



City of Racine

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

Meeting Agenda - Final Common Council

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

Wednesday, February 20, 2013

7:00 PM

Room 205, City Hall

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

[Ord.04-13](#) Ordinance 04-13

To amend Article X, Division 1 - Generally, of the Municipal Code of the City of Racine, Wisconsin, by adding a new section regarding window signage.

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

Part 1: The following section shall be created in Article X, Division 1 - Generally, of the Municipal Code of the City of Racine to read as follows:

"Sec. 114-1038. - Window Signage

(1) Window signage shall be permitted as follows:

(a) Allowance of window signage is over and above signage allocated for any building (such as wall, freestanding pole, monument, etc). Window signage shall not count against allowable square footage for permanent signage; therefore, a window sign permit is not required.

(b) All signage shall be maintained in good repair by the property

owner. Damaged, faded torn, burnt-out, and unkempt signage is not allowed.

(c) Only products or services offered directly within the building or tenant space may be advertised.

(d) No window sign shall advertise any use or substance considered to be unlawful or illegal per the City of Racine code of ordinances, State Statutes, or federal regulations.

(e) Neon colored paint, use of markers, paper, hand drawn lettering, etc. are not to be used in the creation of a window signs.

(f) Window signage may be illuminated; however, the window signage shall not blink, flash, scroll, or produce any other movement, or have the appearance of movement.

(2) Location

(a) Any sign attached to the interior of a window or attached to a product or other device located within 6-feet of the interior of a window shall be considered window signage. This includes displays, cardboard, advertisements, banners, flags, and the like.

(b) Window signage shall not be placed in view of a residential use or residentially zoned property unless authorized by the Plan Commission.

(3) Measuring and Allowable Signage

(a) No more than 15% of a window section may be covered by window signage.

(b) A window section is the area of a window divided by a window frame, architectural feature, or the point where an interior tenant wall separates the interior space of a building. If there is no separation, the window section is the entire window.

(c) To calculate the amount of window signage allowed, measure the size of the window section and multiply by .15. This provides the amount of window signage allowed for that section. (For example, a window 10'x10' is 100 square feet. Multiply 100 by .15, and the allowable signage would be 15 square feet).

(d) "Open/Closed" and "Hours of Operation" signs less than 4 square feet total do not count towards signage allowances. If larger than 4 square feet, the difference shall be counted towards the total window signage allowance.

(e) Sign allocation shall be calculated separately per building elevation. Signage allowances from windows on other building elevations may not be added to increase the amount of signage for any other building windows.”

Part 2: Sections 114-1039 - 114-1045 of the Municipal Code of the City of Racine are hereby reserved.

Part 3: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City Common Council and publication or posting as required by law.

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Dennis Wiser

Ord.05-13

Ordinance 05-13

To repeal and recreate portions of Chapter 114 Zoning, of the Municipal Code of the City of Racine, Wisconsin.

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

Part 1: Repeal subsection (11) of Sec. 114-468. - Conditional uses, of the Municipal Code of the City of Racine, Wisconsin.

Part 2: Repeal subsection (b) (39) of Sec. 114-587. - Permitted uses and regulations, of the Municipal Code of the City of Racine, Wisconsin.

Part 3: Repeal Sec. 114-1078. - Sign permitted in the B2 district, of the Municipal Code of the City of Racine, Wisconsin.

Part 4: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City Common Council and publication or posting as required by law.

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Dennis Wisner

E. Public Comments

F. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

[13-8609](#) **Subject:** communication from the City Attorney submitting the claim of Giraffe Properties, LLC for 2012 real estate taxes for consideration.

[13-8631](#) **Subject:** Communication from the Chief of Police requesting to appear before the appropriate committee to discuss Truancy Donations.

[13-8653](#) **Subject:** Communication from the Assistant Director of City Development requesting authorization to accept a donation of \$535.00 from the Racine County Economic Development Corporation to be applied towards economic development initiatives in the Uptown Business District.

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

[13-8630](#) **Subject:** Communication from Downtown Racine Corporation requesting to use city right-of-way for the St. Patrick's Day Parade on Saturday, March 16, 2013.

[13-8634](#) **Subject:** Communication from Jeff Raffini, 2616 Green Street, requesting a lease agreement for use of river frontage at the terminus of Superior Street at the Root River.

- [13-8636](#) **Subject:** Communication from Toys for Tots requesting permission to decorate the trophy cabinets at the City Hall Annex.
- [13-8649](#) **Subject:** Communication from Adam, Bonnie, and Dale Nelson, owner's of American Grill and Steamworks, requesting permission to extend their business hours for a hot dog cart at designated bump outs in the downtown area.
- [13-8683](#) **Subject:** Communication from Peter R. Mauer, Mauer's Marina, requesting to terminate their lease of the property located at the terminus of Superior Street.

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

- [13-8626](#) **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting that formal bidding be waived and the Purchasing Agent be authorized to negotiate with Carrico Aquatic Resources for a 3 year chemical service contract, beginning May 2013 and ending November 2016 for the Laurel Clark Fountain.
- [13-8627](#) **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting formal bidding be waived and the Purchasing Agent be authorized to negotiate with H & K Sport Fields for a 3 year softball field rehabilitation contract, beginning May 2013 and ending November 2013 for various softball diamonds.
- [13-8628](#) **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting formal bidding be waived and the Purchasing Agent be authorized to negotiate with Absolute Mechanical & Plumbing, LLC for a 3 year mechanical service contract, beginning May 2013 & ending November 2016 for the Laurel Clark Fountain.
- [13-8632](#) **Subject:** (New) Application for American Coin and Stamp Supply Inc., for a Secondhand Jewelry Dealer's License for 4625 Washington Avenue. (12th District)
- [13-8640](#) **Subject:** (New) Application of Rapids Food & Liquor Inc., Devendar Singh, Agent for a "Class A" Fermented Malt Beverage and Intoxicating Liquor License for 3015 Rapids Drive. (6th District)
- [13-8642](#) **Subject:** (New) Sidewalk Application **w/**alcohol for Dewey's Restaurant and Sports Bar LLC , 600 Main Street, Dan Dumont, Agent. (1st District)
- [13-8654](#) **Subject:**(New) Application for Secondhand Jewelry Dealer's License, Safi Investments LLC (DBA Leo's Shop) - 1132 S Memorial Drive . (3rd

District)

[13-8655](#)

Subject: (New) Application of Perri's on Main, Melissa Abromaitis, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 240-B Main Street. (1st District)

[13-8656](#)

Subject: (New) Application of Blazin Wings, Daniel Collicott, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 5580 Durand Avenue (14th District)

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

[13-8601](#)

Subject: Communication from Gary Chu requesting permission to use the city two parking lots located next to the Racine Yacht Club, August 1, 2013 through August 5, 2013, in conjunction with the scheduled F16 Catamaran National Championships and further requests a waiver of ordinance 70.104 for overnight parking of vehicles and trailers.

G. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[12-8422](#)

Subject: (Direct Referral) Communication from the Purchasing Agent requesting to discuss the results of Official Notice #15, Request for Proposal, Cable Access Racine (Car 25) Operation and Management.

