



City of Racine

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

Meeting Minutes - Final

Common Council

Monday, October 16, 2017

7:00 PM

City Hall, Room 205

Monday due to Election per item 935-17

A. Call To Order

PRESENT: 12 - Coe, Jones, Tate II, Larrin, Smetana, DeHahn, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

EXCUSED: 2 - Weidner and Shakoor II

B. Pledge of Allegiance To The Flag

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

C. Approval of Journal of Council Proceedings (Minutes) October 3, 2017

A motion was made by Alderman McCarthy, seconded by Alderman Coe, that this be Approved. The motion PASSED by the following vote:

AYES: 12 - Coe, Jones, Tate II, Larrin, Smetana, DeHahn, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

EXCUSED: 2 - Weidner and Shakoor II

D. Public Comments

The following people appeared to speak before the Common Council:

Mark Balwinski

Darryl Sturino

E. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor II

[973-17](#)

Subject: Communication from the Purchasing Agent submitting bid results for Official Notice #21-2017, building board up services. (Res. 0355-17)

Recommendation of the Finance & Personnel Committee on 10/23/2017: To award Official Notice #21-2017, Building Board Up

Services to Vassh Excavating & Grading, they being the low responsive, responsible bidder. This is a two (2) year contract commencing November 1, 2018 and ending on October 31, 2019.

Fiscal Note: Funds for this contract are available in the private property maintenance fund, account number 22540-52390, raze/board/remove buildings.

Referred to the Finance and Personnel Committee.

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

997-17

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer submitting Amendment No. 2 to an existing agreement with Precise Underground Marking Corporation, Milwaukee, WI, for the provision of underground facility locating services for the City-owned fiber optic and electrical systems - Contract 20170096 - PS-Underground Facility Locating Services. (Res. 0366-17)

Recommendation of the Public Works and Services Committee on 10-31-17: That Amendment No. 2 (Contract 20170096 - PS-Underground Facility Locating Services) with Precise Underground Marking Corporation to provide underground facility locating services for the City-owned fiber optic and electrical systems be approved for a one-year extension (January 1, 2018 through December 31, 2018) with a per ticket price of:

- Prescreens - \$10.75
- Locates - \$13.75
- Site Visit/No Conflict - \$13.75
- Emergency During Business Hours (Clear/No Conflict/Site Visit/Locate) - \$20.00
- Emergency After Business Hours (Clear/No Conflict/Site Visit/Locate) - \$47.77
- Projects - \$29.00 per hour

Fiscal Note: Funding to defray the cost of these services is available in Org-Object 14012-52100, Street Lighting-Professional Services.

Referred to Public Works and Services Committee.

1011-17

Subject: Communication from the Downtown Racine Corporation requesting to use City right-of-way for the annual Holiday Parade on Saturday, November 11, 2017. (Res. 0358-17)

Recommendation of the Public Works and Services Committee on

10-31-17: That permission be granted to the Downtown Racine Corporation to close Ontario Street, State Street between Ontario Street and Main Street, Main Street between State Street and Sixth Street, Sixth Street between Main Street and City Hall, on Saturday, November 11, 2017, for the Holiday Parade with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$750.00 special event fee.
- F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval, and providing and removing all temporary traffic control devices and detour signs.
- G. If required, sponsor shall provide a detour plan for the closure of all State connecting highways, arterial and collector streets to the City Engineer for approval.
- H. If required, sponsor is responsible for cleaning the streets.
- I. If required, sponsor shall install parking meter hoods or temporary parking signs at least twenty-four (24) hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.

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

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

Referred to Public Works and Services Committee.

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

[1013-17](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Last Call on Wisconsin LLC, dba Last Call on Wisconsin, located at 525 Wisconsin Avenue, James Malnar, Agent. (1st District)

Referred to the Public Safety and Licensing Committee.

Refer to Traffic Commission, by Ald. Jones

[1025-17](#)

Subject: Communication from Devin Sutherland, on behalf of the Uptown Business Improvement District, requesting the removal of the No Parking, 6:00 AM to 8:00 AM, Monday through Friday restriction on Washington Avenue from 13th Street to 14th Street.

Referred to the Traffic Commission.

