



City of Racine

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

Meeting Agenda - Final Common Council

*Mayor John T. Dickert, Alderman Q.A. Shakoor, II, Alderman Eric Marcus,
Alderman Michael Shields, Alderman Ronald D. Hart, Alderman Jim Kaplan,
Alderman Dennis Wiser, Alderman Aron Wisneski, Alderman Sandy Weidner, Alderman Terry McCarthy, Alderman Raymond DeHahn, Alderman Gregory Holding, Alderman Robert Mozol, Alderman O. Keith Fair, Alderman Melissa Kaprelian-Becker, Alderman James Morgenroth*

Wednesday, April 4, 2012

7:00 PM

Room 205, City Hall

- A. Call To Order
- B. Pledge of Allegiance To The Flag
- C. Approval of Journal of Council Proceedings (Minutes)
- D. Public Comments
- E. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

[12-7537](#)

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer requesting permission to apply for the State of Wisconsin Urban Nonpoint Source & Storm Water (UNPS&SW) Program Construction Grant for the Washington Park Streambank Stabilization Project, Grant Control No. 2012-009. (Res. 12-3075)

Recommendation of the Finance & Personnel Committee on 4-9-12: Permission be granted for Assistant Commissioner of Public Works/City Engineer to apply for a \$150,000 State of Wisconsin Urban Nonpoint Source & Storm Water (UNPS&SW) Construction Grant for the Washington Park Streambank Stabilization Project (Grant Control Number is 2012-009).

Fiscal Note: The grant funds a 50% maximum of eligible costs; total project cost \$300,000; \$150,000 maximum State share and requires a City match of \$150,000 which will be budgeted in the 2013 Stormwater Utility Capital Projects budget if the grant is awarded.

Refer to Public Works and Services Committee, by Ald. Weidner**12-7515**

Subject: Communication from Peter Henkes, Lighthouse Run Director, requesting to use city right-of-way and Monument Square on June 16, 2012 for the 34th Annual Lighthouse Run.(Res. 12-3076)

Recommendation of the Public Works and Services Committee on 4-10-12: Permission be granted to the sponsor of the Lighthouse Run to use certain city streets for the period of 6:00 a.m. to 10:30 a.m. on Saturday, June 16, 2012, and to close the following streets:

Main Street from State Street to Sixth Street
Lake Avenue from 8th Street to State Street
State Street from Main Street to Lake Avenue
Main Street from State Street to 3 Mile Road (west side two traffic lanes will remain open for two-way traffic)
Dodge Street from Main Street to Michigan Boulevard
Michigan Boulevard from Dodge Street to Wolff Street
Wolff Street from Michigan Boulevard to North Main Street

Further recommends that the Commissioner of Public Works be authorized and directed to communicate with the U. S. Coast Guard requesting permission to close Main Street Bridge to boat traffic for the period of 7:40 a.m. to 10:40 a.m. on Saturday, June 16, 2012 to satisfy the needs of this run.

Further recommends that this permission is granted with the following stipulations:

- A. A hold harmless agreement be executed and a \$62.50 processing fee paid;
- B. A liability insurance certificate be filed prior to this event;
- C. Any overtime costs and equipment and material loss incurred by any department in the assistance of this event shall be charged to the sponsor;
- D. Sponsor shall comply with the approved policy on parking restrictions for special events, and the sponsor shall distribute to all abutting property occupants on those streets where parking is being prohibited written notices of the ban approximately 48 hours in advance of this event.
- E. 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.
- F. Sponsor shall provide a detour plan for the closure of all State Connecting Highways, arterial and collector streets to the City Engineer for approval.

G. Sponsor shall pay a \$1,400.00 special event fee.

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 in accordance with these stipulations.

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

[12-7533](#)

Subject: Communication from Alderman Kaprelian-Becker, on behalf of Judith Nespoli (1219 Walton Ave.) requesting a public hearing for paving of the T-alley bounded by Geneva St. to Charles St.; Walton Ave. to Jones Ave.

Recommendation of the Public Works and Services Committee on 4-10-12: That the communication be received and filed.

Fiscal Note: N/A

[12-7534](#)

Subject: Communication from Alderman Kaprelian-Becker, on behalf of Mary Olsen (2207 La Salle St.) requesting a public hearing for paving of the alley bounded by La Salle St. to Superior St.; Walton Ave. to Goold St.

Recommendation of the Public Works and Services Committee on 4-10-12: Defer

[12-7538](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations wishing to enter into an agreement for the provision of tire recycling services.(Res. 12-3081)

Recommendation of the Public Works and Services Committee on 4-10-12: That the Mayor and City Clerk enter into a three (3) year agreement with Liberty Tire Recycling to provide tire recycling services, that being in the best interest of the City.

Fiscal Note: The estimated cost of these services is \$18,000 per year and funding is available in Account 289.000.5610, Professional Services.

[12-7543](#)

Subject: Communication from the President of Fourth Fest of Greater Racine requesting permission to use city right-of-way for the 4th of July parade and permission to use North Beach for the fireworks.(Res. 12-3077)

Recommendation of the Public Works and Services Committee on 4-10-12: That permission be granted to Fourth Fest of Greater Racine, Inc. to close certain city streets on Wednesday, July 4, 2012, from 7:00 a.m. to 12:30 p.m., to hold the 2012 Independence Day Parade.

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 Wednesday, July 4, 2012, between the hours of 7:00 p.m. and 10:00 p.m., with a rain date of Thursday, July 5, 2012, 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.

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

[12-7541](#)

Subject: (New) Application for a Class "B" Fermented Malt Beverage License for Sandy Toes, LLC (Beachside Oasis), Greg Allan, Agent for 100 Kewaunee Street. **(4th District)**

Recommendation of the Public Safety and Licensing Committee on 04-09-12: That the application for a Class "B" Fermented Malt Beverage License for Sandy Toes, LLC (Beachside Oasis), Greg Allan, Agent for 100 Kewaunee Street be approved.

Fiscal Note: N/A

[12-7546](#)

Subject: Communication for the 12th District Alderman that the Public Safety and Licensing Committee consider amending Ordinance 6-97 to allow wine tasting samples at class A facilities.

Recommendation of the Public Safety and Licensing Committee on 04-09-12: That this item be deferred to a future meeting.

Fiscal Note: N/A

[12-7548](#)

Subject: Communication from the Purchasing Agent requesting to appear before the Public Safety and Licensing Committee to discuss the results of Official Notice #5, Request for Proposals for ARC GIS Compatible Tree Inventory for the City of Racine. (Res. 12-3089)

Recommendation of the Public Safety and Licensing Committee on 04-09-12: That the Interim Director of Parks Recreation and Cultural Services be authorized to enter into a Professional Services Agreement with Davey Resources Group of Kent Ohio for ARC GIS Compatible Tree Inventory for the City of Racine.