Recommendation of the Finance & Personnel Committee on

12-10-12: Defer the item to the next scheduled Finance & Personnel Committee meeting

Recommendation of the Finance & Personnel Committee on 1-7-13:

Defer the item to the February 11, 2013 Finance & Personnel Committee meeting

Recommendation of the Finance & Personnel Committee on

2-11-13: To award a contract to Skies Fall Media Group for the operation and management of Cable Access Racine (CAR 25) for a one year period.

Fiscal Note: Funds are available in Fund 203 Car 25.

[13-8532](#)

Subject: Communication from the Police Chief, requesting to apply for and accept the Wisconsin DOT 2013 Pedestrian Safety Enforcement grant (grant control # 2013-001). (Res. No. 13-0064)

Recommendation of the Finance & Personnel Committee on

2-11-13: Permission be granted for the Police Chief to apply for and accept the Wisconsin DOT 2013 Pedestrian Safety Enforcement grant (Grant Control # 2013-001).

Fiscal Note: The grant is in the amount of \$4,000, with a 25% soft match of \$1,000.

[13-8533](#)

Subject: Communication from the Police Chief, requesting to apply for and accept the Wisconsin DOT 2013 Bicycle Safety grant (grant control # 2013-002). (Res. No. 13-0065)

Recommendation of the Finance & Personnel Committee on

2-11-13: Permission be granted for the Police Chief to apply for and accept the Wisconsin DOT 2013 Bicycle Safety grant (Grant Control # 2013-002).

Fiscal Note: The grant is in the amount of \$2,000, with a 25% soft match of \$500.

[13-8538](#)

Subject: Communication from the City Attorney requesting authorization to represent various City employees in the matter of Janet Venegas v City of Racine, et al, Racine County Case No. 12-CV-2726. (Res. No. 13-0074)

Recommendation of the Finance & Personnel Committee on

2-11-13: Authorization be granted for the City Attorney to represent various City employees in the matter of Janet Venegas v. City of Racine, et al, Racine County Case No. 12.CV-2726.

Fiscal Note: N/A

[13-8544](#)

Subject: Approval Request from the General Manager Regarding a Contract with the Village of Caledonia for Extended Water Service (Res. No. 13-0066)

Recommendation of the Waterworks Commission on 1/29/13: To Approve

Recommendation of the Finance & Personnel Committee on

2-11-13: That the Mayor and City Clerk be authorized and directed to enter into an agreement and petition with the Village of Caledonia for extended water service in accordance with City ordinances for such matters.

Fiscal Note: The Village of Caledonia will participate financially in their share of the cost of regional water utility infrastructure required to meet

the needs of the local communities east of I-94.

[13-8571](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting permission to accept grant funds of \$25,000.00 from the Wisconsin Department of Natural Resources for tree inventory (Grant Control # 2011-027). (Res. No. 13-0067)

Recommendation of the Finance & Personnel Committee on 2-11-13: Permission be granted for the Director of Parks, Recreation & Cultural Services to accept grant funds of \$25,000 from the Wisconsin Department of Natural Resources for tree inventory (Grant Control # 2011-027).

Fiscal Note: A 100% match was required. The match was made available through the 2012 CIP Budget account 992.700.5150 (\$45,000.00). These grant funds will be deposited into the Urban Forestry Grant account 786.020.5850 (\$25,000.00).

[13-8579](#)

Subject: Communication from the Fire Chief requesting Section 38-22 of the City Ordinance be repealed and recreated.

Recommendation of the Finance & Personnel Committee on 2-11-13: To direct the City Attorney's Office to adjust the wording of section 38-22 of the City Ordinance to change the ambulance fees to be more in line with surrounding communities.

Fiscal Note: N/A

[13-8581](#)

Subject: Communication from the City Attorney submitting the claim of Donna Hrenak and Martin Hrenak for consideration.

Recommendation of the Finance & Personnel Committee on 2-11-13: The claim of Donna Hrenak and Martin Hrenak claiming damages in an amount in excess of \$746.00 for injuries allegedly sustained during Mrs. Hrenak's arrest on September 16, 2012 be denied.

Fiscal Note: N/A

[13-8583](#)

Subject: Communication from the Public Health Administrator requesting permission to enter into a contract and to accept funds of \$6,000 from the Wisconsin Department of Agriculture Trade and Consumer Protection for the semi-annual prescription drug collection events hosted by the Health Department. (Grant Control # 2013-005) (Res. No. 13-0068)

Recommendation of the Finance & Personnel Committee on

2-11-13: That the Mayor and City Clerk be authorized and directed to enter into a contract and to accept funds of \$6,000 from the Wisconsin Department of Agriculture Trade and Consumer Protection for the semi-annual prescription drug collection events hosted by the Health Department. (Grant Control # 2013-005)

Fiscal Note: There is a City match of \$2,000 required.

13-8585

Subject: Communication from the Public Health Administrator requesting permission to accept a donation of \$4,000 from United for a Cure Cancer Prevention for the Racine County Breast and Cervical Health Fund which is facilitated by the City of Racine Health Department.

Recommendation of the Finance & Personnel Committee on

2-11-13: Permission be granted for the Public Health Administrator to accept a donation of \$4,000 from United for a Cure Cancer Prevention for the Racine County Breast and Cervical Health Fund which is facilitated by the City of Racine Health Department.

Fiscal Note: There is no City match required.

13-8586

Subject: Communication from the Public Health Administrator requesting permission to enter into a contract agreement and to accept funding in the amount of \$6,956 from the State of Wisconsin Division of Public Health for the Preventive Health and Health Services Block Grant for 2013. (Grant Control # 2013-004) (Res. No. 13-0069)

Recommendation of the Finance & Personnel Committee on

2-11-13: That the Mayor and City Clerk be authorized and directed to enter into a contract agreement and to accept funding in the amount of \$6,956 from the State of Wisconsin represented by its Division of Public Health Services. (Grant Control #2013-004)

Fiscal Note: There is no City match required.

13-8587

Subject: Communication from the Public Health Administrator requesting permission to enter into a contract agreement and to accept funds of \$6,000 from the Department of Health Services for the support of the Racine County Medical Reserve Corps. (Grant Control # 2013-007) (Res. No. 13-0070)

Recommendation of the Finance & Personnel Committee on

2-11-13: That the Mayor and City Clerk be authorized and directed to enter into a contract agreement and to accept funds of \$6,000 from the

Department of Health Services for the support of the Racine County Medical Reserve Corps.

Fiscal Note: There is no City match required.

[13-8588](#)

Subject: Communication from the Public Health Administrator requesting permission to enter into a contract agreement and to accept funding in the amount of \$4,000 from the National Association of County and City Health Officials (NACCHO) for support of the Racine County Medical Reserve Corps in 2013. (Grant Control # 2013-008) (Res. No. 13-0071)

Recommendation of the Finance & Personnel Committee on

2-11-13: That the Mayor and City Clerk be authorized and directed to enter into a contract agreement and to accept funding in the amount of \$4,000 from the National Association of County and City Health Officials (NACCHO) for support of the Racine County Medical Reserve Corps in 2013. (Grant Control # 2013-008)

Fiscal Note: There is no City match required.