Refer to Transit and Parking Commission, by Ald. DeHahn

[995-17](#)

Subject: Communication from the City Attorney wishing to discuss the changes involving mobile payment for parking - Chapter 2, Article II, Division 10 and Chapter 94, Article V, of the Municipal Code of the City of Racine, WI.

Recommendation of the Transit and Parking Commission on 10-18-17: Approve amending the ordinance to provide for mobile payment for parking.

Fiscal Note: N/A

Referred to the Transit and Parking Commission.

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Morgenroth

[950-17](#)

Subject: Water Main Extension Agreement for Hidden Creek Condominiums (Res. 0346-17)

Recommendation of the Racine Waterworks Commission on 9/26/17: That the Mayor and City Clerk be authorized to enter into this agreement to facilitate this project with Hidden Creek Condominiums

Recommendation of the Finance & Personnel Committee on 10/09/17: That the Mayor and City Clerk be authorized to enter into this agreement to facilitate this project with Hidden Creek Condominiums

Fiscal Note: The Racine Water Utility will be paying for the water main extension - Estimated cost is \$50,000

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[975-17](#)

Subject: Communication from the Purchasing Agent submitting bid results from Official Notice #17-2017, Uniform/ Textile Rental Services. (Res. 0345-17)

Recommendation of the Finance & Personnel Committee on

10/09/2017: To award Official Notice #17-2017, uniform/textile rental services, to Cintas Corp, DBA G&K Services of Menomonee Falls at their bid price of \$46,618.80, they being the lowest responsive, responsible bidder. This will be a (5) year contract commencing November 1, 2017 and ending on October 31, 2021.

Fiscal Note: Funds for this contract are available in the following accounts: 14010-53200, Street Maintenance Work Supplies, 70240-54200 Building Complex Repairs and Maintenance, 1500216-53210, King Center Janitorial Supplies, 1500218-53210, Tyler-Domer Center Janitorial Supplies, 1500217-53210, Bryant Center Janitorial Supplies, 153003-5410, Parks Building Maintenance and Supplies, 120-53200, Professional Supplies-Lab.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[981-17](#)

Subject: Communication from the Finance Director requesting to have Bradley Viegut from Robert W. Baird & Co., appear before the Finance and Personnel Committee at their next scheduled meeting on Monday, October 9, 2017 to discuss refunding the City's Note Anticipation Note and other prior debt issues. (Res. 0354-17)

Recommendation of the Finance & Personnel Committee on

10/09/2017: To approve the refunding of the City's \$11,800,000 2017 Note Anticipation Notes with General Obligation Refunding Bonds maturing annually in 2018-2031. Additionally, refund portions of the City's 2008 and 2011 General Obligation Refunding Bonds contingent on a minimum 2.0% present value savings at time of sale.

Fiscal Note: \$11.8M NAN's to be refunded with an estimated \$11.165M G.O. Refunding Bonds, TIC = 2.67%. \$8.515M of 2008 and 2011 G.O. refunding Bonds to be refinanced at an estimated TIC = 2.09% and present value savings of \$206,855 or 2.362%. Final dollar value, TIC and present values will be determined by market conditions on date of sale and will be reported out with adoption of Final Award Resolution on Tuesday, November 7, 2017.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Public Works and Services Committee Report, by Ald. Meekma

[813-17](#)

Subject: Final Payment on Contract 20170018, Festival Hall - New Outdoor Stage, Absolute Construction Enterprises, Inc., contractor. (Res. 0349-17)

Recommendation of the Public Works and Services Committee on 10-10-17: That the work done by Absolute Construction Enterprises, Inc., on Contract 20170018, Festival Hall - New Outdoor Stage be accepted and final payment authorized for a total contract amount of \$260,201.12. Final Payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 0121-17, dated April 5, 2017.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[964-17](#)

Subject: (Direct Referral) Communication from Darryl Sturino, Sturino Funeral Home, requesting permission for a Revocable Occupancy Permit, to install a fence, underground irrigation system and landscaping in the right-of-way at 3014 Northwestern Avenue. (Res. 0328-17)

Recommendation of the Public Works and Services Committee on 09-26-17: That Darryl Sturino, Sturino Funeral Home, be granted permission for a Revocable Occupancy Permit, to install a fence, underground irrigation system and landscaping in the right-of-way at 3014 Northwestern Avenue, subject to the abutting property owner providing alternate access to the easement area via their property and a \$150.00 fee paid, in accordance with the State Statute 66.0425, Privileges in Streets.

