services agreement from Graef for Contract 20160017, PS - Memorial Drive Bridge - Scour

Action Plan. (Res No. 0067-16)

Recommendation of the Public Works and Services Committee on 02-23-16: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Graef for Contract 20160017, PS - Memorial Drive Bridge - Scour Action Plan, in the not-to-exceed amount of \$2,125.

Further recommends that funds to defray the cost of these professional services be appropriated from Org-Object 14007-52100, Bridge-Professional Services.

Fiscal Note: Funds are available as herein delineated.

Refer to the Public Works and Services Committee

Refer to Traffic Commission, by Ald. Morgenroth

[0116-16](#)

Subject: Communication from Michelle Ortwein, Chairperson - Starving Artist Outdoor Fair, requesting the use of "Temporary No Parking" signs and requesting parking restrictions in conjunction with the Starving Artist Outdoor Fair, on Sunday, August 7, 2016.

Refer to Traffic Commission

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

[0101-16](#)

Subject: Communication from Real Racine requesting permission to utilize Pershing Park and to allow staff & security upon park grounds during closed park hours for the Color Run event on Saturday, May 28, 2016.

Refer to Board of Parks, Recreation, and Cultural Services

[0128-16](#)

Subject: Communication from Real Racine requesting use of North Beach and the Lake Michigan Pathway for the Ironman 70.3, and further requests staff and security be permitted to be upon park grounds during closed hours July 14, 2016 through July 17, 2016.

Refer to Board of Parks, Recreation, and Cultural Services

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[0036-16](#)

Subject: Amendments to the Household Hazardous Waste (HHW) Agreements to Reflect 2016 Approved Charges. (Res No. 0042-16)

Recommendation of the Wastewater Commission on 1/26/16: That Mayor Dickert and the City Clerk be authorized to sign amendments to the Household Hazardous Waste Agreement with participating surrounding communities.

Recommendation of the Finance & Personnel Committee on 2/8/16: That Mayor Dickert and the City Clerk be authorized to sign amendments to the Household Hazardous Waste Agreement with participating surrounding communities.

Fiscal Note: The Household Hazardous Waste rate has been changed from \$3.60 to \$4.40 for 2016.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0062-16](#)

Subject: Communication from the City Attorney submitting the claim of Joshua Ammon for consideration.

Recommendation of the Finance & Personnel Committee on February 8, 2016: That this claim of Joshua Ammon be denied.

Fiscal Notes: N/A

A motion was made that this Claim be Adopted. The motion was APPROVED on a voice vote in consent.

[0072-16](#)

Subject: Communication from the City Attorney submitting the claim of Enterprise Fleet Management Exchange for consideration.

Recommendation of the Finance & Personnel Committee on February 8, 2016: That this claim of Enterprise Fleet Management Exchange be denied.

Fiscal Notes: N/A

A motion was made that this Claim be Adopted. The motion was APPROVED on a voice vote in consent.

[0097-16](#)

Subject: Communication from the Purchasing Agent submitting the bids for Replacement Radio Communications Tower. (Res No. 0046-16)

Recommendation of the Finance & Personnel Committee on February 8, 2016: Bids for Official Notice #2-2016, Replacement of Radio Communications Tower, 800 Center St. be awarded to Wave Communications at their bid price of \$27,315.00, they being the lowest responsive, responsible bidder.

Fiscal Notes: Funds for this purchase are available in account 45031

57350, Police Department Communications.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0098-16](#)

Subject: Communication from the Purchasing Agent asking permission to negotiate a new three year contract with Melrose Pyrotechnics for 4th of July fireworks. (Res No. 0047-16)

Recommendation of the Finance & Personnel Committee on February 8, 2016: The Purchasing Agent be instructed to negotiate a new three year contract with Melrose Pyrotechnics for the years 2016, 2017, and 2018.