[13-8589](#)

Subject: Communication from the Public Health Administrator requesting permission to accept funding in the amount of \$13,000 from the State of Wisconsin Division of Public Health for HIV Prevention Partner Services. (Grant Control # 2013-006) (Res. No. 13-0072)

Recommendation of the Finance & Personnel Committee on

2-11-13: Permission be granted for the Public Health Administrator to accept funding in the amount of \$13,000 from the State of Wisconsin Division of Public Health for HIV Prevention Partner Services. (Grant Control #2013-006)

Fiscal Note: There is no City match required.

[13-8590](#)

Subject: Communication from the Public Health Administrator requesting permission to enter into a Contract Agreement and to accept funding in the amount of \$167,339 from the Department of Health Services for the Local Public Health Departments Performance Consolidated Programs for the continuation of programs. (Grant Control # 2013-003) (Res. No. 13-0073)

Recommendation of the Finance & Personnel Committee on

2-11-13: That the Mayor and City Clerk be authorized and directed to enter into a contract agreement and to accept funding in the amount of \$167,339 from the Department of Health Services for the Local Public Health Departments Performance Consolidated Programs for the continuation of programs. (Grant Control # 2013-003)

Fiscal Note: There is a soft match of \$18,752 required of the City for Maternal Child Healthcare.

[13-8606](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer requesting authorization to accept a Fund for Lake Michigan Grant for the Root River Stabilization and Riparian Habitat Restoration Project - Grant Control No. 2012-036. (Res. No. 13-0063)

Recommendation of the Finance & Personnel Committee on

2-11-13: Permission be granted for the Assistant Commissioner of Public Works/City Engineer to accept a Fund for Lake Michigan Grant for the Root River Stabilization and Riparian Habitat Restoration Project. (Grant Control # 2012-036)

Fiscal Note: The City share is \$224,800. Funding is available in Account # 104.992.5470 - Lincoln Park Streambank and the 2013 Storm Water Utility Budget.

Public Works and Services Committee Report, by Ald. Weidner

[13-8573](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting Change Order No. 2 to Contract 3-12 (K2-003), 16th Street & West Boulevard Signal Replacement, Outdoor Lighting Construction Co., Inc., contractor. (Res. No. 13-0076)

Recommendation of the Public Works and Services Committee on

2-12-13: That Change Order No. 2 on Contract 3-12 (K2-003), 16th Street & West Boulevard Signal Replacement, Outdoor Lighting Construction Co., Inc., contractor, be approved in the amount of \$10,052.30.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 992.600.5010, Traffic Signals.

[13-8582](#)

Subject: Communication from Racine Neighborhood Watch requesting to use the City Hall Annex parking lot for its plant sale fundraiser pickup on Saturday, May 19, 2012, from 5 a.m. until 3 p.m. (Res. No. 13-0075)

Recommendation of the Public Works and Services Committee on

2-12-13: The Mayor and City Clerk be authorized and directed to enter into a Hold Harmless Agreement with Racine Neighborhood Watch to use the City Hall Annex parking lot and lawn area abutting Grand Avenue on Saturday, May 18, 2013, from 5:00 a.m. to 3:00 p.m. in

conjunction with a fundraiser.

Fiscal Note: N/A

[13-8592](#)

Subject: Communication from Alderman of 15th District and Alderman of the 5th District requesting evaluation and elimination of city owned lights before implementing the new "street light spacing policy" for WE Energy's leased lights. (Res. No. 13-0080)

Recommendation of the Public Works and Services Committee on 2-12-13: That the Commissioner of Public Works create a policy on the spacing and location of City owned street lighting.

Fiscal Note: Not applicable at this time.

[13-8594](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations requesting to waive formal bidding for the purchase of Cree LED Light Fixtures. (Res. No. 13-0085)

Recommendation of the Public Works and Services Committee on 2-12-13: That the request of the Purchasing Agent to waive formal bidding procedures be approved in accordance with State Statutes that allow for the waiving of public bids for the purpose of maintaining uniformity of equipment and services.

Further recommends that the Mayor and City Clerk be authorized and directed to enter into an agreement with Cree Industries, Racine, WI, for the purchase of all LED lights needed through the end of 2013.

Fiscal Note: Funding for the installation of LED lighting is estimated to be \$75,000.00 in 2013.

[13-8605](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting Amendment No. 1 to Contract 17-13 (K3-017), Professional Services-Hydrographic Survey of 5th Street Boat Launch Basin, Baird & Associates, consultant. (Res. No. 13-0078)

Recommendation of the Public Works and Services Committee on 2-12-13: That Amendment No. 1 to Contract 17-13 (K3-017), Professional Services - Hydrographic Survey of 5th Street Boat Launch Basin, Baird & Associates, consultant, as submitted, be approved in the not-to-exceed amount of \$5,300.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 993.700.5040, Pershing Park Boat Launch.

[13-8607](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 1 to Contract 32-12 (K2-037), Professional Services-Design of Recycling Brochures, Corporate Images, consultant. (Res. No. 13-0081)

Recommendation of the Public Works and Services Committee on 2-12-13: That Amendment No. 1 to Contract 32-12 (K2-037), Professional Services - Design of Recycling Brochures, Corporate Images, Inc., consultant, as submitted, be approved in the not-to-exceed amount of \$5,100.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 289.000.5540, Public Education.

[13-8608](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting a proposal from AECOM Technical Services, Inc. for Contract 18-13 (K3-018), Professional Services - Recycling Billing Services. (Res. No. 13-0084)

Recommendation of the Public Works and Services Committee on 2-12-13: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with AECOM Technical Services, Inc., under Contract 18-13 (K3-018), Professional Services - Recycling Billing services, in the not-to-exceed amount of \$5,000.00.

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

[13-8610](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 1 to Contract 55-12 (K2-066), HVAC Upgrades at Library, Johnson Controls, Inc., contractor. (Res. No. 13-0082)

Recommendation of the Public Works and Services Committee on 2-12-13: That Change Order No. 1 on Contract 55-12 (K2-066), HVAC Upgrades at Library, Johnson Controls, Inc., contractor, be approved in the amount of 7,180.00.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 255.992.5010, Library HVAC Replacement.

[13-8611](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting a request for final payment on Contract 38-11 (K1-040), Professional Services-Website Recycling Updates, Corporate Images, consultant. (Res. No. 13-0083)

Recommendation of the Public Works and Services Committee on 2-12-13: That the professional services provided by Corporate Images, Inc., under Contract 38-11 (K1-040), Professional Services - Website Recycling Updates, be accepted and final payment authorized for a total contract amount of \$9,475.00.

Fiscal Note: Contract was authorized under Resolution No. 11-2500, dated April 18, 2011.