Recommendation of the Public Works and Services Committee on 10-10-17: That Darryl Sturino, Sturino Funeral Home, be granted permission for a Revocable Occupancy Permit, to install a fence, per Building Code, in the right-of-way at 3014 Northwestern Avenue, subject to the abutting property owner providing alternate access to the right-of-way area via their property and a \$150.00 fee paid, in accordance with the State Statute 66.0425, Privileges in Streets. Further recommends amending Resolution 0328-17, dated October 3, 2017, to reflect the new verbiage.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[968-17](#)

Subject: Communication from the Assistant Commissioner of Public

Works/City Engineer submitting WisDOT's preferred alternative for State Project ID: 2260-07-00/70, Durand Avenue (STH 11), Kentucky Avenue to Kearney Avenue. (Res. 0351-17)

Recommendation of the Public Works and Services Committee on 10-10-17: Approve a standard signalized intersection at the intersection of Durand Avenue and Memorial Drive for State Project ID: 2260/07-00/70, Durand Avenue (STH 11), Kentucky Avenue to Kearney Avenue.

Fiscal Note: The difference in construction cost between the roundabout and signalized intersection, including additional right-of-way, as well as the cost of re-design work will be paid by WisDOT. The re-design cost will be credited in the State Municipal Agreement (SMA).

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[974-17](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations requesting permission to waive formal bidding for the replacement of HVAC equipment at Memorial Hall. (Res. 0350-17)

Recommendation of the Public Works and Services Committee on 10-10-17: The request to waive formal bidding procedures be approved in accordance with Racine Municipal Code Section 46-28 that allows for the waiving of formal public bids for purchases over \$25,000 for the purpose of maintaining uniformity of equipment and services.

Further recommends that the City enter into an agreement with Johnson Controls, Inc., in the amount of \$132,990.00 for the replacement of eight (8) Unit Ventilators and six (6) Variable Frequency Drives for Contract 20170084, HVAC Equipment Replacement - Memorial Hall, they being the sole source provider of their system compatible devices.

Fiscal Note: Funding to defray the cost of these materials is available in Org-Object 60623-57200, Memorial Hall-Building Improvements.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[993-17](#)

Subject: Bid results on Contract 20170043, Storm and Sanitary Sewer Lining. (Res. 0347-17)

Recommendation of the Public Works and Services Committee on 10-10-17: That bids for Contract 20170043, 2017 Storm & Sanitary Sewer Lining, be awarded to Musson Brothers, Inc., at their bid price of

\$1,734,439.00, it being the lowest responsible bidder.

Further recommends that funds to defray the cost of this Public Works Department project be appropriated from the below Org-Objects:

\$ 399,481.33 - Org-Object 22640-57560, Sanitary Sewers
\$ 700,000.00 - Org-Object 40101-57560, Sanitary Sewers
\$ 634,957.67 - Org-Object 60484-57570, Storm Sewers
\$1,734,439.00 - Total

Fiscal Note: Funds are available as herein delineated.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[994-17](#)

Subject: Bid results on Contract 20170051, Samuel Myers Park Restoration - Phase IV. (Res. 0348-17)

Recommendation of the Public Works and Services Committee on 10-10-17: That bids for Contract 20170051, Samuel Myers Park Restorations - Phase IV, be awarded to Ray Hintz, Inc., at their bid price of \$45,077.78, plus Alternate No. 1 in the amount of \$6,231.50, plus Alternate No. 2 in the amount of \$5,261.76, for a total bid of \$56,571.04, it being the lowest responsible bidder.

Further recommends that funds to defray the cost of this Public Works Department project be appropriated from Org-Object 20104-57110-20063, WCMP/NOAA Samuel Myers Park Grant and Org-Object 22720-52100, Professional Services-Lab.

Fiscal Note: Funds are available as herein delineated.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Public Safety and Licensing Committee Report, by Ald. Coe

[854-17](#)

Subject: Communication from the City Attorney recommending the creation of a Due Process board to address appeals regarding chronic nuisance determinations. (Ord. 0016-17)

Recommendation of the Public Safety and Licensing Committee on 09-26-2017: That the communication from the City Attorney recommending the creation of a Due Process board to address appeals regarding chronic nuisance determinations be recommended for approval.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[921-17](#)

Subject: Ordinance 0015-17 - An Ordinance to repeal and recreate Chapter 66, Article XXIX. - Nuisance Properties of the Code of Ordinances.