Fiscal Note: Funds are available as follows: \$25,000 from 786.020.5860 DNR Grant, \$42,000 from 992.700.5060 Tree Inventory for a total cost of \$67,000.

[12-7547](#)

Subject: (New) Application for a Class "B" Fermented Malt Beverage License for Caleb Robinson, Agent for 3 Fifth Street. (**1st District**)

Recommendation of the Public Safety and Licensing Committee on 04-09-12: That the application for a Class "B" Fermented Malt Beverage License for Caleb Robinson, Agent for 3 Fifth Street be approved.

Fiscal Note: N/A

[12-7549](#)

Subject: Communication from the Interim Director of Parks, Recreation and Cultural Services requesting to rescind final payment for Contract 31-11 (K1-033) Sam Johnson Parkway Fountain Upgrades (R1), Resolution 12-2982 of February 22, 2012. (Res. 12-3090)

Recommendation of the Public Safety and Licensing Committee on 04-09-12: That the final payment for Contract 31-11 (K1-033) Sam Johnson Parkway Fountain Upgrades (R1), Resolution 12-2982 approved on February 22, 2012 be rescinded.

Fiscal Note: N/A

Refer to Economic Development Committee, by Ald. Shakoor

[12-7545](#)

Subject: Communication from Racine County Economic Development Corporation requesting adoption of a strategy and operational plan for the city's revolving loan fund.

Refer to Committee of the Whole, by Ald. Holding

[12-7544](#)

Subject: communication from the Greater Racine Collaborative for Healthy Birth Outcomes (The Collaborative) requesting to present a project update to the Common Council at a Committee of the Whole.

Recommended: that the Item be Received and Filed.

Fiscal Note: N/A

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

[12-7535](#)

Subject: Communication from Event Co-Chair of Relay for Life of Racine requesting to use the parking lot located near Wisconsin Street and Walton Avenue as well as to waive the fee for the Relay for Life of Racine event being held at the Racine Zoo on June 8, 2012 and June 9, 2012.

Recommendation of the Finance & Personnel Committee on 4-9-12: Receive and file.

Fiscal Note: N/A

[12-7536](#)

Subject: Communication from Nona Dahlbe, member of Racine Relay for Life Committee, requesting North Beach Park closure signs be removed the night of June 8, 2012, to allow Relay for Life participants to use the North Beach parking lot over night.

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[12-7470](#)

Subject: Communication from the Assistant Commissioner of Public Works/Engineering requesting authorization to accept a Wisconsin DNR Grant for Lincoln Park Streambank Stabilization - Grant Control No. 2011-013. (Res. 12-3047)

Recommendation of the Finance & Personnel Committee on 3-26-12: Permission be granted for the Assistant Commissioner of Public Works/Engineering to accept the \$100,000 Wisconsin DNR Grant for Lincoln Park Streambank Stabilization - Grant Control No. 2011-013.

Fiscal Note: The total amount of the study to update the project will be \$200,000, with 50% of the grant funding available in the amount of \$100,000, and a 50% local share of \$100,000. Funding for the local share is available in Account No. 104.992.5470-Lincoln Park Streambank.

[12-7471](#)

Subject: Communication from the Assistant Commissioner of Public Works/Engineering requesting authorization to accept a Wisconsin DNR Grant for Water Quality Planning (Non-Point Source Pollutant Modeling) - Grant Control No. 2011-014. (Res. 12-3048)

Recommendation of the Finance & Personnel Committee on

3-26-12: Permission be granted for the Assistant Commissioner of Public Works/Engineering to accept a \$31,500 Wisconsin DNR Grant for Water Quality Planning (Non-Point Source Pollutant Modeling) - Grant Control No. 2011-014.

Fiscal Note: The total amount of the project is \$45,000, with 70% of the grant funding available in the amount of \$31,500 and a 30% local share of \$13,500. Funding for the local share is available in Account No. 104.992.5450-SLAMM Model (\$45,000).

[12-7472](#)

Subject: Communication from the Assistant Commissioner of PublicWorks/Engineering requesting authorization to accept a Wisconsin DNR Grant for Streambank Erosion Condition Report Update - Grant Control No. 2011-015. (Res. 12-3049)

Recommendation of the Finance & Personnel Committee on

3-26-12: Permission be granted for the Assistant Commissioner of PublicWorks/Engineering to accept a \$70,000 Wisconsin DNR Grant for Streambank Erosion Condition Report Update - Grant Control No. 2011-015.

Fiscal Note: The total amount of the study to update the report will be \$100,000, with 70% of the grant funding available in the amount of \$70,000, and a 30% local share of \$30,000. Funding for the local share is available in Account No. 104.992.5460 - Root River Assessment.

[12-7473](#)

Subject: Communication from the Grants Facilitator to apply for a grant with the Racine Rotary Foundation to support the Racine AfterZones initiative. (Grant Control #2012-0006) (Res. 12-3050)

Recommendation of the Finance & Personnel Committee on

3-26-12:Permission be granted for the Grants Facilitator to apply for a \$2,000 grant with the Racine Rotary Foundation to support the Racine AfterZones initiative. (Grant Control #2012-0006)

Fiscal Note: The grant amount is \$2,000 and will support branding and marketing materials. There is no match requirement.

[12-7474](#)

Subject: Communication from the Grants Facilitator requesting to apply for the Second Chance Act Adult Offender Reentry Program for

Planning and Demonstration 2012 Grant Announcement through the US Department of Justice.(Grant Control No. 2012-007). (Res. 12-3051)

Recommendation of the Finance & Personnel Committee on

3-26-12: Permission be granted for the Grants Facilitator to apply for the \$750,000 Second Chance Act Adult Offender Reentry Program for Planning and Demonstration 2012 Grant Announcement through the US Department of Justice conditioned on the waiving of the 25% cash match by the DOJ (Grant Control No. 2012-007).

Fiscal Note: There is a 50% cash and in-kind match for this grant (25% cash of \$187,500 and 25% in-kind of \$187,500), however, the cash requirement can be waived by the Attorney General for municipalities that are facing hardship. It is anticipated that the City and its several partners will be able to provide the 25% in-kind services.