Fiscal Notes: Funds for this expense are available in account 11202 53470.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

Public Works and Services Committee Report, by Ald. Morgenroth

[0054-16](#)

Subject: Final Payment on Contract 16-14 (K4-016), Harborside Remediation & Redevelopment, C.W. Purpero, Inc., contractor. (Res No. 0032-16 & Res No. 0056-16)

Recommendation of the Public Works and Services Committee on 02-09-16: That the work done by C.W. Purpero, Inc., under Contract 16-14 (K4-016), Harborside Remediation & Redevelopment, be accepted and final payment authorized for a total contract amount of \$543,586.25. Final Payment to include retainage.

Further recommends that Res.0032-16 be amended to change the dollar amount of the final payment from \$537,334.00 to \$543,586.25.

Fiscal Note: Contract was authorized under Resolution 14-0136, dated April 2, 2014.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0065-16](#)

Subject: Final Payment on Contract 52-14 (K4-052), PS-Parking Ramp Repairs, R.A. Smith National, consultant. (Res No. 0050-16)

Recommendation of the Public Works and Services Committee on 02-09-16: That the work done by R.A. Smith National, under Contract 52-14 (K4-052), PS-Parking Ramp Repairs, be accepted and final payment authorized for a total contract amount of \$12,865.

Fiscal Note: Contract was authorized under Resolution 14-0423, dated October 21, 2014.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0067-16](#)

Subject: Final Payment on Contract 58-13 (K3-063), Construct Home - 1643 Villa Street, Double D Construction, Inc., contractor. (Res No. 0051-16)

Recommendation of the Public Works and Services Committee on 02-09-16: That the work done by Double D Construction, Inc., under Contract 58-13 (K3-063), Construct Home - 1643 Villa Street, be accepted and final payment authorized for a total contract amount of \$184,240.

Fiscal Note: Contract was authorized under Resolution 13-0454, dated November 19, 2013.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0068-16](#)

Subject: Final Payment on Contract 59-13 (K3-064), Construct Home - 3521 Haven Avenue, Double D Construction, Inc., contractor. (Res No. 0052-16)

Recommendation of the Public Works and Services Committee on 02-09-16: That the work done by Double D Construction, Inc., under Contract 59-13 (K3-064), Construct Home - 3521 Haven Avenue, be accepted and final payment authorized for a total contract amount of \$185,320.

Fiscal Note: Contract was authorized under Resolution 13-0455, dated november 19, 2013.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0069-16](#)

Subject: Final Payment on Contract 60-13 (K3-065), Construct Home - 1754 Villa Street, Double D Construction, Inc., contractor. (Res No. 0053-16)

Recommendation of the Public Works and Services Committee on 02-09-16: That the work done by Double D Construction, Inc., under Contract 60-13 (K3-065), Construct Home - 1754 Villa Street, be accepted and final payment authorized for a total contract amount of \$186,280.

Fiscal Note: Contract was authorized under Resolution 13-0456, dated November 19, 2013.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0070-16](#)

Subject: Final Payment on Contract 56-13 (K3-061), Construct Home - 1016 Park Avenue, Double D Construction, Inc., contractor. (Res No. 0054-16)

Recommendation of the Public Works and Services Committee on 02-09-16: That the work done by Double D Construction, Inc., under Contract 56-13 (K3-061), Construct Home - 1016 Park Avenue, Be accepted and final payment authorized for a total contract amount of \$217,352.

Fiscal Note: Contract was authorized under Resolution 13-0391, dated October 1, 2013.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0071-16](#)

Subject: Communication from Joan Simon, on behalf of the Eagle's Club, requesting permission to close the 300 block of Hamilton Street from 6:00 P.M. to 2:00 A.M. on Saturday, March 5, 2016, for the 24th annual Thoughts for Food fundraiser. (Res No. 0048-16)

Recommendation of the Public Works and Services Committee on 02-09-16: The owner of the Eagle's Club be granted permission to close Hamilton Street from Main Street to Chatham Street, from 6:00 P.M., Saturday, March 5, 2016, to 2:00 A.M., Sunday, March 6, 2016, in conjunction with the Thoughts for Food Fundraiser, with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$250 special event fee.
- F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval, and providing and removing all temporary traffic control devices and detour signs.

G. If required, sponsor shall provide a detour plan for the closure of all State Connecting Highways, arterial and collector streets to the City Engineer for approval.

