



City of Racine

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

Meeting Agenda - Final Common Council

Mayor John T. Dickert
Alderman Jeff Coe, Alderman Robert Anderson
Alderman Michael Shields, Alderman Jim Kaplan, Alderman
David L. Maack
Alderman Sandy Weidner, Alderman Terry McCarthy, Alderman
Raymond DeHahn
Alderman Q.A. Shakoor, II, Alderman Aron Wisneski, Alderman
Gregory Holding
Alderman James T. Spangenberg, Alderman Ronald D. Hart,
Alderman Robert Mozol, Alderman Kelli Stein

Tuesday, January 19, 2010

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. Spangenberg

[07-0839](#) **Subject:** communication from the City Attorney submitting the claim of Carolyn Bayer and Richard Bayer for consideration.

[10-4630](#) **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting permission to extend the waiver of certain fees until March 31, 2010 to promote pre-sales of the new crypts and niches at Mound Cemetery.

[10-4654](#) **Subject:** Request from Morris Reece, the City of Racine Complete Count Committee Coordinator, to have the cost associated with the use of Monument Square waived for the overnight stay on Monument Square event on January 22, 2010 at 6:00 p.m. until January 23, 2010 8:00 a.m.

[10-4656](#) **Subject:** Communication from the Interim Public Health Administrator requesting to accept funds from the State of Wisconsin represented by its Division of Public Health of the Department of Health Services

Immunization Program. (Grant Control #2009-068)

[10-4658](#) **Subject:** Communication from the Chief of Police, requesting to transfer Police Evidence Funds from Fund 712 to Fund 216.

(Also refer to Public Safety & Licensing Committee.)

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

[10-4634](#) **Subject:** Communication from the General Manager of the Water Utility requesting permission to close State Highway 20 for a future construction project

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

[10-4638](#) **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting to waive formal bidding and the Purchasing Agent be authorized to negotiate with H. Barber & Sons, Inc. for a replacement beach cleaner.

[10-4642](#) **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting to enter in an agreement with Industrial Roofing Services, Inc. to prepare plans and specifications and project administration for Window and Door Replacement at Humble Park Community Center.

[10-4643](#) **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting to enter in an agreement with Industrial Roofing Services, Inc. to prepare plans and specifications and project administration for Exterior Masonry Restoration at Tyler-Domer Community Center.

Refer to Transit and Parking Commission, by Ald. DeHahn

[09-4629](#) **Subject:** Communication from Rita Lewis, Racine Montessori School, wishing to rent Lakefront Lot No. 5 from 5:30 A.M. to 5:00 P.M. for the Lakefront Artist Fair on Saturday, May 1, 2010.

[10-4631](#) **Subject:** Communication from City Administrator requesting to discuss parking for events at the Festival Hall parking lot.

[10-4644](#) **Subject:** Communication from the Executive Director of PTMR, requesting the purchase of the RouteMatch Automatic Vehicle Location and Mobile Data Communication modules for BUS paratransit operations.

Refer to Redevelopment Authority of the City of Racine, by Ald Spangenberg[10-4655](#)

Subject: Request by Karen Sorenson on behalf of Tom Tousis requesting an extension of deadlines for West Racine redevelopment project.

Refer to the Committee of the Whole by Ald. Q.A. Shakoor, II[10-4659](#)

Subject: Communication from the Alderman of the Sixth District, on behalf of Dale Slaastad 1723 Shoop Street, would consider placing an advisory referendum on the April 6th, 2010 ballot regarding the purchase and implementation of recycling bins.

Sponsors: Sandy Weidner

F. Committee Reports**Finance and Personnel Committee Report, by Ald. Spangenberg**[09-4534](#)

Subject: Communication from the Director of Racine Wastewater Utility requesting an amendment of the Household Hazardous Waste Agreements with Surrounding Communities for the New 2010 Rate of \$2.40/Year/Household (Res.10-1792)

Recommendation of the Wastewater Commission on 12/15/09: That Mayor Dickert and the City Clerk be authorized to sign amendments to the Household Hazardous Waste Agreement with participating communities. Refer to the Finance and Personnel Committee for approval.

Recommendation of the Finance & Personnel Committee on 01-11-10: The Mayor and the City Clerk be authorized and directed to amend the Racine Area Intergovernmental Household Hazardous Waste Program agreement with the City of Racine and the participating communities.

Fiscal Note: Reduce the annual fee on a per residential dwelling from \$4.00 per year to \$2.40 per year for the year 2010 and subsequent years.

[09-4572](#)

Subject: Communication from the Chief of Police, requesting authorization for the Purchasing Agent to negotiate sole-source procurement for the purchase of a Video File Management Software system. (Res.10-1793)

Recommendation of the Finance & Personnel Committee on

01-11-10: Permission be granted for formal bidding procedures be waived and that the Purchasing Agent be authorized to negotiate the purchase of a Video File Management Software system with the Tough Solutions company.

Fiscal Note: Funds are available in account 101.311.5770, Machinery & Equipment Outlay.

09-4574

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting to accept a donation of \$575 from St. Catherine's Boys Soccer for a park bench at Lockwood Park playground.

Recommendation of the Finance & Personnel Committee on

01-11-10: The Director of Parks, Recreation & Cultural Services accept the donation of \$575 from St. Catherine's Boy's Soccer team to be utilized for the purchase of a park bench placed at Lockwood Park playground and an appropriate letter of thanks be sent.

Fiscal Note: N/A

09-4578

Subject: Communication from Racine County Economic Development Corporation submitting its proposed 2010 agreement for the commercial corridor redevelopment program. (Res.10-1794)

(Also refer to Finance and Personnel Committee)

Recommendation of the Redevelopment Authority on 01-06-10:

Whereas sec. 46-268 of the Racine Municipal Code calls for the Authority to advise the Common Council on the use of Intergovernmental Revenue Sharing (Sewer Agreement) Funds, the Authority recommends the use of \$69,400.00 from the Intergovernmental Revenue Sharing Fund for the renewal of the RCEDC commercial corridor initiative contract for 2010.

Further recommends 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 2010 capital budget.

Recommendation of the Finance & Personnel Committee on

01-11-10: The Mayor and City Clerk be authorized and directed to enter into an agreement between the City of Racine and the Racine County Economic Development Corporation (RCEDC) to provide economic development assistance to the City, commencing on January 1, 2010 to December 31, 2010. Further recommends that \$69,400.00 from the Intergovernmental Revenue Sharing Fund be used for the

renewal of the RCEDC commercial corridor contract for 2010.

Fiscal Note: Funds are available in account 919-000-5610, Professional Services-Commercial Corridors.

09-4579

Subject: Communication from Racine County Economic Development Corporation submitting its proposed 2010 agreement for the Brownfield redevelopment program. (Res.10-1795)

Recommendation of the Redevelopment Authority on 01-06-10:

Whereas sec. 46-268 of the Racine Municipal Code calls for the Authority to advise the Common Council on the use of Intergovernmental Revenue Sharing (Sewer Agreement) Funds, the Authority recommends the use of \$55,000.00 from the Intergovernmental Revenue Sharing Fund for the renewal of the RCEDC brownfield initiative contract for 2010.

Further recommends 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 2010 capital budget.