[12-7475](#)

Subject: Communication from the Grants Facilitator to apply for the Title V Community Prevention Grant for Truancy Prevention Programs through the Wisconsin Office of Justice Assistance. (Grant Control No. 2012-008)) (Res. 12-3052)

Recommendation of the Finance & Personnel Committee on

3-26-12: Permission be granted for the Grants Facilitator to apply for the \$49,000 Title V Community Prevention Grant for Truancy Prevention Programs through the Wisconsin Office of Justice Assistance. (Grant Control No. 2012-008)

Fiscal Note: The grant amount is \$49,000 and requires a 50% in-kind match to be provided primarily by Unified School District.

[12-7511](#)

Subject: (Direct Referral) The Common Council referred Ordinance No. 4-12 to change the organizational structure of the City's Management team regarding the positions of City Engineer, City Assessor, and the Building Complex Facilities Manager.

Recommendation of the Finance & Personnel Committee on

3-26-12: Adopt Ordinance No. 4-12

Fiscal Note: N/A

[12-7512](#)

Subject: (Direct Referral) The Common Council referred Ordinance No. 5-12 to repeal Article II, Division 9, Sec. 2-186 of the Municipal Code of the City of Racine, Wisconsin and to amend Sec. 2-531 (b) and (c) of the Municipal Code of the City of Racine, Wisconsin relating to Article IV., Departments, Division 8. Commissioner of Public Works.

Recommendation of the Finance & Personnel Committee on

3-26-12: Adopt Ordinance No. 5-12

Fiscal Note: N/A

[12-7520](#)

Subject: (Direct Referral) Communication from Fair Housing Director requesting permission to formally accept a donation from SC Johnson, A Family Company, for the annual Fair Housing Updates & Awards/Conference Program and Luncheon Event to be held on April 13, 2012. (Res. 3053)

Recommendation of the Finance & Personnel Committee on

3-26-12: Permission be granted for the Fair Housing Director to formally accept a \$1,000 donation from SC Johnson, A Family Company, for the annual Fair Housing Updates & Awards/Conference Program and Luncheon Event to be held on April 13, 2012.

Fiscal Note: The donation is for \$1,000.

Public Works and Services Committee Report, by Ald. Weidner

[12-7509](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations requesting permission to waive formal bidding procedures for the purchase of a tar melter applicator. (Res. 12-3062)

Recommendation of the Public Works and Services Committee on

3-27-12: That formal bidding procedures be waived and that the Purchasing Agent be authorized and directed to negotiate with Sherwin Industries, Milwaukee, WI, for the purchase of one tar melter/applicator.

Fiscal Note: The estimated cost of this equipment of \$42,000.00 and funding is available in Account 101.630.5770, Machinery & Equipment-St. Maint.

[12-7427](#)

Subject: Communication from the Harbor Commission requesting permission to upgrade the dinghy rack structure at the Rooney Recreational Area. (Res. 12-3055)

Recommendation of the Public Works and Services Committee on

3-13-12: Defer

Recommendation of the Public Works and Services Committee on

3-27-12: That permission be granted to the Racine Board of Harbor Commissioners to install landscaping and remove and replace the dinghy rack structure in the Rooney Recreational Area.

Fiscal Note: Funding for this project is appropriated in the special revenue fund 2012 Harbor Commission Budget.

[12-7460](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 21-11 (K1-021), PS-2011 Racine Illicit Discharge Detection and Elimination Program Support, AECOM Technical Services, Inc., consultant. (Res. 12-3059)

Recommendation of the Public Works and Services Committee on 3-27-12: That the professional services provided by AECOM Technical Services, Inc., under Contract 21-11 (K1-021), Professional Services - Racine Illicit Discharge and Elimination Program Support, be accepted and final payment authorized for a total contract amount of \$19,999.95.

Fiscal Note: Contract was authorized under Resolution No. 11-2374, dated January 18, 2011.

[12-7462](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 1 to the Recycle Cart Maintenance Agreement with Rehrig Pacific Company. (Res. 12-3064)

Recommendation of the Public Works and Services Committee on 3-27-22: That Amendment No. 1 to the Recycle Cart Maintenance Agreement with Rehrig Pacific Company, consultant, as submitted, be approved in the amount of \$899.00 per month.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 289.000.5610, Professional Services.

[12-7510](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 4 to Contract 22-10 (K0-025), Professional Services - Design Services for City Hall Facilities Plan Implementation-Phase III, Butterfield, Rudie & Seitz, consultant. (Res. 12-3063)

Recommendation of the Public Works and Services Committee on 3-27-12: That Amendment No. 4 to Contract 22-10 (K0-025), Professional Services - Design Services for City Hall Facilities Plan Implementation-Phase III, Butterfield, Rudie & Seitz, consultant, as submitted, be approved in the amount of \$2,250.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 990.100.5010, City Hall - Facility Plan Implementation.

12-7500

Subject: Communication from the Assistant Commissioner of Public Works/Operations requesting the transfer of funds and waiving of formal bidding for a brine making system. (Res. 12-3061)

Recommendation of the Finance & Personnel Committee on

3-26-12: Transfer the \$224,200 remaining balance from account 289.991.5010 Recycling Transfer Building to account 991.540.5010 Brine System.

Recommendation of the Public Works and Services Committee on

3-27-12: That formal bidding procedures be waived and that the Purchasing Agent be authorized and directed to negotiate the furnishing and installation of the BrineXtreme Brine Production and Blending Equipment System, that being in the best interest of the City.

Fiscal Note: Alternatives to building a Recycling Transfer Station will be implemented. The remaining funding of \$224,200 for this project is available for the Salt Brine System. Total cost of the Salt Brine System is approximately \$360,000. The remaining funding for the Brine System will be provided for in the 2013 Capital Projects by reallocated \$135,800 from the projected 2013 Recycling Transfer Station amount of \$750,000 as provided for in the 2012-2016 Adopted Capital Improvement Plan.

