



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 Gregory Holding
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
Robert Mozol
Alderman James T. Spangenberg, Alderman Ronald D. Hart,
Alderman Eric Marcus, Alderman Dennis Wisner

Wednesday, February 16, 2011

7:00 PM

Room 205, City Hall

DUE TO PRIMARY ELECTION

- 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

- [11-6046](#) **Subject:** communication from the City Attorney submitting the claim of Gregory Ozier and Dorothy Goodloe for consideration.
- [11-6048](#) **Subject:** communication from the City Attorney submitting the claim of Leticia Collier for consideration.
- [11-6054](#) **Subject:** communication submitting the claim of Walgreen Co., based on the alleged excessiveness of 2010 taxes, for consideration.
- [11-6055](#) **Subject:** communication submitting the claim of Giraffe Properties LLC, based on the alleged excessive 2010 taxes, for consideration.
- [11-6056](#) **Subject:** communication submitting the claim of Presidential Courts LLC, based on the alleged excessive 2010 taxes, for consideration.

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

[11-6045](#) Subject: Communication from the Root River Council requesting permission to place permanent mosaics along the street-level walkways spanning the West 6th Street bridge between Marquette Street and Memorial Drive.

[11-6080](#) **Subject:** Communication from Downtown Racine Corporation requesting to use city right-of-way for the St. Patrick's Day Parade on Saturday, March 19, 2011.

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

[11-6042](#) **Subject:** Communication from the Purchasing Agent requesting to award the bid for one 4 x 4 utility work machine with sand and salt spreader and snow v-plow with Hwy C Service.

[11-6064](#) **Subject:** Communications from the Fire Chief requesting acceptance of the formal bid for Collapse Rescue equipment, funded through the Office of Justice Assistance/UASI.

Refer to Traffic Commission, by Ald. Holding

[11-6078](#) **Subject:** Communication from Edward Hunt requesting parking regulation changes at 1609 Yout Street - Belvedere Corporation.

Refer to Transit and Parking Commission, by Ald. DeHahn

[11-6063](#) **Subject:** Communication from Gary Wolbach (Racine German Club - 701 Villa St.) requesting a bus stop at that location be moved due to vandalism.

[11-6065](#) **Subject:** Communication from the Transit and Parking System Manager requesting permission for the Mayor to appoint him to the Transit Mutual Insurance Board.

Refer to Cemetery Commission, by Ald. Weidner

[11-6066](#) **Subject:** Communication from the Parks Manager requesting to exercise the 3 year option to extend the contract for Grounds Maintenance and Burial Operations at Mound and Graceland Cemeteries.

F. Committee Reports

Redevelopment Authority of the City of Racine Report, by Ald. Spangenberg[11-6060](#)

Subject: (Direct Referral) Communication from the Director of City Development requesting that the City provide financial assistance to DeltaHawk Engines, Inc. for the expansion of its operations in the City of Racine. (Res.11-2417)

Recommendation of the Redevelopment Authority 2-10-11: That the Mayor and City Clerk be authorized and directed to execute a financial assistance agreement with DeltaHawk Engines, Inc.

Further recommends, that the agreement include the terms and conditions listed in Redevelopment Authority no. 11-02 and its attached termsheet.

Fiscal Note: The financial assistance will be in the form of a phased loan. The amount of assistance will be \$400,000 annually over three years (2011, 2012, 2013) up to \$1,200,000, conditional upon the addition of 100 new jobs, a residents hiring preference, and other conditions. A pro-rata portion of the loan will be forgiven if job creation exceeds 100 jobs. The funds are available in the Intergovernmental Revenue Sharing (919) Account.

Finance and Personnel Committee Report, by Ald. Spangenberg[10-5619](#)

Subject: Water Main Oversizing Agreement with the Village of Mt. Pleasant

Recommendation of the Racine Waterworks Commission 9-28-10: To approve. Refer to the Finance and Personnel Committee for approval. (Res.11-2400)

Recommendation of the Finance & Personnel Committee on 02-07-11: That the Mayor and City Clerk be authorized to sign this agreement with Mt. Pleasant for the over sizing of a planned water main at the frontage road at I-94 and Highway 20.

Fiscal Note: Funds to defray this cost are provided for in the 2011 Capital Improvement Plan for the Racine Water Utility. Estimated cost of over sizing is \$124,000.

[11-6012](#)

Subject: Amendments to Household Hazardous Waste (HHW) Agreements to Reflect Reduced Cost for 2011 (Res.11-2401)

Recommendation of the Wastewater Commission on 01-25-11: 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

02-07-11: That the Mayor and City Clerk be authorized and directed to sign amendments to the Household Hazardous Waste Agreement with participating communities.

Fiscal Note: N/A

[11-6023](#)

Subject: Communication from the City Attorney submitting the claim of Racine Joint Venture II LLC for consideration.

Recommendation of the Finance & Personnel Committee on

02-07-11: The claim of Racine Joint Venture II LLC, 8040 Excelsior Dr. Suite 400, Madison 53717, requesting reimbursement in the amount of \$464,818.80 for alleged excessive real estate taxes paid for the year 2010 be denied.