Recommendation of the Finance & Personnel Committee on

01-11-10: The Mayor and City Clerk be authorized and directed to enter into a 2010 agreement with the Racine County Economic Development Corporation (RCEDC) for the Brownfield Redevelopment program.

Fiscal Note: The assistance provided under the agreement will cost \$55,000, no increase from 2009. Funding is available from Intergovernmental Sewer Revenue Sharing Funds which are included in the 2010 CIP.

09-4592

Subject: Communication from the Interim Public Health Administrator requesting to accept additional funding of \$17,656 from the State of Wisconsin Department of Health Services for the Division of Public Health. (Grant Control #2006-049) (Res.10-1791)

Recommendation of the Finance & Personnel Committee on

01-11-10: The Mayor and City Clerk be authorized and directed to amend the agreement with the State of Wisconsin Department of Health Services for the Division of Public Health Contract, Grant Control No. 2006-049, to accept additional funding of \$17,656 to be utilized for the Women, Infants and Children (WIC) Program.

Fiscal Note: No match required on the part of the City.

09-4593

Subject: Communication from Friends of Seniors, Inc. requesting to

renew their lease for 201 Goold Street for 2010 - 2011. (Res.10-1796)

Recommendation of the Finance & Personnel Committee on

01-11-10: The lease with Friends of Seniors, Inc. for the property at 201 Goold Street be renewed for the 24 month period from June 1, 2010 through May 31, 2012 under the same terms and conditions as the current lease expiring May 31, 2010.

Fiscal Note: The City will forgo the lease rate increase that other City tenants are paying. The annual rate will continue to be \$20,000 per year.

Public Works and Services Committee Report, by Ald. Holding

[09-4334](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer requesting final payment on Contract 52-05 (K5-059), Citywide Brownfield Assessment (EPA Grant), Sigma Environmental Services, consultant. (Res.10-1801)

Recommendation of the Public Works and Services Committee on 11-10-09 and 11-24-09: Defer

Recommendation of the Public Works and Services Committee on 1-12-10: The professional services provided by Sigma Environmental Services under Contract 52-05 (K5-059), Citywide Brownfield assessment (ERA Grant), be accepted and final payment authorized for a total contract amount of \$112,350.00.

Fiscal Note: Contract was authorized under Resolution No. 6598, dated August 2, 2005.

[09-4479](#)

Subject: Communication from Mrs. Lance McClure, 2716 Northwestern Avenue, requesting that the sidewalk along the side of her home be closed.

Recommendation of the Public Works and Services Committee on 12-8-09: That the item be referred to the Parks, Recreation and Cultural Services Commission with the request that the Parks Department maintain the sidewalk during winter months so that school children can use the sidewalk for access to Wadewitz and Gilmore Schools in an easier and safer fashion.

Fiscal Note: Not applicable at this time.

Recommendation of the Board of Parks, Recreation and Cultural Services 1-13-10: that the communication be referred back to the Public Works and Services Committee with the recommendation that

the Parks, Recreation and Cultural Services Department not be responsible for clearing the snow.

Fiscal Note: N/A

[09-4497](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 36-07 (K7-042), Professional Services-City Hall Renovations-Phase II, ARC Architectural Group, LLC, consultant. (Res.10-1805)

Recommendation of the Public Works and Services Committee on 1-12-10: The professional services provided by ARC Architectural Group, LLC under Contract 36-07 (K7-042), Professional Services - City Hall Renovations, Phase II, be accepted and final payment authorized for a total contract amount of \$85,480.00.

Fiscal Note: Contract was authorized under Resolution No. 07-0169, dated April 16, 2007.

[09-4503](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 22-09 (K9-023), 2009 Alley Paving, A.W. Oakes & Son, Inc., contractor. (Res.10-1808)

Recommendation of the Public Works and Services Committee on 1-12-10: The work done by A.W. Oakes & Son, Inc. under Contract 22-09 (K9-023), 2009 Alley Paving, be accepted and final payment authorized for a total contract amount of \$306,194.04.

Fiscal Note: Contract was authorized under Resolution No. 09-1404, dated May 19, 2009.

[09-4523](#)

Subject: Communication from the Assistant Commissioner of Public Works/Engineering submitting Amendment No. 2 on Contract 41-09 (K9-042), PS - WisDOT Economic Recovery Stage 2 Applications, Nielsen, Madsen & Barber, consultant. (Res.10-1812)

Recommendation of the Public Works and Services Committee on 1-12-10: That Amendment No. 2 to Contract 41-09 (K9-042), Professional Services - WisDOT Economic Recovery Stage 2 Applications, Nielsen Madsen & Barber, consultant, as submitted, be approved in the amount of \$3,225.50.

Further recommends that funding to defray the cost of these professional services be appropriated from Account 101.590.5610,

Professional Services - Street Lighting.

Fiscal Note: Funds are available as herein delineated.

[09-4524](#)

Subject: Communication from the Commissioner of Public Works/City Engineer submitting final payment on Contract 41-09 (K9-042), PS - WisDOT Economic Recovery Stage 2 Applications, Nielsen, Madsen & Barber, consultant. (Res.10-1813)

Recommendation of the Public Works and Services Committee on 1-12-10: The professional services provided by Nielsen Madsen & Barber under Contract 41-09 (K9-042), Professional Services - WisDOT Economic Recovery Stage 2 Applications, be accepted and final payment authorized for a total contract amount of \$126,526.87.

Fiscal Note: Contract was authorized under Resolution No. 09-1321, dated April 8, 2009.

[09-4546](#)

Subject: Communication from the Assistant Commissioner of Public Works/Engineering submitting Change Order No. 1 to Contract 63-09 (K9-064) 2009 LED Street Lights, Ltd., EECEBG, Spectrum Lighting, contractor. (Res.10-1819)

Recommendation of the Public Works and Services Committee on 1-12-10: That Change Order No. 1 on Contract 63-09 (K9-64), 2009 LED Street Lights, EECEBG, Spectrum Lighting, Ltd., contractor, be approved in the amount of \$45,720.00.

Further recommends that funding to defray the cost of this change order be appropriated from Account 282.020.5350, LED Street Lights.

Fiscal Note: Funds are available as herein delineated.

[09-4571](#)

Subject: Communication from the General Manager, Racine Water and Wastewater Utilities, submitting an agreement for alterations to the Lathrop Avenue Storm Sewer. (Res.10-1798)

Recommendation of the Public Works and Services Committee on 1-12-10: That the Mayor and City Clerk be authorized and directed to enter into an agreement with the City of Racine Wastewater Utility for the installation of a 30" sanitary interceptor sewer, which conflicts with a 60" storm sewer, with the following stipulations:

A. The Racine Wastewater Utility will be responsible for all construction associated with the sanitary interceptor sewer installation and modifications to the storm sewer.

B. The Racine Wastewater Utility provide as-built drawings of the completed work to the City of Racine.

C. The Racine Wastewater Utility shall reimburse the Racine Stormwater Utility and the City of Racine for any and all costs associated with future maintenance, repairs or reconstruction due to the location of the 30" sanitary interceptor sewer pipe.

Fiscal Note: There will be no cost to the City of Racine by approving the installation of the sanitary interceptor sewer as required.