12-7507

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 3-12 (K2-003), Traffic Signal Replacement - 16th Street and West Blvd. (Res. 12-3056)

Recommendation of the Public Works and Services Committee on

3-27-12: That Contract 3-12 (K2-003), Traffic Signal Replacement - 16th Street to West Blvd., be awarded to Outdoor Lighting Construction Co., Inc., Milwaukee, WI, at their bid price of \$96,832.84, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 91,832.84 - Account 992.600.5010, Traffic Signals (2012 Budget)

\$ 5,000.00 - Account 992.590.5010, Street Lighting

\$ 96,832.84 - Total

12-7508

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 6-12 (K2-006), 2012 Concrete Street Reconstruction (R1). (Res. 12-3057)

Recommendation of the Public Works and Services Committee on

3-27-12: That Contract 6-12 (K2-006), 2012 Concrete Street

Reconstruction (R1), be awarded to A.W. Oakes & Son, Inc., Racine, WI, at their bid price of \$1,465,605.25, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 157,095.81 - Account 991.908.5020, Concrete Pvmt Repl., Misc.
\$ 959,013.94 - Account 992.908.5020, Concrete Pvmt Repl., Misc.
\$ 18,504.66 - Account 991.590.5010, Replace City Circuits
\$ 18,186.34 - Account 992.590.5010, Replace City Circuits
\$ 55,978.00 - Account 104.992.5420, Storm Sewers, Misc.
\$ 16,400.00 - Account 287.992.5310, Sanitary Sewers, Var. Loc.
\$ 240,426.50 - Account 104.992.5430, Mound Avenue Project
\$ 1,465,605.25 - Total

12-7513

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting a Professional Services Agreement from Nielsen, Madsen & Barber for on-call Professional Registered Land Surveying Services. (Res. 12-3058)

Recommendation of the Public Works and Services Committee on 3-27-12: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Nielsen, Madsen & Barber for On-call Professional Registered Land Surveying Services, in the not-to-exceed amount of \$5,000.00

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 101.130.5610, Professional Services.

12-7528

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting Amendment No. 4 to Contract 03-11 (K1-003), PS - Design Services for Repairs to Spring St. Bridge, Ayres Associates, Consultant. (Res. 12-3060)

Recommendation of the Public Works and Services Committee on 3-27-12: That Amendment No. 4 to Contract 3-11 (K1-003), Professional Services - Design Services for Repairs to Spring Street Bridge, Ayres & Associates, consultant, as submitted, be approved in the amount of \$9,750.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 992.520.5020, Memorial Drive Bridge.

12-7532

Subject: (Direct Referral) Communication from the City Administrator submitting the request of Real Racine to use city right-of-way for The Color Run on May 19, 2012. (Res. 12-3054)

Recommendation of the Public Works and Services Committee on 4-10-12: That permission be granted to Real Racine 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 19, 2012:

5th Street from Festival Park Drive to Main Street,
Main Street from 5th Street to 4th Street,
4th Street from Main Street to Water Street,
Water Street from 4th Street to College Avenue,
College Avenue from Water Street to 6th Street,
6th Street from College Avenue to Lake Avenue,
Lake Avenue from 6th Street to 10th Street,
10th Street from Lake Avenue to Main Street,
Main Street from 10th Street to 16th Street,
16th Street from Main Street to Wisconsin Avenue,
Wisconsin Avenue from 16th Street to 11th Street,
11th Street from Wisconsin Avenue to Pershing Park Drive,
Pershing Park Drive from 11th Street to 6th Street,
6th Street from Pershing Park Drive to Festival Park Drive,
Festival Park Drive from 6th Street to Festival Hall;

with the following stipulations:

- A. A hold harmless agreement be executed and a \$62.50 processing fee paid.
- B. Proof of liability insurance 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. 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. 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 shall pay \$750.00 for street sweeping.
- I. 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 various City departments, on a regular shift basis, to assist in implementing this event.

Public Safety and Licensing Committee Report, by Ald. Wisneski[12-7461](#)

Subject: Communication from the Interim Director of Parks, Recreation and Cultural Services requesting formal bidding be waived and the Purchasing Agent be authorized to negotiate with H & K Sports Fields for the renovation of Lincoln Park Baseball diamond. (Res. 12-3065)

Recommendation of the Public Safety and Licensing Committee on 03-26-12: That formal bidding be waived and the Purchasing Agent be authorized and directed to negotiate with H & K Sports Fields for the renovation of Lincoln Park Baseball diamond.

Fiscal Note: Funds are available from account 992.710.502 which should not exceed \$23,750.00.

[12-7495](#)

Subject: Communication from the Interim Director of Parks, Recreation and Cultural services requesting authorization of final payment for Contract 22-11 (K1-022) Masonry Restoration at Tyler-Domer Community Center. (Res. 12-3066)

Recommendation of the Public Safety and Licensing Committee on 03-26-12: That final payment for Contract 22-11 (K1-022) Masonry Restoration at Tyler-Domer Community Center be approved.

Fiscal Note: Funds are available in account 991.700.5030 for the final payment of \$10,293.75.

[12-7480](#)

Subject: (Direct Referral) Request of the Committee for the appearance of Keith Fair, Agent for The Place on Sixth, 509 Sixth Street, regarding an incident at the establishment on March 10, 2012.

Recommendation of the Public Safety and Licensing Committee on 03-26-12: That the matter of the Place on 6th, 509 Sixth Street be referred to a due process hearing based on the continuous number of police calls, fights and large crowds to determine whether the license should be revoked or suspended.

Fiscal Note: Approximate cost \$6,000.

Transit and Parking Commission Report, by Ald. Weidner[12-7486](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting to discuss the potential purchase of a 30-stall parking area at Water and Park Streets.

**Recommendation of the Transit and Parking Commission on
03-21-12:** Receive and file.

Fiscal Note: N/A

[12-7487](#)

Subject: (Direct Referral) Communication from Rik Edgar requesting that parking fees for VenuWorks full-time staff be waived.

**Recommendation of the Transit and Parking Commission on
03-21-12:** Receive and file.

Fiscal Note: N/A

[12-7488](#)

Subject: (Direct Referral) Communication from the BUS General Manager to review January and February BUS ridership, revenue and operations information.

**Recommendation of the Transit and Parking Commission on
03-21-12:** Receive and file.

Fiscal Note: N/A

[12-7489](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting to review proposals to provide commuter bus service connecting Racine with Milwaukee and Kenosha and make a recommendation for award of a contract. (Res. 12-3069)

**Recommendation of the Transit and Parking Commission on
03-21-12:** The Transit and Parking System Manager be empowered to negotiate a three-year contract with a two-year renewal option for the operation of commuter bus service with WI Coach Lines, the sole bidder responding to a Request for Proposals. The contract will specify that no City of Racine funds are to be needed for payment for this service. Federal and State funding will be the sole source of public funding. The motion recommends that the Racine Common Council authorize the Mayor to sign a contract with WI Coach Lines that stipulates no commitment on the part of the City for the ultimate cost of commuter bus service linking Racine with Milwaukee and Kenosha Counties.

Fiscal Note: No City commitment or obligation of funding.