[13-8618](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting a request for final payment on Contract 3-12 (K2-003), 16th Street & West Boulevard Signal Replacement, Outdoor Lighting Construction Co., Inc., contractor. (Res. No. 13-0077)

Recommendation of the Public Works and Services Committee on 2-12-13: That the work done by Outdoor Lighting Construction Co., Inc. under Contract 3-12 (K2-003), 16th Street & West Boulevard Signal Replacement, be accepted and final payment authorized for a total contract amount of \$106,885.14.

Fiscal Note: Contract was authorized under Resolution No. 12-3112, dated May 1, 2012.

[13-8619](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting a proposal from AECOM for Contract 19-13 (K3-019) - PS - 2013 Sewer Asset Management Services. (Res. No. 13-0079)

Recommendation of the Public Works and Services Committee on 2-12-13: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with AECOM Technical Services, Inc., under Contract 19-13 (K3-019), Professional Services - 2013 Sewer Asset Management Services, in the not-to-exceed amount of \$58,550.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from the following accounts:

\$ 29,275.00 - Account 104.993.5420, Storm Sewer, Misc. Loc.
\$ 29,275.00 - Account 287.993.5310, Sanitary Sewer, Misc. Loc.
\$ 58,550.00 - Total

Public Safety and Licensing Committee Report, by Ald. Holding

[13-8531](#)

Subject: Application of Fifth Street Yacht Club, Inc., James L. Campbell, Agent, for a Change of Agent for a "Class B" Club license for

761 Marquette St. (4th District)

Recommendation of the Public Safety & Licensing Committee on

2-13-13: That the Fifth Street Yacht Club, Inc., James L. Campbell, Agent, for a Change of Agent for a "Class B" Club license for 761 Marquette St be approved.

Fiscal Note: N/A

[13-8570](#)

Subject: (Direct Referral) Sale of Abandoned Vehicles 1-25-2013

Recommendation of the Public Safety & Licensing Committee on

2-13-13: That the item be received and filed as the highest responsible bidder out of the three bids was Auto Parts City.

Fiscal Note: This will generate \$9,675.00 in revenue.

[13-8593](#)

Subject: (Renewal) Application for BJ Coin & Jewelry, for a Secondhand Jewelry Dealer's License for 532 Monument Square. (1st District)

Recommendation of the Public Safety & Licensing Committee on

2-13-13: That the renewal application for BJ Coin & Jewelry, for a Secondhand Jewelry Dealer's License for 532 Monument Square be approved pending all requirements being met.

Fiscal Note: N/A

[13-8595](#)

Subject: Communication requesting Change of Agent for Rapids Drive Convenience, LLC, 3502 Rapids Drive - Harjeet S. Walia, Agent, Class "A" Fermented Malt Beverage license (6th District).

Recommendation of the Public Safety & Licensing Committee on

2-13-13: That the Change of Agent for Rapids Drive Convenience, LLC, 3502 Rapids Drive - Harjeet S. Walia, Agent, Class "A" Fermented Malt Beverage license be approved.

Fiscal Note: N/A

City Plan Commission Report, by Ald.Wiser

[13-8566](#)

Subject: (Direct Referral) Request by Alfonso Flores for a conditional use permit to operate an automotive accessory installation business at 1202 N. Main Street. (PC-13) (Res. No. 13-0087)

Recommendation of the City Plan Commission on 1-30-13: That the

item be approved subject to conditions.

Fiscal Note: N/A

[13-8629](#)

Subject: (Direct Referral) Request by Tad Ballantyne representing PW Partners, Inc. for a conditional use approval to have residential on the first floor of a building in a B-2 Community Shopping District to allow for modification of a former 22-unit housing development into a 12-unit housing development at 1637 Washington Avenue. (PC-13) (Res. No. 13-0086)

Recommendation of the City Plan Commission on 2-13-13: That the item be approved subject to conditions.

Fiscal Note: N/A

[13-8643](#)

Subject: (Ord.04-13) An ordinance to amend Article X, Division 1 - Generally of the Municipal Code of the City of Racine, Wisconsin, by adding a new section regarding window signage.

Recommendation of the City Plan Commission on 2-13-13: That the ordinance be adopted.

Fiscal Note: N/A

[13-8644](#)

Subject: (Ord.05-13) An ordinance to repeal and recreate portions of Chapter 114 Zoning, of the Municipal Code of the City of Racine Wisconsin as they relate to recent changes for Advertising signs.

Recommendation of the City Plan Commission on 2-13-13: That the ordinance be adopted.

Fiscal Note: N/A

[13-8645](#)

Subject: (ZOrd.001-13) An ordinance rezoning 1218 N. Main Street.

Recommendation of the City Plan Commission on 2-13-13: That the item be received and filed.

Fiscal Note: N/A

Community Development Committee Report, by Ald. Kaplan.

[13-8596](#)

Subject: (Direct Referral) Request of the Racine Family YMCA for local option funds to supplement its Increased Accessibility Project funding. (Res. No. 13-0088)

Recommendation of the Community Development Committee on

2-13-13: That the request of the Racine Family YMCA for \$10,350.00 in local option funds to supplement its Increased Accessibility Project funding be approved, and its grant agreement be amended accordingly.

Fiscal Note: The bids received for a wheelchair ramp and related work at 725 Lake Avenue exceed the 2012 grant funding allocated (\$9,500.00) for the project. The YMCA is requesting an additional \$10,350.00. Funding is available in the local option account.

[13-8597](#)

Subject: (Direct Referral) Request of Racine Neighborhood Watch to revise its 2012 grant budget for the IDA program. (Res. No. 13-0089)

Recommendation of the Community Development Committee on

2-13-13: That the request of Racine Neighborhood Watch to revise its 2012 grant budget for the IDA program be approved, and its grant agreement be amended accordingly

Fiscal Note: The revision reduces the budget line for salaries and increases the budget line for operating costs. There is no change to the total amount of the grant.

[13-8598](#)

Subject: (Direct Referral) Request of the Director of City Development to enter into a memorandum of understanding with the Wisconsin Department of Administration regarding cost sharing for the Wisconsin Homeless Management Information System (HMIS). (Res. No. 13-0090)

Recommendation of the Community Development Committee on

2-13-13: That the request to enter into a memorandum of understanding with the Wisconsin Department of Administration regarding cost sharing for the Wisconsin Homeless Management Information System (HMIS) be approved, and the Mayor and City Clerk be authorized to execute the memorandum on behalf of the city.

Fiscal Note: The Wisconsin Department of Administration, Division of Housing (DOA-DOH), has proposed to maintain the HMIS for all recipients of Emergency Solutions Grant (ESG) funding and similar grants. The (DOA-DOH) would be paid no more than 2% of the City's total ESG entitlement grant for the service (about \$2,500.00). ESG administration funding is available for this purpose.

[13-8599](#)

Subject: (Direct Referral) request of the Director of City Development that the membership of the Community Development Committee be reduced by dropping department heads as members. (Res. No. 13-0091)

Recommendation of the Community Development Committee on

2-13-13: That the composition of the Community Development Committee be changed by deleting heads of city departments as members and increasing the number of citizen members by two.