09-4573

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting final payment on Contract 24-09 (K9-025), Curb & Gutter Replacement, Stark Asphalt, contractor. (Res.10-1809)

Recommendation of the Public Works and Services Committee on 1-12-10: The work done by Stark Asphalt under Contract 24-09 (K9-025), Curb & Gutter Replacement, be accepted and final payment authorized for a total contract amount of \$163,988.87.

Fiscal Note: Contract was authorized under Resolution No. 09-1392, dated May 6, 2009.

09-4583

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting Amendment No. 2 to State Contract ID: 2290-11-00, Northwestern Avenue (STH 38) - Golf Rd. to Rapids Dr., Strand Associates, Inc, consultant. (Res.10-1818)

Recommendation of the Public Works and Services Committee on 1-12-09: That Amendment No. 2 to State Contract ID: 2290-11-00, Northwestern Avenue from Golf Avenue to Rapids Drive, Strand Associates, consultant, be approved in the amount of \$2,064.80, with the City's share being 20%, or \$412.96.

Further recommend that funding to defray the cost of the City's share of these professional services be appropriated from Account 988.908.5030, Northwestern - Golf to City Limits.

Fiscal Note: Funds are available as herein delineated.

09-4588

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting Amendment # 4 for Contract 14-09 (K9-014) Design of Parks Pavement Project by Nielsen Madsen & Barber, S.C. (Res.10-1799)

Recommendation of the Public Works and Services Committee on 1-12-10: That Amendment No. 4 to Contract 14-09 (K9-014), Design of Parks Pavement Project, Nielsen Madsen & Barber, S.C., consultant, as submitted, be approved in the amount of \$4,359.47.

Further recommends that funding to defray the cost of these professional services be appropriated from Account 988.700.5020, Lincoln Parking Lot Asphalt.

Fiscal Note: Funds are available as herein delineated.

[09-4595](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations requesting permission to waive formal bidding procedures for the purchase of a wheel loader vehicle. (Res.10-1814)

Recommendation of the Public Works and Services Committee on 1-12-10: The Common Council waive formal bidding procedures for the purchase of a Case 621 Wheel Loader, for the purposes of inventory management and ease of maintenance benefits, in the best interest of the taxpayers.

Further recommends that the Purchasing Agent be authorized and directed to negotiate with Miller-Bradford and Risberg, Inc. for the purchase of the Case wheel loader.

Fiscal Note: The estimated cost of this equipment is \$172,000.00 with funding available in the 2010 budget.

[09-4596](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting a proposal for a professional services agreement for the design and review of the Festival Hall Retaining Wall, Contract 06-10 (K0-006) PS - Arnold & O'Sheridan, Inc., consultants. (Res.10-1816)

Recommendation of the Public Works and Services Committee on 1-12-10: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Arnold & O'Sheridan, Inc. for Design and Review of the Festival Hall Retaining Wall, at a price not-to-exceed \$16,500.00.

Further recommends that funds to defray the cost of these professional services be appropriated from Account 101.990.5010, Festival Hall Retaining Wall.

Fiscal Note: Funds are available as herein delineated.

[09-4598](#)

Subject: (Direct Referral) Communication from the Assistant

Commissioner of Public Works/Engineering submitting a professional services agreement with AECOM for the 2010 Sewer Management Services - Contract 14-10 (K0-014) PS. (Res.10-1817)

Recommendation of the Public Works and Services Committee on 1-12-10: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with AECOM Technical Services for 2010 Sewer Management Services, at a price not-to-exceed \$58,450.00.

Further recommends that funds to defray the cost of these professional services be appropriated from the following accounts:

\$29,225.00 - Account 104.990.5420, Storm Sewer, Misc. Loc.
\$29,225.00 - Account 287.990.5310, Sanitary Sewer, Var. Loc.
\$58,450.00 - Total

Fiscal Note: Funds are available as herein delineated.

09-4600

Subject: Communication from a representative of Thoughts for Food requesting permission to close the 300 block of Hamilton Street on Saturday, March 6, 2010, for their annual event. (Res.10-1797)

Recommendation of the Public Works and Services Committee on 1-12-10: The owner of George's Tavern be granted permission to close Hamilton Street from Main Street to Chatham Street, from 6:00 p.m., Saturday, March 6, 2010 to 2:00 a.m., Sunday, March 7, 2010, in conjunction with the Thoughts for Food Fundraiser, 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. No alcoholic beverages will be sold and/or dispensed within the street right-of-way;
- F. In the event of snow, the sponsor shall remove all barricades from the street.
- G. Sponsor shall be responsible for all detour signage during the event.
- H. The sponsor shall pay a \$250.00 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.

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

[09-4602](#)

Subject: Communication from the Commissioner of Public Works/City Engineer requesting that Section 46 of the Municipal Code be amended to comply with changes to State Statute 66.0904.

Recommendation of the Public Works and Services Committee on 1-12-10: The City Attorney be authorized and directed to draft and submit an ordinance to the Common Council which meets the requirements of State Statute 66.0904 as it relates to publicly funded private contracts and prevailing wage rate requirements.

Fiscal Note: This ordinance is the result of legislation passed by the State of Wisconsin requiring prevailing wage determinations on private construction projects which receive public assistance greater than \$1,000,000.00.

[09-4610](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting a proposal from Industrial Roofing Services, Inc. for Exterior Restoration and Window Replacement Specifications for Various Facilities. (Res.10-1815)

Recommendation of the Public Works and Services Committee on 1-12-10: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Industrial Roofing Services, Inc. for Exterior Restoration and Window Replacement Specifications at Various Facilities, at a price not-to-exceed \$25,450.00.

Further recommends that funds to defray the cost of these professional services be appropriated from the following accounts:

\$11,750.00 - Account 989.100.5020, City Hall Tuckpointing
\$ 4,200.00 - Account 990.410.5010, Solid Waste Garage Tuckpointing
\$ 7,000.00 - Account 108.990.5510 Memorial Hall Tuckpointing
\$ 2,500.00 - Account 108.990.5520, Memorial Hall Window Replacement
\$25,450.00 - Total

Fiscal Note: Funds are available as herein delineated.

[09-4615](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 54-08 (K8-064), Professional Services - Design Maintenance Agreement and Review Phone System, Maron Structure Technologies, consultant. (Res.10-1806)

Recommendation of the Public Works and Services Committee on

1-12-10: The professional services provided by Maron Structure Technologies under Contract 54-08 (K8-064), Professional Services - Design Maintenance Agreement and Review Phone System, be accepted and final payment authorized for a total contract amount of \$9,000.00.

Fiscal Note: Contract was authorized under Resolution No. 08-0975, dated August 19, 2008.

09-4616

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 23-07 (K7-027), Professional Services - State Street Bridge Sidewalk Repairs, HNTB, consultant. (Res.10-1804)

Recommendation of the Public Works and Services Committee on

1-12-10: The professional services provided by HNTB under Contract 23-07 (K7-027), Professional Services - State Street Bridge Sidewalk Repairs, be accepted and final payment authorized for a total contract amount of \$32,133.73.

Fiscal Note: Contract was authorized under Resolution No. 07-0083, dated February 21, 2007.

09-4617

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 3-07 (K7-003), Professional Services - Central Heating Plant Repairs, HNTB, consultant. (Res.10-1803)

Recommendation of the Public Works and Services Committee on

1-12-10: The professional services provided by HNTB under Contract 3-07 (K7-003), Professional Services - Central Heating Plant Repairs, be accepted and final payment authorized for a total contract amount of \$29,346.88.