[12-7490](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting to review and approve a summer BUS ridership promotional campaign. (Res. 12-3071)

Recommendation of the Transit and Parking Commission on

03-21-12: A joint promotion with area businesses be undertaken to encourage summer BUS ridership through a campaign to have local youth prepare BUS promotional announcements as part of a radio station promotion. The BUS will provide a 10-ride pass to each qualified contestant and any other prizes awarded will be funded and supplied by the radio station and/or local businesses.

Fiscal Note: Funds for the promotional campaign are already included in the approved BUS budget with 80% of the cost to be provided by a Federal Congestion Mitigation Air Quality (CMAQ) grant.

[12-7491](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting to review and approve the revised 2011 BUS Annual Report.

Recommendation of the Transit and Parking Commission on

03-21-12: Receive and file.

Fiscal Note: N/A

[12-7492](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting to review and approve application for a 2012 "State of Good Repair" grant. (Res. 12-3070)

Recommendation of the Transit and Parking Commission on

03-21-12: The City of Racine authorize the application for and acceptance of a Federal Transit Administration (FTA) State of Good Repair grant in an amount not to exceed \$432,000 to fund a BUS storage building roof replacement, BUS Transit Center modifications, required BUS radio frequency narrow-banding and needed replacement of maintenance equipment.

Fiscal Note: City Capital Improvement funding for the local share has already been approved and included in previous Capital Improvement Programs.

[12-7493](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting to discuss the 2012 Parking Ramp maintenance program and stakeholder outreach.

Recommendation of the Transit and Parking Commission on

03-21-12: Receive and file.

Fiscal Note: N/A

City Plan Commission Report, by Ald. Wisneski

[12-7467](#)

Subject: (Direct Referral) Request from Bryan Linstroth, representing Stein Gardens and Gifts, seeking a conditional use permit to operate a seasonal garden center at 3502 Douglas Avenue. (PC-12) (Res. 12-3067)

Recommendation of the City Plan Commission on 3-28-12: That the item be approved subject to conditions.

Fiscal Note: N/A

[12-7525](#)

Subject: (Direct Referral) Request from Terry J. Walz seeking a conditional use permit to operate a facility for the tuning and restoration of motorcycles at 2711 Lathrop Avenue. (PC-12) (Res. 12-3068)

Recommendation of the City Plan Commission on 3-28-12: That the item be approved subject to conditions.

Fiscal Note: N/A

Housing Loan Board Report, by Ald. Wisner

[12-7477](#)

Subject: (Direct Referral) Request of the Assistant Director of City Development to accept an offer to purchase 900 Center Street. (Res. 12-3072)

Recommendation of the Loan Board of Review on March 30, 2012: That the request be approved. Further recommend that the Mayor, City Clerk, and Assistant Director of City Development be authorized to execute any necessary selling documents.

Fiscal Note: The City will receive \$35,000 in proceeds, minus commissions and closing costs.

[12-7540](#)

Subject: (Direct Referral) Request of the Assistant Director of City Development to accept an offer to purchase 1124 Irving Place (NSP-1). (Res. 12-3073)

Recommendation of the Loan Board of Review on March 30, 2012: That the request be approved contingent on the buyer accepting the period of affordability deed restriction. Further recommend that the Mayor, City Clerk, and Assistant Director of City Development be authorized to execute any necessary selling documents.

Fiscal Note: The City will receive \$53,500 in proceeds, minus commissions and closing costs.

Water Works Committee Report, by Ald Hart[12-7526](#)**Subject:** Minor Ordinance Reference Changes - Sec. 18-551, 18-553**Recommendation of the Racine Water Works Commission on 3/27/12:** To approve.

FURTHER RECOMMEND, THE ITEM BE REFERRED TO THE PUBLIC WORKS & SERVICES COMMITTEE

Recommendation of the Public Works and Services Committee on 4-10-12: That the changes to Sec. 18-551, 18-553 of the Racine Municipal Code be approved.**Fiscal Note:** N/A**Standing Joint Review Board Report, by Ald. Holding.**[12-7413](#)**Subject:** (Direct Referral) Request to create Tax Incremental District No. 17 for the Porters of Racine redevelopment.**Recommendation of the Standing Joint Review Board on 3-26-12:** That, pursuant to sec. 66.1005 (4m)(b), Wisconsin Statutes, the Standing Joint Review Board met on March 26, 2012 and approved Tax Incremental District No. 17 as described in your Resolution 12-3043, and

Recommends that this item be received and filed as the district is now created.

Fiscal Note: N/A**G. Consent Agenda**[Res.12-3021](#)

Anchor Fitness

Resolved, that Anchor Fitness is granted permission to use one lane of Reichert Court west to Michigan Boulevard and 1/3 of the east side (northbound) lane of Michigan Boulevard to Goid Street for the Second Annual Marina Mayhem 5K/10K Challenge, to be held on Saturday, September 29, 2012, from 7:30 a.m. to 10:00 a.m., with the following stipulations:

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

- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. A \$62.50 processing fee be paid.

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

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

Sponsors: Sandy Weidner

Res.12-3047 Wisconsin DNR Grant for Lincoln Park Streambank Stabilization

Resolved that, permission is granted for the Assistant Commissioner of Public Works/Engineering to accept the \$100,000 Wisconsin DNR Grant for Lincoln Park Streambank Stabilization - Grant Control No. 2011-013.

Fiscal Note: The total amount of the study to update the project will be \$200,000, with 50% of the grant funding available in the amount of \$100,000, and a 50% local share of \$100,000. Funding for the local share is available in Account No. 104.992.5470-Lincoln Park Streambank.

Sponsors: Q.A. Shakoor, II

Res.12-3048 Wisconsin DNR Grant for Water Quality Planning (Non-Point Source Pollutant Modeling)

Resolved, that permission is granted for the Assistant Commissioner of Public Works/Engineering to accept a \$31,500 Wisconsin DNR Grant for Water Quality Planning (Non-Point Source Pollutant Modeling) - Grant Control No. 2011-014.

Fiscal Note: The total amount of the project is \$45,000, with 70% of the grant funding available in the amount of \$31,500 and a 30% local share of \$13,500. Funding for the local share is available in Account No. 104.992.5450-SLAMM Model (\$45,000).

Sponsors: Q.A. Shakoor, II

Res.12-3049 Wisconsin DNR Grant for Streambank Erosion Condition Report Update

Resolved that, permission is granted for the Assistant Commissioner of PublicWorks/Engineering to accept a \$70,000 Wisconsin DNR Grant for Streambank Erosion Condition Report Update - Grant Control No. 2011-015.

Fiscal Note: The total amount of the study to update the report will be \$100,000, with 70% of the grant funding available in the amount of \$70,000, and a 30% local share of \$30,000. Funding for the local share is available in Account No. 104.992.5460 - Root River Assessment.