Fiscal Note: The recommended changes will reduce the size of the committee from 16 members to 14. The reduction provides small savings in administrative costs and frees time for the department heads for other tasks.

[13-8600](#)

Subject: (Direct Referral) Request of Racine Unified School District to revise its 2012 grant budget for the AfterZones program. (Res. No. 13-0092)

Recommendation of the Community Development Committee on 2-13-13: That the request of Racine Unified School District to revise its 2012 grant budget for the AfterZones program be approved, and its grant agreement be amended accordingly.

Fiscal Note: The revision reduces the budget line for salaries and transportation and increases the budget line for operating costs, specifically computer software licenses. There is no change to the total amount of the grant.

Housing Loan Board Report, by Ald. Wisner

[13-8551](#)

Subject: Request from the Director of City Development to amend the Policy and Procedures Manual to add an appeals process for the Neighborhood Stabilization Program. (Res. No. 13-0095)

Recommendation of the Loan Board of Review on 1-24-13: That the Common Council approve the amendment to the policies and procedures of the Neighborhood Stabilization Program to provide that parties wishing to appeal a decision of staff shall appeal the decision to the Loan Board of Review

Fiscal Note: NA. This amendment was recommended by the NSP grantor agency, in case the need should arise. To date, there have been no disputes that would have used the procedure.

Redevelopment Authority of the City of Racine Report, by Ald. Shakoor.

[13-8577](#)

Subject: (Direct Referral) Communication from Joey LeGath requesting to discuss allowing taverns to participate in the façade grant program. (Res. No. 13-0093)

Recommendation of the Redevelopment Authority on 2-4-13: That the lifting of the exclusion of taverns from participation in the façade grant program be approved.

Further, that ineligibility criteria No. 6 be amended to read, "Properties licensed by the City for alcoholic beverages for which the owner or licensee has been found to be in violation of the conditions of their license."

Fiscal Note: Funding for this expanded program would continue to be accessed from the Intergovernmental Shared Revenue Fund account. Exact number of applications to be received is unknown.

[13-8591](#)

Subject: (Direct Referral) Request of the Assistant Executive Director for authorization to apply for a Wisconsin Economic Development Corporation Environmental Assessment Grant for the Racine Steel Castings property. (Res. No. 13-0094)

Recommendation of the Redevelopment Authority on 2-4-13: That the Redevelopment Authority hereby authorizes Brian F. O'Connell, Executive Director, or his authorized agent to act on behalf of the Authority to submit an application to Wisconsin Economic Development Corporation (WEDA) to aid in site assessment of 1425 North Memorial Drive (a/k/a the Racine Steel Castings property), sign documents, and take necessary action to undertake, direct, and complete approved grant activities.

Fiscal Note: The grant level ranges from \$40,000 to \$200,000 with a required 50% match from the City. Funds are available in the Intergovernmental Shared Revenue Account. The environmental firm of Symbiont has offered to prepare and submit the grant application, at no cost to the City, as part of their City-wide environmental services contract.

Committee of the Whole Report, by Ald. Kaplan.

[12-7645](#)

Subject: (Direct Referral) communication from the City Administrator with a proposal for the acquisition of a facility to be used for animal control purposes.

Recommendation of the Committee of the Whole on 05/02/2012: To defer the item.

Recommendation of the Committee of the Whone on 02/05/2013: the Item be received and filed.

Fiscal Note: N/A

[11-6688](#)

Subject: (Direct Referral) communication from the City Administrator for consideration of a proposed resolution recreating the Committee on Housing and Neighborhoods.

Recommendation of the Committee of the Whole on 07-19-2011: the Item be deferred.

Recommendation of the Committee of the Whole on 02-05-2013: the Item be received and filed.

Fiscal Note: N/A

[11-7061](#)

Subject: Communication from Mayor Dickert informing the Common Council that he has issued an Executive Order, dated October 31, 2011, prohibiting persons from possessing or bringing, or causing to be brought, any concealed or unconcealed firearm or weapon into or upon any City owned, occupied, or controlled building or structure at any time or at any special event at any City owned, occupied, or controlled building, structure, facility, grounds, or land. Mayor Dickert further requests that the issue of such a weapons and firearm prohibition be referred to the Committee of the Whole for the creation of a City ordinance and the revision of any existing City ordinances that are inconsistent with 2011 Wisconsin Act 35.

Recommendation of the Committee of the Whole on 01-26-2012: the Item be deferred.

Recommendation of the Committee of the Whole on 10-16-2012: that the Item be referred to the City Attorney's Office with direction to draft ordinance revisions of any existing City Ordinances that are inconsistent with 2011 Wis. Act 35, and the updates be brought back to the committee for consideration and approval.

Recommendation of the Committee of the Whole on 02-05-2013: to approve the changes to the Code of Ordinances of the City of Racine regarding firearms and weapons as drafted by the City Attorney's Office.

Further, the City Attorney's Office is directed to draft an ordinance effectuating the Mayor's October 31, 2011 Executive Order prohibiting weapons in City of Racine municipal buildings.

Fiscal Note: N/A

Board of Parks, Recreation, and Cultural Services Report, by Ald. McCarthy[12-8480](#)

Subject: Communication from Ron Britten of Racine Erickson Baseball Club requesting the contract lease agreement for the use of Humble southeast and Humble southwest baseball fields be extended in it's current state with the exception of the term to be changed to a renewable yearly lease. (Res. No. 13-0096)

Recommended by the Board of Parks, Recreation & Cultural Services on 2-13-13: To approve the communication from Ron Britten of Racine Erickson Baseball Club requesting the contract lease agreement for the use of Humble southeast and Humble southwest baseball fields be extended in its current state with the exception of the term to be changed to a renewable yearly lease.

Fiscal Note: N/A

H. Consent Agenda - Resolutions[Res.13-0035](#) 2013 Color Run

Resolved, that permission is granted to Real Racine to use City right-of-way, Pershing Park, parking ramps and the Gateway parking lot for their event from Thursday, May 23, 2013, to Saturday, May 25, 2013 and close the following streets and to utilize certain other City streets, as indicated, on their race map, for The Color Run on Saturday, May 25, 2013:

Pershing Park Drive from 6th St to 11th Street
11th Street from Main Street to Pershing Park Drive
Main Street from 10th Street to 11th Street
10th Street from Main Street to Lake Avenue
Lake Avenue from 10th Street to State Street
6th Street from Pershing Park Drive to Center Street
7th Street from Lake Avenue to Center Street
Main Street from 7th Street to Main Street Bridge
Gaslight Drive from Lake Avenue to cul-de-sac
2nd Street from Main Street to Wisconsin Avenue
Wisconsin Avenue from 2nd Street to 3rd Street
3rd Street from Wisconsin Avenue to Main Street

Resolved, that the following stipulations also apply:

A. A hold harmless agreement be executed and a \$62.50 processing fee paid.

- B. Proof of liability insurance be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$1,700.00 special event fee.
- F. Sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval; and providing and removing all temporary traffic control devices and detour signs.
- G. Sponsor shall provide a detour plan for the closure of all State Connecting Highways, arterial and collector streets to the City Engineer for approval.
- H. Sponsor shall pay \$750.00 for street sweeping.
- I. Sponsor shall pay \$6.25 per impacted parking meter.