Fiscal Note: Contract was authorized under Resolution No. 06-7358, dated December 19, 2006.

09-4618

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 66-03 (K3-079), Professional Services - Environmental Conditions Summary at Walker Site, Kapur & Associates, Inc., consultant. (Res.10-1800)

Recommendation of the Public Works and Services Committee on

1-12-10: The professional services provided by Kapur & Associates, Inc. under Contract 66-03 (K3-079), Professional Services - Environmental

Conditions Summary at Walker Site, be accepted and final payment authorized for a total contract amount of \$15,000.00.

Fiscal Note: Contract was authorized under Resolution No. 5624, dated November 18, 2003.

09-4619

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 45-05 (K5-052), Construction Inspection Services for Railroad Depot Restoration, Isthmus Architecture, Inc., consultant. (Res.10-1802)

Recommendation of the Public Works and Services Committee on 1-12-10: The professional services provided by Isthmus Architecture, Inc. under Contract 45-05 (K5-052), Construction Inspection Services for Railroad Depot Restoration, be accepted and final payment authorized for a total contract amount of \$20,963.00.

Fiscal Note: Contract was authorized under Resolution No. 6539, dated June 21, 2005.

09-4620

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting Change Order No. 3 on Contract 9-09 (K9-009), 2009 Concrete Street Reconstruction (R1), LaLonde Contractors, Inc., contractors. (Res.10-1810)

Recommendation of the Public Works and Services Committee on 1-12-10: That Change Order No. 3 on Contract 9-09 (K9-009), 2009 Concrete Street Reconstruction (R1), LaLonde Contractors, contractor, be approved in the amount of \$41,043.06.

Further recommends that funding to defray the cost of this change order be appropriated from the following accounts:

\$26,722.00 - Account 989.907.5320, Sanitary Sewer Const. State Street
\$ 2,149.96 - Account 989.600.5010, Traffic Signal Replacements
\$12,171.10 - Account 104.900.5420, Storm Sewer, Misc. Locations
\$41,043.06 - Total

Fiscal Note: Funds are available as herein delineated.

09-4622

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting final payment on Contract 9-09 (K9-009), 2009 Concrete Street Reconstruction (R1), LaLonde Contractors, Inc., contractors. (Res.10-1811)

Recommendation of the Public Works and Services Committee on

1-12-10: The work done by LaLonde Contractors, Inc. under Contract 9-09 (K9-009), 2009 Concrete Street Reconstruction (R1), be accepted and final payment authorized for a total contract amount of \$1,820,853.91.

Fiscal Note: Contract was authorized under Resolution No. 09-1313, dated April 8, 2009.

[09-4623](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting final payment on Contract 19-09 (K9-020) CCTV Services and Manhole Inspection, Green Bay Pipe & TV, contractors. (Res.10-1807)

Recommendation of the Public Works and Services Committee on

1-12-10: The work done by Green Bay Pipe & TV under Contract 19-09 (K9-020), CCTV Services and Manhole Inspection, be accepted and final payment authorized for a total contract amount of \$291,293.82.

Fiscal Note: Contract was authorized under Resolution No. 09-1315, dated April 8, 2009.

Public Safety and Licensing Committee Report, by Ald. Wisneski

[09-4380](#)

Subject: Communication from the 11th District Alderman requesting to repeal Resolution 1685 of May 26, 1998 and to establish a policy which does not rebate any portion of the reserve "Class B" liquor license fee.

Recommendation of the Public Safety & Licensing Committee on

11-23-09: That the Communication from the 11th District Alderman requesting to repeal Resolution 1685 of May 26, 1998 and to establish a policy which does not rebate any portion of the reserve "Class B" liquor license fee be deferred.

Recommendation of the Public Safety & Licensing Committee on

12-7-09: That the Communication from the 11th District Alderman requesting to repeal Resolution 1685 of May 26, 1998 and to establish a policy which does not rebate any portion of the reserve "Class B" liquor license fee be deferred, and staff bring a draft policy change for the Committees consideration.

Recommendation of the Public Safety & Licensing Committee on

12-21-09: That the item be deferred until the next meeting.

Recommendation of the Public Safety & Licensing Committee on

1-11-10: That the item be received and filed.

Fiscal Note: N/A

[09-4590](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting final payment for Mound Cemetery New Crypt Design and Fountain Restoration by MekusTanager.
(Res.10-1790)

Recommendation of the Public Safety & Licensing Committee

1-11-10: That final payment for Mound Cemetery New Crypt Design and Fountain Restoration by MekusTanager be approved.

Fiscal Note: Funds are available in accout 207.002.5760, Mound Crypts.

[09-4597](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting to reduce the contract retainage for Parks & Parking System Improvements by O & M Excavating & Grading Inc.
(Res.10-1789)

Recommendation of the Public Safety & Licensing Committee

1-11-10: That the request to reduce the contract retainage for Parks & Parking System Improvements by O & M Excavating & Grading Inc. be approved.

Fiscal Note: N/A

[09-4599](#)

Subject: (Direct Referral) Communication from the Purchasing Agent submitting the report of bids received on the sale of abandoned vehicles 01-04-2010.

Recommendation of the Public Safety & Licensing Committee on

1-11-10: That the item be received and filed.

Fiscal Note: This will generate \$5555.01 in revenue.

[10-4635](#)

Subject: Ordinance No. 28-09

To amend Sec. 22-1131, Sec. 22-1146, and Sec. 22-1163(a), (b) and (c) of the Municipal Code of the City of Racine, Wisconsin relating to Stationary engineer; Definitions and Board of Examiners; Composition; appointment of members, term - Qualifications; fees; temporary license.

Recommendation of the Public Safety & Licensing Committee

on 1-11-10: That Ordinance 28-09 be adopted.

Fiscal Note: N/A

City Plan Commission Report, by Ald. Holding[09-4626](#)

Subject: (Direct Referral) Request from Robert Hacker of Bauer Sign Co. representing Culver's Restaurant seeking a minor amendment to a conditional use permit to update an electronic message sign at 5801 21st Street. (Res.10-1824)

Recommendation of the City Plan Commission on 1-13-10: That the request be approved subject to recommendations.

Fiscal Note: N/A

[09-4628](#)

Subject: (Direct Referral) Review of a two-lot certified survey map for Rainmaker Inv. LLC for a property at 2834 West Lawn Avenue. (Res.10-1825)

Recommendation of City Plan Commission on 1-14-10: That the CSM be approved subject to recommendations.

Fiscal Note: N/A

Community Development Committee Report, by Ald. Shakoor,II[09-4105](#)

Subject: (Direct Referral) Development of 2010 Community Development Block Grant (CDBG) Funding Allocation. (Res.10-1821)

Recommendation of the Community Development Committee on 1-07-2010: That the 2010 Community Development Block Grant (CDBG) funds be allocated as shown on the attachment; further recommends that any funds in excess of those allocated be placed in the Local Option Fund and that any funding shortfall be compensated from the Local Option Fund; further recommends that the appropriate city officials be directed and authorized to execute the appropriate documents to secure the grant funding; and further recommends that the appropriate city officials be authorized to execute third-party agreements with agencies and organizations approved for use of the funds.