Sponsors: Q.A. Shakoor, II

[Res.12-3050](#) Racine Rotary Foundation to support the Racine AfterZones initiative.

Resolved, that permission is granted for the Grants Facilitator to apply for a \$2,000 grant with the Racine Rotary Foundation to support the Racine AfterZones initiative. (Grant Control #2012-0006)

Fiscal Note: The grant amount is \$2,000 and will support branding and marketing materials. There is no match requirement.

Sponsors: Q.A. Shakoor, II

[Res.12-3051](#) Second Chance Act Adult Offender Reentry Program

Resolved, that permission is granted for the Grants Facilitator to apply for the \$750,000 Second Chance Act Adult Offender Reentry Program for Planning and Demonstration 2012 Grant Announcement through the US Department of Justice conditioned on the waiving of the 25% cash match by the DOJ (Grant Control No. 2012-007).

Fiscal Note: There is a 50% cash and in-kind match for this grant (25% cash of \$187,500 and 25% in-kind of \$187,500), however, the cash requirement can be waived by the Attorney General for municipalities that are facing hardship. It is anticipated that the City and its several partners will be able to provide the 25% in-kind services.

Sponsors: Q.A. Shakoor, II

[Res.12-3052](#) Title V Community Prevention Grant for Truancy Prevention Programs

Resolved, that permission is granted for the Grants Facilitator to apply for the \$49,000 Title V Community Prevention Grant for Truancy Prevention Programs through the Wisconsin Office of Justice Assistance. (Grant Control No. 2012-008)

Fiscal Note: The grant amount is \$49,000 and requires a 50% in-kind match to be provided primarily by Unified School District.

Sponsors: Q.A. Shakoor, II

[Res.12-3053](#) Fair Housing Updates & Awards/Conference Program and Luncheon

Resolved, that permission is granted for the Fair Housing Director to formally accept a \$1,000 donation from SC Johnson, A Family

Company, for the annual Fair Housing Updates & Awards/Conference Program and Luncheon Event to be held on April 13, 2012.

Fiscal Note: The donation is for \$1,000.

Sponsors: Q.A. Shakoor, II

Res.12-3054 The Color Run

Resolved, that permission is granted to Real Racine to close the following streets and to utilize certain other City streets, as indicated, on their race map, for The Color Race on Saturday, May 19, 2012:

5th Street from Festival Park Drive to Main Street,
Main Street from 5th Street to 4th Street,
4th Street from Main Street to Water Street,
Water Street from 4th Street to College Avenue,
College Avenue from Water Street to 6th Street,
6th Street from College Avenue to Lake Avenue,
Lake Avenue from 6th Street to 10th Street,
10th Street from Lake Avenue to Main Street,
Main Street from 10th Street to 16th Street,
16th Street from Main Street to Wisconsin Avenue,
Wisconsin Avenue from 16th Street to 11th Street,
11th Street from Wisconsin Avenue to Pershing Park Drive,
Pershing Park Drive from 11th Street to 6th Street,
6th Street from Pershing Park Drive to Festival Park Drive,
Festival Park Drive from 6th Street to Festival Hall;

with the following stipulations:

- A. A hold harmless agreement be executed and a \$62.50 processing fee paid.
- B. Proof of liability insurance 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. 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. 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 shall pay \$750.00 for street sweeping.
- I. Sponsor shall pay \$6.25 per impacted parking meter.

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

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

Sponsors: Sandy Weidner

Res.12-3055 Rooney Recreational Area

Resolved, that permission is granted to the Racine Board of Harbor Commissioners to install landscaping and remove and replace the dinghy rack structure in the Rooney Recreational Area.

Fiscal Note: Funding for this project is appropriated in the special revenue fund 2012 Harbor Commission Budget.

Sponsors: Sandy Weidner

Res.12-3056 Traffic Signal Replacement - 16th Street and West Blvd

Resolved, that Contract 3-12 (K2-003), Traffic Signal Replacement - 16th Street to West Blvd., is awarded to Outdoor Lighting Construction Co., Inc., Milwaukee, WI, at their bid price of \$96,832.84, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 91,832.84 - Account 992.600.5010, Traffic Signals (2012 Budget)

\$ 5,000.00 - Account 992.590.5010, Street Lighting

\$ 96,832.84 - Total

Sponsors: Sandy Weidner

Res.12-3057 Contract 6-12 (K2-006)

Resolved, that Contract 6-12 (K2-006), 2012 Concrete Street Reconstruction (R1), is awarded to A.W. Oakes & Son, Inc., Racine, WI, at their bid price of \$1,465,605.25, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 157,095.81 - Account 991.908.5020, Concrete Pavement Repl., Misc.

\$ 959,013.94 - Account 992.908.5020, Concrete Pavement Repl., Misc.

\$ 18,504.66 - Account 991.590.5010, Replace City Circuits

\$ 18,186.34 - Account 992.590.5010, Replace City Circuits

\$ 55,978.00 - Account 104.992.5420, Storm Sewers, Misc.
\$ 16,400.00 - Account 287.992.5310, Sanitary Sewers, Var. Loc.
\$ 240,426.50 - Account 104.992.5430, Mound Avenue Project
\$ 1,465,605.25 - Total

Sponsors: Sandy Weidner

Res.12-3058 Registered Land Surveying Services

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with Nielsen, Madsen & Barber for On-call Professional Registered Land Surveying Services, in the not-to-exceed amount of \$5,000.00

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 101.130.5610, Professional Services.

Sponsors: Sandy Weidner

Res.12-3059 Contract 21-11(K1-021)

Resolved, that the professional services provided by AECOM Technical Services, Inc., under Contract 21-11 (K1-021), Professional Services - Racine Illicit Discharge and Elimination Program Support, is accepted and final payment is authorized for a total contract amount of \$19,999.95.

Fiscal Note: Contract was authorized under Resolution No. 11-2374, dated January 18, 2011.

Sponsors: Sandy Weidner

Res.12-3060 Amendment No. 4 to Contract 03-11 (K1-003)

Resolved, that Amendment No. 4 to Contract 3-11 (K1-003), Professional Services - Design Services for Repairs to Spring Street Bridge, Ayres & Associates, consultant, as submitted, is approved in the amount of \$9,750.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 992.520.5020, Memorial Drive Bridge.

Sponsors: Sandy Weidner

Res.12-3061 Brine making system

Resolved, that formal bidding procedures is waived and that the Purchasing Agent is authorized and directed to negotiate the furnishing and installation of the BrineXtreme Brine Production and Blending Equipment System, that being in the best interest of the City.

