



City of Racine

Meeting Agenda - Final

Common Council

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

Tuesday, March 7, 2006

7:00 PM

Room 205, City Hall

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

Refer to Finance and Personnel Committee

[06-1578](#) **Subject:** Communication from the City Attorney's Office submitting the claim of Alma Donald for consideration.

[06-1579](#) **Subject:** Communication from the City Attorney's Office submitting the claim of Linda Wilson for consideration.

[06-1619](#) **Subject:** Communication from Racine Art Museum (RAM) submitting a revised proposal of \$15,000 in an annual long-term commitment from the City to help subsidize the promoting of RAM outside of Racine County.

Recommendation:

[06-1623](#) **Subject:** Communication from the City Attorney requesting authorization for the continuation of the self-insured worker's compensation program, in compliance with Wisconsin Administrative Code DWD 80.60(3).

[06-1633](#) **Subject:** Communication from the Chief of Police requesting to waive formal bidding for and purchasing a CVSA (Computer Voice Stress Analyzer) for the department. He further requests that the Purchasing Agent be authorized and directed to negotiate with National Institute for Truth Verification, 11400 Fortune Circle, W. Palm Beach, Florida, for the purchase of this equipment.

(Also refer to License & Welfare Committee.)

Recommendation:

06-1634

Subject: Communication from Chief of Police requesting to waive formal bidding for and purchase BEAST (Bar Code Evidence Analysis Statistics Tracking) software for the department. He further requests that the Purchasing Agent be authorized and directed to negotiate with Porter Lee Corporation, 1091 S. Wright Boulevard, Schaumburg, Illinois, for this purchase.

(Also refer to License & Welfare Committee.)

Recommendation:

06-1635

Subject: Communication from Chief of Police Spenner requesting to amend the 2006 Asset Forfeiture Spending Plan, as adopted by Council, by adding a Capital Outlay under 241.00.5780, Licensed Vehicles, in the amount of \$12,500, for Special Investigations Unit Vehicle Trades.

(Also refer to License & Welfare Committee.)

Recommendation:

06-1638

Subject: Communication from Chief of Police Spenner, requesting to enter into a Terrorism Equipment Agreement with Racine County for the purchase of terrorism equipment for the Racine Police Department, under the Homeland Security Grant program, for which Racine County has applied. Finance Department has issued City Grant Control No. 2006-012. There is no cost to the City.

(Also refer to License & Welfare Committee.)

Recommendation:

06-1645

Subject: Communication from Interim Finance Director David L. Brown requesting to appear before the committee on Monday, March 13, 2006 to discuss recently vacated position in the City Clerk's Office.

Recommendation:

06-1646

Subject: Communication from the Racine Zoological Society requesting that the fees for the stage on wheels be reduced for six events at the Racine Zoo this summer.

Recommendation:**Refer to Public Works and Services Committee****06-1610****Subject:** Communication from the YMCA requesting to use city right-of-way on June 17, 2006 for the 28th annual Lighthouse Run.**Recommendation:****06-1613****Subject:** Communication from K. Singh & Associates, Inc. notifying the City of residual groundwater contamination within the street right-of-way of 4542 Douglas Avenue.**Recommendation:****06-1636****Subject:** Communication from the Commissioner of Public Works/City Engineering submitting the request of the Alderman of the 12th District to assess the lighting in the 3600 block of Haven Avenue.**Recommendation:****06-1648****Subject:** Communication from the 1st District Alderman requesting an extension on design of the Sixth Street Department of Transportation project.**Recommendation:****Refer to License and Welfare Committee****06-1604****Subject:** Application of Jaime Ruiz LLC., Jaime Ruiz, Agent, for a Class "B" Retail Fermented Malt Beverage License for 3751 Douglas Avenue. (7th District) **(Alderman of the 7th District included in reference)****Recommendation:****06-1615****Subject:** Communication from the Assistant Finance Director requesting to discuss discontinuing the sale of personalized bricks at the Festival Hall site.

(Item also referred to the Civic Centre Commission)

Recommendation:**Fiscal Note:**

06-1614

Subject: Communication from Civic Centre requesting the City of Racine to renew the beverage contract for an additional two years and waive the 180 -day notification clause.

Recommendation:

06-1621

Subject: Request to enter into agreement for Boiler replacement at Lakeview Center and Festival Hall.

Recommendation:

06-1633-A

Subject: Communication from the Chief of Police requesting to waive formal bidding for and purchasing a CVSA (Computer Voice Stress Analyzer) for the department. He further requests that the Purchasing Agent be authorized and directed to negotiate with National Institute for Truth Verification, 11400 Fortune Circle, W. Palm Beach, Florida, for the purchase of this equipment.

(Also refer to Finance & Personnel Committee.)

Recommendation:

06-1634-A

Subject: Communication from Chief of Police requesting to waive formal bidding for and purchase BEAST (Bar Code Evidence Analysis Statistics Tracking) software for the department. He further requests that the Purchasing Agent be authorized and directed to negotiate with Porter Lee Corporation, 1091 S. Wright Boulevard, Schaumburg, Illinois, for this purchase.

(Also refer to Finance & Personnel Committee.)

Recommendation:

06-1635-A

Subject: Communication from Chief of Police Spenner requesting to amend the 2006 Asset Forfeiture Spending Plan, as adopted by Council, by adding a Capital Outlay under 241.00.5780, Licensed Vehicles, in the amount of \$12,500, for Special Investigations Unit Vehicle Trades.

(Also refer to Finance & Personnel Committee.)

Recommendation:[06-1638-A](#)

Subject: Communication from Chief of Police Spenner, requesting to enter into a Terrorism Equipment Agreement with Racine County for the purchase of terrorism equipment for the Racine Police Department, under the Homeland Security Grant program, for which Racine County has applied. Finance Department has issued City Grant Control No. 2006-012. There is no cost to the City.

(Also refer to Finance & Personnel Committee.)

Recommendation:[06-1644](#)

Subject: Application of Midtown Market, LLC, Jagtar Singh, Agent, for a Class "A" Retail Fermented Malt Beverage License for 1229 Eleventh Street. (1st District) (Alderman of the 1st District included in reference)

Recommendation:**Refer to Traffic Commission**[06-1618](#)

Subject: Communication from Thomas Cook and local residents requesting to appear before the committee to discuss the removal of Parking Restrictions in the 500 block of Fourteen Street; with the closing of Winslow School this will allow residents ample parking.

Recommendation:[06-1647-A](#)

Subject: Communication from the Racine Zoological Society requesting exclusive use of Lakeview Park for competitors and other needs and the blocking of traffic from on Michigan Boulevard beginning at Lakeview Park heading north to Goold Street and Goold Street west to Main Street.

Also refer to Board of Parks, Recreation & Cultural Services.

Recommendation:**Refer to Transit and Parking Commission**[06-1639](#)

Subject: Communication from the University of Wisconsin-Parkside to terminate the current Racine Bus Service Contract.

Recommendation:**Refer to Board of Health**

[06-1622-A](#) **Subject:** Communication from the Public Health Administrator requesting permission to apply for funding from the Centers for Disease Control in the amount of \$106,692. There is a 50% in-kind soft match required

Also referred to Finance and Personnel Committee

Recommendation:**Refer to Board of Parks, Recreation, and Cultural Services**

[06-1642](#) **Subject:** Communication from the Purchasing Agent submitting bids received under Official Notice #8, One (1) LARGE AREA ROTARY MOWER.

Recommendation:

[06-1647](#) **Subject:** Communication from the Racine Zoological Society requesting exclusive use of Lakeview Park for competitors and other needs and the blocking of traffic from on Michigan Boulevard beginning at Lakeview Park heading north to Goold Street and Goold Street west to Main Street.

Also refer to Traffic Commission

Recommendation:**Refer to Cable Television Commission**

[06-1617](#) **Subject:** Request to review and revise the Policies and Procedures manual governing public access to Cable Access Racine - CAR25.

Recommendation:**J. Committee Reports****Finance and Personnel Committee Report**

[06-1499](#) **Subject:** Communication from the Chairman of South Eastern Area Narcotics Anonymous requesting the use of the Racine Community Centers at reduced rates for the year 2006.