Fiscal note: A grant award of \$2,100,000 is expected.

[09-4539](#)

Subject: Request from the Department of City Development to adopt an Anti-Displacement and Relocation Plan for HUD Assisted Projects per HUD requirements. (Res.10-1823)

Recommendation of the Community Development Committee on

1-07-10: That the Anti-Displacement and Relocation Plan for HUD-Assisted Projects be approved as presented.

Fiscal Note: N/A

[09-4581](#)

Subject: Request of Neighborhood Housing Services (NHS) of Southeast Wisconsin to revise their 2009 Community Development Block Grant (CDBG) program budget. (Res.10-1822)

Recommendation of the Community Development Committee on

1-07-10: That the request of Neighborhood Housing Services of Southeast Wisconsin to revise their 2009 Community Development Block Grant (CDBG) program budget be approved.

Fiscal Note: There is no effect on the amount of funds allocated.

Board of Health Report, by Ald. Mozol

[09-4494](#)

Subject: Communication from the Interim Public Health Administrator requesting permission to enter into agreements to provide Level I Health Services to the Villages of Elmwood Park and Wind Point. (Res.10-1820)

Recommendation of the Finance & Personnel Committee on

12-21-09: The Mayor and City Clerk be authorized and directed to enter into an agreement with the Villages of Elmwood Park and Wind Point to provide Level 1 Health Services from January 1, 2010 through December 31, 2010.

Recommendation of the Board of Health on 01-12-09: The Mayor and City Clerk be authorized and directed to enter into an agreement with the Villages of Elmwood Park and Wind Point to provide Level 1 Health Services from January 1, 2010 through December 31, 2010.

Fiscal Note: There is a 10% increase from last year.

[10-4637](#)

Subject: It is anticipated that the Board of Health will convene in closed session pursuant to sec. 19.85(1)(c), Wis. Stats. to consider employment, promotion, compensation or performance data of a public employee over which the Board of Health has jurisdiction or exercises responsibility. The Board will reconvene in open session.

Recommendation of Board of Health on 01-12-10: That the appointment of Dottie-Kay Bowersox as Public Health Officer with an initial fixed compensation of \$94,508 per year be approved.

Board of Parks, Recreation, and Cultural Services Report, by Ald. McCarthy**09-4591**

Subject: Communication from Ron Britten wishing to discuss a potential agreement with the City of Racine and the Wisconsin Consolidated Sports Association, Ltd. (Res.10-1826)

Recommendation of the Board of Parks, Recreation and Cultural Services 1-13-10: that the request for an agreement be approved.

Fiscal Note: N/A

G. Consent Agenda-Resolutions**Res.10-1789**

Approval to reduce retainage on Contract 50-09 (K9-051), Parks & Parking System Improvements, O & M Excavating & Grading, Inc., contractor

Resolved, that retainage for Contract 50-09 (K9-051), Parks & Parking System Improvements, O & M Excavating & Grading, Inc., contractor, be reduced from \$10,246.53 to \$2,000.00.

Fiscal Note: Contract was approved by Resolution No. 09-1510 of July 21, 2009.

Sponsors: Aron Wisneski

Res.10-1790

Work be accepted and final payment authorized for Mound Cemetery New Crypt Design and Fountain Restoration, MekusTanager, consultant

Resolved, that the work be accepted and final payment authorized for Mound Cemetery New Crypt Design and Fountain Restoration, MekusTanager, contractor, for a total contract price of \$108,672.31 from Account 207.002.5760, Mound Crypts.

Fiscal Note: Funds are available in Account 207.002.5760, Mound Crypts.

Sponsors: Aron Wisneski

Res.10-1791

Mayor and City Clerk be authorized and directed to enter into an amended agreement with the State of Wisconsin Dept. of Health Services for the Division of Public Health for the WIC Program for additional funding

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an amended agreement with the State of Wisconsin Department of Health Services for the Division of Public Health Contract, Grant Control No. 2006-049, to accept additional funding of \$17,656 to be utilized for the Women, Infants and Children (WIC) Program, for the budget period of January 1, 2010 through December 31, 2010.

Fiscal Note: No match required on the part of the City.

Sponsors: James T. Spangenberg

Res.10-1792 Mayor and City Clerk be authorized to sign amendments with the new 2010 rate to the Household Hazardous Waste Agreement with participating communities

Resolved, that the Mayor and the City Clerk be authorized and directed to sign amendments to the Racine Area Intergovernmental Household Hazardous Waste Program Agreement at the new 2010 rate with the following participating communities: Village of Elmwood Park, Village of North Bay, Village of Wind Point, Village of Caledonia, Village of Mt. Pleasant and Village of Sturtevant.

Fiscal Note: Reduce the annual fee on a per residential dwelling from \$4.00 per year to \$2.40 per year for the year 2010 and subsequent years.

Sponsors: James T. Spangenberg

Res.10-1793 Permission to waive formal bidding procedures and authorize Purchasing Agent to negotiate purchase of a Video File Management Software System for the Police Department

Resolved, that being in the best interest of the City, formal bidding procedures be waived and that the Purchasing Agent be authorized to negotiate the purchase of a Video File Management Software System with the Tough Solutions Company.

Fiscal Note: Funds are available in Account 101.311.5770, Machinery & Equipment Outlay.

Sponsors: James T. Spangenberg

Res.10-1794 Mayor and City Clerk be authorized to enter into an agreement between the City of Racine and Racine County Economic Development Corporation to provide economic development assistance to the City

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement between the City of Racine and the Racine County Economic Development Corporation (RCEDC) to provide economic development assistance to the City, commencing on January 1, 2010 to December 31, 2010.

Further resolved, that \$69,400.00 from the Intergovernmental Revenue Sharing Fund be used for the renewal of the RCEDC Commercial Corridor Contract for 2010.

Fiscal Note: Funds are available in Account 919-000-5610, Professional Services-Commercial Corridors.

Sponsors: James T. Spangenberg

Res.10-1795 Mayor and City Clerk be authorized to enter into a 2010 Agreement with

Racine County Economic Development Corporation for the Brownfield Redevelopment Program

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a 2010 agreement with the Racine County Economic Development Corporation (RCEDC) for the Brownfield Redevelopment Program.

Fiscal Note: The assistance provided under the agreement will cost \$55,000, no increase from 2009. Funding is available from Intergovernmental Sewer Revenue Sharing Funds which are included in the 2010 CIP.

Sponsors: James T. Spangenberg

Res.10-1796 Lease with Friends of Seniors, Inc., for the property at 201 Goold Street be renewed for 24 months

Resolved, that the lease with Friends of Seniors, Inc., for the property at 201 Goold Street be renewed for the 24 month period from June 1, 2010 through May 31, 2012 under the same terms and conditions as the current lease expiring May 31, 2010.

Fiscal Note: The City will forgo the lease rate increase that other City tenants are paying. The annual rate will continue to be \$20,000 per year.

