



City of Racine

Meeting Agenda - Final

Common Council

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

*Alderman Jeff Coe, Alderman Robert Anderson, Alderman Michael Shields
Alderman Jim Kaplan, Alderman David L. Maack, Alderman Sandy Weidner
Alderman Raymond DeHahn, Alderman Q.A. Shakoor, II, Alderman Pete Karas
Alderman Thomas Friedel, Alderman Gregory Holding, Alderman Aron Wisneski
Alderman James T. Spangenberg, Alderman Ronald D. Hart, Alderman Robert Mozol*

Tuesday, June 19, 2007

7:00 PM

Room 205, City Hall

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

PROCLAMATION - CLEAN BEACHES WEEK

E. Communications

Refer to Finance and Personnel Committee, by Ald. Friedel

1. [07-0660](#) **Subject:** Communication from the Assistant Commissioner Public Works/Engineering requesting permission to accept a grant from the Root-Pike Watershed Initiative Network, Grant Control No. 2007-029.
2. [07-0746](#) **Subject:** Communication from the City Attorney requesting additional funding for the 2007 Budget, account 101.160.5610, Professional Services.
3. [07-0760](#) **Subject:** Communication from the Public Health Administrator requesting permission to accept funding from the United Way of Racine County, Inc. (Grant Control #2007-004)

(Also refer to the Board of Health.)
4. [07-0762](#) **Subject:** Communication from the Public Health Administrator requesting permission to accept funding from the Department of Natural Resources. (Grant Control #2006-048)

(Also refer to the Board of Health.)

5. [07-0773](#) **Subject:** Communication from the City Attorney submitting the claim of Barbara Thompson for consideration.
6. [07-0794](#) **Subject:** Communication from the Director of the Finance Department requesting to discuss the bond issue to cover the 2007 Capital Projects.

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

7. [07-0750](#) **Subject:** Communication from Henry & Wanda's to close Park Avenue between 6th Street and 7th Street on Saturday, August 18, 2007, from 9 a.m. to midnight, for the Wisconsin Harley Owners Group Rally.
8. [07-0752](#) **Subject:** Communication from the Assistant Commissioner of Public Works/Engineering submitting a storm sewer easement for the Reservoir Park project.
9. [07-0754](#) **Subject:** Communication from the Sales/Marketing Director of the Racine County Convention and Visitors Bureau requesting permission to use city right-of-way on July 22, 2007, for the Spirit of Racine Triathlon.
10. [07-0766](#) **Subject:** Communication from the Commissioner of Public Works/City Engineer wishing to discuss the paving of Victorian Drive from Emstan Hill Road to Maryland Avenue with portland cement concrete.
11. [07-0776](#) **Subject:** Communication from the Commissioner of Public Works/City Engineer submitting a request for the City to develop a policy regarding the sale of City owned properties.
12. [07-0786](#) **Subject:** Communication from the Executive Director of the Big Fish Bash requesting to use the turn-arounds at Festival Park for parking during the Big Fish Bash on July 19-22, 2007.
13. [07-0790](#) **Subject:** Communication from the Recreational Leadership Co., LLC, requesting permission to close the Christopher Columbus Causeway for the Racine Boat & RV Show on August 6-12, 2007.
14. [07-0791](#) **Subject:** Communication from the Alderman of the 15th District requesting the repaving of Lighthouse Drived.
15. [07-0797](#) **Subject:** Communication from the Catamaran Racing Association of Wisconsin requesting permission to use the parking lot at the Rooney

Recreational Area in conjunction with an event on June 30, 2007 through July 2, 2007.

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

16. [07-0755](#) **Subject: (Change of Agent)** Application of Aldi's Inc., 3110 Douglas Avenue, Lorelei Rasch, Agent, for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 3110 Douglas Avenue. (7th District)
17. [07-0765](#) **Subject: (New)** Application of Taylor Mart, Harinder Kaur, Agent for a Class "A" Retail Fermented Malt Beverage for 1813 Taylor Avenue. (3rd District)
18. [07-0775](#) **Subject: (New)** Application of Better Day BP TTDH, Inc., Constantin Tousis, Agent for a Class "A" Retail Fermented Malt Beverage License and Gasoline Station Owner/Managers license for 2100 Douglas Avenue. (5th District)
19. [07-0781](#) **Subject: (Renewal)**The application of Anything Goes Limousine, for a Public Passenger Vehicle Operator's Business License.

Refer to Transit and Parking Commission, by Ald. DeHahn

20. [07-0721](#) **Subject:** Communication from the Transit Planner submitting the April 2007 operating and financial report for the Belle Urban system.
21. [07-0722](#) **Subject:** Communication from John Mozol Jr., filing a complaint against a Belle Urban System driver for an incident on June 3, 2007.
22. [07-0723](#) **Subject:** Authorization for the Mayor and/or designee to execute and file applications for Federal assistance on behalf of the City of Racine with the Federal Transit Administration for Federal assistance authorized by 49 U.S.C. chapter 53, Title 23, United States Code, or other Federal statutes authorizing projects administered by the Federal Transit Administration.
23. [07-0730](#) **Subject:** Communication from Keith Haas, General Manager of RWU, seeking permission to place two or three dewatering locations in the parking lot west of the underground tank in west Racine, between Grove Avenue and Hayes Avenue, south of Washington Avenue.
24. [07-0788](#) **Subject:** Communication from Mayor Gary Becker wishing to discuss the rental of the Park/Villa Street Parking Lot (720 Park Ave) to the County.

Refer to City Plan Commission, by Ald. Holding

25. [07-0731](#) **Subject:** Communication from the State of Wisconsin Department of Natural Resources requesting the reclassification of flood-fringe to flood-storage as it relates to the Pike Creek basin and the Sorenson Creek basin.

F. Committee Reports**Finance and Personnel Committee Report, by Ald. Friedel**

26. [06-2773](#) **Subject:** Communication from the Alderman of the 6th District submitting a communication on behalf of Sharon Baldukas, President of the Cemetery Commission, requesting the City to have an appraisal and preserve the City-owned Civil War cannon located at Mound Cemetery.

Recommendation of the Finance & Personnel Committee on

11-13-06: The Purchasing Agent be directed to investigate appraisal service cost, to include Mr. Wayne E. Stark and any others, for the two Civil War cannons located at Mound Cemetery and West Racine and to report back to the Finance & Personnel Committee.

Recommendation of the Finance & Personnel Committee on

01-22-07: The item be deferred.

Recommendation of the Finance & Personnel Committee on

2-12-07: The item be deferred.

Recommendation of the Finance & Personnel Committee on

6-11-07: The item be received and filed.

Fiscal Note: N/A

27. [07-0658](#) **Subject:** Communication from the City Attorney submitting the claim of Joel Durfey and Pamela Durfey for consideration.

Recommendation of the Finance & Personnel Committee on

06-11-07: The claim of Joel and Pamela Durfey, 3718 Kinzie Ave, be settled in the amount of \$16,877.60, for a broken wye connection.

Fiscal Note: There are sufficient funds available in Account 101.990.5910 Judgement and Claims.

28. [07-0659](#) **Subject:** Communication from the City Attorney submitting the claim of

Pedro Jones for consideration.

Recommendation of the Finance & Personnel Committee on

6-11-07: The claim of Pedro Jones, 2701 Rapids Drive, requesting a \$50,000.00 reimbursement arising out of his slip and fall in the parking lot at Humble Park on January 23, 2006, be denied.

Fiscal Note: N/A

29. [07-0661](#)

Subject: Communication from the City Attorney submitting the claim of Timothy Hart for consideration.

Recommendation of the Finance & Personnel Committee on

6-11-07: The claim of Timothy Hart, 2017 Deane Blvd, be settled in the amount of \$12,913.87, for a broken wye connection.

Fiscal Note: There are sufficient funds available in Account 101.990.5910, Judgement and Claims for payment.

30. [07-0697](#)

Subject: Communication from the City Attorney submitting the claim of Rachel Sanchez for consideration.

Recommendation of the Finance & Personnel Committee on

6-11-07: The claim of Rachel Sanchez, 1915 Slauson Ave, be settled in the amount of \$8,628.21 for a broken wye connection.