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

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

Sponsors: Terry McCarthy and Melissa Kaprelian-Becker

Res.13-0063 Fund for Lake Michigan Grant for the Root River Stabilization and Riparian Habitat Restoration Project

Resolved, that permission is granted for the Assistant Commissioner of Public Works/City Engineer to accept a Fund for Lake Michigan Grant for the Root River Stabilization and Riparian Habitat Restoration Project (Grant Control # 2012-036).

Fiscal Note: The City share is \$224,800. Funding is available in Account # 104.992.5470 - Lincoln Park Streambank and the 2013 Storm Water Utility Budget.

Sponsors: Q.A. Shakoor, II

Res.13-0064 Wisconsin DOT 2013 Pedestrian Safety Enforcement Grant

Resolved, that permission is granted for the Police Chief to apply for and accept the Wisconsin DOT 2013 Pedestrian Safety Enforcement

grant (Grant Control # 2013-001).

Fiscal Note: The grant is in the amount of \$4,000.00, with a 25% soft match of \$1,000.00.

Sponsors: Q.A. Shakoor, II

Res.13-0065 Wisconsin DOT 2013 Bicycle Safety Grant

Resolved, that permission is granted for the Police Chief to apply for and accept the Wisconsin DOT 2013 Bicycle Safety grant (Grant Control # 2013-002).

Fiscal Note: The grant is in the amount of \$2,000.00, with a 25% soft match of \$500.00.

Sponsors: Q.A. Shakoor, II

Res.13-0066 Village of Caledonia for Extended Water Service

Resolved, that the Mayor and City Clerk are authorized and directed to enter into an agreement and petition with the Village of Caledonia for extended water service in accordance with City ordinances for such matters.

Fiscal Note: The Village of Caledonia will participate financially in their share of the cost of regional water utility infrastructure required to meet the needs of the local communities east of I-94.

Sponsors: Q.A. Shakoor, II

Res.13-0067 Tree Inventory

Resolved that permission is granted for the Director of Parks, Recreation & Cultural Services to accept grant funds of \$25,000 from the Wisconsin Department of Natural Resources for tree inventory (Grant Control # 2011-027).

Fiscal Note: A 100% match was required. The match was made available through the 2012 CIP Budget account 992.700.5150 (\$45,000.00). These grant funds will be deposited into the Urban Forestry Grant account 786.020.5850 (\$25,000.00).

Sponsors: Q.A. Shakoor, II

Res.13-0068 Prescription Drug Collection

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a contract and to accept funds of \$6,000.00 from the Wisconsin Department of Agriculture Trade and Consumer Protection for the semi-annual prescription drug collection events hosted by the

Health Department (Grant Control # 2013-005).

Fiscal Note: There is a City match of \$2,000.00 required.

Sponsors: Q.A. Shakoor, II

Res.13-0069 Preventive Health and Health Services Block Grant

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a contract agreement and to accept funding in the amount of \$6,956.00 from the State of Wisconsin represented by its Division of Public Health Services (Grant Control #2013-004).

Fiscal Note: There is no City match required.

Sponsors: Q.A. Shakoor, II

Res.13-0070 Racine County Medical Reserve Corps.

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a contract agreement and to accept funds of \$6,000.00 from the Department of Health Services for the support of the Racine County Medical Reserve Corps.

Fiscal Note: There is no City match required.

Sponsors: Q.A. Shakoor, II

Res.13-0071 Racine County Medical Reserve Corps.

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a contract agreement and to accept funding in the amount of \$4,000.00 from the National Association of County and City Health Officials (NACCHO) for support of the Racine County Medical Reserve Corps in 2013 (Grant Control # 2013-008).

Fiscal Note: There is no City match required.

Sponsors: Q.A. Shakoor, II

Res.13-0072 HIV Prevention Partner Services

Resolved, that permission is granted for the Public Health Administrator to accept funding in the amount of \$13,000.00 from the State of Wisconsin Division of Public Health for HIV Prevention Partner Services (Grant Control #2013-006).

Fiscal Note: There is no City match required.

Sponsors: Q.A. Shakoor, II

Res.13-0073 Local Public Health Departments Performance Consolidated Programs

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a contract agreement and to accept funding in the amount of \$167,339.00 from the Department of Health Services for the Local Public Health Departments Performance Consolidated Programs for the continuation of programs (Grant Control # 2013-003).

Fiscal Note: There is a soft match of \$18,752.00 required of the City for Maternal Child Healthcare.

Sponsors: Q.A. Shakoor, II

[Res.13-0074](#) Representation of Various City Employees in the Matter of *Janet Venegas v. City of Racine*, et al

Resolved, that authorization is granted for the City Attorney to represent various City employees in the matter of *Janet Venegas v. City of Racine, et al*, Racine County Case No. 12-CV-2726.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor, II

[Res.13-0075](#) Plant Sale

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a Hold Harmless Agreement with Racine Neighborhood Watch to use the City Hall Annex parking lot and lawn area abutting Grand Avenue on Saturday, May 18, 2013, from 5:00 a.m. to 3:00 p.m. in conjunction with a fundraiser.

Fiscal Note: N/A

Sponsors: Sandy Weidner

[Res.13-0076](#) Change Order No. 2 to Contract 3-12 (K2-003), 16th Street & West Boulevard Signal Replacement

Resolved, that Change Order No. 2 on Contract 3-12 (K2-003), 16th Street & West Boulevard Signal Replacement, Outdoor Lighting Construction Co., Inc., contractor, is approved in the amount of \$10,052.30.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 992.600.5010, Traffic Signals.

Sponsors: Sandy Weidner

[Res.13-0077](#) Final Payment on Contract 3-12 (K2-003), 16th Street & West Boulevard Signal Replacement

Resolved, that the work done by Outdoor Lighting Construction Co., Inc. under Contract 3-12 (K2-003), 16th Street & West Boulevard Signal Replacement, is accepted and final payment authorized for a total contract amount of \$106,885.14.

Fiscal Note: Contract was authorized under Resolution No. 12-3112, dated May 1, 2012.

Sponsors: Sandy Weidner

Res.13-0078 Amendment No. 1 to Contract 17-13 (K3-017), Professional Services-Hydrographic Survey of 5th Street Boat Launch Basin

Resolved, that Amendment No. 1 to Contract 17-13 (K3-017), Professional Services - Hydrographic Survey of 5th Street Boat Launch Basin, Baird & Associates, consultant, as submitted, is approved in the not-to-exceed amount of \$5,300.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 993.700.5040, Pershing Park Boat Launch.