H. Sponsor is responsible for cleaning the streets.

I. If required, sponsor shall install parking meter hoods or temporary parking signs at least twenty-four (24) hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.

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

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

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0074-16](#)

Subject: Final Payment on Contract 24-14 (K4-024), PS - Solid Waste Building Facility HVAC Assessment, Angus Young, consultant. (Res No. 0055-16)

Recommendation of the Public Works and Services Committee on 02-09-16: That the work done by Angus Young, under Contract 24-14 (K4-024), PS - Solid Waste Facility HVAC Assessment, be accepted and final payment authorized for a total contract amount of \$5,900.

Fiscal Note: Contract was authorized under Resolution 14-0139, dated April 2, 2014.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0087-16](#)

Subject: Change Order No. 1 on Contract 20150008, 2015 City Resurfacing (R1), Payne & Dolan, Inc., contractor. (Res No. 0057-16)

Recommendation of the Public Works and Services Committee on 02-09-16: That Change Order No. 1 on Contract 20150008, 2015 City Resurfacing (R1), Payne & Dolan, Inc., contractor, as submitted, be approved in the amount of \$9,825.85.

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

(\$ 26,356.82) - Org-Object 45040-57500, DPW Paving
\$ 15,310.00 - Org-Object 60484-57570, Storm Sewers
\$ 21,433.30 - Org-Object 22640-57560, Sanitary Sewers

\$ 271.81 - Org-Object 40104-57500, Paving
(\$ 832.45) - Org-Object 45050-57500, Parks-Paving
\$ 9,825.85 - Total

Fiscal Note: Funds are available as herein delineated.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0088-16](#)

Subject: Final Payment on Contract 20150008, 2015 City Resurfacing (R1), Payne & Dolan, Inc., contractor. (Res No. 0058-16)

Recommendation of the Public Works and Services Committee on 02-09-16: That the work done by Payne & Dolan, Inc., under Contract 20150008, 2015 City Resurfacing (R1), be accepted and final payment authorized for a total contract amount of \$1,305,004.72.

Fiscal Note: Contract was authorized under Resolution 15-0184, dated May 5, 2015.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0099-16](#)

Subject: (Direct Referral) Communication from Ayres Associates, on behalf of Horizon Construction and Exploration, LLC., and on behalf of Herman and Kittle Properties, Inc., requesting permission to locate two monitoring wells in City right-of-way adjacent to 1520 Clark Street. (Res No. 0049-16)

Recommendation of the Public Works and Services Committee on 02-09-16: Permission be granted to Herman and Kittle Properties, Inc., to install two (2) monitoring wells in City right-of-way adjacent to 1520 Clark Street, provided that a Street Opening permit is secured through the Engineering Department and a hold harmless agreement executed in accordance with Sec. 66.0425, Wis. Stats., Privileges in Streets, and further provided that this construction will be performed so as not to create a hazard for pedestrian or vehicular traffic, and that any monitoring wells will be abandoned in accordance with Wisconsin Administrative Code.

Further recommends this permission is contingent upon proof that Herman and Kittle Properties, Inc. owns the property at 1520 Clark Street, and permission from the Department of Natural Resources (WDNR).

Further recommends that Herman and Kittle Properties, Inc., be charged a \$150.00 fee to cover administrative costs and costs associated with filing this item with the Register of Deeds office.

Fiscal Note: In addition, the Street Opening Permit will generate an additional \$150.00 in revenue.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

Public Safety and Licensing Committee Report, by Ald. Coe

[15-01106](#)

Subject: (Direct Referral) Request of the Committee for the appearance of Grace Nelson, applicant for an Operator License, regarding concerns with record check response.

Recommendation of the Public Safety and Licensing Committee on 01-12-16: That the operator license application for Grace Nelson be deferred for two weeks as the applicant did not appear.

Fiscal Note: N/A

Recommendation of the Public Safety and Licensing Committee on 02-09-16: That the Operator License Application for Grace Nelson be denied on the basis that the applicant has failed to appear before the committee to discuss information which appeared on her record check.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0096-16](#)

Subject: (Direct Referral) Communication from the Purchasing Agent submitting the report on the bids received for the sale of Abandoned Vehicles, January 28, 2016.