Fiscal Note: There are sufficient funds available in Account 101.990.5910, Judgement and Claims for payment.

31. [07-0707](#)

Subject: Communication from the Fire Chief requesting permission to discuss and proceed with Phase I of the Heating and Ventilating System upgrade to Fire Station 8.

Recommendation of the Finance & Personnel Committee on

6-11-07: Permission granted for the Purchasing Agent to enter into a contract with Johnson Controls for Phase I of the heating and ventilating upgrade at Station #8.

Recommendation of the Public Safety and Licensing Committee on

6-11-07: Purchasing Agent be granted permission to enter into a contract with Johnson Controls for Phase I of the heating and ventilating upgrade at Station #8.

Fiscal Note: Funding is available in Account 987.300.5010.

32. [07-0709](#) **Subject:** Communication from the City Attorney requesting additional funding for the Judgment & Claims Account, #101.990.5910.

Recommendation of the Finance & Personnel Committee on

6-11-07: Permission granted for the Finance Department to transfer \$100,000 from Contingency (101.990.5970) to cover Judgment & Claims expenditures for the remainder of 2007.

Fiscal Note: Funds are available in Account 101.990.5970.

Public Works and Services Committee Report, by Ald. Hart

33. [07-0628](#) **Subject:** Communication from the Commissioner of Public Works/City Engineer recommending that new sidewalk be installed at 2908 Indiana Street and the costs charged to the abutting property owner in accordance with City policy.

Recommendation: That consideration be given to the construction of a sidewalk at 2908 Indiana Street and that a preliminary resolution be introduced.

Fiscal Note: The cost of this sidewalk would be assessed to the abutting property owner.

34. [07-0656](#) **Subject:** Communication from the West Racine Business and Professional Association requesting permission to use public right-of-way for the Western Days parade on Saturday, July 21, 2007.

Recommendation: That permission be granted to the West Racine Business and Professional Association to close the following streets:

Washington Avenue (STH "20") between West Lawn Avenue and West Boulevard on Saturday, July 21, 2007, from 12:00 p.m. to 2:00 p.m. for the annual Western Day Parade, and Hayes Avenue, from Washington Avenue south to Infusino's driveway, for stationing the Stage on Wheels during Western Day, to be held Thursday, Friday, and Saturday, July 19, 20 and 21, 2007.

Further recommends that permission be granted with the following stipulations:

- A. A hold harmless agreement be executed;
- B. Proof of liability insurance be filed prior to the 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 \$550.00 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 provide limited assistance to implement this event.

35. [07-0662](#)

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 53-05(K5-060), PS - Pritchard Park Pond Retrofit, Earth Tech, Inc., consultant.

Recommendation: The professional services provided by Earth Tech, Inc. under Contract 53-05 (K5-060), Professional Services - Pritchard Park Pond Retrofit, be accepted and final payment authorized for a total contract amount of \$42,162.07, from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 6604, dated August 2, 2005.

36. [07-0698](#)

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting Change Order No. 3 on Contract 10-06 (K6-011), Chicory Road Reconstruction, Milwaukee General Construction Company, contractor.

Recommendation: Change Order No. 3 on Contract 10-06 (K6-011), Chicory Road Reconstruction, Milwaukee General Construction Company, contractor, as submitted, be approved in the amount of \$14,713.73.

Further recommends that funding to defray the cost of this change order be appropriated from Account 104.987.5420, Storm Sewers, Misc. Locations.

Fiscal Note: Funds are available as herein delineated.

37. [07-0700](#)

Subject: Communication from the Commissioner of Public Works/City Engineer requesting to meet with the Finance and Personnel Committee regarding a minor reorganization within the Department of Public Works, Facility Management Division.

Recommendation: That the reorganization plan for the Department of Public Works, Facility Management Division, be approved in concept and

referred to the Finance and Personnel Committee.

Fiscal Note: This reorganization will have no impact in cost to the City's budget.

38. [07-0724](#)

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 37-07 (K7-043), Railing Replacement at Safety Building and Memorial Hall.

Recommendation: Contract 37-07 (K7-043), Railing Replacement at Safety Building and Memorial Hall, be awarded to Bane Nelson, Inc., Kenosha, WI, at their base bid price of \$92,000.00, 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:

\$34,600.00 - Account 986.300.5020, Fire Station 1 - Railing Replacement
\$25,600.00 - Account 108.986.5510, Memorial Hall - Railing Replacement
\$31,800.00 - Account 986.310.5050, Police Lockers
\$92,000.00 - Total

Fiscal Note: Funds are available as herein delineated.

39. [07-0729](#)

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting a proposal for Design Services for DeKoven Avenue and Hickory Grove Storm Sewer Project.

Recommendation: The Mayor and City Clerk be authorized and directed to enter into an agreement with Earth Tech, Inc. to provide professional services for design of the new storm sewer on DeKoven Avenue, from Hickory Grove Avenue to Jay Eye See Avenue, at a price not-to-exceed \$38,988.00.

Further recommends that funds to defray the cost of these professional services are available in Account 104.987.5420, Storm Sewers, Misc. Locations.

Fiscal Note: Funds are available as herein delineated.

40. [07-0732](#)

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 2 to Contract 12-06 (K6-013), Professional Services - City Hall Renovations, Phase I, ARC Architectural Group, LLC, consultant.

Recommendation: Amendment No. 2 on Contract 12-06 (K6-013), Professional Services - City Hall Renovations, Phase 1, ARC Architectural Group, consultant, as submitted , be approved in the not-to-exceed amount of \$6,260.00

Further recommends that funding for this amendment is available in the following accounts:

\$2,000.00 - Account 986.300.5040, Fire Station No. 1-Female Locker Room

\$4,260.00 - Account 986.310.5020, Safety Building, Police Office Relocation

\$6,260.00 - Total

Fiscal Note: Funds are available as herein delineated.

41. [07-0734](#)

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 33-99 (K9-039), 1415 Hampden Place - Environmental Assessment Work, STS Consultants, Ltd., consultant.

Recommendation: The professional services provided by STS Consultants, Inc. under Contract 33-99 (K9-039), 1415 Hampden Place Environmental Assessment, be accepted and final payment authorized for a total contract amount of \$39,609.23, from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 2350, dated April 7, 1999.

42. [07-0736](#)

Subject: Resolution 07-0246 of June 5, 2007 relating to street improvements.

Recommendation: Resolution No. 07-0246, of June 5, 2007, be amended to delete:

PORTLAND CEMENT CONCRETE PAVING

Alley - Shoreland Drive to South Street; Charles Street to Sixth Avenue

Alley - Shoreland Drive to North Street; Charles Street to Eighth Avenue.

Alley - Shoreland Drive to South Street; Charles Street to Eighth Avenue.

Alley - Shoreland Drive to North Street; Ninth Avenue to Eighth Avenue.

Alley - Shoreland Drive to South Street; Ninth Avenue to Eighth Avenue.

and, as amended , Resolution No. 07-0246, of June 5, 2007, be adopted.

Fiscal Note: Funds will be appropriated in the 2008 C.I.P. for these alley improvements, and special assessments will be paid by the abutting property owners for the alley improvements.

43. [07-0740](#)

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting Amendment No. 1 to Contract 5-07 (K7-005), Repairs to Main Street Bridge, Zenith Tech, Inc., contractor.

Recommendation: Amendment No. 1 on Contract 5-07 (K7-005), Repairs to Main Street Bridge, Zenith Tech, Inc., contractor, as submitted, be approved in the amount of \$40,503.50.

Further recommends that funding for this amendment is available in Account 930.046.5860, Main Street Bridge Repairs.

Fiscal Note: The cost of these repairs is 100% reimbursable by the State of Wisconsin.

44. [07-0741](#)

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 5-07 (K7-005), Repairs to Main Street Bridge, Zenith Tech, Inc., contractor.

Recommendation: The work done by Zenith Tech, Inc., under Contract 5-07 (K7-005), Repairs to Main Street Bridge, be accepted and final payment authorized for a total contract amount of \$200,503.50, from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 06-7342, dated December 5, 2006.

45. [07-0753](#)

Subject: Communication from River Bend Nature Center requesting that the sidewalk and one lane of the northbound traffic on the east side of the Main Street Bridge be blocked for the 2nd Annual River Bend Derby Duck Race on June 23, 2007.