Fiscal Note: N/A

[11-6024](#)

Subject: Communication from Charita Itson requesting a waiver of rental fees for the Dr. John Bryant Community Center for the purpose of a 2011 high school graduation dinner party.

Recommendation of the Finance & Personnel Committee on

02-07-11: To Receive and File the item.

Fiscal Note: N/A

[11-6036](#)

Subject: Communication from the Grants Facilitator requesting permission to apply for the 2011 Environmental Workforce Development and Job Training Grant through the Environmental Protection Agency (Grant Control No. 2011-007) in the amount of \$300,000 over a two year period of time. (Res.11-2402)

Recommendation of the Finance & Personnel Committee on

02-07-11: Permission be granted for the Grants Facilitator to apply for the 2011 Environmental Workforce Development and Job Training Grant through the Environmental Protection Agency (Grant Control No. 2011-007) in the amount of \$300,000 over a two year period of time.

Fiscal Note: There is no hard match requirement. However, a soft match is recommended.

[11-6037](#)

Subject: Communication from the Police Chief, requesting to enter into a lease agreement with Johnson Tractor Inc., for one Case-IH Scout XL. (Res.11-2399)

Recommendation of the Finance & Personnel Committee on

02-07-11: That authorization be granted for the Police Chief to enter into a lease agreement with Johnson Tractor Inc., of Janesville, Wisconsin, for one Case-IH Scout XL.

Fiscal Note: The cost is \$1.00 for the period of one year.

[11-6049](#)

Subject: (Direct Referral) Communication from the Deputy City Attorney and the Human Resources Manager requesting to appear before the Finance & Personnel Committee to submit for consideration a collective bargaining agreement between the City of Racine and AFSCME Local 67 (DPW/Parks), covering the years 2011-2012 and 2013-2014. (Res.11-2403)

Recommendation of the Finance & Personnel Committee on

02-07-11: To approve the negotiated collective bargaining agreement between the City of Racine and AFSCME Local 67 (DPW/Parks), covering the years 2011-2012 and 2013-2014.

Fiscal Note: Additional year to year cost is as follows: 2011 - \$0, 2012 - \$110,278, 2013 - \$111,382, 2014 - \$224,991.

[11-6050](#)

Subject: (Direct Referral) Communication from the Deputy City Attorney and the Human Resources Manager requesting to appear before the Finance & Personnel Committee to submit for consideration collective bargaining agreements between the City of Racine and AFSCME Local 67 (City Hall Clericals and Police Department Clericals), covering the years 2011-2012 and 2013-2014. (Res.11-2404)

Recommendation of the Finance & Personnel Committee on

02-07-11: To approve the negotiated collective bargaining agreements between the City of Racine and AFSCME Local 67 (City Hall Clericals and Police Department Clericals), covering the years 2011-2012 and 2013-2014.

Fiscal Note: Additional year to year cost is as follows: 2011 - \$0, 2012 - \$36,182, 2013 - \$36,543, 2014 - \$73,818.

Public Works and Services Committee Report, by Ald. Holding

[11-6017](#)

Subject: Communication from the Assistant Commissioner of Public Works/Engineering submitting a request for approval of a sewer and water main easement on Loni Lane and Regency West Drive.

(Res.11-2416)

Recommendation of the Public Works and Services Committee on 2-8-11: That the City Attorney take the necessary steps to enter into a Sanitary Sewer and Water Main Easement over that part of the Northeast 1/4 of the Southeast 1/4 of Section 23, Township 3 North, Range 22 East, in the City of Racine, Racine County, Wisconsin, bounded as follows: Commence at a point on the South line of said Section 23 located S 89o25'49" W 475.84 feet from the Southeast corner of said section; run thence N 01o45'14" W 61.01 feet to the North line of S.T.H. "11"; thence S 89o25'49" W 849.15 feet along said North line to the W line of the East 1/2 of the Southeast 1/4 of said section; thence N 01o45'07" W 1780.17 feet along said West line; thence N 89o29'55" E 6.5 feet to the point of beginning of this description; run thence N 01o45'07" W 20.00 feet; thence N 89o29'55" E 379.33 feet; thence N 01o45'14" W 396.06 feet to the point of curvature of a curve to the right of westerly convexity whose radius is 473.00 feet and whose chord bears N 11o20'36" E 214.37 feet; thence northerly 216.24 feet along the arc of said curve; thence N 24o26'26" E 55.16 feet to the South line of 21st Street and a point on a curve to the left of southwesterly convexity whose radius is 433.00 feet and whose chord bears S 56o20'19" E 7.38 feet; thence southeasterly 7.38 feet along the arc of said curve and said South line to the point of curvature of a curve to the right of northeasterly convexity whose radius is 15.00 feet and whose chord bears S 16o11'39" E 19.54 feet; thence southeasterly, southerly and southwesterly 21.28 feet along the arc of said curve and said South line to the West line of Loni Lane; thence S 24o26'26" W 39.15 feet along said West line to the point of curvature of a curve to the left of westerly convexity whose radius is 453.00 feet and whose chord bears S 11o20'36" W 205.30 feet; thence southerly 207.10 feet along the arc of said curve and said West line; thence S 01o45'14" E 368.18 feet along said West line to the point of curvature of a curve to the right of southeasterly convexity whose radius is 15.00 feet and whose chord bears S 43o52'45" w 21.45 feet; thence southerly, southwesterly and westerly 23.89 feet along the arc of said curve and said West line to the West line of Regency West Drive; thence S 01o45'14" E 33.01 feet along said West line; thence S 89o29'55" W 384.00 feet to the point of beginning.