Recommendation of the Public Safety and Licensing Committee on 9-12-2017: That Ordinance 0015-17 be recommended for approval.

Recommendation of the Public Safety and Licensing Committee on 09-26-2017: That Ordinance 0015-17 be deferred for two weeks.

Recommendation of the Public Safety and Licensing Committee on 10-10-2017: That Ordinance 0015-17 be recommended for approval.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1012-17](#)

Subject: Ordinance 0016-17

An Ordinance to recreate Chapter 2, Article III, Division 8. - Reserved of the City of Racine Code of Ordinances.

Recommendation of the Public Safety and Licensing Committee on 10-10-2017: That Ordinance 0016-17 be recommended for approval.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[867-17](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Culture Bar & Grill, located at 433 Main Street, William Vaughn, Agent. (1st District)

Recommendation of the Public Safety and Licensing Committee on 09-12-2017: That the new application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Culture Bar & Grill, located at 433 Main Street, William Vaughn, Agent be deferred.

Recommendation of the Public Safety and Licensing Committee on 10-10-2017: That the new application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Culture Bar & Grill, located

at 433 Main Street, William Vaughn, Agent be approved.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[969-17](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for GRC Sport Lounge LLC dba GRC Sport Lounge, 1307 Douglas Ave, Crystal Zaehler, Agent. (4th District).

Recommendation of the Public Safety and Licensing Committee on 10-10-2017: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for GRC Sport Lounge LLC dba GRC Sport Lounge, 1307 Douglas Ave, Crystal Zaehler, Agent be approved.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[972-17](#)

Subject: (Direct Referral) Communication from the Purchasing Agent submitting the report on the bids received for the sale of Abandoned Vehicles, October 5, 2017.

Recommendation of the Public Safety and Licensing Committee on 10-10-2017: That the item be Received and Filed as the highest responsible bidder from the two bids was Sturtevant Auto Salvage.

Fiscal Note: This will generate \$12,882.00 in revenue for account 13101 48301.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[980-17](#)

Subject: (Direct Referral) Communication from Al Goodman, representing the Fifth Street Yacht Club, 761 Marquette Street to amend their Premise Description, request to include the grassy areas surrounding the club where alcoholic beverages would be served.

Recommendation of the Public Safety and Licensing Committee on 10-10-2017: (Direct Referral) Communication from Al Goodman, representing the Fifth Street Yacht Club, 761 Marquette Street to amend their Premise Description, request to include the grassy areas surrounding the club, picnic area and the front of the building where alcoholic beverages would be served be approved.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

City Plan Commission Report, by Ald. Land[1006-17](#)

Subject: (Direct Referral) A request from Jan Roland, representing Habitat for Humanity, seeking a conditional use permit to allow a ground floor residence at 1716 Geneva Street. (PC-17) (Res. 0352-17)

Recommendation of the City Plan Commission on 10-11-17: That the request from Jan Roland, representing Habitat for Humanity, for a conditional use permit to allow a ground floor residence at 1716 Geneva Street be approved, subject to conditions.

Fiscal Note: N/A

A motion was made that this Conditional Use Permit be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Housing Loan Board Report, by Ald. Land[1001-17](#)

Subject: Request from WHP-Lincoln School, LLC to subordinate a mortgage note held by the City of Racine. (Res. 0353-17)

Recommendation of the Loan Board of Review on October 12, 2017: That the request from WHP-Lincoln School, LLC to subordinate a mortgage note held by the City of Racine is approved. Further, that the director of City Development be authorized to enter into and execute the subordination agreement.

Fiscal Note: The 2007 mortgage note for 145,704 is forgiven at 1/14th per year over a 14 year period.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Office of the Mayor Report, by Ald. McCarthy[1024-17](#)

Subject: Communication from Mayor Wisner nominating appointments to the following committees, boards and/or commissions:

Appoint JoAnn Nelson, 1339 14th St. Racine, 53403 to the Uptown Business Improvement District, to complete the term vacated by John Kopolus, expiring December 31, 2019.