Recommendation: That South Eastern Area Narcotics Anonymous be granted permission to utilize community centers at the nonprofit noncharging rate 3 times in 2006.

Fiscal Note: N/A

06-1557

Subject: Communication from the Director of Parks, Recreation & Cultural Services Department to use the Cemetery's maintenance funds for a project requested by the Cemetery Commission.

Recommendation: That permission be granted for the transfer of funds in the cemetery's Maintenance Fund to be utilized for the landscape plan around the Mound Cemetery office.

Fiscal Note: Money is available within the general fund for the projects at the Mound Cemetery office and chapel landscaping.

06-1558

Subject: Communication from the Chief of Police requesting permission to apply for the Wisconsin Department of Transportation 2006 Alcohol Enforcement Mobilization grant (grant control # 2006-004). The grant amount is \$20,000 with a 25% soft match (\$5,000).

(Referred to Finance and Personnel Committee and to the License & Welfare Committee)

Recommendation of the Finance & Personnel Committee: The Committee recommends that the Chief of Police be granted permission to apply for the Wisconsin Department of Transportation 2006 Alcohol Enforcement Mobilization grant, Grant Control No. 2006-004, in the amount of \$20,000.

Fiscal Note: A 25% soft match of \$5,000 is required on the part of the City.

Recommendation of the License and Welfare Committee: The Chief of Police be granted permission to apply for and accept the Wisconsin Department of Transportation 2006 Alcohol Enforcement Mobilization grant (grant control #2006-004).

06-1560

Subject: Communication from the Chief of Police requesting permission to apply for the 2006 Department of Transportation Bicycle Safety Enforcement grant (grant control #2006-006). The grant is in the amount of \$4,000 with a 25% soft match (\$1,000).

(Referred to Finance and Personnel Committee and to the License and Welfare Committee)

Recommendation of Finance & Personnel Committee: That the Chief of Police be granted permission to apply for the 2006 Department of Transportation Bicycle Safety Enforcement grant, Grant Control No. 2006-006, in the amount of \$4,000.

Fiscal Note: A 25% soft match in the amount of \$1,000 required on the part of the City.

Recommendation of the License and Welfare Committee: The Chief of Police be granted permission to apply for and accept the 2006 Department of Transportation Bicycle Safety Enforcement grant (grant control #2006-006).

06-1561

Subject: Communication from the Chief of Police requesting permission to apply for the 2006 Department of Transportation Pedestrian Safety Enforcement grant (grant control #2006-007). The grant is in the amount of \$4,000 with a 25% soft match (\$1,000).

(Referred to Finance and Personnel Committee and to the License and Welfare Committee)

Recommendation of Finance & Personnel Committee: That the Chief of Police be granted permission to apply for the 2006 Department of Transportation Pedestrian Safety Enforcement grant, Grant Control No. 2006-007, in the amount of \$4,000.

Fiscal Note: A 25% soft match in the amount of \$1,000 required on the part of the City.

Recommendation of the License and Welfare Committee: Chief of Police be granted permission to apply for and accept the 2006 Department of Transportation Pedestrian Safety Enforcement grant (grant control #2006-007).

06-1562

Subject: Communication from the Chief of Police requesting permission to apply for the Wisconsin Department of Transportation 2006 Youth Alcohol Enforcement CARD grant (grant control #2006-008). The grant is in the amount of \$4,000-\$6,000 with a 25% soft match (\$1,000-\$1,500).

(Referred to Finance and Personnel Committee and to the License & Welfare Committee)

Recommendation of the Finance & Personnel Committee: That the Chief of Police be granted permission to apply for the Wisconsin Department of Transportation 2006 Youth Alcohol Enforcement CARD grant, Grant Control No. 2006-008, in the amount of \$4,000 - \$6,000.

Fiscal Note: A 25% soft match in the amount of \$1,000 - \$1,500 required on the part of the City.

Recommendation of the License and Welfare Committee: The Chief of Police be granted permission to apply for and accept the Wisconsin Department of Transportation 2006 Youth Alcohol Enforcement CARD grant (grant control #2006-008).

06-1563

Subject: Communication from the Commissioner of Public Works requesting the transfer of funds for the purchase of a plan-size copier for the Engineering Department.

Recommendation: That the 2005 budget be amended to transfer \$10,000 from account 101.600.5770, Traffic - Speed Humps; \$5,409 from account 101.600.5780 Traffic - Vehicles; and \$15,591 from account 101.630.5780 Street Maintenance - Vehicles to account 101.130.5770 Engineering Equipment - Copier and that this balance be carried forward to 2006 to cover the cost of a plan-size copy machine.

Fiscal Note: There are sufficient funds available for above transfer.

06-1564

Subject: Communication from the Commissioner of Public Works requesting the transfer of funds to replace air conditioning compressors at Festival Hall.

Recommendation: That permission granted for the 2005 Capital Improvement budget be amended to transfer \$15,000 from account 108.985.5010 Festival Hall - Sound System to account 108-985.5030 Festival Hall - HVAC and that the balance be carried forward to 2006.

Fiscal Note: There are sufficient funds available for the above transfer.

06-1566

Subject: Communication from the Chief of Police requesting permission to accept the Wisconsin Department of Transportation 2006 Alcohol Enforcement Mobilization grant (grant control #2006-004). The grant is in the amount of \$20,000, with a 25% soft match (\$5,000).

(Referred to Finance and Personnel and to the License and Welfare Committee)

Recommendation of the Finance & Personnel Committee: That the Mayor and City Clerk be authorized and directed to enter into an agreement with the Wisconsin Department of Transportation for the 2006 Alcohol Enforcement Mobilization grant, Grant Control No. 2006-004, in the amount of \$20,000.

Fiscal Note: A 25% soft match in the amount of \$5,000 required on the part of the City.

Recommendation of the License and Welfare Committee: The Chief of Police be granted permission to apply for and accept the Wisconsin Department of Transportation 2006 Alcohol Enforcement Mobilization grant (grant control #2006-004).

06-1567

Subject: Communication from the Chief of Police requesting permission to accept the 2006 Department of Transportation Click-It or Ticket Mobilization grant (grant control #2006-005). The grant is in the amount of \$5,000, with a 25% soft match (\$1,250).

(Referred to Finance and Personnel Committee and to the License and Welfare Committee)

Recommendation of the Finance and Personnel Committee: That the Mayor and City Clerk be authorized and directed to enter into an agreement for the 2006 Department of Transportation Click-it or Ticket Mobilization grant, Grant Control No. 2006-005, in the amount of \$5,000.

Fiscal Note: 25% soft match in the amount of \$1,250 required on the part of the City.

Recommendation of License and Welfare Committee: The Chief of Police be granted permission to apply for and accept the 2006 Department of Transportation Click-It or Ticket Mobilization grant (grant control #2006-005).

06-1568

Subject: Communication from the Chief of Police requesting to accept the 2006 Department of Transportation Bicycle Safety Enforcement grant (grant control #2006-006). The grant is in the amount of \$4,000 with a 25% soft match (\$1,000).

(Referred to the Finance & Personnel Committee and to the License & Welfare Committee)

Recommendation of the Finance & Personnel Committee: That the

Mayor and City Clerk be authorized and directed to enter into an agreement for the 2006 Department of Transportation Bicycle Safety Enforcement grant, Grant Control No. 2006-006, in the amount of \$4,000.

Fiscal Note: A 25% soft match in the amount of \$1,000 required on the part of the City.

Recommendation of the License and Welfare Committee: That the Chief of Police be granted permission to apply for and accept the 2006 Department of Transportation Bicycle Safety Enforcement grant (grant control #2006-006).

06-1569

Subject: Communication from the Chief of Police requesting permission to accept the 2006 Department of Transportation Pedestrian Safety Enforcement grant (grant control #2006-007). The grant is in the amount of \$4,000, with a 25% soft match (\$1,000).