Further recommend that this item be filed with the Register of Deeds.

Fiscal Note: There is a \$100.00 fee for filing this item with the Register of Deeds.

11-6020

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting bid results on Contract 1-11 (K1-001), City Hall Renovations-Phase III (R1).

(Res.11-2411)

Recommendation of the Public Works and Services Committee on 2-8-11: That Contract 1-11 (K1-001), City Hall Renovations-Phase III (R1), be awarded to Seater Construction Company, Racine, WI, at their base bid price of \$774,800.00, they being the lowest responsible bidder.

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

\$250,000.00 - Account 989.100.5010, City Hall Facilities Plan Implementation

\$524,800.00 - Account 990.100.5010, City Hall Facilities Plan Implementation

\$774,800.00 - Total

Fiscal Note: Funds are available as herein delineated.

[11-6021](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting bid results on Contract 2-11 (K1-002), Fire Department Emergency Generators. (Res.11-2412)

Recommendation of the Public Works and Services Committee on 2-8-11: That Contract 2-11 (K1-002), Fire Department Emergency Generators, be awarded to Delta Electric, Inc., Racine, WI, at their base bid price of \$23,980.00, plus Alternate #2 in the amount of \$30,050.00, Alternate #3 in the amount of \$23,900.00 and Alternate #4 in the amount of \$24,380.00, for a total contract in the amount of \$102,310.00, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from Account 213.030.5750, FEMA-Other Grants.

Fiscal Note: Funds are available as herein delineated.

[11-6022](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting bid results on Contract 9-11 (K1-009), Police Impound Lot Exterior Renovations-Phase II. (Res.11-2413)

Recommendation of the Public Works and Services Committee on 2-8-11: That Contract 9-11 (K1-009), Police Impound Lot Exterior Renovations-Phase II, be awarded to SRS Roofing & Sheet Metal, Inc., Waterford, WI, at their base bid price of \$106,400.00 plus Alternate #1 in the amount of \$11,000.00, for a total contract amount of \$117,400.00,

they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from Account 991.310.5060, Police Impound Lot-North Roof.

Fiscal Note: Funds are available as herein delineated.

11-6031

Subject: Communication from the Assistant Commissioner of Public Works/Operations submitting a proposal to upgrade the current CityWorks software to accommodate the Building Department. (Res.11-2414)

Recommendation of the Public Works and Services Committee on 2-8-11: That Amendment No. 1 to Contract 37-10 (K0-045), Professional Services - Extend Cityworks Software to Building Department, Azteca Systems, Inc., consultant, as submitted, be approved in the not-to-exceed amount of \$49,925.00.

Further recommends that funding to defray the cost of these professional services be appropriated from Account 101.130.5830, Computer Software.

Fiscal Note: Funds are available as herein delineated.

11-6039

Subject: Communication from the Purchasing Agent submitting bid results on Official Notice #1, Two (2) 35,000 GVW 5 cubic yard diesel dump trucks with snowplow and tailgate material spreader. (Res.11-2410)

Recommendation of the Public Works and Services Committee on 2-8-11: That the contract for Two (2) 35,000 GVW 5 Cubic Yard Diesel Dump Trucks with Snowplows and Tailgate Material Spreaders be awarded to Lakeside International Trucks, Janesville, WI, at their bid price of \$207,088.00 with trade-ins, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of these services be appropriated from Account 101.630.5780, Licensed Vehicles.

Fiscal Note: Funds are available as herein delineated.

11-6047

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 2 to Contract 34-10 (K0-042), City Hall and Memorial Hall Restoration (R1), AZAR LLC, contractor. (Res.11-2415)

Recommendation of the Public Works and Services Committee on 2-8-11: That Change Order No. 2 on Contract 34-10 (K0-042), City Hall and Memorial Hall Restoration (R1), AZAR LLC, contractor, be approved in the amount of \$821.40.

Further recommends that funding to defray the cost of this change order be appropriated from Account 108.990.5510, Memorial Hall Tuckpointing.

Fiscal Note: Funds are available as herein delineated.

Public Safety and Licensing Committee Report, by Ald. Maack.

[11-5967](#)

Subject: Communication from Baldwinder Singh, Max Magic Supermarket LLC, 1007 Washington Avenue, submitting a petition to exceed the "Class A" quota limit.