Sponsors: Sandy Weidner

Res.13-0079 Contract 19-13 (K3-019) - PS - 2013 Sewer Asset Management Services

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with AECOM Technical Services, Inc., under Contract 19-13 (K3-019), Professional Services - 2013 Sewer Asset Management Services, in the not-to-exceed amount of \$58,550.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from the following accounts:

\$ 29,275.00 - Account 104.993.5420, Storm Sewer, Misc. Loc.
\$ 29,275.00 - Account 287.993.5310, Sanitary Sewer, Misc. Loc.
\$ 58,550.00 - Total

Sponsors: Sandy Weidner

Res.13-0080 Evaluation and Elimination of City Owned Lights Before Implementing the New "Street Light Spacing Policy" for WE Energy's Leased Lights

Resolved, that the Commissioner of Public Works is to create a policy on the spacing and location of City owned street lighting.

Fiscal Note: Not applicable at this time.

Sponsors: Sandy Weidner

Res.13-0081 Amendment No. 1 to Contract 32-12 (K2-037), Professional Services-Design of Recycling Brochures

Resolved, that Amendment No. 1 to Contract 32-12 (K2-037), Professional Services - Design of Recycling Brochures, Corporate Images, Inc., consultant, as submitted, is approved in the not-to-exceed amount of \$5,100.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 289.000.5540, Public Education.

Sponsors: Sandy Weidner

Res.13-0082 Change Order No. 1 to Contract 55-12 (K2-066), HVAC Upgrades at Library

Resolved, that Change Order No. 1 on Contract 55-12 (K2-066), HVAC Upgrades at Library, Johnson Controls, Inc., contractor, is approved in the amount of \$7,180.00.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 255.992.5010, Library HVAC Replacement.

Sponsors: Sandy Weidner

Res.13-0083 Final payment on Contract 38-11 (K1-040), Professional Services-Website Recycling Updates

Resolved, that the professional services provided by Corporate Images, Inc., under Contract 38-11 (K1-040), Professional Services - Website Recycling Updates, are accepted and final payment authorized for a total contract amount of \$9,475.00.

Fiscal Note: Contract was authorized under Resolution No. 11-2500, dated April 18, 2011.

Sponsors: Sandy Weidner

Res.13-0084 Contract 18-13 (K3-018), Professional Services - Recycling Billing Services

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with AECOM Technical Services, Inc., under Contract 18-13 (K3-018), Professional Services - Recycling Billing services, in the not-to-exceed amount of \$5,000.00.

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

Sponsors: Sandy Weidner

Res.13-0085 Purchase of Cree LED Light Fixtures

Resolved, that the request of the Purchasing Agent to waive formal bidding procedures is approved in accordance with State statutes that allow for the waiving of public bids for the purpose of maintaining uniformity of equipment and services.

Further resolved, that that the Mayor and City Clerk are authorized and directed to enter into an agreement with Cree Industries, Racine, WI, for the purchase of all LED lights needed through the end of 2013.

Fiscal Note: Funding for the installation of LED lighting is estimated to be \$75,000.00 in 2013.

Sponsors: Sandy Weidner

Res.13-0086 1637 Washington Avenue

That the request by Tad Ballantyne, representing PW Partners Inc., for conditional use approval to remodel the structure at 1637 Washington Avenue to allow for main level residential is approved subject to the following conditions:

- a. That the plans presented to the Plan Commission on February 13, 2013, be approved subject to the conditions contained herein.
- b. That this property shall not function as a community living arrangement, or house any persons under supervision or monitoring of the judicial, mental health or probation and parole systems.
- c. That all codes and ordinances be complied with and all applicable permits obtained.
- d. That all building / sign plans be presented to the Director of City development for review and approval prior to permits being obtained from the Building Department.
- e. That the following be accomplished prior to the issuance of an occupancy permit:
 1. Install dumpster enclosure having a 6-foot high opaque screen made of wood or masonry material, the design of which shall be presented to the Director of City development for review and approval.
 2. Repair and paint all non-brick building surfaces in a color scheme that is presented to the Director of City development for review and approval.
 3. Implement a landscape plan in accordance with an approved plan.

Said plan shall be submitted to the Director of City Development for review and approval.

4. Remove, or repair and paint the south-side shed addition. If retained, said shed addition color shall be submitted to the Director of City Development for review and approval.

5. Repair, re-seal and re-stripe the parking lot. Install wheel stops at parking spaces, and install wheel stops and/or curbing along sidewalks where parking is directly adjacent.

6. Install new air conditioner covers. The design and color of said covers shall be presented to the Director of City Development for review and approval.

f. If one or all improvements listed in condition "c" above cannot be compiled with prior to the request for an occupancy permit, than the applicant or owner shall provide the City with a letter of credit, bond, or other acceptable financial security, equal in value to the required improvement, subject to the following:

1. The financial security documents shall be submitted for the review and approval of the Director of City Development, shall be issued in the City's favor, shall be in effect for one year from the date of issuance, shall be extended beyond the expiration date if deemed necessary by the City of Racine, and shall require that the issuer give a 90 day notice to the Department of City Development prior to the expiration of said financial security.

2. The City is authorized by this conditional use permit to enter the site, implement the plan(s) and draw on the financial security for the cost of implementation if required improvements are not implemented by the dates stated. Any costs incurred in excess of the value of the financial security shall be paid by the applicant or owner or shall be imposed as a special charge against the real property in accordance with the applicable statute.

3. By operating under this conditional use, the applicant and owner give permission to the City to enter upon the property for purpose hereby described.

g. That any future proposed changes to the exterior of the building shall be subject to review by the Director of City Development or City Plan Commission.

h. That no minor changes be made from the conditions of this approval 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.

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

Fiscal Note: N/A

Sponsors: Dennis Wiser

Res.13-0087 Automotive Accessory Installation Business at 1202 - 1218 N. Main Street

Resolved, that the request by Alfonso Flores for a conditional use permit to operate an automotive accessory installation business at 1202-1218 N. Main Street is approved subject to the following conditions:

- a. That the plans submitted to the Plan Commission on January 30, 2013 be approved subject to the conditions contained herein.
- b. That the hours of operation shall be from 9:00 a.m. - 5:00 p.m., Monday through Friday.
- c. That the doors to garages being used shall remain closed during working hours to maintain any noise created in the testing of the installation and calibration processes.
- d. That customer vehicles shall not be allowed to park over night and shall be removed by the end of each workday.
- e. That the applicant shall gauge the workload and schedule appointments appropriately so as not to exceed the amount of available parking. Vehicles may not be double parked, parked on the street, or parked outside of designated parking areas.
- f. That the parking lot shall be cleaned and serviced as proposed in writing by the applicant. It shall be striped and have wheel stops installed prior to issuance of an occupancy permit.
- g. That a plan prepared by a licensed civil engineer to stabilize and enhance the appearance of the slope on the west and north property line of 1218 N. Main Street shall be provided and implemented prior to issuance of an occupancy permit. All materials and vegetation proposed in the slope stabilization shall be subject to the review and approval of the Department of City Development.
- h. That if prior to the issuance of an occupancy permit the site improvements described herein are not completed, a financial surety

shall be provided to the City in a amount equal in value to the required improvements, subject to the following terms:

1. Financial surety documents shall be submitted for the review and approval of the Director of City Development, shall be issued in the City's favor, shall be in effect for one year from the date of issuance, shall be extended beyond the expiration date if deemed necessary by the City of Racine, and shall require that the issuer give a 90 day notice to the Department of City Development prior to the expiration of said financial security.