Recommendation of the Public Safety and Licensing Committee on 02-09-16: That the item be Received and Filed as the highest responsible and only bidder was Sturtevant Auto Salvage.

Fiscal Note: This will generate \$13,559.00 in revenue for account 13101 48301.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

City Plan Commission Report, by Ald. Wisner

[0107-16](#)

Subject: (Direct Referral) A request by Racine Joint Venture, LLC for

a major amendment to the Regency Mall conditional use permit to allow for façade and landscape changes to locate a Planet Fitness at 5502 Durand Avenue. (PC-16) (Res No. 0059-16)

Recommendation of the City Plan Commission on 2-10-16: That the item be approved subject to conditions.

Fiscal Note: N/A

A motion was made that this Conditional Use Permit be Approved as Presented. The motion was APPROVED on a voice vote in consent.

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

0090-16

Subject: (Direct Referral) A request by Gateway Technical College for review and approval of its 2016 Launch Box Contract. (Res No. 0043-16)

Recommendation of the Redevelopment Authority 2/1/16: That the request for use of \$99,930.00 from the Intergovernmental Revenue Sharing Fund for the Launch Box Small Business Development Initiative Contract for 2016 be approved. Further that the Mayor and City Clerk be authorized and directed to enter into an agreement with Gateway.

Recommendation of the Finance and Personnel Committee on 2/8/16: That the request for use of \$99,930.00 from the Intergovernmental Revenue Sharing Fund for the Launch Box Small Business Development Initiative Contract for 2016 be approved. Further that the Mayor and City Clerk be authorized and directed to enter into an agreement with Gateway.

Fiscal Note: Funds totaling \$99,930.00 are available in the City's 2016 capital budget using Intergovernmental Funds.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

0091-16

Subject: (Direct Referral) A request by the Racine County Economic Development Corporation (RCEDC) for review and approval of its 2016 General Economic Development Services Contract. (Res No. 0044-16)

Recommendation of the Redevelopment Authority on 2/1/16: That the request by RCEDC for the use of \$69,000.00 from the Department of City Development Economic Development fund for the General Economic Development Services contract be approved for 2016. Further that the Mayor and City Clerk be authorized and directed to enter into the agreement with RCEDC.

Recommendation of the Finance and Personnel Committee on 2/8/16: That the request by RCEDC for the use of \$69,000.00 from the Department of City Development Economic Development fund for the General Economic Development Services contract be approved for 2016. Further that the Mayor and City Clerk be authorized and directed to enter into the agreement with RCEDC.

Fiscal Note: Funds have been set aside in the Department of City Development's 2016 budget under line item 16002 52260 Economic Development.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0092-16](#)

Subject: (Direct Referral) A request by the Racine County Economic Development Corporation (RCEDC) for review and approval of its 2016 Brownfields Redevelopment Contract. (Res No. 0045-16)

Recommendation of the Redevelopment Authority on 2/1/16: That the request by RCEDC for use of \$66,650.00 from the Intergovernmental Revenue Sharing Fund for the renewal of the RCEDC Brownfields Initiative Contract for 2016 be approved. Further that the Mayor and City Clerk be authorized and directed to enter into the agreement with RCEDC.

Recommendation of the Finance and Personnel Committee on 2/8/16: That the request by RCEDC for use of \$66,650.00 from the Intergovernmental Revenue Sharing Fund for the renewal of the RCEDC Brownfields Initiative Contract for 2016 be approved. Further that the Mayor and City Clerk be authorized and directed to enter into the agreement with RCEDC.