Recommendation of Public Safety and Licensing Committee on 1-24-2011: The item be deferred until the applicant can appear.

Recommendation of the Public Safety & Licensing Committee on 2-8-11: The request to exceed the "Class A" quota be approved based on the following:

- 1) Due to the fact that this is a Mini Supermarket that currently holds a Class "A" beer license
- 2) Store closing hours will be at 9:00p.m.

Fiscal Note: N/A

[11-6018](#)

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting permission to meet with the Public Safety and Licensing Committee to request Amendment No. 1 to the Professional Services Agreement for preparing plans and specifications and construction administration for the 2010 Parks Department Pavement Projects by Nielsen Madsen & Barber. (Res.11-2405)

Recommendation of the Public Safety & Licensing Committee on 2-8-11: The request to Amendment No. 1 for an increase of \$3,100.00 to the Professional Services Agreement for preparing plans and specifications and construction administration for the 2010 Parks Department Pavement Projects by Nielsen Madsen & Barber be approved.

Fiscal Note: Funds are available as follows:
207.000.5750, Cemetery Roads and Walks, 2010 - \$3,000.00
990.700.5020, Parks Paving Projects 10 year plan, \$100.00.

[11-6019](#)

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting permission to meet with the Public Safety and Licensing Committee to request final payment to the Professional Services Agreement for preparing plans and specifications and construction administration for the 2010 Parks Department Pavement Project by Nielsen Madsen & Barber, S.C. (Res.11-2406)

Recommendation of the Public Safety & Licensing Committee on

2-8-11: That final payment to the Professional Services Agreement for preparing plans and specifications and construction administration for the 2010 Parks Department Pavement Project by Nielsen Madsen & Barber, S.C. be approved.

Fiscal Note: Funds are available as follows:

990.700.5020 Parks Paving Projects 10 year plan, \$17,705.00
990.650.5020, Humble Repave Loop Road, \$2,127.00
990.740.5010, Blacktop Paths through Zoo, \$1,100.00
207.000.5750, Cemetery Roads & Walks, 2010, \$6,668.00

[11-6025](#)

Subject: (New) Application of The Bowens, Inc., Greg Bowen, Agent, for a "Class C" and Class "B" license for 2037 Lathrop Avenue. (11th District)

Recommendation of the Public Safety & Licensing Committee on

2-8-11: That the "Class C" and Class "B" license for 2037 Lathrop Avenue be granted.

Fiscal Note: N/A

[11-6026](#)

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting permission to enter in an agreement with Nielsen Madsen & Barber, to prepare plans and specifications for Parks Department Pavement Projects. (Res.11-2407)

Recommendation of the Public Safety & Licensing Committee on

2-8-11: That permission to enter in an agreement with Nielsen Madsen & Barber, to prepare plans and specifications for Parks Department Pavement Projects be approved.

Fiscal Note: Funds are available as follows:

990.700.5020 Parks Paving Projects 10yr. plan, \$11,671.00
991.700.5020 Parks Paving Projects 10 year plan, \$8,339.00
207.000.5750, Cemetery Roads & Walks -2010, \$4,690.00.

[11-6043](#)**Subject:** (Direct Referral) Sale of Abandoned Vehicles**Recommendation of the Public Safety & Licensing Committee on 2-8-11:** That the sale of abandoned vehicles for January 27, 2011 be received and filed.**Fiscal Note:** This will generate \$9,577.01 in revenue.**Executive Committee Report, by Ald. Coe.**[11-6053](#)**Subject:** (Direct Referral) Communication from the City Attorney wishing to convene in closed session to discuss with the Executive Committee, and to confer with legal counsel, concerning strategy with respect to litigation in which the City of Racine is or is likely to become involved, specifically Dixon v. Racine.**Recommendation of the Executive Committee 2-8-11:** Received and Filed**Fiscal Note:** N/A**Committee of the Whole Report, by Ald. Coe**[10-5485](#)**Subject:** Communication from Annmarie G. Klyzub requesting a ban on smoking in City parks.
(Ord.1-11)**Recommendation of the Board of Parks, Recreation & Cultural Services 9-8-10:** To defer to the next meeting.**Recommendation of the Board of Parks, Recreation and Cultural Services 11-17-10:** To defer to the next meeting, and further requests that Staff work with the City Attorney to bring ideas back to the Board at the next meeting.**Recommendation of the Board of Parks, Recreation and Cultural Services 12-8-10:** To defer to the next meeting.**Recommendation of the Board of Parks, Recreation & Cultural Services 1-12-11:** To adopt the language as proposed.**Recommendation of the Committee of the Whole 02-01-2011:** the Item be received and filed.**Fiscal note:** N/A

Board of Parks, Recreation, and Cultural Services Report, by Ald. McCarthy[10-5258](#)

Subject: Communication from Claudius A. Adebayo of OIC requesting the City donate or sell at a nominal fee, the parcel of land located at 2138 N. Wisconsin Street (parcel no. 04754000). (Res.10-2288)

Recommendation of the Board of Parks, Recreation & Cultural Services 7-14-10: To defer this item, and invite the Director of the Zoo to appear at the next meeting to express their interest in the parcel.