2. The City is authorized by this Conditional Use permit to enter the site, implement the plan(s) and draw on the financial security for the cost of implementation if required improvements are not completed by the time of the issuance of an occupancy permit, or by an earlier date as may be required herein. Any costs incurred in excess of the value of the financial security shall be paid by the applicant or owner or shall be imposed as a special charge against the real property in accordance with applicable statute.

3. By operating under this Conditional Use, the applicant and owner give permission to the City to enter upon the property for the purposes described herein.

4. All necessary actions to stabilize and enhance the appearance of the slope shall be completed by no later than July 1, 2013.

i. That any signage shall have proper permits pulled prior to installation.

j. That all trash shall be stored inside, except for trash pick-up days, and the site shall be kept free of trash and debris.

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

l. That no major changes shall be made from the conditions of this approval without the approval of the Plan Commission, and no major changes shall be made without the approval of the Common Council.

Fiscal Note: N/A

Sponsors: Dennis Wiser

Res.13-0088 Racine Family YMCA Increased Accessibility Project

Resolved, that the request of the Racine Family YMCA for \$10,350.00 in local option funds to supplement its Increased Accessibility Project funding is approved, and its grant agreement shall be amended

accordingly.

Fiscal Note: The bids received for a wheelchair ramp and related work at 725 Lake Avenue exceed the 2012 grant funding allocated (\$9,500.00) for the project. The YMCA is requesting an additional \$10,350.00. Funding is available in the local option account.

Sponsors: Jim Kaplan

Res.13-0089 Racine Neighborhood Watch 2012 Grant Budget for the IDA Program

Resolved, that the request of Racine Neighborhood Watch to revise its 2012 grant budget for the IDA program is approved, and its grant agreement shall be amended accordingly.

Fiscal Note: The revision reduces the budget line for salaries and increases the budget line for operating costs. There is no change to the total amount of the grant.

Sponsors: Jim Kaplan

Res.13-0090 Wisconsin Homeless Management Information System (HMIS)

Resolved, that the request to enter into a memorandum of understanding with the Wisconsin Department of Administration regarding cost sharing for the Wisconsin Homeless Management Information System (HMIS) is approved, and the Mayor and City Clerk are authorized to execute the memorandum on behalf of the City.

Fiscal Note: The Wisconsin Department of Administration, Division of Housing (DOA-DOH), has proposed to maintain the HMIS for all recipients of Emergency Solutions Grant (ESG) funding and similar grants. The (DOA-DOH) would be paid no more than 2% of the City's total ESG entitlement grant for the service (about \$2,500.00). ESG administration funding is available for this purpose.

Sponsors: Jim Kaplan

Res.13-0091 Community Development Committee Membership

WHEREAS, the Community Development Committee was created by Resolution No. 2912 of November 6, 1974; and

WHEREAS, the membership of the committee was established most recently by Resolution No. 4541-A of December 18, 1990, as amended by Resolution 6393 of March 1, 2005.

Resolved, that Resolution 4541-A, as amended, is rescinded.

Further resolved, that the membership of the Community Development Committee shall be as follows:

Mayor (Chair), the President of the Common Council (Vice-Chair), the Chairs of the three Common Council standing committees, two

aldermen (to be rotated yearly), and seven electors who by reason of their places of residence, occupations, or community activities have special interest in the application of community development funds to be selected in the manner stated below. The Director of City Development shall serve as the Committee Secretary.

Further resolved, that all members of the Committee be appointed by the Mayor, subject to confirmation by the Council.

Further resolved, that the elector members shall serve staggered three-year terms, except that immediately following passage of this resolution, the Mayor shall designate members to serve such one or two year terms as necessary to establish the three-year staggered cycle. Thereafter, all successors will be appointed for three years and no elector member may serve two consecutive three-year terms.

Further resolved, that the members can vote only in person at duly convened Committee meetings. Voting by proxy or other substitute is not permitted.

Further resolved, that the aldermen who are not appointed members of the committee are welcome at the committee meetings and shall be given the opportunity to participate in the discussions and deliberations of the committee, except voting. The Secretary shall provide the same communications and other background materials to all aldermen as are provided to the appointed committee members.

Fiscal Note: The recommended changes will reduce the size of the committee from 16 members to 14. The reduction provides small savings in administrative costs and frees time for the department heads for other tasks.

Sponsors: Jim Kaplan

Res.13-0092 Revision of Racine Unified School District 2012 Grant Budget for AfterZones Program

Resolved, that the request of Racine Unified School District to revise its 2012 grant budget for the AfterZones program is approved, and its grant agreement shall be amended accordingly.

Fiscal Note: The revision reduces the budget line for salaries and transportation and increases the budget line for operating costs, specifically computer software licenses. There is no change to the total amount of the grant.

Sponsors: Jim Kaplan

Res.13-0093 Tavern Participation in Façade Grant Program

Resolved, that the lifting of the exclusion of taverns from participation in the façade grant program is approved.

Further resolved, that ineligibility criteria No. 6 is amended to read, "Properties licensed by the City for alcoholic beverages for which the owner or licensee has been found to be in violation of the conditions of their license."

Fiscal Note: Funding for this expanded program would continue to be accessed from the Intergovernmental Shared Revenue Fund account. Exact number of applications to be received is unknown.

Sponsors: Q.A. Shakoor, II

Res.13-0094 Racine Steel Castings Property

Resolved, that the Redevelopment Authority hereby authorizes Brian F. O'Connell, Executive Director, or his authorized agent to act on behalf of the Authority to submit an application to Wisconsin Economic Development Corporation (WEDA) to aid in site assessment of 1425 North Memorial Drive (a/k/a the Racine Steel Castings property), sign documents, and take necessary action to undertake, direct, and complete approved grant activities.

Fiscal Note: The grant level ranges from \$40,000.00 to \$200,000.00 with a required 50% match from the City. Funds are available in the Intergovernmental Shared Revenue Account. The environmental firm of Symbiont has offered to prepare and submit the grant application, at no cost to the City, as part of their City-wide environmental services contract.

Sponsors: Q.A. Shakoor, II

Res.13-0095 Amendment to Policy and Procedures Manual to Add an Appeals Process for the Neighborhood Stabilization Program

Resolved, that the Common Council approve the amendment to the policies and procedures of the Neighborhood Stabilization Program to provide that parties wishing to appeal a decision of staff shall appeal the decision to the Loan Board of Review.

Fiscal Note: N/A. This amendment was recommended by the NSP grantor agency, in case the need should arise. To date, there have been no disputes that would have used the procedure.

Res.13-0096 Racine Erickson Baseball Club Lease Agreement for Use of Humble Southeast and Humble Southwest Baseball Fields

Resolved, that the lease agreement with Racine Erickson Baseball Club

Office of The City Clerk

If you are disabled and have accessibility needs or need information interpreted for you, please call the City Clerk's Office at 636-9171 at least 48 hours prior to this meeting.