Sponsors: James T. Spangenberg

Res.10-1797 Permission to close Hamilton Street for Thoughts for Food Fundraiser contingent on stipulations

Resolved, that the owner of George's Tavern be granted permission to close Hamilton Street from Main Street to Chatham Street, from 6:00 p.m., Saturday, March 6, 2010 to 2:00 a.m., Sunday, March 7, 2010, in conjunction with the Thoughts for Food Fundraiser, with the following stipulations:

- A. A hold harmless agreement be executed;
- 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. No alcoholic beverages will be sold and/or dispensed within the street right-of-way;
- F. In the event of snow, the sponsor shall remove all barricades from the street;
- G. Sponsor shall be responsible for all detour signage during the event;
- H. The sponsor shall pay a \$250.00 special event fee.

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: Gregory Holding

Res.10-1798 Mayor and City Clerk be authorized to enter into an agreement with the City of Racine Wastewater Utility for alterations to the Lathrop Avenue Storm Sewer

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with the City of Racine Wastewater Utility for the installation of a 30" sanitary interceptor sewer, which conflicts with a 60" storm sewer, with the following stipulations:

A. The Racine Wastewater Utility will be responsible for all construction associated with the sanitary interceptor sewer installation and modifications to the storm sewer.

B. The Racine Wastewater Utility provide as-built drawings of the completed work to the City of Racine.

C. The Racine Wastewater Utility shall reimburse the Racine Stormwater Utility and the City of Racine for any and all costs associated with future maintenance, repairs or reconstruction due to the location of the 30" sanitary interceptor sewer pipe.

Fiscal Note: There will be no cost to the City of Racine by approving the installation of the sanitary interceptor sewer as required.

Sponsors: Gregory Holding

Res.10-1799 Amendment No. 4 to Contract 14-09 (K9-014), Design of Parks Pavement Project, Nielsen Madsen & Barber, S.C., consultant, be approved

Resolved, that Amendment No. 4 to Contract 14-09 (K9-014), Design of Parks Pavement Project, Nielsen Madsen & Barber, S.C., consultant, as submitted, be approved in the amount of \$4,359.47.

Further resolved, that funding to defray the cost of these professional services be appropriated from Account 988.700.5020, Lincoln Parking Lot Asphalt.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.10-1800 Professional services provided by Kapur & Associates under Contract 66-03 (K3-079), Environmental Conditions Summary at Walker Site, be approved and final payment authorized

Resolved, that the professional services provided by Kapur & Associates, Inc. under Contract 66-03 (K3-079), Professional Services - Environmental Conditions Summary at Walker Site, be accepted and final payment authorized for a total contract amount of \$15,000.00.

Fiscal Note: Contract was authorized under Resolution No. 5624, dated November 18, 2003.

Sponsors: Gregory Holding

Res.10-1801 Professional services provided by Sigma Environmental Services under Contract 52-05 (K5-059), Citywide Brownfield Assessment (ERA Grant), be approved and final payment authorized

Resolved, that the professional services provided by Sigma Environmental Services under Contract 52-05 (K5-059), Citywide Brownfield Assessment (ERA Grant), be accepted and final payment authorized for a total contract amount of \$112,350.00.

Fiscal Note: Contract was authorized under Resolution No. 6598, dated August 2, 2005.

Sponsors: Gregory Holding

Res.10-1802 Professional services provided by Isthmus Architecture, Inc. under Contract 45-05 (K5-052), Construction Inspection Services for Railroad Depot Restoration, be approved and final payment authorized

Resolved, that the professional services provided by Isthmus Architecture, Inc. under Contract 45-05 (K5-052), Construction Inspection Services for Railroad Depot Restoration, be accepted and final payment authorized for a total contract amount of \$20,963.00.

Fiscal Note: Contract was authorized under Resolution No. 6539, dated June 21, 2005.

Sponsors: Gregory Holding

Res.10-1803 Professional services provided by HNTB under Contract 3-07 (K7-003), Central Heating Plant Repairs, be approved and final payment authorized

Resolved, that the professional services provided by HNTB under Contract 3-07 (K7-003), Professional Services - Central Heating Plant Repairs, be accepted and final payment authorized for a total contract amount of \$29,346.88.

Fiscal Note: Contract was authorized under Resolution No. 06-7358, dated December 19, 2006.

Sponsors: Gregory Holding

Res.10-1804 Professional services provided by HNTB under Contract 23-07 (K7-027), State Street Bridge Sidewalk Repairs, be approved and final payment

authorized

Resolved, that the professional services provided by HNTB under Contract 23-07 (K7-027), Professional Services - State Street Bridge Sidewalk Repairs, be accepted and final payment authorized for a total contract amount of \$32,133.73.

Fiscal Note: Contract was authorized under Resolution No. 07-0083, dated February 21, 2007.

Sponsors: Gregory Holding

Res.10-1805 Professional services provided by ARC Architectural Group, LLC under Contract 36-07 (K7-042), City Hall Renovations, Phase II, be approved and final payment authorized

Resolved, that the professional services provided by ARC Architectural Group, LLC under Contract 36-07 (K7-042), Professional Services - City Hall Renovations, Phase II, be accepted and final payment authorized for a total contract amount of \$85,480.00.

Fiscal Note: Contract was authorized under Resolution No. 07-0169, dated April 16, 2007.

Sponsors: Gregory Holding

Res.10-1806 Professional services provided by Maron Structure Technologies under Contract 54-08 (K8-064), Design Maintenance Agreement and Review Phone System, be approved and final payment authorized

Resolved, that the professional services provided by Maron Structure Technologies under Contract 54-08 (K8-064), Professional Services - Design Maintenance Agreement and Review Phone System, be accepted and final payment authorized for a total contract amount of \$9,000.00.

Fiscal Note: Contract was authorized under Resolution No. 08-0975, dated August 19, 2008.

Sponsors: Gregory Holding

Res.10-1807 Work done by Green Bay Pipe & TV under Contract 19-09 (K9-020), CCTV Services and Manhole Inspection, be approved and final payment authorized

Resolved, that the work done by Green Bay Pipe & TV under Contract 19-09 (K9-020), CCTV Services and Manhole Inspection, be accepted and final payment authorized for a total contract amount of \$291,293.82.

Fiscal Note: Contract was authorized under Resolution No. 09-1315, dated April 8, 2009.

Sponsors: Gregory Holding

Res.10-1808 Work done by A.W. Oakes & Son, Inc., under Contract 22-09 (K9-023), 2009 Alley Paving, be approved and final payment authorized

Resolved, that the work done by A.W. Oakes & Son, Inc., under Contract 22-09 (K9-023), 2009 Alley Paving, be accepted and final payment authorized for a total contract amount of \$306,194.04.

Fiscal Note: Contract was authorized under Resolution No. 09-1404, dated May 19, 2009.

Sponsors: Gregory Holding

Res.10-1809 Work done by Stark Asphalt under Contract 24-09 (K9-025), Curb & Gutter Replacement, be approved and final payment authorized

Resolved, that the work done by Stark Asphalt under Contract 24-09 (K9-025), Curb & Gutter Replacement, be accepted and final payment authorized for a total contract amount of \$163,988.87.

Fiscal Note: Contract was authorized under Resolution No. 09-1392, dated May 6, 2009.

Sponsors: Gregory Holding

Res.10-1810 Change Order No. 3 on Contract 9-09 (K9-009), 2009 Concrete Street Reconstruction (R1), LaLonde Contractors, Inc., be approved

Resolved, that Change Order No. 3 on Contract 9-09 (K9-009), 2009 Concrete Street Reconstruction (R1), LaLonde Contractors, contractor, be approved in the amount of \$41,043.06.