(Referred to Finance & Personnel Committee and to the License and Welfare Committee)

Recommendation of the Finance & Personnel Committee: That the Mayor and City Clerk be authorized and directed to enter into an agreement for the 2006 Department of Transportation Pedestrian Safety Enforcement grant, Grant Control No. 2006-007, in the amount of \$4,000.

Fiscal Note: A 25% soft match in the amount of \$1,000 required on the part of the City.

Recommendation of the License and Welfare Committee: Chief of Police be granted permission to apply for and accept the 2006 Department of Transportation Pedestrian Safety Enforcement grant (grant control #2006-007).

06-1571

Subject: Communication from the Chief of Police requesting permission to accept the Wisconsin Department of Transportation 2006 Youth Alcohol Enforcement CARD grant (grant control #2006-008). The grant is in the amount of \$4,000 - \$6,000, with a 25% soft match (\$1,000 - \$1,500).

(Referred to Finance and Personnel Committee and to the License and Welfare Committee)

Recommendation of the Finance & Personnel Committee: That the Mayor and City Clerk be authorized and directed to enter into an

agreement with the Department of Transportation 2006 Youth Alcohol Enforcement CARD grant, Grant Control No. 2006-008, in the amount of \$4,000 - \$6000.

Fiscal Note: A 25% soft match in the amount of \$1,000 - 1,500 required on the part of the City.

Recommendation of the License and Welfare Committee: The Chief of Police be granted permission to apply for and accept the Wisconsin Department of Transportation 2006 Youth Alcohol Enforcement CARD grant (grant control #2006-008).

06-1580

Subject: Communication from the Director of City Development wishing to discuss the agreement with State at Main LLC for the development of 141 Main Street.

Recommendation: That the City of Racine/Racine Redevelopment Authority's Term Sheet be approved with State at Main LLC. for the development of 141 Main Street.

Fiscal Note: N/A

06-1593

Subject: Communication from a Representative of the Affirmative Action/Human Rights Commission requesting that funding for Fair Housing for 2005 be equivalent to the 2004 funding cycle.

Recommendation: That the item be received and filed.

Fiscal Note: N/A

06-1594

Subject: Communication from the City Administrator wishing to discuss the criteria for filling vacant positions.

Recommendation: That the item be received and filed.

Fiscal Note: N/A

06-1595

Subject: Communication from the Director of Human Resources wishing to discuss the review of the results of the Clerk/Treasurer audit.

Recommendation: That the item be received and filed

Fiscal Note: N/A

06-1596

Subject: Communication from the Alderman of the 5th District wishing to discuss mandatory direct deposit for all City employees.

Recommendation: That the item be received and filed

Fiscal Note: N/A

06-1597

Subject: Communication from the City Attorney submitting a claim and wishing to discuss it in closed session.

Recommendation: That the item be received and filed.

Fiscal Note: N/A

06-1620

Subject: Communication from the Chief of Police requesting to apply for the 2006 Department of Transportation Click-it or Ticket Mobilization grant (Grant Control No. 2006-005).

(Referred to Finance and Personnel Committee and to the License and Welfare Committee)

Recommendation of Finance and Personnel Committee: That the Chief of Police be granted permission to apply for the 2006 Department of Transportation Click-it or Ticket Mobilization grant, Grant Control No. 2006-005, in the amount of \$5,000.

Fiscal Note: 25% soft match in the amount of \$1,250 is required on the part of the City.

Recommendation of License and Welfare Committee: The Chief of Police be granted permission to apply for and accept the 2006 Department of Transportation Click-It or Ticket Mobilization grant (grant control #2006-005).

Public Works and Services Committee Report

06-1519

Subject: Item 14 of February 22, 2006, communication from the Commissioner of Public Works requesting to discuss the schedule for the reconstruction of Sixth Street from Main Street to Villa Street.

Recommendation: The communication be received and filed.

Fiscal Note: Not applicable.

06-1528

Subject: Item 15 of February 22, 2006, communication from the

Purchasing Agent submitting bids received under Official Notice #2, One (1) Three Wheel Broom Type Street Sweeper.

Recommendation: The contract for one (1) Elgin Pelican Model P street sweeper be awarded to Bruce Municipal Equipment, at their bid price of \$119,811.00, with trade-in, they being the second lowest responsible bidder, that being in the best interest of the City.

Further recommends that funds to defray the cost of this purchase be appropriated from Account 104.000.5780, Street Sweeper.

Fiscal Note: Funds are available as herein delineated. The second low bid was selected due to lower maintenance costs which will save the city \$95,000.00 over the expected 10-year life of this equipment.

06-1534

Subject: Item 17 of February 22, 2006, communication from the Commissioner of Public Works recommending rates for the 2006 weed cutting season.

Recommendation: The cost of weed cutting services as submitted by the Commissioner of Public Works be approved as follows for the 2006 weed cutting season:

Machine Cutting	\$125.00/hour
Hand Machine Cutting	\$ 75.00/hour
Hand Cutting	\$ 65.00/hour
Transportation Charge	\$ 40.00 lump sum

Fiscal Note: The increase in the cutting rates are to offset increases in the cost of providing this service, which has not been raised since 2003.

06-1529

Subject: Item 16 of February 22, 2006, communication from the Pastor of Wayman A.M.E. Church requesting permission to close the alleys behind 424 N. Memorial Drive for their annual Wayman Fest on July 29, 2006 and July 30, 2006.

Recommendation: Wayman African Methodist Episcopal Church be granted permission to close the north-south alley behind 424 N. Memorial Drive, for their annual festival on Saturday and Sunday, July 29 and 30, 2006, in accordance with their request.

Further recommends that permission be granted 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. 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 incurred on a regular shift basis to implement this event.

06-1536

Subject: Item 18 of February 22, 2006, communication annually reaffirming that the policies of We Energies do not permit hunting, use of any motorized recreational vehicles such as snowmobiles, ATV's and motorcycles, or access by non-We energies vehicles on our rights of way and other company property in your community.

Recommendation: The communication be received and filed.

Fiscal Note: Not applicable.

06-1583

Subject: Direct Referral. Communication from the Commissioner of Public Works submitting a request for final payment on Contract 9-05 (K5-014), Ventilation Improvements at City Hall and Safety Building, Southport Consulting, consultant.

Recommendation: The professional services provided by Southport Consulting, under Contract 9-05 (K5-014), Ventilation Improvements at City Hall and Safety Building, be accepted and final payment authorized for a total contract amount of \$1,600.00, from funds heretofore appropriated.

Fiscal Note: Contract was authorized under Resolution No. 6421, dated March 15, 2005.

06-1584

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 1 on Contract 55-05 (K5-062), Ventilation System for Fire Station No. 1, Hastings Air Energy Control, Inc., contractor.

Recommendation: Change Order No. 1 on Contract 55-05 (K5-062), Ventilation System for Fire Station No. 1, Hastings Air Energy Control, Inc., contractor, as submitted, be approved in the amount of \$3,581.00. Further recommends that funding to defray the cost of this change order be appropriated from Account 985.300.5010, Fire Station No. 1 - Vehicle Exhaust System.

Fiscal Note: Funds are available as herein delineated.

06-1598

Subject: Direct Referral. Communication from the Purchasing Agent submitting bids on Official Notice No. 7 for janitorial services for City Hall, City Hall Annex and safety Building.

Recommendation: The Mayor and City Clerk be authorized and directed to enter into a contract with CleanCo of Racine, they being the lowest responsible bidder, with a two-year bid price of \$199,592.85, which includes Amendment No. 1.

Further recommends that funds to defray the cost of these professional services are available in Account 404.000.5610, Building Complex-Professional Services.

Fiscal Note: Funds are available as herein delineated.

06-1599

Subject: Communication from the Commissioner of Public Works submitting a request for final payment on Contract 43-04 (K4-056), Professional Services for Structural Analysis of Main Street Bridge, Stork Technimet, Inc., consultant.

Recommendation: The professional services provided by Stork Technimet, Inc., under Contract 43-04 (K4-056), Professional Services for Structural Analysis of Main Street Bridge, be accepted and final payment authorized for a total contract amount of \$17,506.00, from funds heretofore appropriated.