Fiscal Note: The funds are available in the city's 2016 capital budget using Intergovernmental Revenue Sharing Funds.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0122-16](#)

Subject: (Direct Referral) Consideration of Community Development Block Grant (CDBG) Small Business Revolving Loan Fund Request from Petals by Felicia. (Res No. 0060-16)

Recommendation of the Redevelopment Authority on 2-11-16: Whereas the Wisconsin Women's Business Initiative Corporation (WWBIC) has reviewed the request of Petals by Felicia for a loan of \$25,000.00 for working capital, inventory, and minor leasehold improvements. The Redevelopment Authority recommends that the request for a CDBG Small Business Revolving Loan Fund for

\$25,000.00 be approved and that the Mayor, City Clerk, and Director of City Development be authorized to execute a written agreement with Petals by Felicia consistent with federal regulations for CDBG funds with loan assistance not to exceed \$25,000.00 for the purpose of expanding the business and creating at least one job.

Fiscal Note: The Community Development Committee and Common Council allocated CDBG funds for the purposes of assisting businesses through the 2015 Annual Plan, and there are sufficient resources available to fund this project.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

Committee of the Whole Report, by Ald. Wisner

[15-00868](#)

Subject: Communication from the Alderman of the 12th District proposing to change Section 2-112, Limitation on Debate, to read as follows: "No member shall speak more than twenty times at the same meeting on any question except by leave of the Common Council."

Recommendation of the Committee of the Whole on 02-02-2016: the Item be Received and Filed.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

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

[0007-16](#)

Subject: Ordinance 14-15. - Camping, business or entertainment permit

An ordinance to amend Sec. 70-83. - Camping, business or entertainment permit in Chapter 70, Article II, Division 3. - Director of Parks, Recreation and Cultural Services of the Municipal Code of the City of Racine, Wisconsin.

Recommendation of the Board of Parks, Recreation & Cultural Services on 2/10/16: That Ordinance 14-15 be adopted.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[0066-16](#)

Subject: Ordinance 13-15. - Composition; appointments; terms

An ordinance to repeal and recreate Section 70-37. - Composition; appointments; terms in Chapter 70, Article II. - Administration of the Municipal Code of the City of Racine, Wisconsin regarding the appointment of Board of Parks Commissioners.

Recommendation of the Board of Parks, Recreation & Cultural Services on 2/10/16: That Ordinance 13-15 be adopted.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a voice vote in consent.

G. Consent Resolutions

[Res.0042-16](#)

Amendments to the Household Hazardous Waste (HHW) Agreements to Reflect 2016 Approved Charges

Resolved, that the Mayor and City Clerk are authorized to sign amendments to the Household Hazardous Waste Agreement with participating surrounding communities.

Fiscal Note: The Household Hazardous Waste rate has been changed from \$3.60 to \$4.40 for 2016.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0043-16](#)

2016 Launch Box Contract

Resolved, that the request for use of \$99,930.00 from the Intergovernmental Revenue Sharing Fund for the Launch Box Small Business Development Initiative Contract for 2016 is approved.

Further resolved, that the Mayor and City Clerk are authorized and directed to enter into an agreement with Gateway Technical College.

Fiscal Note: Funds totaling \$99,930.00 are available in the City's 2016 capital budget using Intergovernmental Funds.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0044-16](#)

2016 General Economic Development Services Contract

Resolved, that the request by Racine County Economic Development Corporation (RCEDC) for the use of \$69,000.00 from the Department of City Development Economic Development fund for the General Economic Development Services contract is approved for 2016.

Further resolved, that the Mayor and City Clerk are authorized and directed to enter into the agreement with RCEDC.

Fiscal Note: Funds have been set aside in the Department of City Development's 2016 budget under line item 16002 52260 Economic Development.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0045-16](#)

2016 Brownfields Redevelopment Contract

Resolved, that the request by RCEDC for use of \$66,650.00 from the Intergovernmental Revenue Sharing Fund for the renewal of the RCEDC Brownfields Initiative Contract for 2016 is approved.

Further resolved, that the Mayor and City Clerk are authorized and directed to enter into the agreement with RCEDC.

Fiscal Note: The funds are available in the City's 2016 capital budget using Intergovernmental Revenue Sharing Funds.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0046-16](#)

Replacement Radio Communications Tower

Resolved, that the bid for Official Notice #2-2016, Replacement of Radio Communications Tower, 800 Center St. is awarded to Wave Communications at its bid price of \$27,315.00, it being the lowest responsive, responsible bidder.