Recommendation: The River Bend Nature Center be granted permission to close the sidewalk and one lane of the north bound traffic along the east side of the Main Street Bridge for the 2nd Annual River Bend Derby Duck Race which will be held on Saturday, June 23, 2007, with the following stipulations:

- A. A hold harmless agreement be executed;
- B. A certificate of liability be filed with the City Attorney's office;
- C. Department of Public Works staff review and approve the means and

methods for placing the rubber ducks in the river so as to not damage the Main Street Bridge.
D. Sponsor shall be responsible for placement of all traffic control devices.

Fiscal Note: Not applicable.

Public Safety and Licensing Committee Report, by Ald. Shakoor

46. [07-0567](#) **Subject: (New)** Application for a Class "B" and "Class C" Wine License for Manuel Salinas, Agent, for 418 Sixth Street. (1st District)
- Recommendation of Public Safety and Licensing Committee of 5-21-07:** That the license be granted pending submittal of the floor plan to the City Clerk's office.
- Recommendation of Public Safety and Licensing Committee of 6-11-07:** That the license be granted.
- Fiscal Note: N/A**
47. [07-0582](#) **Subject: (NEW)** Application of Belle City Discount for a Secondhand Jewelry Dealer, and Secondhand Article Dealer's license for 2501 Douglas Avenue (5th District)
- Recommendation of Public Safety and Licensing Committee of 5-21-07:** That the license be granted.
- Recommendation of Public Safety and Licensing Committee of 6-11-07:** That the item be received and filed.
- Fiscal Note: N/A**
48. [07-0622](#) **Subject:** The following renewal application(s) for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2007-2008:
- | | |
|-----------------------------------|----------------------|
| LJF Corporation | 3012 Rapids Drive |
| Luciano Flores, Agent | |
| Demark's Bar and Restaurant, Inc. | 1600 Albert Street |
| Sharon A. Burman, Agent | |
| John Erby, LLC. | 1111 Washington Ave. |
| John Erby, Agent | |

Jane Depelecyn	1518 Washington Avenue
Derose Bar & Restaurant, LLC Sandra J. Barz, Agent	1444 Blake Avenue
T.B. Hansen's, Inc. Thomas R. Hansen, Agent	501 Goold Street
Tango Bar, LLC Alejandro D. Harbatenko, Agent	509 6th Street
Restaurant of Racine, Inc. Joseph M. DeRosa	207 Gaslight Circle
Mike Williams	1403 Superior Street
Derango, LTD. Benedetto F. Derango, Agent	3840 Douglas Avenue
Radojko Radicevic	2515 Douglas Avenue
Alejandro Nunez	1240 Washington Avenue
Fraternal Order of Eagles Aerie 281, Inc. Richard C. Fortier, Agent	319 Hamilton Street
Baldolino, LLC Tranquilino Benitez, Agent	3408 Douglas Avenue
Double D's Jam, Inc. Daniel J. Daams, Agent	1307 Douglas Avenue
DL Inc. Darlene Louise Larson, Agent	1100 Douglas Avenue
Infusino Pizzeria & Restaurant, Inc. Emilio Infusino, Agent	3225 Rapids Drive
Infusino Pizzeria & Restaurant Emilio Infusino, Agent	3201 Rapids Drive
Racine Theatre Guild, Inc. Douglas Instenes, Agent	2519 Northwestern Avenue
Joey's on 6th, LLC	910 Sixth Street

Joseph G. Legath, Agent
(Change in Premise Description)

Joey's on Taylor, LTD Joseph G. Legath, Agent	1863 Taylor Avenue
Rosie H. Carothers	1333 Douglas Avenue
Bucket's Pub, Inc. Charles F. Brandt, Agent	2031 Lathrop Avenue
Hi-O Inc. Michael A. Henes, Agent	1816 Seventeenth Street
Hammes Tavern, LLC Michael J. Hammes, Agent	2005 Taylor Avenue
R. Hoey Enterprises LLC Richard P. Hoey, Agent	1653 Taylor Avenue
El Cotorreo, Inc. Jong Pong Chang, Agent	1224 Sixteenth Street
Harbor Lite Yacht Club, Inc. John Whaley, Agent	559 State Street
Roma Associates of Racine, Inc. Anthony J. Marino, Agent	3701 Durand Avenue
Sunami Cafe, LLC Hae Young Choi, Agent	518 College Avenue
Leonard Hand	835 Washington Avenue
Veteran's Club V.F.W. Post #1391, Inc. Steve Heether, Agent	820 Main Street
Yellow Rose Restaurant Holdings, LLC Scott Sebastian, Agent	340 Main Street
Buona Vita Corporation Achille Cortese, Agent	3701 Durand Avenue
Infusino's All Sports, LLC Egidio Infusino, Agent	3458 Rapids Drive

CBI Of Racine, Inc. Carl Stewart, Agent	1446 Dr. M.L. King, Jr. Dr.
Shillings Pub	611 Wisconsin Avenue
Alice F. Warren	963 Dr. M.L. King, Jr. Dr.
TBG'S, Inc. Chad E. Londre, Agent	1814 Taylor Avenue
Thang D. Pham	3616 Northwestern Ave.
WHG Real Estate South, LLC Timothy Geniesse, Agent	2521 S. Green Bay Road
TLV, Inc. Timothy L. Vite, Agent	2054 Lathorp Avenue
Diana L. Smith-Benson	1019 State Street
Uncorkt LLC Cheryl A. Estes, Agent	211 Sixth Street
Cerafin Davalos	607 Sixth Street
Scott Hansen Kelly G. Hansen, Agent	1301 Washington Avenue
Roger's Place, Inc. Roger Springsteen, Agent	1843 N. Wisconsin Street
Salute, Inc. Gemma De Bartolo-Wells, Agent	314 Main Street
DDM Investments, LLC David Savaglio, Agent	2416 Lathrop Ave.
Slobodan Lazarevic Slobodan Lazarevic, Agent	2002 Erie Street
Casablanca de Mexico, Inc. Blanca L. Webers, Agent	230 Main Street
Max Mueckler	3101 Douglas Avenue

Brucker LTD Justin Coe, Agent (Change in Premise Description)	1921 DeKoven Avenue
Wilbur Jones	501 High Street
Wilbur Jones	515 Sixth Street
Castle Lanes of Southeastern WI, Inc. Phillip G. Ontko, Agent	5615 Castle Court
Corner House, Inc. John G. Kopulos, Agent	1521 Washington Avenue
Pugh, Richard J., Inc. Richard Pugh, Agent	209 Dodge Street
Avarice Enterprises, LLC Zachary Morrow, Agent	1300 Michigan Blvd.
Anchor Inn & Bowling Corporation John Landerman, Agent	3701 Durand Avenue
Hillside Lanes, Inc. Richard Wonders, Agent	1400 Thirteenth Street
Mr. Kool's Sports Bar, LLC James O. Oliver, Sr., Agent	1330 Washington Avenue
RIKA, LLC Richard Shawhan, Agent	2 Christopher Columbus Causeway
Yong Fa Inc. Mei H. Li, Agent	2409 S. Green Bay Road
Juan M. Leon	1501 Prospect Street
Steven L. Matson	107 Fourth Street
WLS Wild Bill, Inc. William Sorenson, Agent	1641 Douglas Avenue
Pub On Wisconsin, Inc. Amy Arendt, Agent	525 Wisconsin Avenue

Daniel Z. Takerian, Inc. Daniel Z. Takerian, Agent	2322 Lathrop Avenue
MPDT, Partnership	303 Dodge Street
Coy & Diane Investments, Inc. Coy Peterson, Agent	5200 Washington Ave.
Coasters of Racine, LTD. Mike Kurhajec, Agent	1301 N. Main Street
Ricky's Place, Inc. Richard Smetana, Agent	236 Main Street
Peg & Lou's Bar and Grill LLC Peggy L. Larson, Agent	3113 Douglas Avenue
Peg & Lou's LLC Randall L. Larson, Agent	5840 Durand Avenue
La Condesa, LLC Margarita Vasquez, Agent	1748 State Street
Robert J. Kohel	2203 DeKoven Avenue
Carol S. Casper	1659 N. Main Street
Lee Allen Gaither	1300 Sixteenth Street
Blue Rock Lounge, LLC Mark R. Thomas, Agent	306 Sixth Street
Dennis Pias	1956 Taylor Avenue
Tommy Daniels	901 S. Memorial Drive
Lush Life, Inc. Jeannie Dillon, Agent	550 State Street
Dino Dominici	1816 Sixteenth Street
Teezers of Racine, Inc. Erin E. Anstett, Agent	1936 Lathrop Avenue