Fiscal note: N/A.

Recommendation of the Board of Parks, Recreation & Cultural Services 8-18-10: To defer to the next meeting.

Fiscal note: N/A.

Recommendation of the Board of Parks, Recreation & Cultural Services 9-8-10: To defer to the next meeting.

Fiscal note: N/A.

Recommendation of the Board of Parks, Recreation & Cultural Services 11-17-10: To approve the OIC's request that the City donate or sell at a nominal fee, the parcel of land located at 2138 N. Wisconsin Street (parcel no. 04754000), contingent upon the OIC receiving their grant to build homes on the property, and, further, receiving approval from the Zoological Society Board.

Fiscal note: To be determined

Recommendation of the Board of Parks, Recreation & Cultural Services 1-12-11: To defer to the next meeting.

Fiscal note: N/A

Recommendation of the Board of Parks, Recreation & Cultural Services 2-9-11: To reconfirm the November 17, 2010 recommendation of the Board of Parks, Recreation and Cultural

Services to approve the OIC's request that the City donate or sell at a nominal fee, the parcel of land located at 2138 N. Wisconsin Street (parcel no. 04754000), contingent upon the OIC receiving their grant to build homes on the property, and, further, receiving approval from the Zoological Society Board. In addition, that this item be returned to the Board of Parks, Recreation, and Cultural Services for final approval after the next meeting of the Zoological Society Board.

Fiscal note: To be determined

11-5964

Subject: Communication from Real Racine requesting permission to use city right-of-way for the IronGirl triathlon on Sunday, July 31, 2011. (Res.11-2409)

Recommendation of the Public Works and Services Committee on 1-25-11: That permission be granted to Real Racine and IronGirl to use City right-of-way for the IronGirl Racine Triathlon on July 31, 2011.

Further recommends that Real Racine and IronGirl be granted permission to close the following streets and to utilize certain other City streets, as indicated, on their race map, for the Ironman Racine 70.3 Triathlon to be held on Sunday, July 31, 2011:

Barker Street from Main Street to its terminus with Lake Michigan,
Main Street North Bound Lanes from Barker Street to Three Mile Road,
Goold Street from Main Street to Michigan Boulevard,
Augusta Street from Main Street to Michigan Boulevard,
Wolff Street from Main Street to Michigan Boulevard,
William Street from Main Street to Michigan Boulevard,
Lombard Avenue from Main Street to Michigan Boulevard,
Lakecrest Drive from Main Street to Michigan Boulevard;

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. The sponsor shall pay a \$700.00 special event fee.
- F. Sponsor shall be responsible for placement of all traffic control devices.

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.

Recommendation of the Board of Parks, Recreation & Cultural Services 2-9-11: To approve the request.

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

G. Consent Agenda-Resolutions

[Res.11-2399](#) Permission granted to the Police Chief to enter into a lease agreement with Johnson Tractor Inc., for one Case-IH Scout XL, for the period of one year

Resolved, that the Police Chief be authorized and directed to enter into a lease agreement for a one year period in the amount of \$1.00, with Johnson Tractor Inc., of Janesville, Wisconsin, for one Case-IH Scout XL.

Fiscal Note: The cost is \$1.00 for the period of one year.

Sponsors: James T. Spangenberg

[Res.11-2400](#) Mayor and City Clerk be authorized and directed to enter into a Water Main Oversizing Agreement with the Village of Mt. Pleasant

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a Water Main Oversizing Agreement with the Village of Mt. Pleasant for the over sizing of a planned water main at the frontage road at I-94 and Highway 20.

Fiscal Note: Funds to defray this cost are provided for in the 2011 Capital Improvement Plan for the Racine Water Utility. Estimated cost of over sizing is \$124,000.

Sponsors: James T. Spangenberg

[Res.11-2401](#) Mayor and City Clerk be authorized and directed to enter into amendments to the Household Hazardous Waste (HHW) Agreements with participating communities

Resolved, that the Mayor and City Clerk be authorized and directed to enter into amendments to the Household Hazardous Waste Agreements with participating communities.

Fiscal Note: N/A

Sponsors: James T. Spangenberg

Res.11-2402 Permission granted to the Grants Facilitator to apply for the 2011 Environmental Workforce Development and Job Training Grant through the Environmental Protection Agency

Resolved, that permission be granted for the Grants Facilitator to apply for the 2011 Environmental Workforce Development and Job Training Grant through the Environmental Protection Agency (Grant Control No. 2011-007) in the amount of \$300,000 over a two year period of time.

Fiscal Note: There is no hard match requirement. However, a soft match is recommended.