Fiscal Note: Contract authorized under Resolution No. 6175, dated October 5, 2004.

06-1601

Subject: Direct Referral. Communication from the Commissioner of Public Works submitting bid results on Contract 2-06 (K6-002), Racine Street Sanitary Sewer Lining Construction.

Recommendation: Contract 2-06 (K6-002), Racine Street Sanitary

Sewer Lining Construction, be awarded to Visu-Sewer Clean & Seal, Inc., Pewaukee, WI, at their bid price of \$239,715.00, 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:

\$7,279.08 - Account 985.907.5330, Racine Street Sanitary Sewer
\$27,513.68 - Account 985.907.5310, Sanitary Sewer-Various Locations
\$906.19 - Account 985.907.5320, Sanitary Manhole Reconstruction
\$8,616.89 - Account 984.907.5320, Sanitary Manhole Reconstruction
\$15,400.00 - Account 986.907.5320, Sanitary Manhole Reconstruction
\$179,999.16 - Account 986.907.5310, Sanitary Sewer-Various Locations
\$239,715.00 - Total

Fiscal Note: Funds are available as herein delineated.

06-1602

Subject: Direct Referral. Communication from the Commissioner of Public Works submitting bid results on Contract 7-06 (K6-007), 2006 CCTV Services and Manhole Inspection

Recommendation: Contract 7-06 (K6-007), 2006 CCTV Services and Manhole Inspection, be awarded to Green Bay Pipe & TV, LLC, Green Bay, WI, at their bid price of \$304,938.88, 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:

\$127,908.75 - Account 986.907.5310, Sanitary Sewer-Various Locations
\$ 6,470.00 - Account 986.907.5320, Sanitary Manhole Reconstruction
\$170,560.13 - Account 104.985.5420, Storm Sewer-Misc. Locations
\$304,938.88 - Total

Fiscal Note: Funds are available as herein delineated.

06-1603

Subject: Direct Referral. Communication from the Commissioner of Public Works submitting bid results on Contract 44-05 (K5-051), Laurel Clark Memorial Fountain.

Recommendation: Contract 44-05 (K5-051), Laurel Clark Memorial Fountain, be awarded to Bane-Nelson, Inc., Kenosha, WI, at their base bid price of \$122,113.00, plus alternate bid items A3, A4, A5, A6, A7, and A8, for a total contract amount of \$137,203.00, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from Account 969.000.5870, TIF District No. 9.

Fiscal Note: Funds are available as herein delineated.

06-1624

Subject: ~~Subject:~~ Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering recommending a reduction in retainage on Contract 22-05 (K5-029), Racine Street Utility Construction, A.W. Oakes & Son, Inc., contractor.

Recommendation: The retainage on Contract 22-05 (K5-029), Racine Street Utility Construction, A.W. Oakes & Son, Inc., contractor, be reduced to the amount of \$6,000.00.

Fiscal Note: The amount of retainage is sufficient to cover the value of the remainder of the work on this project.

License and Welfare Committee Report

Ord.0912-06

ORDINANCE NO. 01-06 to amend Sec. 30-84(c) of the Municipal Code of the City of Racine, Wisconsin relating to Garden court crypts construction and maintenance fund.

06-1492

Subject: Application of Magic Dollar Plus LLC., Hussein Asad, Agent, for a Class "A" Retail Fermented Malt Beverage License for 1007 Washington Avenue. (1st District) **(Alderman of the 1st District included in reference)**

Recommendation: License be denied due to the high concentration of alcohol licenses and the fragility of the neighborhood.

06-1493

Subject: (Direct Referral) The application of Mary Christman for a Public Passenger Vehicle Driver's License. (Renewal)

Recommendation: License be granted.

06-1512

Subject: Communication from 2nd District Alderman requesting to discuss events that took place at 1801 Mead Street, T's Corner store on 1/1/06

Recommendation: Begin due process hearing.

Ord.0913-06

ORDINANCE NO. 2-06 RELATING TO OFFENSES - GANG LOITERING

Ord.0914-06

ORDINANCE NO. 3-06 RELATING TO PUBIC PASSENGER VEHICLES; TAXICABS.

06-1518 **Subject:** Application of Jermaine Weatherspoon for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 303 Dodge Street. (4th District) **(Alderman of the 4th District included in reference)**

Recommendation: License be granted.

06-1545 **Subject:** (Direct Referral) Report of the sale of abandoned vehicles for February 13, 2006.

Recommendation: Receive and file.

06-1551 **Subject:** (Direct Referral) The application of Lynne M. Stricker for a Public Passenger Vehicle Driver's License. (Renewal)

Recommendation: License be granted.

06-1573 **Subject:** Application of Marcus Cinemas of WI, LLC. for a Movie Theater License at 5101 Washington Avenue (Westgate Cinema 5). (Renewal)

Recommendation: License be granted.

06-1574 **Subject:** Application of Marcus Cinemas of WI, LLC. for a Movie Theater License at 5230 Durand Avenue (Regency Mall Cinemas). (Renewal)

Recommendation: License be granted.

06-1586 **Subject:** Communication requesting that upon adoption of Ordinance 3-06 relating to the taxicab service, the License & Welfare Committee will be required to adopt procedures relating to taxicab licenses.

Recommendation: Adopt the committee policy implementing Ordinance 3-06.

City Plan Commission Report

06-1520 **Subject:** Direct Referral. Consideration of a request by Andy Bohl of Bohl Automotive seeking a conditional use permit to offer for sale up to five vehicles at 2525 Douglas Avenue.

Recommendation: Approve with conditions.

- a. That the plans stamped "Received January 23, 2006" and presented to the Plan Commission on February 6, 2006 be approved subject to the conditions contained herein.
- b. That all the conditions of approval as contained in Common Council Resolution No 1395 of December 2, 1986, and Resolution 1748 of July 7, 1998 be complied with unless otherwise modified herein.
- c. That only five (5) vehicles associated with the vehicle sales operation be stored on the property and that this number includes vehicles awaiting dealer prep.
- d. That vehicles associated with the repair or sales operations be positioned so as not to constrict traffic circulation on the property or hinder traffic flow on Douglas Avenue or Augusta Street.
- e. That by March 1, 2006, a landscape plan be submitted for the review and approval of the Director of City Development illustrating a landscaping bed along Douglas Avenue that has a minimum width of six feet. A bond shall be submitted being equal to the value of the landscape plan. The illustrated landscaping shall be installed by July 1, 2006.
- f. That by May 1, 2006, all driveway aprons onto Douglas Avenue shall be removed, existing curb cuts closed, curbing installed and a grass parkway restored, all in accordance with City standards.
- g. That by July 1, 2006, all parking and storage areas at 2525 Douglas Avenue shall be paved in either concrete or asphalt.
- h. That all signs be submitted to the Director of City Development for review and approval.
- i. That no pennants, banners, streamers, temporary signs be displayed at this location.
- j. That all applicable codes and ordinances be complied with and required permits acquired.
- k. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Common Council.
- l. That this permit is subject to Plan Commission review for compliance

with the listed conditions.

Fiscal Note: N/A

06-1521

Subject: Direct Referral. Consideration of a request by Ignacio Castaneda seeking a conditional use permit to operate an auto repair facility at 1440 West Street.

Recommendation: Approve with conditions.

- a. That the plans stamped "Received January 20, 2006" and presented to the Plan Commission on February 22, 2006 are approved, subject to the conditions contained herein.
- b. That this conditional use permit shall be reviewed by the Plan Commission six months from the date of its approval to determine the level of compliance with the conditions of approval, and the appropriate Plan Commission response to the conduct of the operation.
- c. That by June 1, 2006 the following maintenance, repairs, clean up, and improvements shall be accomplished:
 1. Repair, straighten or replace damaged fence sections.
 2. Replace missing privacy slats in gates, and install privacy slats in the northern fence. All privacy slats are to be a uniform color.
 3. Trim fence posts to a uniform height extending no greater than one foot above the fence panels.
 4. Repair or replace damaged soffit panels and wainscoting on West Street façade of building.
 5. Paint the building and fencing in a uniform color scheme in colors which have first been submitted to the Director of City Development for a determination of their appropriateness.
 6. Pave damaged or unpaved portions of the parking lot.
 7. Remove all unlicensed or inoperable vehicles from outside storage on the property unless they are awaiting repair.
 8. Remove all junked vehicles, vehicle parts, equipment, and materials from outside storage.
 9. Remove all assorted debris and junk from the property.
 10. Install clear/transparent windows in all window openings facing West Street.
- d. That there shall be no vehicle sales or salvage at this location.
- e. That all vehicles awaiting repairs, and tow trucks shall be stored on the subject property within the fenced area. Vehicles awaiting repairs, or those vehicles which have been repaired shall not be stored on the

property for more than 30 days.