Mario Tovar	1510 Junction Avenue
Catherine R. Kett Catherine R. Kett, Agent	331 Main Street
James J. Graves	223 Gaslight Drive
Rose A. Martinez	1922 Sixteenth Street
Liquid Productions, LLC	961 Dr. M.L. King, Jr. Dr.
Dynasty Co., Inc. Stanley Ginkowski, Agent (Change of Agent)	2427 Lathrop Ave.
N & G, LLC Sam Naimi, Agent	3700 Northwestern Ave.
Rogene Marie Katt	1328 Superior Street
Lone Star Steakhouse & Saloon of WI	5880 Durand Avenue
Morakot Khampane Morakot Khampane, Agent	522 Sixth Street
Jack J. Moreno	3620 Northwestern Ave.
John Patrick McAuliffe	3700 Meachem Road
SDJJ, LLC. John McAuliffe, Agent	213 Sixth Street
Marion Wawiorka	1415 Washington Avenue
Grid Iron, LLC Deborah Delao, Agent	1632 Douglas Avenue
Ian Investments LLC Pedro Sanchez, Agent	1318 Douglas Ave.
Randall Larsen Randall Larsen, Agent	1436 Junction Ave.

**Recommendation of the Public Safety & Licensing Committee on
6-11-07:**

To approve the change in premise description for:
Joey's on 6th, LLC - 910 Sixth Street and Brucker LTD - 1921 DeKoven Avenue, the change of agent for Dynasty Co., Inc - 2427 Lathrop Avenue, separate consideration of the following renewal applications:

Rosie H. Carothers - 1333 Douglas Avenue
Mr. Kool's Sports Bar, LLC - 1330 Washington Avenue
Jack J. Moreno, 3620 Northwestern Avenue
Rogene Marie Katt, 1328 Superior Street,

and the balance of the renewals be approved.

Fiscal Note: N/A

49. [07-0623](#) **Subject:** The following renewal application(s) for a "Class B" Club Retail Fermented Malt Beverage and Intoxicating Liquor License for 2007-2008:

Fifth Street Yacht Club of Racine, Inc. 761 Marquette Street
James C. Muleski, Agent

Racine Yacht Club, Inc. 1 Barker Street
Patricia Landreman, Agent

Deutscher Maenner Verein 701 Villa Street
Neal J. Seiser, Agent

Sommerset Club, Inc. 201 Sixth Street
David M. Perkins, Agent

Recommendation of Public Safety and Licensing Committee of 6-11-07: That the renewal licenses be granted.

Fiscal Note: N/A

50. [07-0624](#) **Subject:** The following renewal application(s) for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2007-2008:

Phesal E.Ckadan 1812 Sixteenth Street

Fresh Brands Distributing, Inc. 3900 Erie St.
Robert G. Helvick, Agent

Fresh Brands Distributing, Inc. 4011 Durand Avenue
David P. Losiniecki, Agent

Sam's East, Inc. Dana Topple, Agent (CHANGE OF AGENT)	6200 Regency West Drive.
2418 Douglas, Inc. Narendra Shah, Agent	2418 Douglas Ave.
Taylor Liquor, Inc. Ilesh Patel, Agent	2813 Taylor Ave.
Dan's Liquor, Inc. Jagdish R. Patel	1856 Taylor Avenue
Purvi & Mishali, Inc. Parit Patel, Agent	1401 Washington Ave.
Sami Ali	3322 Sixteenth Street
Dandee Liquor, Inc. Vishnu Patel, Agent	3700 Meachem Road
Younis, LLC Younis Abdallah, Agent	1201 S. Memorial Drive
Jesus S. Maldonado Yolanda Maldonado	516 High Street
Nagra Pump & Pantry, LLC Sukhwkndar S. Nagra, Agent	1826 Douglas Ave.
Shree Krishna Enterprises, Inc. Jagdish Patel, Agent	2062 Lathrop Ave.
M. Smit N. Corp. Maheshkumar K. Patel, Agent	918 West Boulevard
Kamaljit K. Dhaliwal Deepinder S. Dhaliwal	1917 Sixteenth Street
Maria C. Davalos	1336 State Street
Timer's Of Racine, Inc. Shawn D. Voss, Agent	3800 Northwestern Avenue
Iyad M. Alabed	1711 N. Main Street

Karen D. Kong 817 S. Main Street

Champion Liquor and Food, LLC 1629 Douglas Avenue
Jarnail Singh, Agent

Mega Marts, LLC 2406 S. Green Bay Road
Matthew E. Kaprelian, Agent

Mega Marts, LLC 2210 Rapids Drive
Guy B. Bristow, Agent

C&D Peterson Investments, Inc. 3900 Durand Avenue
Coy Peterson, Agent

Georgetown Markets, Inc. 3710 Meachem Road
Edward J. Trudeau, Agent

Akash Food & Liquor 3945 Erie Street
Parminder K. Kaleka, Agent

Mohammed A. Shehadeh 1949 Racine Street

Aldi, Inc. 3110 Douglas Avenue

Recommendation of Public Safety and Licensing Committee of 6-11-07: That the renewal licenses be granted, and the Change of Agent for Sam's East, Inc., 6200 Regency West Drive be deferred until the June 25, 2007 meeting as the agent did not appear.

Fiscal Note: N/A

51. [07-0625](#) **Subject:** The following renewal application(s) for a Class "A" Fermented Malt Beverage License for 2007-2008:

Gerardo E. Flores 1775 State Street

Priya, Corporation 3818 Durand Avenue
Kavita Khullar, Agent

1819 Durand Inc. 1819 Durand Ave.
Narendra V. Shah, Agent

Douglas Petro, LLC 3357 Douglas Ave.
Surinder Singh, Agent

Speedway Superamerica, LLC Vicky Huska, Agent	4630 Washington Ave.
Skipper Marine Development, Inc. Causeway Deb Hutchison, Agent	2 Christopher Columbus
Speedway Superamerica, LLC Rachel Sue Wells, Agent	2110 S. Green Bay Road
Vishal Roadrunners Express, Inc. Parveen Bhardwaj, Agent	1975 State Street
Magic Dollar Super Market, LLC Hussein M. Asad, Agent	1007 Washington Avenue
MJ Gas & Food Mart, Inc. Jagjit S. Viridi, Agent	1720 Douglas Avenue
Christianos, Inc. Ketan Patel, Agent	2054 Kearney Avenue
Mangat Inc. Jatinder Singh Mangat	2100 N. Main Street
Vincent Esqueda	1105 N. Memorial Drive
Mohinder Singh	1627 Washington Avenue
Max Supermarket, LLC Rajinder Kaur, Agent	1200 Villa Street
Abdallah Batayneh	1600 Dr. M.L. King, Jr. Drive
Dipsha Inc. Tushar Patel, Agent	2056 Taylor Avenue
Midtown Market Singh Manjit, Agent	1229 Eleventh Street
Balwinder Dhillon	1530 Douglas Ave.
Jason & Pardeep, Inc. Rajinder Singh, Agent	5302 Washington Avenue

Himmat Gill, LLC Himmit Gill, Agent	2240 Northwestern Avenue
High Cone, Inc. Usha A. Shah, Agent	704 High Street
Sunny, Inc. Pargat Singh Randhawa, Agent	1511 Sixth Street
Mohammad O. Al-Abed	1559 Taylor Avenue
Jalil Mian	1100 Sixth Street
Lieungh's on Lathrop, LLC Andrea L. Lieungh, Agent	1933 Lathrop Avenue
NYS Aliance Navpreet S. Manhani, Agent	930 Washington Avenue
Open Pantry Food Marts of WI James L. Schutz, Agent	3441 Spring Street
Aziz Abdul	1347 Lathrop Ave.
Gregbros, LLC James Gregory, Agent	3701 Durand Avenue
Raytown Enterprise, LLC	2731 Durand Avenue
Lauro Davalos	1951 Mead Street
S&S Racine Business Enterprises, LLC Chandra Sekhar R. Pula, Agent	3700 Spring Street