Fiscal Note: Funds for this purchase are available in account 45031 57350, Police Department Communications.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0047-16](#)

Contract with Melrose Pyrotechnics for 4th of July Fireworks

Resolved, that the Purchasing Agent is instructed to negotiate a new three year contract with Melrose Pyrotechnics for the years 2016, 2017, and 2018 4th of July fireworks.

Fiscal Note: The contract amount of \$40,000.00 is available in account 11202 53470.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0048-16](#)

24th Annual Thoughts for Food Fundraiser

Resolved, that the owner of the Eagle's Club is granted permission to close Hamilton Street from Main Street to Chatham Street, from 6:00 p.m., Saturday, March 5, 2016, to 2:00 a.m., Sunday, March 6, 2016, in conjunction with the Thoughts for Food Fundraiser, with the following stipulations:

A. A hold harmless agreement be executed and a \$75.00 processing fee paid.

B. A liability insurance certificate be filed prior to this event.

C. Any overtime costs incurred by any City department be charged to the sponsor.

D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.

E. The sponsor shall pay a \$250 special event fee.

F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval, and providing and removing all temporary traffic control devices and detour signs.

G. If required, sponsor shall provide a detour plan for the closure of all State Connecting Highways, arterial and collector streets to the City Engineer for approval.

H. Sponsor is responsible for cleaning the streets.

I. If required, sponsor shall install parking meter hoods or temporary parking signs at least twenty-four (24) hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.

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

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

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0049-16](#)

Monitoring Wells in City Right-of-Way Adjacent to 1520 Clark Street

Resolved, that permission is granted to Herman and Kittle Properties, Inc., to install two (2) monitoring wells in City right-of-way adjacent to 1520 Clark Street, provided that a Street Opening permit is secured through the Engineering Department and a hold harmless agreement be executed in accordance with Sec. 66.0425, Wis. Stats., Privileges in Streets.

Further resolved, that this construction will be performed so as not to create a hazard for pedestrian or vehicular traffic, and that any monitoring wells will be abandoned in accordance with Wisconsin Administrative Code.

Further resolved, that permission is contingent upon proof that Herman and Kittle Properties, Inc. owns the property at 1520 Clark Street, and permission from the Department of Natural Resources (WDNR).

Further resolved, that Herman and Kittle Properties, Inc., will be charged a \$150.00 fee to cover administrative costs and costs associated with filing this item with the Register of Deeds office.

Fiscal Note: In addition, the Street Opening Permit will generate an additional \$150.00 in revenue.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0050-16](#)

Final Payment on Contract 52-14 (K4-052), PS-Parking Ramp Repairs

Resolved, that the work done by R.A. Smith National, under Contract 52-14 (K4-052), PS-Parking Ramp Repairs, is accepted and final payment authorized for a total contract amount of \$12,865.00.

Fiscal Note: Contract was authorized under Resolution 14-0423, dated October 21, 2014.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0051-16](#)

Final Payment on Contract 58-13 (K3-063), Construct Home - 1643 Villa Street

Resolved, that the work done by Double D Construction, Inc., under Contract 58-13 (K3-063), Construct Home - 1643 Villa Street, is accepted and final payment authorized for a total contract amount of \$184,240.00.

Fiscal Note: Contract was authorized under Resolution 13-0454, dated November 19, 2013.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0052-16](#)

Final Payment on Contract 59-13 (K3-064), Construct Home - 3521 Haven Avenue

Resolved, that the work done by Double D Construction, Inc., under Contract 59-13 (K3-064), Construct Home - 3521 Haven Avenue, is accepted and final payment authorized for a total contract amount of \$185,320.00.

Fiscal Note: Contract was authorized under Resolution 13-0455, dated November 19, 2013.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0053-16](#)

Final Payment on Contract 60-13 (K3-065), Construct Home - 1754 Villa Street

Resolved, that the work done by Double D Construction, Inc., under

Contract 60-13 (K3-065), Construct Home - 1754 Villa Street, is accepted and final payment authorized for a total contract amount of \$186,280.00.