- f. That all vehicle repair shall be conducted indoors.
- g. That there shall be no vehicle preparation or painting conducted outdoors, and any preparation or painting of vehicles indoors shall be conducted in compliance with all appropriate codes and ordinances and all required permits acquired.
- h. That off-street parking areas shall be provided for all customer and employee vehicles.
- i. That there shall be no outside storage of junked vehicles, vehicles parts and accessories, and equipment.
- j. That all trash and recyclables shall be stored in closed containers and screened from view.
- k. That the maximum hours of operation shall be from 8:00 a.m. to 8:00 p.m. Monday through Saturday with no hours on Sunday.
- l. That all signs be submitted to the Director of City Development for review and approval.
- m. That no pennants, banners, streamers, temporary signs be displayed at this location.
- n. That all applicable codes and ordinances be complied with and required permits acquired.
- o. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Common Council.
- p. That this permit is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

06-1538

Subject: Direct Referral. Consideration of a request by Daniel Oakes of AW Oakes & Son, Inc. seeking to amend a conditional use permit for a contractor's facility at 2000 Oakes Road for the construction of a 9,975 square foot storage building, and a 8,400 square foot office building.

Recommendation: Approve with conditions.

- a. That the plans stamped "Received January 31, 2006" and presented to the Plan Commission on February 22, 2006" be approved, subject to the conditions contained herein:
- b. That final building elevations for the storage building be submitted for the review and approval by the Director of City Development. The elevation shall show the use of full dimensioned masonry units for the first four to six feet above grade, on all elevations, and illustrate the building's color scheme.
- c. That a final landscape plan be submitted for the review and approval by the Director of City Development. If an occupancy permit is requested prior to the installation of the landscaping, then a letter of credit shall be submit equal in value to the cost of the landscaping, and released upon the landscaping installation.
- d. That signage plans be submitted to the Director of City Development for review and approval.
- e. That designs and elevation drawings for dumpster areas be submitted for the review and approval of the Director of City Development.
- f. That details on exterior light fixture styles, heights and colors be submitted to the Director of City Development for review and approval.
- g. That a list of the types of vehicles, equipment, materials, and activities to be contained in the storage building be submitted to the Director of City Development to be placed on file.
- h. That all applicable codes and ordinances be complied with and required permits acquired.
- i. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission, and no major changes be made from the conditions of this permit without the approval of the Common Council.
- j. That this permit is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

06-1539

Subject: Direct Referral. Consideration of a request by Robert Martins of Lukas Classics seeking a conditional use permit to operate an auto restoration business at 1500 Summit Avenue.

Recommendation: Approve with conditions.

- a. That the plans stamped "Received February 7, 2006" and presented to the Plan Commission on February 22, 2006 are approved, subject to the conditions contained herein.
- b. That there shall be no vehicle sales or salvage at this location.
- c. That all vehicles awaiting repairs and restoration shall be stored on the subject property within the building.
- d. That all vehicle repair and restoration activities, such as, but not limited to vehicle preparation, restoration, and painting shall be conducted indoors.
- e. That painting be conducted in compliance with all appropriate codes, and ordinances, and all required permits acquired.
- f. That off-street parking areas shall be provided for all customer and employee vehicles.
- g. That there shall be no outside storage of vehicles, vehicles parts and accessories, and equipment.
- h. That all trash and recyclables shall be stored in closed containers and screened from view.
- i. That the maximum hours of operation shall be from 8:00 a.m. to 8:00 p.m. Monday through Saturday with no hours on Sunday.
- j. That all signs be submitted to the Director of City Development for review and approval.
- k. That no pennants, banners, streamers, temporary signs be displayed at this location.
- l. That all applicable codes and ordinances be complied with and required permits acquired.
- m. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Common Council.

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

Fiscal Note: N/A

Redevelopment Authority of the City of Racine Report

[06-1589](#)

Subject: Direct Referral. Request to declare blighted the property at 141 Main Street for the purpose of providing financial assistance to the State and Main redevelopment project and submitting proposed redevelopment to Common Council for approval.

Recommendation: Adopt Resolution declaring the property is blighted and authorizing the Redevelopment Authority to assist the private redevelopment of the property.

Fiscal Note: Preliminary step before issuing of bond (Municipal Revenue Obligation) for the project.

Office of the Mayor

[06-1625](#)

Subject: Communication from Mayor Becker nominating appointment(s) to various Committees, Boards and Commission of the City of Racine.

Appoint Deputy City Attorney Scott R. Letteney to Traffic Commission.

Recommendation:

Board of Health

[05-1334](#)

Subject: Communication from the Public Health Administrator requesting permission that the City enter into contracts with the Villages of Elmwood Park and Wind Point to provide Level 1 Health Services for 2006 through 2008.

Also referred to the Board of Health.

Board of Health's recommendation:

Recommendation: That the Mayor and City Clerk be authorized to enter into contracts with the Villages of Elmwood Park and Wind Point for Level 1 Health Services for 2006-2008.

Fiscal Note: The cost to Elmwood Park will be \$811 for 2006, \$1,277 for 2007 and \$1,341 for 2008. The cost to Wind Point will be \$2,114 for 2006,

\$2,220 for 2007 and \$2,331 for 2008. These costs represent a 5% increase for each of the three years.

Finance & Personnel Committee's recommendation

Recommendation: that the Mayor and City Clerk be authorized and directed to enter into agreements with the Villages of Elmwood Park and Wind Point for Level 1 Health Services for the period of three years 2006 - 2008.

Fiscal Note: The cost to Elmwood Park will be \$811 for 2006, \$1,277 for 2007, and \$1,341 for 2008. The cost to the Village of Wind Point will be \$2,114 for 2006, \$2,220 for 2007, and \$2,331 for 2008. There is a 5% increase for each of the three years.

Board of Harbor Commissioners

06-1649

Subject: (Direct Referral) Communication from West Shore Marina and Harbor Lite Yacht Club requesting to replace the existing west dock between State Street Bridge and the lift out well at West Shore Marina and a request to extend the pier head line 25' to 30'.

Recommendation: The proposed dock replacement be approved as submitted; and further recommends that since the proposed extension of the pier head line will not be a navigation hazard in Racine's harbor and the Board has no objections to its installation, the request to extend the pier head line from 25' to 30' be approved subject to consent of the Wisconsin Department of Natural Resources per Wis. Stat. sec., 30.12 and the applicant notify the City on the action on the request for waiver.

K. Resolutions

Res.06-6914 PROPOSED STREET IMPROVEMENTS (KEWAUNEE & LIGHTHOUSE DRIVE)

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. 66.0703, 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 both sides:

WATER MAIN

Kewaunee Street N. Main Street to Michigan Boulevard.

SANITARY SEWER

Kewaunee Street from N. Main Street to Michigan Boulevard

SEWER AND WATER LATERALS

Kewaunee Street from N. Main Street to Michigan Boulevard.

Lighthouse Drive from Queens Court to Steeplechase Drive

2. Said public improvement shall consist of **WATER MAIN AND SANITARY SEWER AND SEWER AND WATER LATERALS.**

The total amount assessed against such district 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.

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 at the Council Chambers in the City Hall at a time set by the Clerk in accordance with S. 66.0703 (7)(a), Wisconsin Statutes.