**Recommendation of Public Safety and Licensing Committee of
6-11-07:** That the renewal licenses be granted.

Fiscal Note: N/A

52. [07-0626](#) **Subject:** The following renewal application(s) for a Class "B" Fermented Malt Beverage License for 2007-2008:

Racinde Radiers Football Club, Inc. Lawrence Benjamin, Agent	1648 N. Memorial Drive
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Edward L. Bilotto 235 Main Street

The Sausage Kitchen, Inc. 1706 Rapids Drive
David W. Miller, Agent

Clifford Wolosek 301 Hamilton Street

Saint John Nepomuk Church 1923 Green Street
Terry A. Killberg

Tacos El Rey, Inc. 2207 Lathrop Ave.
Sonia Harris, Agent

Cornelio Mora 1950 Racine Street
Paula Mora

Public Golf Associates, LTD 2801 Twelfth Street
Scott A. Schuit, Agent

Jose Roman & Jose M. Espinoza 1824 Douglas Avenue

Joseph Hrouda 3 Fifth Street

Dragan Sekuloski 605 Sixth Street

**Recommendation of Public Safety and Licensing Committee of
6-11-07:** That the renewal licenses be granted.

Fiscal Note: N/A

53. [07-0627](#)

Subject: The following renewal application(s) for a "Class B" Retail Fermented Malt Beverage Liquor License with Sidewalk Cafe for 2007-2008:

3EMINEE, LLC 501 Sixth Street
Michael T. McDermott, Agent

**Recommendation of Public Safety and Licensing Committee of
6-11-07:** That the renewal licenses be granted.

Fiscal Note: N/A

54. [07-0630](#)

Subject: The following renewal applications for the WHOLESale License for 2007-2008:

Domanik Sales Company 2300 South Street

Robert Domanik, Agent

Timers of Racine, Inc. 3800 Northwestern Avenue
Shawn D. Voss, Agent

**Recommendation of Public Safety and Licensing Committee of
6-11-07:** That the renewal licenses be granted.

Fiscal Note: N/A

55. [07-0655](#)

Subject: The following renewal application(s) for a "Class C" and Class
"B" Fermented Malt Beverage and Wine License for 2007-2008:

CEC Entertainment, Inc. 5612 Durand Ave.
William D. Cobb, Agent

Asiana, LLC 423 Sixth Street
Haeyoung Choi, Agent

Whey Chai Chinese Restaurant, LLC 400 Main Street
Michael Mei, Agent

Sher-a-Punjab, Inc. 3340 Douglas Avenue
Sohan Singh, Agent
(CHANGE OF AGENT)

Russell V. Cera & Arthur T. Slaughter 2920 Taylor Avenue
Arthur T. Slaughter, Agent

Char-Grill, Inc., 3839 Douglas Ave.
Jeff Marsh, Agent

Walters & Woods Corporation 2011 Lathrop Avenue
Patricia Cruz, Agent

Central International, LLC 424 Main Street
Ramez Abdulnour, Agent

**Recommendation of the Public Safety & Licensing Committee on
6-11-07:**

To approve the change of agent for Sher-a-Punjab, Inc. - 3340 Douglas
Avenue and the balance of the renewals be approved.

Fiscal Note: N/A

56. [07-0686](#)

Subject: The following renewal application(s) for a Class "B" Public

Facility Retail Fermented Malt Beverage License for 2007-2008:

Public Golf Associates, LTD. 6200 Northwestern Avenue
Scott A. Schuit, Agent

Compass of Racine, LLC 72 Seventh Street
James M. Walczak, Agent

Compass of Racine, LLC 5 Fifth Street
James M. Walczak, Agent

Racine Zoological Society 2131 N. Main Street
Jay R. Christie, Agent

**Recommendation of Public Safety and Licensing Committee of
6-11-07:** That the renewal licenses be granted.

Fiscal Note: N/A

57. [07-0687](#) **Subject:** Communication from Police Chief Wahlen, requesting to apply for the U.S. Department of Justice COPS Secure Our Schools (SOS) 2007 grant (Grant Control #2007-031).

**Recommendation of the Finance & Personnel Committee on
6-11-07:** Permission granted for Police Chief Wahlen to apply for the U.S. Department of Justice COPS Secure Our Schools (SOS) 2007 Program grant. (Grant Control #2007-031), in the amount of \$1,000,000.

**Recommendation of the Public Safety and Licensing Committee on
6-11-07:** Chief Wahlen be granted permission to apply for the U.S. Department of Justice COPS Secure Our Schools (SOS) 2007 Program grant. (Grant Control #2007-031), in the amount of \$1,000,000.

Fiscal Note: Total project costs of \$2,000,000. 50% hard match to be funded by the Racine Unified School District.

58. [07-0688](#) **Subject:** Communication from Police Chief Wahlen, requesting to apply for the U.S. Department of Justice COPS 2007 Technology ("Tech") Program grant (Grant Control # 2007-032).

**Recommendation of the Finance & Personnel Committee on
6-11-07:** Permission granted for Chief Wahlen to apply for the U.S. Department of Justice COPS 2007 Technology ("Tech") Program grant.

(Grant Control #207-032) in an amount not to exceed \$250,000.

Recommendation of the Public Safety & Licensing Committee on

6-11-07: Chief Wahlen be granted permission to apply for the U.S. Department of Justice COPS 2007 Technology ("Tech") Program grant. (Grant Control #2007-032) in an amount not to exceed \$250,000.

Fiscal Note: 25% hard match to be funded by Federal Asset Forfeiture Funds (Fund 241) in an amount not to exceed \$62,500.

59. [07-0689](#)

Subject: Communication from Police Chief Wahlen to apply for, and accept, the State of Wisconsin Office of Justice Assistance Community Re-Entry Program (CRP) grant for Project Safe Neighborhoods Anti-Gang funding (Grant Control # 2007-033).

Recommendation of the Finance & Personnel Committee on

6-11-07: Permission granted for Chief Wahlen to apply for and accept, the State of Wisconsin Office of Justice Assistance Community Re-Entry (CRP) grant for Project Safe Neighborhoods Anti-Gang funding in the amount of \$50,000. (Grant Control #2007-033) and that the Mayor and City Clerk be authorized to execute an agreement.

Recommendation of the Public Safety & Licensing Committee on

6-11-07: Chief Wahlen be granted permission to apply for and accept, the State of Wisconsin Office of Justice Assistance Community Re-Entry (CRP) grant for Project Safe Neighborhoods Anti-Gang funding in the amount of \$50,000. (Grant Control #2007-033) and that the Mayor and City Clerk be authorized to execute an agreement.

Fiscal Note: No match is required.

60. [07-0691](#)

Subject: Communication from Police Chief Wahlen, requesting to apply for the Office of Justice Assistance Gang Resistance Education and Training (G.R.E.A.T.) Grant (Grant Control # 2007-056).

Recommendation of the Finance & Personnel Committee on

6-11-07: That Police Chief Wahlen apply for the Office of Justice Assistance Gang Resistance Education and Training (G.R.E.A.T.) Grant (Grant Control #2007-056) in the amount of \$150,000.

Recommendation of the Public Safety & Licensing Committee on

6-11-07: Police Chief Wahlen be granted permission to apply for the

Office of Justice Assistance Gang Resistance Education and Training (G.R.E.A.T.) Grant (Grant Control #2007-056) in the amount of \$150,000.

Fiscal Note: \$150,000 Grant; 10% hard match to be funded.

61. [07-0692](#) **Subject:** (New) Application of Chartroom "Charlie's", Donna Daams, Agent for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor license for 209 Dodge Street. (4th District)

Recommendation of Public Safety and Licensing Committee of 6-11-07: That the license be granted, pending the submittal of the questionnaire form which would include the hours of operation.