Fiscal Note: Alternatives to building a Recycling Transfer Station will be implemented. The remaining funding of \$224,200 for this project is available for the Salt Brine System. Total cost of the Salt Brine System is approximately \$360,000. The remaining funding for the Brine System will be provided for in the 2013 Capital Projects by reallocated \$135,800 from the projected 2013 Recycling Transfer Station amount of \$750,000 as provided for in the 2012-2016 Adopted Capital Improvement Plan.

Sponsors: Sandy Weidner

Res.12-3062 Tar melter applicator

Resolved, that formal bidding procedures are waived and that the Purchasing Agent is authorized and directed to negotiate with Sherwin Industries, Milwaukee, WI, for the purchase of one tar melter/applicator.

Fiscal Note: The estimated cost of this equipment of \$42,000.00 and funding is available in Account 101.630.5770, Machinery & Equipment-St. Maint.

Sponsors: Sandy Weidner

Res.12-3063 Amendment No. 4 to Contract 22-10 (K0-025)

Resolved, that Amendment No. 4 to Contract 22-10 (K0-025), Professional Services - Design Services for City Hall Facilities Plan Implementation-Phase III, Butterfield, Rudie & Seitz, consultant, as submitted, is approved in the amount of \$2,250.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 990.100.5010, City Hall - Facility Plan Implementation.

Sponsors: Sandy Weidner

Res.12-3064 Amendment No. 1 to the Recycle Cart Maintenance Agreement with Rehrig Pacific Company

Resolved, that Amendment No. 1 to the Recycle Cart Maintenance Agreement with Rehrig Pacific Company, consultant, as submitted, is approved in the amount of \$899.00 per month.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 289.000.5610, Professional Services.

Sponsors: Sandy Weidner

Res.12-3065 H & K Sports Fields for the renovation of Lincoln Park Baseball diamond

Resolved, that formal bidding is waived and the Purchasing Agent is authorized and directed to negotiate with H & K Sports Fields for the

renovation of Lincoln Park Baseball diamond.

Fiscal Note: Funds are available from account 992.710.502 which should not exceed \$23,750.00.

Sponsors: Aron Wisneski

Res.12-3066 Contract 22-11 (K1-022)

Resolved, that final payment for Contract 22-11 (K1-022) Masonry Restoration at Tyler-Domer Community Center is approved.

Fiscal Note: Funds are available in account 991.700.5030 for the final payment of \$10,293.75.

Sponsors: Aron Wisneski

Res.12-3069 Commuter bus service connecting Racine with Milwaukee and Kenosha

Resolved, that the Transit and Parking System Manager is empowered to negotiate a three-year contract with a two-year renewal option for the operation of commuter bus service with WI Coach Lines, the sole bidder responding to a Request for Proposals. The contract will specify that no City of Racine funds are needed for payment of this service. Federal and State funding will be the sole source of public funding. The motion recommends that the Racine Common Council authorize the Mayor to sign a contract with WI Coach Lines that stipulates no commitment on the part of the City for the ultimate cost of commuter bus service linking Racine with Milwaukee and Kenosha Counties.

Fiscal Note: No City commitment or obligation of funding.

Sponsors: Raymond DeHahn

Res.12-3070 "State of Good Repair"

Resolved, that the City of Racine authorize the application for and acceptance of a Federal Transit Administration (FTA) State of Good Repair grant in an amount not to exceed \$432,000 to fund a BUS storage building roof replacement, BUS Transit Center modifications, required BUS radio frequency narrow-banding and needed replacement of maintenance equipment.

Fiscal Note: City Capital Improvement funding for the local share has already been approved and included in previous Capital Improvement Programs.

Sponsors: Raymond DeHahn

Res.12-3071 BUS ridership promotional campaign

Resolved, that a joint promotion with area businesses is undertaken to encourage summer BUS ridership through a campaign to have local youth prepare BUS promotional announcements as part of a radio station promotion. The BUS will provide a 10-ride pass to each qualified contestant and any other prizes awarded will be funded and supplied by the radio station and/or local businesses.

Fiscal Note: Funds for the promotional campaign are already included in the approved BUS budget with 80% of the cost to be provided by a Federal Congestion Mitigation Air Quality (CMAQ) grant.

Sponsors: Raymond DeHahn

Res.12-3072 Purchase 900 Center Street

Resolved, that the request is approved.

Further resolved that the Mayor, City Clerk, and Assistant Director of City Development be authorized to execute any necessary selling documents.

Fiscal Note: The City will receive \$35,000 in proceeds, minus commissions and closing costs.

Sponsors: Dennis Wisner

Res.12-3067 3502 Douglas Avenue

That the request from Bryan Linstroth, representing Stein Gardens and Gifts, seeking a conditional use permit to operate a seasonal garden center at 3502 Douglas Avenue be approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on February 29, 2012 be approved, subject to the conditions contained herein.
- b. That all signs be professionally made and comply with all ordinance requirements.
- c. That all codes and ordinances be complied with and all permits acquired.
- d. That bathroom and hand washing facilities be available for all staff and customers.
- e. That all trash and recyclables be stored in closed containers, confined within the garden sales area, and be screened from view.
- f. That the grounds be cleaned of all garbage and debris on a daily

basis.

g. That appropriate fire access to the main building be maintained.

h. That no minor changes to the conditions of this permit be made without the approval of the Plan Commission and no major changes made without the approval of the Common Council.

i. That this permit is subject to review by the Plan Commission for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Aron Wisneski

Res.12-3068 2711 Lathrop Avenue

That the request from Terry J. Walz seeking a conditional use permit to operate a facility for the tuning and restoration of motorcycles at 2711 Lathrop Avenue be approved, subject to the following conditions:

a. That the plans presented to the Plan Commission on March 28, 2012 be approved subject to the conditions contained herein.

b. That all codes and ordinances be complied with and required permits acquired.

c. That all components of this operation be in compliance with the use Flex Development Use Supplement described in Resolution 07-0221, unless otherwise amended herein.

d. That the hours of operation be 8:00 a.m. to 8:00 p.m. Monday through Saturday, and no hours on Sunday.

e. That there be no outside display, storage, repair or service activities.

f. That there be no outside overnight parking of vehicles.

g. That all trash, scrap and recyclables be stored in closed containers and screened from view.

h. That vehicle testing be conducted indoors or on Lathrop Avenue and that shop doors shall be closed while running motorcycle engines in order to maximize the containment of noises indoors.

i. That all signs be professionally made, comply with the zoning ordinance requirements and be submitted to the Director of City

Development for review and approval.