Res.06-6915 WAYMAN AFRICAN METHODIST EPISCOPAL CHURCH PERMISSION FOR ANNUAL WAYMEN FEST

RESOLVED, that Wayman African Methodist Episcopal Church be granted permission to close the north-south alley behind 424 N. Memorial Drive, for their annual festival on Saturday and Sunday, July 29 and 30, 2006, in accordance with their request.

FURTHER RESOLVED, that permission be granted 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 \$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 incurred on a regular shift basis to implement this event.

Res.06-6916 2006 WEED CUTTING COSTS

RESOLVED, that the cost of weed cutting services as submitted by the Commissioner of Public Works be approved as follows for the 2006 weed cutting season:

Machine Cutting	\$125.00/hour
Hand Machine Cutting	\$ 75.00/hour
Hand Cutting	\$ 65.00/hour
Transportation Charge	\$ 40.00 lump sum

Fiscal Note: The increase in the cutting rates are to offset increases in the cost of providing this service, which has not been raised since 2003.

Res.06-6917 CONTRACT FOR RACINE STREET SANITARY SEWER LINING

RESOLVED, that Contract 2-06 (K6-002), Racine Street Sanitary Sewer Lining Construction, be awarded to Visu-Sewer Clean & Seal, Inc., Pewaukee, WI, at their bid price of \$239,715.00, they being the lowest responsible bidder.

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

\$7,279.08 - Account 985.907.5330, Racine Street Sanitary Sewer
\$27,513.68 - Account 985.907.5310, Sanitary Sewer-Various Locations
\$906.19 - Account 985.907.5320, Sanitary Manhole Reconstruction
\$8,616.89 - Account 984.907.5320, Sanitary Manhole Reconstruction
\$15,400.00 - Account 986.907.5320, Sanitary Manhole Reconstruction
\$179,999.16 - Account 986.907.5310, Sanitary Sewer-Various Locations
\$239,715.00 - Total

Fiscal Note: Funds are available as herein delineated.

Res.06-6918 CONTRACT FOR 2006 CCTV SERVICES AND MANHOLE INSPECTION

RESOLVED, that Contract 7-06 (K6-007), 2006 CCTV Services and Manhole Inspection, be awarded to Green Bay Pipe & TV, LLC, Green Bay, WI, at their bid price of \$304,938.88, they being the lowest responsible bidder.

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

\$127,908.75 - Account 986.907.5310, Sanitary Sewer-Various Locations
\$ 6,470.00 - Account 986.907.5320, Sanitary Manhole Reconstruction
\$170,560.13 - Account 104.985.5420, Storm Sewer-Misc. Locations
\$304,938.88 - Total

Fiscal Note: Funds are available as herein delineated.

Res.06-6919 CONTRACT FOR LAUREL CLARK MEMORIAL FOUNTAIN

RESOLVED, that Contract 44-05 (K5-051), Laurel Clark Memorial Fountain, be awarded to Bane-Nelson, Inc., Kenosha, WI, at their base bid price of

\$122,113.00, plus alternate bid items A3, A4, A5, A6, A7, and A8, for a total contract amount of \$137,203.00, they being the lowest responsible bidder.

FURTHER RESOLVED, that funding to defray the cost of this public works project be appropriated from Account 969.000.5870, TIF District No. 9.

Fiscal Note: Funds are available as herein delineated.

Res.06-6920 FINAL PAYMENT ON CONTRACT FOR STRUCTURAL ANALYSIS OF MAIN STREET BRIDGE

RESOLVED, that the professional services provided by Stork Technimet, Inc., under Contract 43-04 (K4-056), Professional Services for Structural Analysis of Main Street Bridge, be accepted and final payment authorized for a total contract amount of \$17,506.00, from funds heretofore appropriated.

Fiscal Note: Contract was authorized under Resolution No. 6175, dated October 5, 2004.

Res.06-6921 FINAL PAYMENT ON CONTRACT FOR IMPROVEMENTS AT CITY HALL AND SAFETY BUILDING

RESOLVED, that the professional services provided by Southport Consulting, under Contract 9-05 (K5-014), Ventilation Improvements at City Hall and Safety Building, be accepted and final payment authorized for a total contract amount of \$1,600.00, from funds heretofore appropriated.

Fiscal Note: Contract was authorized under Resolution No. 6421, dated March 15, 2005.

Res.06-6922 CHANGE ORDER ON CONTRACT FIRE STATION NO. 1 VENTILATION SYSTEM

RESOLVED, that Change Order No. 1 on Contract 55-05 (K5-062), Ventilation System for Fire Station No. 1, Hastings Air Energy Control, Inc., contractor, as submitted, be approved in the amount of \$3,581.00.

FURTHER RESOLVED, that funding to defray the cost of this change order be appropriated from Account 985.300.5010, Fire Station No. 1 - Vehicle Exhaust System.

Fiscal Note: Funds are available as herein delineated.

Res.06-6923 REDUCTION IN RETAINAGE ON CONTRACT RACINE STREET UTILITY CONSTRUCTION

RESOLVED, that the retainage on Contract 22-05 (K5-029), Racine Street Utility Construction, A.W. Oakes & Son, Inc., contractor, be reduced to the amount of \$6,000.00.

Fiscal Note: The amount of retainage is sufficient to cover the value of the remainder of the work on this project.

Res.06-6924 CONDITIONAL USE PERMIT 2525 DOUGLAS AVENUE

RESOLVED, that a request by Andy Bohl of Bohl Automotive seeking a conditional use permit to offer up to five vehicles for sale at 2525 Douglas Avenue, be approved subject to the following conditions:

- a. That the plans stamped "Received January 23, 2006" and presented to the Plan Commission on February 6, 2006 be approved subject to the conditions contained herein.
- b. That all the conditions of approval as contained in Common Council Resolution No 1395 of December 2, 1986, and Resolution 1748 of July 7, 1998 be complied with unless otherwise modified herein.
- c. That only five (5) vehicles associated with the vehicle sales operation be stored on the property and that this number includes vehicles awaiting dealer prep.
- d. That vehicles associated with the repair or sales operations be positioned so as not to constrict traffic circulation on the property or hinder traffic flow on Douglas Avenue or Augusta Street.
- e. That by March 1, 2006, a landscape plan be submitted for the review and approval of the Director of City Development illustrating a landscaping bed along Douglas Avenue that has a minimum width of six feet. A bond shall be submitted being equal to the value of the landscape plan. The illustrated landscaping shall be installed by July 1, 2006.
- f. That by May 1, 2006, all driveway aprons onto Douglas Avenue shall be removed existing curb cuts closed, curbing installed and a grass parkway restored, all in accordance with City standards.
- g. That by July 1, 2006, all parking and storage areas at 2525 Douglas Avenue shall be paved in either concrete or asphalt.
- h. That all signs be submitted to the Director of City Development for review and approval.
- i. That no pennants, banners, streamers, or temporary signs be displayed at this

location.

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

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

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

Fiscal Note: N/A

Res.06-6925 CONDITIONAL USE PERMIT FOR 1440 WEST STREET

RESOLVED, that a request by Ignacio Castaneda seeking a conditional use permit to operate an auto repair facility at 1440 West Street be approved, subject to the following conditions:

a. That the plans stamped "Received January 20, 2006" and presented to the Plan Commission on February 22, 2006 are approved, subject to the conditions contained herein.

b. That this conditional use permit shall be reviewed by the Plan Commission six months from the date of its approval to determine the level of compliance with the conditions of approval, and the appropriate Plan Commission response to the conduct of the operation.

c. That by June 1, 2006 the following maintenance, repairs, clean up, and improvements shall be accomplished:

1. Repair, straighten or replace damaged fence sections.
2. Replace missing privacy slats in gates, and install privacy slats in the northern fence. All privacy slats are to be a uniform color.
3. Trim fence posts to a uniform height extending no greater than one foot above the fence panels.
4. Repair or replace damaged soffit panels and wainscoting on West Street façade of building.
5. Paint the building and fencing in a uniform color scheme in colors which have first been submitted to the Director of City Development for a determination of their appropriateness.
6. Pave damaged or unpaved portions of the parking lot.
7. Remove all unlicensed or inoperable vehicles from outside storage on the property unless they are awaiting repair.
8. Remove all junked vehicles, vehicle parts, equipment, and materials from outside storage.
9. Remove all assorted debris and junk from the property.