Sponsors: James T. Spangenberg

Res.11-2405 Amendment No. 1 to Professional Services Agreement for 2010 Parks Department Pavement Projects, Nielsen Madsen & Barber, S.C., be approved

Resolved, that Amendment No. 1 for an increase of \$3,100.00 to the Professional Services Agreement for preparing plans and specifications and construction administration for the 2010 Parks Department Pavement Projects, for a total contract amount of \$27,600.00, by Nielsen Madsen & Barber, S.C., be approved.

Fiscal Note: Funds are available as follows:

Account No. 207.000.5750, Cemetery Roads and Walks, 2010 - \$3,000.00
Account No. 990.700.5020, Parks Paving Projects 10 year plan, \$100.00

Sponsors: David L. Maack

Res.11-2406 Work be approved and final payment authorized for the Professional Services Agreement, Preparing Plans and Specifications and Construction Administration for the 2010 Parks Department Pavement Project, Nielsen Madsen & Barber, S.C.

Resolved, that the work be approved and final payment authorized for the Professional Services Agreement for Preparing Plans and Specifications and Construction Administration for the 2010 Parks Department Pavement Project by Nielsen Madsen & Barber, S.C., for a total contract amount of \$27,600.00.

Fiscal Note: Funds are available as follows:

Account No. 990.700.5020, Parks Paving Projects 10 year plan, \$17,705.00
Account No. 990.650.5020, Humble Repave Loop Road, \$2,127.00
Account No. 990.740.5010, Blacktop Paths through Zoo, \$1,100.00
Account No. 207.000.5750, Cemetery Roads & Walks, 2010, \$6,668.00

Sponsors: David L. Maack

Res.11-2407 Mayor and City Clerk be authorized and directed to enter into a Professional Services Agreement with Nielsen Madsen & Barber, S.C., to prepare plans and

specifications for Parks Department Pavement Projects

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a Professional Services Agreement with Nielsen Madsen & Barber, S.C., to prepare plans and specifications for Parks Department Pavement Projects in the not-to-exceed amount of \$24,700.00 plus reimbursable costs.

Fiscal Note: Funds are available as follows:

Account No. 990.700.5020, Parks Paving Projects 10yr. plan, \$11,671.00
Account No. 991.700.5020, Parks Paving Projects 10 year plan, \$8,339.00
Account No. 207.000.5750, Cemetery Roads & Walks -2010, \$4,690.00

Sponsors: David L. Maack

Res.11-2408

A RESOLUTION BY THE COMMON COUNCIL OF THE CITY OF RACINE COMMENDING THE GREEN BAY PACKERS FOOTBALL TEAM AND ORGANIZATION FOR A SUCCESSFUL FOOTBALL SEASON AND BECOMING SUPERBOWL XLV CHAMPIONS OF THE NATIONAL FOOTBALL LEAGUE

WHEREAS, the Packers, who were decimated by injuries throughout the season, demonstrated resiliency and determination, bringing pride to our community and the "Cheesehead Following"; and

WHEREAS, the 6th seeded Packers had to, and did, win their last five football games in order to reach the Super Bowl; and

WHEREAS, the Packers' players showed tremendous dedication to each other, appreciation to their fans, sportsmanship to their opponents, and respect for the game of football throughout the season; and

WHEREAS, each player, coach, manager and staff member dedicated this season and their efforts to ensure that the Green Bay Packers reached their goal of bringing the Lombardi Trophy back to Green Bay, Wisconsin after 14 years; and

WHEREAS, Head Coach Mike McCarthy and his staff have led the Green Bay Packers to the top of the elite of the National Football League while instilling discipline, character, and integrity in the men and team they coach; and

WHEREAS, Quarterback Aaron Rodgers completed 24 of 39 passes for 304 yards and 3 touchdowns and was named the most valuable player of the game; and

WHEREAS, the City Council and the Mayor of Racine desire to memorialize and publish the celebrated achievements of the Green Bay Packers.

NOW, THEREFORE, be it resolved by the Mayor and City Council of the City of Racine, as follows:

1. That the matters, facts and things recited in the Preamble hereto are

hereby adopted as the official findings of the Common Council of the City of Racine.

2. That Mark Murphy, Ted Thompson, Head Coach Mike McCarthy, the organization's coaching and administrative staff, and the entire roster of the Green Bay Packers football team be, and they are hereby commended for their successful and historic 2010 football season and for winning Super Bowl XLV and becoming National Football League champions.

3. That the tremendous dedication the players and coaching staff demonstrated to each other and to their local communities, the appreciation they showed to their fans and the sportsmanship exhibited to their opponents, both on and off the field, should be and hereby are recognized as inspiring to our City and its residents.

4. The City Clerk is hereby directed to publish this Resolution in the Minutes of the City Council proceedings and to furnish by mail, a copy of said Resolution to Mark Murphy, the President and CEO of the Green Bay Packers.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor, II

[Res.11-2409](#) Permission granted, with stipulations, to Real Racine and IronGirl to use City right-of-way for the IronGirl Racine Triathlon on Sunday, July 31, 2011

Resolved, that permission be granted to Real Racine and IronGirl to use City right-of-way for the IronGirl Racine Triathlon on July 31, 2011.