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

k. That this permit is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Aron Wisneski

Res.12-3073 Purchase 1124 Irving Place (NSP-1)

Resolved, that the request is approved contingent on the buyer accepting the period of affordability deed restriction.

Further resolved, that the Mayor, City Clerk, and Assistant Director of City Development be authorized to execute any necessary selling documents.

Fiscal Note: The City will receive \$53,500 in proceeds, minus commissions and closing costs

Sponsors: Dennis Wiser

H. Ordinances

Ord.3-12 Ord. 3-12

To amend Chapter 114, Article VIII - Flood Regulations, of the Municipal Code of the city of Racine, Wisconsin relating to Zoning.

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

Part 1:

Sec. 114-845(2) Official maps revisions- in last sentence replace the words "most current approved" with "most restrictive".

Sec. 114-845(2)(a)(b) Official maps: Based on the FIS - repeal (a) & (b) and recreate (a) as follows:

(a) Flood Insurance Rate Map (FIRM), panels 55101C0111D,
55101C0113D, 55101C0114D, 5101C0118D, 55101C0119D,
55101C0209D, 55101C0226D, 55101C0227D, 55101C0228D,

55101C0229D, 55101C0231D, 55101C0232D, 55101C0233D, 55101C0234D, 55101C0236D, 55101C0237D, and 55101C0241D, dated May 2, 2012; with corresponding profiles that are based on the Flood Insurance Study (FIS) dated May 2, 2012, Volume numbers 55101CV001A and 55101CV002A.

Sec.114-845(4) Locating floodplain boundaries. - delete code reference 114-907 and replace with code reference 114-903(3).

Sec.114-845(4) Note - delete code reference 114-907(6) and replace with 114-910(6)

Sec.114-845(7) Municipalities and state agencies regulated.- after the word “law”, delete “the city is” and replace with “all cities, villages, towns and counties are”; and after the word “permit”, add the following sentences: “State agencies are required to comply if s.13.48(13), Stats., applies. The construction, reconstruction, maintenance and repair of state highways and bridges by the Wisconsin Department of Transportation is exempt when s.30.2022,Stats., applies.”

Sec.114-861 Permitted uses. - delete the code reference 114-907 and replace with 114-901.

Sec.114-871 Permitted uses. - delete the code reference 114-871 and replace with 114-872; and delete the code reference 114-907 and replace with 114-901.

Sec.114-871 Floodfringe Overlay District - Permitted uses - In the second sentence, after the word “district,” insert the words “as well as sewage systems, manufactured home parks, subdivisions, and individual units.”

Sec.114-872(2)(b) Accessory structures or uses - delete code references 114-862(2)(a),(b),(c),(d),(e),(f),(g) and replace it with 114-862(2)(a),(b),(c),(d).

Sec.114-872(4) Manufacturing and industrial uses - delete code reference 114-907 and replace with 114-905.

Sec.114-872(5) Storage of materials - delete code reference 114-907 and replace with 114-905.

Sec.114-872(6)(a) Public utilities - delete code reference 114-907 and replace with 114-905.

Sec.114-872(7) Wells - delete code reference 114-907 and replace with 114-905.

Sec.114-872 insert (10) as follows: "All mobile recreational vehicles that are on site for 180 consecutive days or more or are not fully licensed and ready for highway use shall have the lowest floor elevated to the flood protection elevation; and be anchored so they do not float, collapse or move latterly during a flood. A mobile recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick-disconnect utilities and security devices and has no permanently attached additions."

Sec.114-881 General Floodplain Overlay District - Permitted uses - after the words "zoning district," insert the words " such is the case for public and private campgrounds,".

Sec.114-881 Permitted uses - delete the code reference 114-907 and replace with 114-901.

Sec.114-883(3) Determining floodway and flood fringe limits - delete code reference 114-907(2)(c) and replace with 114-901(2)(c).

Sec.114-890(2)(d) Nonconforming Uses - General - after the word "would" insert the words " equal or;"; and delete code reference 114-871(1) and replace with 114-872(1).

Sec.114-890 (2)(e) Nonconforming Uses - General - In the second sentence, after the word "condition" insert the words " equal or."

Sec.114-890(2)(f) Nonconforming Uses - General - delete code reference 114-907 and replace with 114-905.

Sec.114-891(1)(d) Nonconforming Uses- Floodway areas - delete code reference 114-907 and replace with 114-905.

Sec.114-891(2) Nonconforming Uses- Floodway areas - following the first sentence, add the following sentence: "No new on-site sewage disposal systems, or addition to an existing on-site sewage disposal system, except where an addition has been ordered by a government agency to correct a hazard to public health, shall be allowed on a floodway area."

Sec.114-892(1) Nonconforming Uses- Floodfringe areas - delete code reference 114-907.

Sec.114-892(2) Nonconforming Uses- Floodfringe areas - delete

code reference 114-907 and replace with 114-903.

Sec.114-892(2)(f) Nonconforming Uses- Floodfringe areas - delete code reference 114-872(6) and replace with 114-872(5).

Sec.114-892(3)(c) Nonconforming Uses- Floodfringe areas - after the word “not” insert “equal or.”

Sec.114-892(4) Nonconforming Uses- Floodfringe areas - following the first sentence, add the following sentence: “All new private sewage disposal systems, and the addition to or replacement of existing private sewage disposal systems are prohibited.”

Sec.114-901(2)(a)(6) Site Development Plan - delete the words “national geodetic and vertical datum” and replace with “Flood Insurance Rate Maps in North American Vertical Datum (NAVD).”

Sec.114-901(2)(a)(7) Site Development Plan - delete “NGVD” and replace with “NAVD.”

Sec.114-903 Zoning Board of Appeals - wherever there is a code reference 114-862 replace with “114-Article II, Divisions 2 and 3.”

Sec.114-904(1)(c) To review appeals of permit denials - delete code reference 114-862(1)(b)2 and replace with 114-862(1)(b).

Sec.114-911 Procedures - delete code reference 114-902(2) and replace with 114-901(2).

Sec.114-912 Enforcement - delete \$1,000.00 and replace with \$50.

Sec.114-913 Definitions - change the term “occupancy certificate” to “certificate of occupancy.”

Sec.114-913 Definitions - after the definition “Municipality or municipal” insert the following definition: “NAVD or North American Vertical Datum. Elevations referenced to mean sea level datum, 1988 adjustment.”

Part 2:

This ordinance shall take effect upon passage and the day after publication.

Passed by the Common Council:

Janice M. Johnson-Martin
CITY CLERK

I. **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.