Fiscal Note: N/A

62. [07-0706](#) **Subject:** Communication from the Fire Chief requesting permission to waive formal bidding and authorize the Purchasing Agent to negotiate and reach an agreement with Philips Medical Systems on the leasing of 6 Philips Heartstart MRx Advanced Life Support monitors, and 10 Philips FRx Automated External Defibrillators for the Fire Department.

Recommendation of the Finance & Personnel Committee on 6-11-07: That formal bidding be waived for the purchase of 10 Philips FRx Automated External Defibrillators for the Fire Department; and that the Purchasing Agent be authorized to negotiate and enter into a contract with Philips Medical Systems for the leasing of 6 Philips Heartstart MRx Advanced Life Support monitors.

Recommendation of the Public Safety and Licensing Committee on 6-11-07: The Purchasing Agent be authorized to negotiate and enter into a contract with Philips Medical Systems for the leasing of 6 Philips Heartstart MRx Advanced Life Support monitors, and 10 Philips FRx Automated External Defibrillators for the Fire Department.

Fiscal Note: \$25,000 (Life Support monitors), \$14,000 (External defibrillators) Both amounts will be funded from account #101.300.5770 in 2007.

Subsequent lease payments will be appropriated in subsequent years budgets.

63. [07-0725](#) **Subject:** Direct Referral, Bids for Contract 41-07 (K7-049) Dr. Bryant Window & Door Replacement

Recommendation of the Public Safety & Licensing Committee on

6-11-07: That the bid received from Lueck's, Inc. for contract 41-07 (K7-049), Dr. Bryant Window & Door Replacement, be accepted in the base bid amount of \$104,592.00 plus Alternate No. 1 in the amount of \$13,365.00, for a total contract amount of \$117,957.00, they being the lowest responsible bidder.

Fiscal Note: Funds are available in account #987-680-5010, Bryant Windows.

64. [07-0756](#)

Subject: Ordinance No. 12-07

To amend Chapter 5 of the Municipal Code of the City of Racine, Wisconsin relating to Hours of Operation of Convenience Stores and Gas Station/Auto Repair Facilities.

Recommendation of Public Safety and Licensing Committee of

6-11-07: That the ordinance be adopted as amended.

Fiscal Note: N/A

65. [07-0690](#)

Subject: (Direct Referral) (Renewal) The application of Frank Fani, Partner n Design for a Massage Establishment Permit for 506 Goold Street (5th District).

Recommendation of Public Safety and Licensing Committee of

6-11-07: That the renewal license be granted.

Fiscal Note: N/A

66. [07-0757](#)

Subject: Renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2007-2008:

Rosie H. Carothers - 1333 Douglas Avenue

Recommendation of the Public Safety & Licensing Committee on

6-11-07: That the renewal of the license extension be granted until the investigation is complete and the committee determines how they would like to proceed.

Fiscal Note: N/A

67. [07-0758](#)

Subject: Renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2007-2008:

Mr. Kool's Sports Bar, LLC - 1330 Washington Avenue

Recommendation of the Public Safety & Licensing Committee on

6-11-07: That the renewal of the license extension be granted until an agreement has been met with the City Attorney's Office and the matter has been resolved.

Fiscal Note: N/A

68. [07-0759](#) **Subject:** Renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2007-2008:

Rogene Marie Katt - 1328 Superior Street

Recommendation of the Public Safety & Licensing Committee on

6-11-07: That an extension be granted and the City Attorney prepare an agreement for this establishment.

Fiscal Note: N/A

69. [07-0761](#) **Subject:** Renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2007-2008:

Jack J. Moreno - 3620 Northwestern Avenue

Recommendation of the Public Safety & Licensing Committee on

6-11-07: The extension be granted for the the renewal of the license and the City Attorney review the police reports to determine if any of the latest incidents are in violation of the current agreement.

Fiscal Note: N/A

City Plan Commission Report, by Ald. Holding

70. [06-2167](#) **Subject:** Vacation of Reichert Court.

Recommendation of the Public Works and Services Committee on

05-29-2007: Since public interest requires it, that the following parcel of land, more particularly described as follows, be and hereby is vacated and discontinued:

Reichert Court from Michigan Boulevard to its eastern most terminus.

Further recommends that a preliminary resolution be introduced to the Common Council and referred to the City Plan Commission.

Fiscal Note: Not applicable.

Recommendation of City Plan Commission on 05-30-2007: That since the public interest requires it and since the proposed vacation is consistent with adopted city plans and programs, that the following public way, more particularly described as follows, be and hereby is vacated and discontinued:

Reichert Court from Michigan Boulevard to the eastern terminus of Reichert Court.

Further recommends that a resolution be introduced and a public hearing be scheduled pursuant to sec. 66.1003 (4)(b), Wis. Stats.

Fiscal Note: N/A

71. [07-0737](#)

Subject: (Direct Referral) Request by Dorothy Metz for Conditional use permit for private storage at 2220 Lathrop Avenue.

Recommendation of the City Plan Commission on 6-13-07: That the request by Dorothy Metz seeking to utilize the property at 2220 Lathrop Avenue as a private equipment, documents, and supplies storage facility in support of her Lathrop Avenue and Racine area restaurant operations be approved, subject to the following conditions:

- a. That the plans stamped "Received, May 29, 2007" and presented to the Plan Commission on June 13, 2007 be approved, subject to the conditions contained herein.
- b. That this permit is for an accessory use located within 120 feet of a primary use, all being under the same ownership and serving the same use.
- c. That all applicable permits be obtained from the Building Inspection Department.
- d. That the maximum hours for activities at the site be from 6:00 a.m. to 10:00 p.m., Monday through Saturday, with no hours on Sunday.
- e. That the following shall be submitted to the Director of City Development for review and approval prior to the issuance of an occupancy permit:
 1. Landscape plan.
 2. Dumpster screening plan if applicable.

3. Building painting plan with color chips.

- f. That all by September 1, 2007, the existing pole sign structure shall be removed, landscaping installed, dumpster screening installed, and building painted.
- g. That all employee parking be contained on site.
- h. That all storage be contained indoors.
- i. That all trash and recyclables be stored in closed containers and screened from view.
- j. That all signs be professionally made and comply with the zoning ordinance requirements.
- k. That all codes and ordinances be complied with and required permits acquired.
- l. 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 Conditional Use Permit is subject to review by the Plan Commission for Compliance with the listed conditions.

Fiscal Note: N/A

72. [07-0738](#)

Subject: (Direct Referral) Request from Director of City Development seeking to RZ 1300 (odd) block of Washington Avenue from B-3 TO B-2.

Recommendation of the City Plan Commission on 6-13-07: That an ordinance be created and a public hearing scheduled before the Common Council.

Fiscal Note: N/A

73. [07-0739](#)

Subject: (Direct Referral) Request from Michelle Lanoi of Community Pathways seeking conditional use permit for a community based residential facility at 3744 Douglas Avenue.

Recommendation of the City Plan Commission on 6-13-07: That this item be denied.

Fiscal Note: N/A

Community Development Committee Report, by Ald. Spangenberg

74. [07-0379](#) **Subject:** Request of the Racine YWCA for Local Option funds for the Training, Inc. program.

Recommendation of the Community Development Committee on 6-14-07: To allocate \$25,000 from the Local Option Fund to the Racine YWCA for the Training, Inc. program subject to the YWCA's receiving the other sources of funds identified in their funding request.

Fiscal Note: The funds are available in the Local Option Fund.

75. [07-0568](#) **Subject:** Communication from David Voss, President of the Racine Community Outpost, requesting to discuss funding to relocate two of the Racine Police Department Community Policing houses.

Recommendation of the Finance & Personnel Committee on 05-21-07: The item be received and filed.

Recommendation of Public Safety and Licensing Committee of 5-21-07: That the item be referred to the Community Development Committee and come back to the Public Safety & Licensing Committee with the results.

Fiscal Note: N/A

Recommendation of the Community Development Committee on 6-14-07: To allocate \$70,000 from the Local Option Fund to Racine Community Outpost for the purchase of 1146 Villa Street for a Racine Police Department community policing house.

Fiscal Note: The funds are available in the Local Option Fund.

76. [07-0699](#) **Subject:** Communication from the Director of City Development requesting an allocation of Community Development Block Grant funds for maintenance and disposition of the former Southside Revitalization Corporation properties.