Further resolved, that funding to defray the cost of this change order be appropriated from the following accounts:

\$26,722.00 - Account 989.907.5320, Sanitary Sewer Const. State Street
\$ 2,149.96 - Account 989.600.5010, Traffic Signal Replacements
\$12,171.10 - Account 104.900.5420, Storm Sewer, Misc. Locations
\$41,043.06 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.10-1811 Work done by LaLonde Contractors, Inc., under Contract 9-09 (K9-009), 2009 Concrete Street Reconstruction (R1), be approved and final payment authorized

Resolved, that the work done by LaLonde Contractors, Inc., under Contract 9-09 (K9-009), 2009 Concrete Street Reconstruction (R1), be accepted and final payment authorized for a total contract amount of \$1,820,853.91.

Fiscal Note: Contract was authorized under Resolution No. 09-1313, dated

April 8, 2009.

Sponsors: Gregory Holding

Res.10-1812 Amendment No. 2 to Contract 41-09 (K9-042), Professional Services - WisDOT Economic Recovery Stage 2 Applications, Nielsen Madsen & Barber, consultant, be approved

Resolved, that Amendment No. 2 to Contract 41-09 (K9-042), Professional Services - WisDOT Economic Recovery Stage 2 Applications, Nielsen Madsen & Barber, consultant, as submitted, be approved in the amount of \$3,225.50.

Further resolved, that funding to defray the cost of these professional services be appropriated from Account 101.590.5610, Professional Services - Street Lighting.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.10-1813 Professional services provided by Nielsen Madsen & Barber under Contract 41-09 (K9-042), WisDOT Economic Recovery Stage 2 Applications, be approved and final payment authorized

Resolved, that the professional services provided by Nielsen Madsen & Barber under Contract 41-09 (K9-042), Professional Services - WisDOT Economic Recovery Stage 2 Applications, be accepted and final payment authorized for a total contract amount of \$126,526.87.

Fiscal Note: Contract was authorized under Resolution No. 09-1321, dated April 8, 2009.

Sponsors: Gregory Holding

Res.10-1814 Formal bidding procedures be waived and Purchasing Agent be authorized to negotiate with Miller-Bradford and Risberg, Inc., for the purchase of a wheel loader vehicle

Resolved, that being in the best interest of the City, formal bidding procedures be waived for the purchase of a Case 621 Wheel Loader, for the purposes of inventory management and ease of maintenance benefits.

Further resolved, that the Purchasing Agent be authorized and directed to negotiate with Miller-Bradford and Risberg, Inc., for the purchase of the Case wheel loader.

Fiscal Note: The estimated cost of this equipment is \$172,000.00 with funding available in the 2010 budget.

Sponsors: Gregory Holding

Res.10-1815 Mayor and City Clerk be authorized to enter into a professional services

agreement with Industrial Roofing Services, Inc., for Exterior Restoration and Window Replacement Specifications for Various Facilities

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Industrial Roofing Services, Inc., for Exterior Restoration and Window Replacement Specifications at Various Facilities, at a price not-to-exceed \$25,450.00.

Further resolved, that funds to defray the cost of these professional services be appropriated from the following accounts:

\$11,750.00 - Account 989.100.5020, City Hall Tuckpointing
\$ 4,200.00 - Account 990.410.5010, Solid Waste Garage Tuckpointing
\$ 7,000.00 - Account 108.990.5510 Memorial Hall Tuckpointing
\$ 2,500.00 - Account 108.990.5520, Memorial Hall Window Replacement
\$25,450.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.10-1816 Mayor and City Clerk be authorized to enter into a professional services agreement for the Design and Review of the Festival Hall Retaining Wall, Arnold & O'Sheridan, Inc., consultants

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Arnold & O'Sheridan, Inc., for Design and Review of the Festival Hall Retaining Wall, at a price not-to-exceed \$16,500.00.

Further resolved, that funds to defray the cost of these professional services be appropriated from Account 101.990.5010, Festival Hall Retaining Wall.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.10-1817 Mayor and City Clerk be authorized to enter into a professional services agreement with AECOM Technical Services for 2010 Sewer Management Services

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with AECOM Technical Services for 2010 Sewer Management Services, at a price not-to-exceed \$58,450.00.

Further resolved, that funds to defray the cost of these professional services be appropriated from the following accounts:

\$29,225.00 - Account 104.990.5420, Storm Sewer, Misc. Loc.
\$29,225.00 - Account 287.990.5310, Sanitary Sewer, Var. Loc.

\$58,450.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.10-1818 Amendment No. 2 to State Contract ID: 2290-11-00, Northwestern Avenue from Golf Avenue to Rapids Drive, Strand Associates, consultant, be approved

Resolved, that Amendment No. 2 to State Contract ID: 2290-11-00, Northwestern Avenue from Golf Avenue to Rapids Drive, Strand Associates, consultant, be approved in the amount of \$2,064.80, with the City's share being 20%, or \$412.96.

Further resolved, that funding to defray the cost of the City's share of these professional services be appropriated from Account 988.908.5030, Northwestern - Golf to City Limits.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.10-1819 Change Order No. 1 on Contract 63-09 (K9-064), 2009 LED Street Lights, EECEBG, Spectrum Lighting, Ltd., contractor, be approved

Resolved, that Change Order No. 1 on Contract 63-09 (K9-64), 2009 LED Street Lights, EECEBG, Spectrum Lighting, Ltd., contractor, be approved in the amount of \$45,720.00.

Further resolved, that funding to defray the cost of this change order be appropriated from Account 282.020.5350, LED Street Lights.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.10-1820 Mayor and City Clerk be authorized to enter into an agreement with the Villages of Elmwood Park and Wind Point to provide Level 1 Health Services to the Villages

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with the Villages of Elmwood Park and Wind Point to provide Level 1 Health Services from January 1, 2010 through December 31, 2010.

Fiscal Note: There is a 10% increase from last year.

Sponsors: Robert Mozol

Res.10-1821 Approval of 2010 Community Development Block Grant (CDBG) Funding Allocation and appropriate city officials be authorized to execute all necessary documents

Resolved, that the 2010 Community Development Block Grant (CDBG) funds be allocated as shown on the attachment.

Further resolved, that any funds in excess of those allocated be placed in the Local Option Fund and that any funding shortfall be compensated from the Local Option Fund.

Further resolved, that the appropriate city officials be authorized and directed to execute the appropriate documents to secure the grant funding.

Further resolved, that the appropriate city officials be authorized to execute third-party agreements with agencies and organizations approved for use of the funds.

Fiscal Note: A grant award of \$2,100,000 is expected.

Sponsors: Q.A. Shakoor, II

Res.10-1822 Approval of Neighborhood Housing Services of Southeast Wisconsin revision of their 2009 Community Development Block Grant Program Budget

Resolved, that the request of Neighborhood Housing Services of Southeast Wisconsin to revise their 2009 Community Development Block Grant (CDBG) Program Budget be approved.

Fiscal Note: There is no effect on the amount of funds allocated.