Further recommends that Real Racine and IronGirl be granted permission to close the following streets and to utilize certain other City streets, as indicated, on their race map, for the Ironman Racine 70.3 Triathlon to be held on Sunday, July 31, 2011:

Barker Street from Main Street to its terminus with Lake Michigan,
Main Street North Bound Lanes from Barker Street to Three Mile Road,
Goold Street from Main Street to Michigan Boulevard,
Augusta Street from Main Street to Michigan Boulevard,
Wolff Street from Main Street to Michigan Boulevard,
William Street from Main Street to Michigan Boulevard,
Lombard Avenue from Main Street to Michigan Boulevard,
Lakecrest Drive from Main Street to Michigan Boulevard;

with the following stipulations:

- A. A hold harmless agreement be executed. A \$50.00 processing fee will be charged.
- 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 \$700.00 special event fee.

F. Sponsor shall be responsible for placement of all traffic control devices.

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: Terry McCarthy and Gregory Holding

Res.11-2410 Official Notice #1, Two 35,000 GVW 5 Cubic Yard Diesel Dump Trucks with Snowplows and Tailgate Material Spreaders, be awarded to Lakeside International Trucks, Janesville, Wisconsin

Resolved, that Official Notice #1, for Two (2) 35,000 GVW 5 Cubic Yard Diesel Dump Trucks with Snowplows and Tailgate Material Spreaders, be awarded to Lakeside International Trucks, Janesville, WI, at its bid price of \$207,088.00 with trade-ins, it being the lowest responsible bidder.

Further resolved, that funding to defray the cost of these services be appropriated from Account 101.630.5780, Licensed Vehicles.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.11-2411 Contract 1-11 (K1-001), City Hall Renovations - Phase III (R1), be awarded to Seater Construction Company, Racine, Wisconsin

Resolved, that Contract 1-11 (K1-001), City Hall Renovations-Phase III (R1), be awarded to Seater Construction Company, Racine, WI, at its base bid price of \$774,800.00, it being the lowest responsible bidder.

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

\$250,000.00 - Account 989.100.5010, CH Facilities Plan Implementation

\$524,800.00 - Account 990.100.5010, CH Facilities Plan Implementation

\$774,800.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.11-2412 Contract 2-11 (K1-002), Fire Department Emergency Generators, be awarded to Delta Electric, Inc., Racine, Wisconsin

Resolved, that Contract 2-11 (K1-002), Fire Department Emergency Generators, be awarded to Delta Electric, Inc., Racine, WI, at its base bid price of \$23,980.00, plus Alternate #2 in the amount of \$30,050.00,

Alternate #3 in the amount of \$23,900.00 and Alternate #4 in the amount of \$24,380.00, for a total contract in the amount of \$102,310.00, it being the lowest responsible bidder.

Further resolved, that funding to defray the cost of this public works project be appropriated from Account 213.030.5750, FEMA-Other Grants.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.11-2413 Contract 9-11 (K1-009), Police Impound Lot Exterior Renovations-Phase II, be awarded to SRS Roofing & Sheet Metal, Inc., Waterford, Wisconsin

Resolved, that Contract 9-11 (K1-009), Police Impound Lot Exterior Renovations-Phase II, be awarded to SRS Roofing & Sheet Metal, Inc., Waterford, WI, at its base bid price of \$106,400.00 plus Alternate #1 in the amount of \$11,000.00, for a total contract amount of \$117,400.00, it being the lowest responsible bidder.

Further resolved, that funding to defray the cost of this public works project be appropriated from Account 991.310.5060, Police Impound Lot-North Roof.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.11-2414 Amendment No. 1 to Contract 37-10 (K0-045), Professional Services - Extend CityWorks Software to Building Department, Azteca Systems, Inc., consultant, be approved

Resolved, that Amendment No. 1 to Contract 37-10 (K0-045), Professional Services - Extend CityWorks Software to Building Department, Azteca Systems, Inc., consultant, as submitted, be approved in the not-to-exceed amount of \$49,925.00.

Further resolved, that funding to defray the cost of these professional services be appropriated from Account 101.130.5830, Computer Software.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.11-2415 Change Order No. 2 on Contract 34-10 (K0-042), City Hall and Memorial Hall Restoration (R1), AZAR LLC, contractor, be approved

Resolved, that Change Order No. 2 on Contract 34-10 (K0-042), City Hall and Memorial Hall Restoration (R1), AZAR LLC, contractor, be approved in the amount of \$821.40.

Further resolved, that funding to defray the cost of this change order be

appropriated from Account 108.990.5510, Memorial Hall Tuckpointing.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.11-2416 Sewer and water main easement on Loni Lane and Regency West Drive be approved, and Mayor and City Clerk be authorized and directed to enter into the easement agreement

Resolved, that the sewer and water main easement on Loni Lane and Regency West Drive be approved.