Recommendation of the Community Development Committee on 6-14-07: To allocate \$47,000 from the Local Option Fund to the Department of City Development for expenses associated with acquiring

the real estate assets of the Southside Revitalization Corporation.

Fiscal Note: The funds are available in the Local Option Fund.

77. [07-0703](#) **Subject:** Request for a grant of Local Option Block Grant funds for the acquisition and rehabilitation of commercial properties in the Uptown area.

Recommendation of the Community Development Committee on 6-14-07: To allocate \$120,000 from the Local Option Fund to the Redevelopment Authority of the City of Racine to acquire and rehabilitate 1526 Washington Avenue subject to the participation of the Racine Development Group and the City of Racine in the project.

Fiscal Note: The funds are available in the Local Option Fund.

78. [07-0704](#) **Subject:** Request for a grant of Local Option Block Grant funds for the marketing of an Artist Relocation Program.

Recommendation of the Community Development Committee on 6-14-07: To allocate \$50,000 from the Local Option Fund to the Racine County Economic Development Corporation for marketing the artist relocation program.

Fiscal Note: The funds are available in the Local Option Fund.

79. [07-0751](#) **Subject:** (Direct Referral) Communication from Project New Life requesting Local Option funds for a summer intern program.

Recommendation of the Community Development Committee on 6-14-07: That this item be received and filed.

Committee of the Whole Report, by Ald. Spangenberg

80. [07-0580](#) **Subject:** Communication from the aldermen of the 1st, 5th, 13th and 14th Districts wishing to discuss expanding joint fire services between Racine, Mt. Pleasant, Caledonia and Sturtevant.

Recommendation of the Committee of the Whole of 06-05-2007: that the Mayor and Fire Chief contact the Villages of Mt. Pleasant, Caledonia and Sturtevant to discuss joint fire services and report back to the Common Council.

Fiscal Note: N/A

Office of the Mayor Report, by Ald. Spangenberg

81. [07-0777](#) **Subject:** Communication from Mayor Becker nominating appointments to the following Committees and Commissions for the City of Racine.

Racine Sister City Planning Council:

Appoint Rachel Westergren, 1408 College Avenue, for a 3-year term ending in December 2010.

Sustainable Neighborhood Listening Session:

Appoint Alderman Aron Wisneski, (replacing Alderman Ray DeHahn), for a one-year term ending in May 2008.

Health and Sanitation Appeals Board:

Appoint Rachel Westergren, 1408 College Avenue, for a 3-year term ending in May 2010.

Board of Health Report, by Ald. DeHahn

82. [07-0743](#) **Subject: (Direct Referral)** May Monthly Reports from the Health Department.

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

83. [07-0024](#) **Subject:** Request of the Alderman of the Seventh District to meet with the Board of Parks, Recreation & Cultural Services to request to change the name of Cheska Park to Vidian/Cheska Park.

Staff recommendation: No recommendation at this time.

Recommendation of the Board of Parks, Recreation & Cultural Services 2-14-07: that the request be deferred.

Recommendation of the Board of Parks, Recreation & Cultural Services 6-13-07: that the request be approved.

Fiscal note: \$200.00 for signage

City Landmark's Preservation Commission Report, by Ald. Anderson

84. [07-0569](#) **Subject:** Communication from the Mayor of the City of Kenosha requesting a long-term loan of two Civil War cannon barrels to the Kenosha Public Museums for display with the Civil War Museum of the Upper Middle West.

The item has been referred to the Board of Parks & Recreation & Cultural Services and Landmark Preservation Commission.

Recommendation of the Finance & Personnel Committee on 05-21-07: The item be deferred.

Recommendation of the Finance & Personnel Committee on 06-11-07: The request from the Mayor of the City of Kenosha be denied and that the cannons remain in Racine.

Fiscal Note: N/A

Recommendation of the Board of Parks, Recreation & Cultural Services 6-13-07: that the request be denied.

Fiscal note: N/A

G. Resolutions

85. [Res.07-0263](#) Western Days Parade Stipulations

Resolved, that permission be granted to the West Racine Business and Professional Association to close the following streets for the Western Days parade on Saturday, July 21, 2007:

Washington Avenue (STH "20") between West Lawn Avenue and West Boulevard on Saturday, July 21, 2007, from 12:00 p.m. to 2:00 p.m. for the annual Western Day Parade, and Hayes Avenue, from Washington Avenue south to Infusino's driveway, for stationing the Stage on Wheels during Western Day, to be held Thursday, Friday, and Saturday, July 19, 20 and 21, 2007.

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 the 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 \$550.00 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 provide limited assistance to implement this event.

Sponsors: Ronald D. Hart

86. [Res.07-0264](#) Preliminary -Ten (10) Year
Benefits and Damages

Construction of Sidewalk at 2908 Indiana Street

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

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

All property fronting upon:

Sidewalk

1. 2908 Indiana Street

2. Said public improvement shall consist of Sidewalk Construction.

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

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

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

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

(1) The assessment of benefits to be levied.

(2) The damages to be awarded for property taken or damaged.

(3) The net amount of such benefits over damages or the net amount of such damages over benefits.

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

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

The hearing shall be held before the Committee on Public Works and Services of the Racine Common Council in the City Hall at a time set by the Clerk in accordance with s. 66.60(7), Wisconsin Statutes.

Sponsors: Ronald D. Hart

87. [Res.07-0265](#) Contract for Railing Replacement at Safety Building and Memorial Hall

Resolved, that Contract 37-07 (K7-043), Railing Replacement at Safety Building and Memorial Hall, be awarded to Bane Nelson, Inc., Kenosha, WI, at their base bid price of \$92,000.00, 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:

\$34,600.00 - Account 986.300.5020, Fire Station 1 - Railing Replacement
\$25,600.00 - Account 108.986.5510, Memorial Hall - Railing Replacement
\$31,800.00 - Account 986.310.5050, Police Lockers
\$92,000.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

88. [Res.07-0266](#) Amendment to Contract for Repairs to Main Street Bridge

Resolved, that Amendment No. 1 on Contract 5-07 (K7-005), Repairs to Main Street Bridge, Zenith Tech, Inc., contractor, as submitted, be approved in the amount of \$40,503.50.

Further resolved, that funding for this amendment is available in Account 930.046.5860, Main Street Bridge Repairs.

Fiscal Note: The cost of these repairs is 100% reimbursable by the State of Wisconsin.

Sponsors: Ronald D. Hart

89. [Res.07-0267](#) Final payment on Contract to Repairs to Main Street Bridge

Resolved, that the work done by Zenith Tech, Inc., under Contract 5-07 (K7-005), Repairs to Main Street Bridge, be accepted and final payment

authorized for a total contract amount of \$200,503.50, from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 06-7342, dated December 5, 2006.

Sponsors: Ronald D. Hart

90. [Res.07-0268](#) Final payment on Contract for Pritchard Park Pond Retrofit Professional Services

Resolved, that the professional services provided by Earth Tech, Inc. under Contract 53-05 (K5-060), Professional Services - Pritchard Park Pond Retrofit, be accepted and final payment authorized for a total contract amount of \$42,162.07, from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 6604, dated August 2, 2005.

Sponsors: Ronald D. Hart

91. [Res.07-0269](#) Final Payment on Contract for 1415 Hampden Place Environmental Assessment Work

Resolved, that the professional services provided by STS Consultants, Inc. under Contract 33-99 (K9-039), 1415 Hampden Place Environmental Assessment, be accepted and final payment authorized for a total contract amount of \$39,609.23, from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 2350, dated April 7, 1999.

Sponsors: Ronald D. Hart

92. [Res.07-0270](#) PECFA Reimbursement Check for 1415 Hampden Place

Resolved, that the PECFA reimbursement check in the amount of \$23,263.11, as submitted by the Wisconsin Department of Commerce, for reimbursement of a PECFA claim for 1415 Hampden Place, Contract 33-99 (K9-039), Environmental Assessment Work, be accepted.

Fiscal Note: These funds are a partial reimbursement of the City's cost to remediate this site.