Sponsors: Q.A. Shakoor, II

Res.10-1823 Approval of Anti-Displacement and Relocation Plan for HUD Assisted Projects per HUD requirements

Resolved, that the Anti-Displacement and Relocation Plan for HUD-Assisted Projects be approved as presented.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor, II

Res.10-1824 Request from Robert Hacker of Bauer Sign Company representing Culvers Restaurant seeking a minor amendment to a Conditional Use Permit to update an electronic message sign at 5801 - 21st Street be approved

Resolved, that the request from Robert Hacker of Bauer Sign Company representing Culvers Restaurant seeking a minor amendment to a Conditional Use Permit to update an electronic message sign at 5801 - 21st Street be approved, subject to the following conditions:

a. That the sign design and location indicated in the plans as presented to the Plan Commission on January 13, 2010 be approved subject to the conditions as outlined herein.

- b. That Section 114-1033, Electronic Message Signs, of the Zoning Ordinance, be complied with that the sign be allowed to be illuminated with red L.E.D.'s.
- c. That all other codes and ordinances be complied with and required permits acquired.
- d. That no minor changes be made without approval of the plan Commission and no major changes be made without the approval of the Common Council.
- e. That this permit is subject to Plan Commission review for compliance with the listed conditions.
- f. That this approval is subject to the concurrence of the Wisconsin Department of Transportation.

Fiscal Note: N/A

Sponsors: Gregory Holding

Res.10-1825 Certified Survey Map (CSM) for Rainmaker Inv. LLC for the property at 2834 West Lawn Avenue be approved

Resolved, that the Certified Survey Map (CSM) for Rainmaker Inv., LLC, for the property located at 2834 West Lawn Avenue is approved, subject to the following conditions:

- a. That by this approval, a variance is granted to the Racine Municipal Code, Section 86-152(b), a authorized by Section 86-116, to allow access to a public street from Parcel 2 by way of an access easement in consideration of appropriate land use planning and considering that a extraordinary hardship would result, were the access easement(s) not approved.
- b. That access to West Lawn Avenue from Parcel 2 be limited to a maximum vehicle weight of 6,000 pounds and the CSM be amended to illustrate such a prohibition.
- c. That the prior to City signature, the following shall accomplished:
 - 1. The processing fee of \$150 be paid to the Department of City Development.
 - 2. Resolve all technical discrepancies as identified by City Staff.

Fiscal Note: N/A

Sponsors: Gregory Holding

Res.10-1826 Approval of Lease Agreement between City of Racine and the Wisconsin Consolidated Sports Association, Ltd. for use of baseball diamonds at Humble Park

Resolved, that the Lease Agreement between the City of Racine and the

Wisconsin Consolidated Sports Association, Ltd. for use of baseball diamonds at Humble Park for a two year term be approved subject to the terms as outlined in the agreement.

Fiscal Note: N/A

Sponsors: Terry McCarthy

Res.10-1827 Preliminary - Ten (10) Year
Benefits and Damages

RESOLVED, by the Common Council of the City of Racine, Wisconsin:

1. The Common Council hereby declares its intention to exercise its power under s. 66.60(7), Wisconsin Statutes, to levy special assessments upon property within the following described area for benefits conferred upon such property by improvement of the following street(s):

All property fronting upon:

SIDEWALK

The west side of West Boulevard from 15th Street to Wright Avenue.

2. Said public improvement shall consist of **SIDEWALK CONSTRUCTION**.

3. The total amount assessed against such property shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accruing thereto from said improvements.

4. The assessments against any parcel may be paid in cash or in ten (10) annual installments.

5. The Commissioner of Public Works is directed to prepare a report consisting of:

- a. Preliminary or final plans and specifications for said improvement.
- b. An estimate of the entire cost of the proposed work or improvement.
- c. An estimate, as to each parcel of property within the assessment district, of:

- (1) The assessment of benefits to be levied.
- (2) The damages to be awarded for property taken or damaged.
- (3) The net amount of such benefits over damages or the net amount of such damages over benefits.

Upon completing such report the Commissioner of Public Works is directed to file a copy thereof in the City Clerk's office for public inspection.

6. Upon receiving the report of the Commissioner of Public Works, the City Clerk is directed to give a Class 1 notice of a public hearing on such report as specified in s. 66.60(7), Wisconsin Statutes.

The hearing shall be held before the Committee on Public Works and Services

of the Racine Common Council in the City Hall at a time set by the Clerk in accordance with s. 66.60(7), Wisconsin Statutes.

Sponsors: Gregory Holding

H. Ordinances

Ord.2-10 Ordinance No. 2-10

To create Section 94-22 of the Municipal Code of the City of Racine, Wisconsin relating to Traffic and vehicles - Disorderly conduct with a motor vehicle.

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

Part 1:

Section 94-22 of the Municipal Code of the City of Racine is hereby created to read as follows:

“Section 94-22. Disorderly conduct with a motor vehicle.

No person shall, within the City of Racine, on public or private property, by or through the use of a motor vehicle, motorcycle, snowmobile, minibike, ATV or any other motorized vehicle, engage in violent, dangerous, abusive, unreasonably loud or otherwise disorderly conduct, including but not limited to unnecessary or deliberate or intentional: spinning of wheels, squealing of tires, revving of the engine, blowing of the horn, causing the engine to backfire, causing excessive or sudden veering or acceleration, causing the vehicle, while commencing to move or in motion, to raise one or more of its wheels off the ground, or causing the vehicle to otherwise be operated in an erratic or dangerous manner under circumstances which tend to cause or provoke a disturbance.”

Part 2:

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

Passed by the Common Council:

Approved: _____

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Robert Mozol

Ord.1-10 Ordinance 1-10

To repeal and recreate Sec. 6-59(b) and amend Secs. 6-59(c) and (d) of the Municipal Code of the City of Racine, Wisconsin relating to Alcoholic beverages - Grant of conditional license.

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

Part 1:

Sec. 6-59(b) of the Municipal Code of the City of Racine is hereby repealed and recreated to read as follows:

“(b) The Common Council, in making such a conditional grant of a license, may direct the city clerk to withhold the issuance of the license for such time, not to exceed nine (9) months, as the common council deems a reasonable period for completion of such work in conformity with all such representations made to the common council, and/or completion of the renovation.

During such period of time as the referenced work is being completed, the applicant must provide bi-monthly written progress reports to the city clerk.

Upon written request of the applicant to the Public Safety and Licensing Committee, this period may be extended for an additional period not to exceed six (6) months, and the license may be renewed one time with issuance withheld, but no such extension shall be granted unless the applicant has already completed a substantial portion of the construction or renovation of the premises with the original time set by the common council for withholding of the issuance of the license pending completion of the work. The applicant shall notify the city clerk upon completion of the work, after which the clerk shall cause such inspection of the premises as is deemed appropriate to ascertain that the premises is in conformity with all material representations made to the common council at the time of the granting of the license. Upon satisfactory completion of the work, the Public Safety and Licensing Committee may direct the city clerk to issue the license.”

Part 2:

Sec. 6-59(c) of the Municipal Code of the City of Racine is hereby amended by inserting in the first line after the words “Common Council,” the phrase “and/or the Public Safety and Licensing Committee.”

Part 3:

Sec. 6-59(d) of the Municipal Code of the City of Racine is hereby amended by inserting in the last line after the words “allotted time,” the phrase “or failure to meet other requirements herein,” ...

Part 4:

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

Passed by the Common Council:

Approved: _____

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Aron Wisneski

I. Miscellaneous Business

J. 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.