10. Install clear/transparent windows in all window openings facing West Street.
- d. That there shall be no vehicle sales or salvage at this location.
 - e. That all vehicles awaiting repairs, and tow trucks on the subject property shall be stored within the fenced area. Vehicles awaiting repairs, or those vehicles which have been repaired shall not be stored on the property for more than 30 days.
 - f. That all vehicle repair shall be conducted indoors.
 - g. That there shall be no vehicle preparation or painting conducted outdoors, and any preparation or painting of vehicles indoors shall be conducted in compliance with all appropriate codes and ordinances and that all required permits acquired.
 - h. That off-street parking areas shall be provided for all customer and employee vehicles.
 - i. That there shall be no outside storage of junked vehicles, vehicles parts and accessories, and equipment.
 - j. That all trash and recyclables shall be stored in closed containers and screened from view.
 - k. That the maximum hours of operation shall be from 8:00 a.m. to 8:00 p.m. Monday through Saturday with no hours on Sunday.
 - l. That all signs be submitted to the Director of City Development for review and approval.
 - m. That no pennants, banners, streamers, temporary signs be displayed at this location.
 - n. That all applicable codes and ordinances be complied with and required permits acquired.
 - o. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Common Council.
 - p. That this permit is subject to Plan Commission review for compliance with the listed conditions.

FISCAL NOTE: N/A

[Res.06-6926](#)

CONDITIONAL USE PERMIT FOR 2000 OAKES ROAD

RESOLVED, that a request by Daniel Oakes of AW Oakes & Son, Inc. seeking

to amend a conditional use permit for a contractor's facility at 2000 Oakes Road for the construction of a 9,975 square foot storage building, and a 8,400 square foot office building.

- a. That the plans stamped "Received January 31, 2006" and presented to the Plan Commission on February 22, 2006" be approved, subject to the conditions contained herein:
- b. That final building elevations for the storage building be submitted for the review and approval by the Director of City Development. The elevation shall show the use of full dimensioned masonry units for the first four to six feet above grade, on all elevations, and illustrate the building's color scheme.
- c. That a final landscape plan be submitted for the review and approval by the Director of City Development. If an occupancy permit is requested prior to the installation of the landscaping, then a letter of credit shall be submitted equal in value to the cost of the landscaping, and released upon the landscaping installation.
- d. That signage plans be submitted to the Director of City Development for review and approval.
- e. That designs and elevation drawings for dumpster areas be submitted for the review and approval of the Director of City Development.
- f. That details on exterior light fixture styles, heights and colors be submitted to the Director of City Development for review and approval.
- g. That a list of the types of vehicles, equipment, materials, and activities to be contained in the storage building be submitted to the Director of City Development to be placed on file.
- h. That all applicable codes and ordinances be complied with and required permits acquired.
- i. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission, and no major changes be made from the conditions of this permit without the approval of the Common Council.
- j. That this permit is subject to Plan Commission review for compliance with the listed conditions.

FISCAL NOTE: N/A

[Res.06-6927](#) **CONDITIONAL USE PERMIT FOR 1500 SUMMIT AVENUE**

RESOLVED, that the request by Robert Martins of Lukas Classics seeking a conditional use permit to operate an auto restoration business at 1500 Summit

Avenue, be approved subject to the following conditions.

- a. That the plans stamped "Received February 7, 2006" and presented to the Plan Commission on February 22, 2006 are approved, subject to the conditions contained herein.
- b. That there shall be no vehicle sales or salvage at this location.
- c. That all vehicles awaiting repairs and restoration shall be stored on the subject property within the building.
- d. That all vehicle repair and restoration activities such as, but not limited to, vehicle preparation, restoration, and painting shall be conducted indoors.
- e. That painting be conducted in compliance with all appropriate codes and ordinances, and all required permits acquired.
- f. That off-street parking areas shall be provided for all customer and employee vehicles.
- g. That there shall be no outside storage of vehicles, vehicles parts and accessories, and equipment.
- h. That all trash and recyclables shall be stored in closed containers and screened from view.
- i. That the maximum hours of operation shall be from 8:00 a.m. to 8:00 p.m. Monday through Saturday with no hours on Sunday.
- j. That all signs be submitted to the Director of City Development for review and approval.
- k. That no pennants, banners, streamers or temporary signs be displayed at this location.
- l. That all applicable codes and ordinances be complied with and required permits acquired.
- m. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Common Council.
- n. That this permit is subject to Plan Commission review for compliance with the listed conditions.

FISCAL NOTE: N/A

[Res.06-6928](#)

ACCEPT 2006 DEPARTMENT OF TRANSPORTATION BICYCLE SAFETY ENFORCEMENT GRANT

RESOLVED, that the Mayor and City Clerk be authorized and directed to enter into an agreement with the Department of Transportation for the 2006 Department of Transportation Bicycle Safety Enforcement grant, Grant Control No. 2006-006, in the amount of \$4,000.

FISCAL NOTE: A 25% soft match in the amount of \$1,000 is required on the part of the City.

Res.06-6929 ACCEPT WISCONSIN DEPARTMENT OF TRANSPORTATION 2006 ALCOHOL ENFORCEMENT MOBILIZATION GRANT

RESOLVED, that the Mayor and City Clerk be authorized and directed to enter into an agreement with the Wisconsin Department of Transportation for the 2006 Alcohol Enforcement Mobilization grant, Grant Control No. 2006-004, in the amount of \$20,000.

FISCAL NOTE: A 25% soft match of \$5,000 is required on the part of the City

Res.06-6930 ACCEPT 2006 DEPARTMENT OF TRANSPORTATION CLICK-IT OR TICKET MOBILIZATION GRANT

RESOLVED, that the Mayor and City Clerk be authorized and directed to enter into an agreement for the 2006 Department of Transportation Click-it or Ticket Mobilization grant, Grant Control No. 2006-005, in the amount of \$5,000.

FISCAL NOTE: 25% soft match in the amount of \$1,250 required on the part of the City.

Res.06-6931 ACCEPT 2006 DEPARTMENT OF TRANSPORTATION PEDESTRIAN SAFETY ENFORCEMENT GRANT

RESOLVED, that the Mayor and City Clerk be authorized and directed to enter into an agreement for the 2006 Department of Transportation Pedestrian Safety Enforcement grant, Grant Control No. 2006-007, in the amount of \$4,000.

FISCAL NOTE: A 25% soft match in the amount of \$1,000 required on the part of the City.

Res.06-6932 ACCEPT 2006 WISCONSIN DEPARTMENT OF TRANSPORTATION YOUTH ALCOHOL ENFORCEMENT CARD GRANT

RESOLVED, that the Mayor and City Clerk be authorized and directed to enter

into an agreement with the Department of Transportation for the 2006 Youth Alcohol Enforcement CARD grant, Grant Control No. 2006-008, in the amount of \$4,000 - \$6000.

FISCAL NOTE: A 25% soft match in the amount of \$1,000 - 1,500 required on the part of the City.

Res.06-6933 2006 CONTRACT WITH RACINE COUNTY FOR COP/CIP SPECIALIZED TRANSPORTATION SERVICES

RESOLVED, that the Mayor and City Clerk be authorized and directed to enter into an agreement on behalf of the City of Racine with Racine County Human Services Department for reimbursement of COP/CIP specialized transportation and for transportation to and from the Afternoon Reporting Center.

FISCAL NOTE: The contract will provide reimbursement for up to \$63,078 for various transportation rides.

Res.06-6934 AGREEMENT WITH WISCONSIN COACH LINES

RESOLVED, that the Mayor and City Clerk be authorized and directed to enter into an agreement on behalf of the City of Racine with Wisconsin Coach Lines for the pass through of state transit operating funds for the Kenosha-Racine-Milwaukee bus services for 2006.

FISCAL NOTE: The contract will allow for the pass through of approximately \$622,361, or 60% of eligible expenses, in 2006 state operating assistance.