Appoint Lauren Klein, 1328 Washington Ave., Racine, 53403 to the Uptown Business Improvement District, to complete the term vacated by

Lou Larsen, expiring December 31, 2017.

Appoint Christina Mueller, 1618 Morton Ave., Racine, 53403 to the Cemetery Board to fill a vacancy, expiring April 30, 2021.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

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

[843-17](#)

Subject: Communication from the Aldermen from the 5th and 6th Districts on August 24, 2017 requesting removal of vegetation, weeds, and invasive trees along the bike trail abutting the overlook area on 6th Street and the bike trails north of the Zoo at the lake front.

Recommendation of the Board of Parks, Recreation and Cultural Services on September 13, 2017: To Receive and File the communication from the Aldermen from the 5th and 6th Districts on August 24, 2017 requesting removal of vegetation, weeds, and invasive trees along the bike trail abutting the overlook area on 6th Street and the bike trails north of the Zoo at the lake front.

Recommendation of the Board of Parks, Recreation and Cultural Services on October 11, 2017: To Receive and File the communication from the Aldermen from the 5th and 6th Districts on August 24, 2017 requesting removal of vegetation, weeds, and invasive trees along the bike trail abutting the overlook area on 6th Street and the bike trails north of the Zoo at the lake front.

Fiscal Note: NA

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

G. Consent Resolutions

[Res.0328-17](#)

Right-of-Way at 3014 Northwestern Avenue

Resolved, that Darryl Sturino, Sturino Funeral Home, is granted permission for a Revocable Occupancy Permit, to install a fence, per Building Code, in the right-of-way at 3014 Northwestern Avenue, subject to the abutting property owner providing alternate access to the right-of-way area via their property and a \$150.00 fee paid, in accordance with the Wis. Stat. sec 66.0425, Privileges in Streets.

Further resolved, to amend Resolution 0328-17, dated October 3, 2017, to reflect the new verbiage.

Fiscal Note: N/A

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0345-17](#)

Official Notice #17-2017, Uniform/Textile Rental Services

Resolved, that Official Notice #17-2017, Uniform/Textile Rental Services, is awarded to Cintas Corp, DBA G&K Services of Menomonee Falls at its bid price of \$46,618.80, it being the lowest responsive, responsible bidder. This will be a five year contract commencing November 1, 2017, and ending on October 31, 2021.

Fiscal Note: Funds for this contract are available in the following accounts:

14010-53200, Street Maintenance Work Supplies
70240-54200 Building Complex Repairs and Maintenance
1500216-53210, King Center Janitorial Supplies
1500218-53210, Tyler-Domer Center Janitorial Supplies
1500217-53210, Bryant Center Janitorial Supplies
153003-5410, Parks Building Maintenance and Supplies and
120-53200, Professional Supplies-Lab

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0346-17](#)

Water Main Extension Agreement for Hidden Creek Condominiums

Resolved, that the Mayor and City Clerk are authorized to enter into this agreement to facilitate this project with Hidden Creek Condominiums.

Fiscal Note: The Racine Water Utility will be paying for the water main extension. The estimated cost is \$50,000.00.

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0347-17](#)

Contract 20170043, Storm and Sanitary Sewer Lining

Resolved, that bids for Contract 20170043, 2017 Storm & Sanitary Sewer Lining, is awarded to Musson Brothers, Inc., at its bid price of \$1,734,439.00, it being the lowest responsible bidder.

Fiscal Note: Funds to defray the cost of this Public Works Department project be appropriated from the below Org-Objects:

\$ 399,481.33 - Org-Object 22640-57560, Sanitary Sewers
\$ 700,000.00 - Org-Object 40101-57560, Sanitary Sewers

\$ 634,957.67 - Org-Object 60484-57570, Storm Sewers
\$1,734,439.00 - Total

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0348-17](#)

Contract 20170051, Samuel Myers Park Restoration - Phase IV

Resolved, that bids for Contract 20170051, Samuel Myers Park Restorations - Phase IV, is awarded to Ray Hintz, Inc., at its bid price of \$45,077.78, plus Alternate No. 1 in the amount of \$6,231.50, plus Alternate No. 2 in the amount of \$5,261.76, for a total bid of \$56,571.04, it being the lowest responsible bidder.