Fiscal Note: Contract was authorized under Resolution 13-0456, dated November 19, 2013.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0054-16](#)

Final Payment on Contract 56-13 (K3-061), Construct Home - 1016 Park Avenue

Resolved, that the work done by Double D Construction, Inc., under Contract 56-13 (K3-061), Construct Home - 1016 Park Avenue, is accepted and final payment authorized for a total contract amount of \$217,352.00.

Fiscal Note: Contract was authorized under Resolution 13-0391, dated October 1, 2013.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0055-16](#)

Final Payment on Contract 24-14 (K4-024), PS - Solid Waste Building Facility HVAC Assessment

Resolved, that the work done by Angus Young, under Contract 24-14 (K4-024), PS - Solid Waste Facility HVAC Assessment, is accepted and final payment authorized for a total contract amount of \$5,900.00.

Fiscal Note: Contract was authorized under Resolution 14-0139, dated April 2, 2014.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0056-16](#)

Amend Res No. 0032-16 - Final Payment on Contract 16-14 (K4-016), Harborside Remediation & Redevelopment

Resolved, that Res No. 0032-16 authorizing final payment to contractor, C.W. Purpero, Inc., shall be amended to change the dollar amount of the final payment on Contract 16-14 (K4-016), Harborside

Remediation & Redevelopment, from \$537,334.00 to \$543,586.25.

Fiscal Note: Contract was authorized under Resolution 14-0136, dated April 2, 2014.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0057-16](#)

Change Order No. 1 on Contract 20150008, 2015 City Resurfacing (R1)

Resolved, that Change Order No. 1 on Contract 20150008, 2015 City Resurfacing (R1), Payne & Dolan, Inc., contractor, as submitted, is approved in the amount of \$9,825.85.

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

(\$26,356.82) - Org-Object 45040-57500, DPW Paving
\$ 15,310.00 - Org-Object 60484-57570, Storm Sewers
\$ 21,433.30 - Org-Object 22640-57560, Sanitary Sewers
\$ 271.81 - Org-Object 40104-57500, Paving
(\$ 832.45) - Org-Object 45050-57500, Parks-Paving
\$ 9,825.85 - Total

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0058-16](#)

Final Payment on Contract 20150008, 2015 City Resurfacing (R1)

Resolved, that the work done by Payne & Dolan, Inc., under Contract 20150008, 2015 City Resurfacing (R1), is accepted and final payment authorized for a total contract amount of \$1,305,004.72.

Fiscal Note: Contract was authorized under Resolution 15-0184, dated May 5, 2015.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0059-16](#)

Amendment to Regency Mall Conditional Use

Resolved, that the request by Racine Joint Venture, LLC for a major

amendment to the Regency Mall conditional use to allow for a Planet Fitness facility within the mall is approved subject to the following conditions:

- a. That the plans presented at the February 10, 2016 Plan Commission meeting be approved subject to the conditions contained herein.
- b. That all codes be complied with and all required permits obtained.
- c. That the hours of operation may be 24-hours a day, 7-days a week.
- d. That additional detail on the entryway concourse interior gate be provided to the Department of City Development for review prior to issuance of any building permits.
- e. That a security plan addressing internal and outdoor areas be presented to the Department of City Development for review and approval prior to issuance of an occupancy permit. All approved safety and/or surveillance equipment is to be installed prior to issuance of an occupancy permit.
- f. That external material and paint samples and information be provided to the Department of City Development for review and approval prior to issuance of a building permit.
- g. That a revised landscape plan be provided to include additional plantings as discussed be provided to the Department of City Development for review and approval prior to issuance of any building permits.
- h. That all landscaping as approved on the forthcoming landscape plan shall be installed prior to issuance of an occupancy permit.
- i. That signage is not approved with this permit. All requests for signage shall be submitted to the Department of City Development for review and approval prior to issuance of sign permits or installation.
- j. That all trash and recycling containers shall be placed and maintained behind the service area screen wall in a manner which said receptacles remain out of any line of site at all times.
- k. That, if the required exterior site improvements cannot be completed prior to the request for occupancy, the applicant may submit a financial surety. Said surety shall be subject to approval by the City Attorney, shall be in the amount of any labor and materials for unfinished work

based on cost estimates provided by the applicant, and subject to all regulations and allowances as set forth by the City of Racine.