Res.06-6935 TRANSFER OF FUNDS FOR CEMETERY MAINTENANCE

RESOLVED, that permission be granted for the transfer of funds in the cemetery's Maintenance Fund to be utilized for the landscape plan around the Mound Cemetery office.

FISCAL NOTE: Funds are available within the general funds for the projects at the Mound Cemetery Office and chapel landscaping.

Res.06-6936 TRANSFER OF FUNDS FOR ENGINEERING DEPARTMENT

RESOLVED, that the 2005 budget be amended to transfer \$10,000 from account 101.600.5770, Traffic - Speed Humps; \$5,409 from account 101.600.5780, Traffic - Vehicles; and \$15,591 from account 101.630.5780, Street Maintenance - Vehicles, to account 101.130.5770, Engineering

Equipment - Coper, and that this balance be carried forward to 2006 to cover the cost of a plan-size copy machine.

FISCAL NOTE: There are sufficient funds available for the above transfer.

Res.06-6937 TRANSFER OF FUNDS FOR FESTIVAL HALL

RESOLVED, that the 2005 Capital Improvement budget be amended to transfer \$15,000 from account 108.985.5010, Festival Hall - Sound System, to account 108.985.5030, Festival Hall - HVAC and that the balance be carried forward to 2006.

FISCAL NOTE: There are sufficient funds available for the above transfer.

Res.06-6938 RESOLUTION DECLARING PROPERTY TO BE BLIGHTED AND AUTHORIZING THE REDEVELOPMENT AUTHORITY TO ASSIST THE PRIVATE REDEVELOPMENT OF THE PROPERTY

WHEREAS, Section 66.1333 of the Wisconsin Statutes, as amended (the "Act"), states that it is the policy of this state to protect and promote the health, safety and general welfare of the people of the state in which blighted areas exist by the elimination and prevention of such areas through the utilization of all means appropriate for that purpose, thereby encouraging well-planned, integrated, stable, safe and healthful neighborhoods, the provision of healthful homes, a decent living environment and adequate places for employment of the people of this state and its communities in such areas; and

WHEREAS, this Common Council has heretofore created the Redevelopment Authority of the City of Racine (the "Authority") to eliminate or prevent substandard, deteriorated, obsolete and blighted areas in the City of Racine, Wisconsin (the "City"); and

WHEREAS, the Act authorizes the Authority to undertake certain activities within the City, for the purpose of carrying out redevelopment, blight elimination, blight prevention and urban renewal programs and projects as set forth in the Act, together with all powers necessary or incidental to effect adequate and comprehensive redevelopment, blight elimination, and urban renewal programs and projects; and

WHEREAS, the property in the City which is the object of this resolution is described as follows:

NE 1/4 + SE 1/4 SECTION 9-3-23 PCL 3 CSM NO 2240 REC

MAY 2, 2000 VOL 6 CSM PGS 889-896, A REDIV OF PCL 2 CSM NO 1455, PT LOTS 1+ 12 BLK 3, BLK 4, BLK 6, VAC ST BETW BLKS 4+ 6, LOT 1+ PT LOTS 2, 15, 16+ VAC ALLEY BLK 8 ORIG PLAT OF RACINE, VAC LAKE AVE, PT VAC N WATER ST, VAC MAIN ST + PT VAC SECOND ST.

1.3054 AC MOL

Address: 141 Main Street, Racine, WI

Parcel ID No. 00021007

(the "Property") has been proposed as the site for various public improvements and private development projects; and
WHEREAS, the Property has been determined by the City staff to be "blighted property" as defined in Section 66.1333 of the Wisconsin Statutes based on a report prepared by the Department of City Development (the "Report"); and
WHEREAS, this body is advised by the staff of the City that the blight conditions described in the Report have continued; and
WHEREAS, blight elimination, slum clearance, and urban renewal and redevelopment projects on the Property will protect and promote the health, safety and general welfare of citizens of the City; and
WHEREAS, the Authority proposes to assist the private acquisition and redevelopment of the Property and to carry out blight elimination and urban renewal projects on the Property, including the provision of economic development incentives to developers of the Property and the installation and construction of public improvements on the Property; and
WHEREAS, Section 5(c)1g. and 5(c)1r. of the Act provides that the Authority may acquire or assist the private acquisition and redevelopment of blighted property without designating a redevelopment area or adopting a redevelopment plan if the Authority obtains advance approval of the Common Council by at least a two-thirds vote; and
WHEREAS, on March 1, 2006 the Authority conducted a duly-noticed public hearing at which all interested parties were afforded a full opportunity to express their views respecting the determination of blight for the Property; and
WHEREAS, after the public hearing on March 1, 2006, the Authority (i) found the Property to be "blighted property" within the meaning of Section 66.1333(2m)(bm) of the Wisconsin Statutes, and (ii) submitted the blight determination and proposed acquisition and redevelopment of the Property for the purpose of carrying out blight elimination and urban renewal projects to this Common Council for approval; and
WHEREAS, in accordance with the Act, this Common Council now finds it necessary and in the public interest that the Authority undertake activities to eliminate and prevent blight, obsolescence, and the deterioration of the Property and to promote redevelopment and urban renewal on the Property; and
WHEREAS, this Common Council has studied the facts and circumstances relating to

the Property and the proposed acquisition of the Property, consideration having been given, among other items, to the following matters: (i) the definition of "blighted property" contained in Section (2m)(bm) of the Act, (ii) the Report with respect to the existence of blight on the Property in the context of the Act, (iii) the past and existing condition of, and the proposed uses of, the Property, (iv) the goals and objectives of the proposed acquisition of the Property, (v) visual inspections of the Property and surrounding areas by various members of the Authority and by various staff of and consultants to the City, and (vi) reports and recommendations to the Common Council by the Authority.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Racine as follows:

1. The Common Council hereby finds, determines and declares that the Property are blighted property within the meaning of Section (2m)(bm) of the Act which substantially impair or arrest the sound growth of the community.
2. The Common Council hereby approves the Authority's proposal to assist the private acquisition and redevelopment of the Property for the purpose of carrying out blight elimination and urban renewal projects without designating a redevelopment area or adopting a redevelopment plan. The Common Council finds that a comprehensive redevelopment plan is not necessary to determine the need for the acquisition and redevelopment of the Property, the uses of the Property after acquisition and redevelopment and the relation of the acquisition and redevelopment to other property redevelopment by the Authority.
3. This Resolution shall take effect immediately upon its adoption and approval.

FISCAL NOTE: N/A

L. Ordinances

Ord.06-06

Ordinance No. 6-06 to amend Sec. 86-4 and create Sec. 86-194 of the Municipal Code of the City of Racine, Wisconsin relating to Subdivision of land - fees.

To amend Sec. 86-4 and create Sec. 86-194 of the Municipal Code of the City of Racine, Wisconsin relating to Subdivision of land - fees.

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

Part 1:

Sec. 86-4 of the Municipal Code of the City of Racine is hereby amended by

changing the title to read:

“Sec. 86-4. Lot divisions and consolidations (splits and joiners).”

by adding “(a)” before the start of the first paragraph and by adding a new paragraph

as follows:

“(b) No person shall perform a consolidation or reconfiguration of lots of record unless the assessor, in consultation with the zoning administrator, finds that the consolidation or reconfiguration does not cause a non-conformity or result in a greater degree of non-conformity under this chapter or other applicable laws or ordinances. This section shall apply to all platted and unplatted lands within the city.”

Part 2:

Sec. 86-194 of the Municipal Code of the City of Racine is hereby created to read as

follows:

“Sec. 86-194. Review Fees.

The following review fees shall be charged by the city:

- (1) Lot division and consolidation per Sec. 86-4 - 5: \$50 application fee plus \$50 per parcel.
- (2) Preliminary plat per Sec. 86-51 - 52: \$300 application fee plus \$15 per parcel.
- (3) Final plat per Sec. 86-66 - 68: \$200 application fee plus \$15 per parcel.
- (4) Certified survey map per Sec. 86-191 - 193: \$50 application fee plus \$50 per parcel.”

Part 3:

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

M. Miscellaneous Business

O. Adjourn