Fiscal Note: Funds to defray the cost of this Public Works Department project be appropriated from Org-Object 20104-57110-20063, WCMP/NOAA Samuel Myers Park Grant and Org-Object 22720-52100, Professional Services-Lab.

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0349-17](#)

Final Payment on Contract 20170018, Festival Hall - New Outdoor Stage

Resolved, that the work done by Absolute Construction Enterprises, Inc., on Contract 20170018, Festival Hall - New Outdoor Stage is accepted and final payment authorized for a total contract amount of \$260,201.12. Final Payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 0121-17, dated April 5, 2017.

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0350-17](#)

Waive Formal Bidding for Replacement of HVAC Equipment at Memorial Hall

Resolved, that the request to waive formal bidding procedures is approved in accordance with Racine Municipal Code Section 46-28 that allows for the waiving of formal public bids for purchases over \$25,000.00 for the purpose of maintaining uniformity of equipment and services.

Further resolved, that the City enter into an agreement with Johnson Controls, Inc., in the amount of \$132,990.00 for the replacement of eight Unit Ventilators and six Variable Frequency Drives for Contract 20170084, HVAC Equipment Replacement - Memorial Hall, it being the sole source provider of its system compatible devices.

Fiscal Note: Funding to defray the cost of these materials is available in Org-Object 60623-57200, Memorial Hall-Building Improvements.

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0351-17](#)

State Project ID: 2260-07-00/70, Durand Avenue (STH 11), Kentucky Avenue to Kearney Avenue

Resolved, that a standard signalized intersection at the intersection of Durand Avenue and Memorial Drive for State Project ID: 2260/07-00/70, Durand Avenue (STH 11), Kentucky Avenue to Kearney Avenue is approved.

Fiscal Note: The difference in construction cost between the roundabout and signalized intersection, including additional right-of-way, as well as the cost of re-design work will be paid by WisDOT. The re-design cost will be credited in the State Municipal Agreement (SMA).

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0352-17](#)

1716 Geneva Street

Resolved, that the request from Jan Roland, representing Habitat for Humanity, seeking a conditional use permit to allow a ground floor residence at 1716 Geneva Street is approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on October 11, 2017 be approved subject to the conditions contained herein.
- b. That the all porch components be painted after twelve months when the treated lumber has had time to dry, or pre-aged treated lumber be used and the porch painted before occupancy.
- c. That, in recognition of the exposed eighteen-inch masonry foundation and six-inch wood skirt board, the four-inch Exposure Vinyl siding be approved for use as an exception to Sec. 114-735.3 thru 766.
- d. That a landscaping plan be provided and approved before issuance of building permits.
- e. That samples and specs of all building materials be provided and approved before the issuance of building permits.
- f. That if landscaping is not installed and porch not painted prior to the issuance of an occupancy permit, then a financial surety such as a bond, letter of credit, cash or other recognized assurance shall be submitted to the Director of City Development, the content and format of said assurance subject to review and approval of the City Attorney. An

estimate of the cost of completing said improvements is to be provided by the applicant and the financial surety issued in an amount equal of the value of the incomplete improvements. The financial assurance shall be kept on file with the Department of City Development.

g. That all codes and ordinances are complied with and required permits acquired.

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

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

Fiscal Note: N/A

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0353-17](#)

WHP-Lincoln School, LLC - Subordinate a Mortgage Note Held by the City of Racine

Resolved, that the request from WHP-Lincoln School, LLC to subordinate a mortgage note held by the City of Racine is approved.

Further resolved, that the Mayor and City Clerk be authorized to enter into the subordination agreement.

Fiscal note: The 2007 mortgage note for \$145,704 is forgiven at 1/14th per year over a fourteen year period.

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

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

Council Action on Consent Agenda Items

A motion was made by Alderman Terry McCarthy, seconded by Alderman Jeff Coe, that this be Adopted by the following vote:

AYES: 12 - Coe, Jones, Tate II, Larrin, Smetana, DeHahn, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

ABSENT: 2 - Weidner and Shakoor II

I. Common Council Announcements

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

J. Adjourn

Mayor Wisner adjourned the meeting at 7:30 PM. The next scheduled meeting of the Council is November 7, 2017.

ATTEST: JANICE JOHNSON-MARTIN
CITY CLERK