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

Fiscal Note: N/A

Sponsors: Dennis Wiser

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

[Res.0060-16](#)

Loan Request of Petals by Felicia

WHEREAS, the Wisconsin Women's Business Initiative Corporation (WWBIC) has reviewed the request of Petals by Felicia for a loan of \$25,000.00 for working capital, inventory, and minor leasehold improvements.

THEREFORE BE IT RESOLVED, that the Mayor, City Clerk, and Director of City Development are authorized to execute a written agreement with Petals by Felicia consistent with federal regulations for CDBG funds with loan assistance not to exceed \$25,000.00 for the purpose of expanding the business and creating at least one job.

Fiscal Note: The Community Development Committee and Common Council allocated CDBG funds for the purposes of assisting businesses through 2015 Annual Plan, and there are sufficient resources available to fund this project.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a voice vote in consent.

H. Council Vote on Consent Agenda Items (Communications, Committee Reports, Resolutions)

Council Action on Consent Agenda Items

A motion was made by Alderman Dennis Wiser, seconded by Alderman Q.A. Shakoor II, to Adopt the Report. Adopted by the following vote:

AYES: 13 - Coe, Jones, Kaplan, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Wisner, Land, Morgenroth, Hart and Lemke

EXCUSED: 2 - Shields and Perez

I. Miscellaneous

[0136-16](#)

Subject: ELECTION REPORT FOR SPRING PRIMARY HELD ON FEBRUARY 16, 2016

REPORT OF THE ELECTION OF FEBRUARY 16, 2016

STATE OF WISCONSIN)
) SS
COUNTY OF RACINE)

The whole number of votes cast at the Spring Primary Election for the office of Alderma for the Second District that was held on February 16, 2016, is as follows:

WARD _____	ANDERSON _____	JONES _____	MAHDI _____
3.....	138.....	160.....	60.....
4.....	13.....	59.....	5.....
TOTAL.....	151.....	219.....	65.....

We have determined that the candidates who received the largest number of votes for the office of Alderperson for the Second District is as follows:

SECOND DISTRICT
ROBERT ANDERSON
MOLLIE JONES

and are entitled to have their names placed upon the ballot at the Spring Election to be held April 5, 2016.

The whole number of votes cast at the Spring Primary Election for the office of Alderma for the Fourth District that was held on February 16, 2016, is as follows:

WARD ____	SANTIAGO _____	CARTER _____	DUNK _____	LARRIN _____
8.....	8.....	19.....	9.....	32.....
9.....	18.....	25.....	38.....	60.....
TOTAL.....	26.....	44.....	47.....	92.....

We have determined that the candidates who received the largest number of votes for the office of Alderperson for the Fourth District is as follows:

FOURTH DISTRICT

JOHN DUNK
TRACEY LARRIN

and are entitled to have their names placed upon the ballot at the Spring Election to be held April 5, 2016.

The whole number of votes cast at the Spring Primary Election for the office of Alderman for the Sixth District that was held on February 16, 2016, is as follows:

WARD_____	ADAMSKI-TORRES		
_____	PETERSON	_____	WEIDNER
13.....	37.....	68.....	80.....
...			
14.....	46.....	32.....	81.....
...			
TOTAL.....	83.....	100.....	161.....
..			

We have determined that the candidates who received the largest number of votes for the office of Alderman for the Sixth District is as follows:

SIXTH DISTRICT

JEFFERY PETERSON
SANDY WEIDNER

and are entitled to have their names placed upon the ballot at the Spring Election to be held April 5, 2016.

THESE ARE UNOFFICIAL RESULTS

Dated this 17th day of February, 2016

A motion was made by Alderman Wisner, seconded by Alderman DeHahn, that this file be Received and Filed

J. Adjourn

Alderman Shakoor made a motion to adjourn the meeting, which was APPROVED without objection, at 7:38PM. The next scheduled meeting of the Council is Tuesday, March 1st, 2016.

ATTEST: JANICE JOHNSON- MARTIN
CITY CLERK