Further resolved, that the Mayor and City Clerk be authorized and directed to enter into a Sanitary Sewer and Water Main Easement over that part of the Northeast 1/4 of the Southeast 1/4 of Section 23, Township 3 North, Range 22 East, in the City of Racine, Racine County, Wisconsin, bounded as follows: Commence at a point on the South line of said Section 23 located S 89o25'49" W 475.84 feet from the Southeast corner of said section; run thence N 01o45'14" W 61.01 feet to the North line of S.T.H. "11"; thence S 89o25'49" W 849.15 feet along said North line to the W line of the East 1/2 of the Southeast 1/4 of said section; thence N 01o45'07" W 1780.17 feet along said West line; thence N 89o29'55" E 6.5 feet to the point of beginning of this description; run thence N 01o45'07" W 20.00 feet; thence N 89o29'55" E 379.33 feet; thence N 01o45'14" W 396.06 feet to the point of curvature of a curve to the right of westerly convexity whose radius is 473.00 feet and whose chord bears N 11o20'36" E 214.37 feet; thence northerly 216.24 feet along the arc of said curve; thence N 24o26'26" E 55.16 feet to the South line of 21st Street and a point on a curve to the left of southwesterly convexity whose radius is 433.00 feet and whose chord bears S 56o20'19" E 7.38 feet; thence southeasterly 7.38 feet along the arc of said curve and said South line to the point of curvature of a curve to the right of northeasterly convexity whose radius is 15.00 feet and whose chord bears S 16o11'39" E 19.54 feet; thence southeasterly, southerly and southwesterly 21.28 feet along the arc of said curve and said South line to the West line of Loni Lane; thence S 24o26'26" W 39.15 feet along said West line to the point of curvature of a curve to the left of westerly convexity whose radius is 453.00 feet and whose chord bears S 11o20'36" W 205.30 feet; thence southerly 207.10 feet along the arc of said curve and said West line; thence S 01o45'14" E 368.18 feet along said West line to the point of curvature of a curve to the right of southeasterly convexity whose radius is 15.00 feet and whose chord bears S 43o52'45" W 21.45 feet; thence southerly, southwesterly and westerly 23.89 feet along the arc of said curve and said West line to the West line of Regency West Drive; thence S 01o45'14" E 33.01 feet along said West line; thence S 89o29'55" W 384.00 feet to the point of beginning.

Further resolved, that this item be filed with the Register of Deeds.

Fiscal Note: There is a \$100.00 fee for filing this item with the Register of Deeds.

Sponsors: Gregory Holding

Res.11-2417 Mayor and City Clerk be authorized and directed to execute a financial assistance agreement with DeltaHawk Engines, Inc., to renovate the property at 2300 South Street

Whereas, the Racine County Economic Development Corporation and the Department of City Development have requested that the City of Racine provide financial assistance for DeltaHawk Engines, Inc., to renovate the property at 2300 South Street for its use; and

Whereas, sec. 46-268 of the Racine Municipal Code calls for the Redevelopment Authority to advise the Common Council on the use of Intergovernmental Revenue Sharing (Sewer Agreement) Funds and the Authority supports the use of the Intergovernmental Revenue Sharing Fund for the financial assistance for DeltaHawk Engines, Inc.

Resolved, that the Mayor and City Clerk be authorized and directed to execute a financial assistance agreement with DeltaHawk Engines, Inc.

Further resolved, that the agreement include the terms and conditions recommended by the Redevelopment Authority.

Fiscal Note: The financial assistance will be in the form of a phased forgivable loan. The amount of the assistance will be \$400,000 annually over three years (2011, 2012, 2013) up to \$1,200,000, conditional upon the addition of 100 new jobs, a residents hiring preference, and other conditions. The funds are available in the Intergovernmental Revenue Sharing (919) Account.

Sponsors: James T. Spangenberg

H. Resolutions

Res.11-2404 Negotiated Collective Bargaining Agreements between the City of Racine and AFSCME Local 67 (City Hall Clericals and Police Department Clericals) for the years 2011-2012 and 2013-2014, be approved

Resolved, that the negotiated Collective Bargaining Agreements between the City of Racine and AFSCME Local 67 (City Hall Clericals and Police Department Clericals), covering the years 2011-2012 and 2013-2014, be approved.

Fiscal Note: Additional year to year cost is as follows: 2011 - \$0, 2012 - \$36,182, 2013 - \$36,543, 2014 - \$73,818.

Sponsors: James T. Spangenberg

Res.11-2403 Negotiated Collective Bargaining Agreement between the City of Racine and AFSCME Local 67 (DPW/Parks) for the years 2011-2012 and 2013-2014, be approved

Resolved, that the negotiated Collective Bargaining Agreement between the

City of Racine and AFSCME Local 67 (DPW/Parks), covering the years 2011-2012 and 2013-2014, be approved.

Fiscal Note: Additional year to year cost is as follows: 2011 - \$0, 2012 - \$110,278, 2013 - \$111,382, 2014 - \$224,991.

Sponsors: James T. Spangenberg

[11-6033](#)

Subject: CANVASS OF THE ELECTION OF FEBRUARY 15, 2011

SEE ATTACHMENT

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.