Sponsors: Ronald D. Hart

93. [Res.07-0271](#) Amendment to Contract for Professional Services for City Hall Renovations

Phase I

Resolved, that Amendment No. 2 on Contract 12-06 (K6-013), Professional Services - City Hall Renovations, Phase 1, ARC Architectural Group, consultant, as submitted, be approved in the not-to-exceed amount of \$6,260.00

Further resolved, that funding for this amendment is available in the following accounts:

\$2,000.00 - Account 986.300.5040, Fire Station No. 1-Female Locker Room
\$4,260.00 - Account 986.310.5020, Safety Building, Police Office Relocation
\$6,260.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

94. [Res.07-0272](#) Change Order on Contract for Chicory Road Reconstruction

Resolved, that Change Order No. 3 on Contract 10-06 (K6-011), Chicory Road Reconstruction, Milwaukee General Construction Company, contractor, as submitted, be approved in the amount of \$14,713.73.

Further resolved, that funding to defray the cost of this change order be appropriated from Account 104.987.5420, Storm Sewers, Misc. Locations.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

95. [Res.07-0273](#) Professional Services Agreement for Storm Sewer on DeKoven Avenue

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with Earth Tech, Inc. to provide professional services for design of the new storm sewer on DeKoven Avenue, from Hickory Grove Avenue to Jay Eye See Avenue, at a price not-to-exceed \$38,988.00.

Further resolved, that funds to defray the cost of these professional services are available in Account 104.987.5420, Storm Sewers, Misc. Locations.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

96. [Res.07-0274](#) 2nd Annual River Bend Derby Duck Race Stipulations

Resolved, that the River Bend Nature Center be granted permission to close the sidewalk and one lane of the north bound traffic along the east side of the Main Street Bridge for the 2nd Annual River Bend Derby Duck Race which will be held on Saturday, June 23, 2007, with the following stipulations:

- A. A hold harmless agreement be executed;
- B. Proof of liability insurance be filed with the City Attorney's office;
- C. Department of Public Works staff review and approve the means and methods for placing the rubber ducks in the river so as to not damage the Main Street Bridge.
- D. Sponsor shall be responsible for placement of all traffic control devices.

Fiscal Note: Not applicable.

Sponsors: Ronald D. Hart

97. [Res.07-0275](#) Final - Ten (10) Year
Benefits and Damages

Whereas, the Public Works & Services Committee of the Common Council of the City of Racine, Wisconsin, held a public hearing at the Council Chambers in the City Hall at 5:30 P.M. on the 12th day of June, 2007, for the purpose of hearing all interested persons concerning the preliminary resolution and report of the Commissioner of Public Works on the proposed improvement of:

Portland Cement Concrete Paving

Alley - Shoreland Drive to North Street; LaSalle Street to First Avenue.
Alley - Shoreland Drive to North Street; Tenth Avenue to Ninth Avenue.
Alley - Shoreland Drive to South Street; Fourth Avenue to Third Avenue.
Alley - Shoreland Drive to South Street; LaSalle Street to First Avenue.
Alley - Shoreland Drive to South Street; Tenth Avenue to Ninth Avenue.

Now, Therefore, Be It Resolved, by the Common Council of the City of Racine as follows:

1. That the report of the Commissioner of Public Works pertaining to the construction of the above described public improvements, including plans and specifications therefore, as modified, is hereby adopted and approved.
2. That the Commissioner of Public Works is directed to advertise for bids and to carry out the work of such improvement in accordance with the report of the Commissioner of Public Works.
3. That payment for said improvements be made by assessing the cost to the property benefited as indicated in said report.
4. That benefits and damages shown on the report, as modified, are true and correct, have been determined on a reasonable basis; do not exceed the value accruing to the property therefrom; and are hereby confirmed.

5. That the assessments for all projects included in said report are hereby combined as a single assessment, but any interested property owner shall be entitled to object to each assessment separately or both assessments jointly for any purpose or purposes.
6. That the assessments may be paid in cash or if any assessments are over \$200.00 it may be paid in ten (10) annual installments to the City Treasurer, deferred payments to bear interest at the rate of 8% per annum on the unpaid balance. Installments or assessments not paid when due shall bear additional interest on the amount due at the rate of 9.6% per annum.
7. The City Clerk is directed to publish this resolution in the official newspaper of the City of Racine as a Class I notice in the assessment district.
8. The Clerk is further directed to mail a copy of this resolution and a statement of the final assessment against his property, to every property owner whose name appears on the assessment roll, whose post office address is known or can with reasonable diligence be ascertained.

Dated _____ Signed _____

Mayor

Published _____

Attest _____
City Clerk

Sponsors: Ronald D. Hart

98. [Res.07-0276](#) Conditional Use Permit for 2220 Lathrop Avenue

Resolved, that the request by Dorothy Metz seeking to utilize the property at 2220 Lathrop Avenue as a private equipment, documents, and supplies storage facility in support of her Lathrop Avenue and Racine area restaurant operations be approved, subject to the following conditions:

- a. That the plans stamped "Received, May 29, 2007" and presented to the Plan Commission on June 13, 2007 be approved, subject to the conditions contained herein.
- b. That this permit is for an accessory use located within 120 feet of a primary use, all being under the same ownership and serving the same use.
- c. That all applicable permits be obtained from the Building Inspection Department.
- d. That the maximum hours for activities at the site be from 6:00 a.m. to 10:00 p.m., Monday through Saturday, with no hours on Sunday.
- e. That the following shall be submitted to the Director of City Development for review and approval prior to the issuance of an occupancy permit:

1. Landscape plan.
 2. Dumpster screening plan if applicable.
 3. Building painting plan with color chips.
- f. That all by September 1, 2007, the existing pole sign structure shall be removed, landscaping installed, dumpster screening installed, and building painted.
- g. That all employee parking be contained on site.
- h. That all storage be contained indoors.
- i. That all trash and recyclables be stored in closed containers and screened from view.
- j. That all signs be professionally made and comply with the zoning ordinance requirements.
- k. That all codes and ordinances be complied with and required permits acquired.
- l. 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 Conditional Use Permit is subject to review by the Plan Commission for Compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Gregory Holding

99. [Res.07-0277](#) Waive formal bidding and authorize purchasing agent to negotiate agreement for leasing life support monitors and defibrillators

Resolved, that formal bidding procedures be waived and that the Purchasing Agent be authorized and directed to negotiate and enter into a contract with Philips Medical Systems for the leasing of 6 Philips Heartstart MRx Advanced Life Support monitors, and 10 Philips FRx Automated External Defibrillators for the Fire Department.

Fiscal Note: \$25,000 (Life Support monitors), \$14,000 (External defibrillators). Both amounts will be funded from account #101.300.5770 in 2007. Subsequent lease payments will be appropriated in subsequent years budgets.

Sponsors: Q.A. Shakoor II and Thomas Friedel

100. [Res.07-0278](#) Purchasing Agent authorized to enter into contract with Johnson Controls for Fire Station 8

Resolved, that permission be granted for the Purchasing Agent to enter into an agreement with Johnson Controls for Phase I of the heating and ventilating upgrade at Fire Station #8.

Fiscal Note: Funding is available in Account 987.300.5010.

Sponsors: Q.A. Shakoor II and Thomas Friedel

101. [Res.07-0279](#) Permission for Police Chief to apply for Department of Justice 2007 SOS Grant

Resolved, that the Police Chief be granted permission to apply for the U.S. Department of Justice COPS Secure Our Schools (SOS) 2007 Program grant. (Grant Control #2007-031), in the amount of \$1,000,000.

Fiscal Note: Total project costs of \$2,000,000. 50% hard match to be funded by the Racine Unified School District.

Sponsors: Q.A. Shakoor II and Thomas Friedel

102. [Res.07-0280](#) Permission to apply for COPS 2007 Technology Grant

Resolved, that the Police Chief be granted permission to apply for the U.S. Department of Justice COPS 2007 Technology ("Tech") Program grant. (Grant Control #207-032) in an amount not to exceed \$250,000.

Fiscal Note: 25% hard match to be funded by Federal Asset Forfeiture Funds (Fund 241) in an amount not to exceed \$62,500.

Sponsors: Q.A. Shakoor II and Thomas Friedel

103. [Res.07-0281](#) Permission to apply and accept Wisconsin Office of Justice Assistance Community Re-Entry Program (CRP) Grant

Resolved, that the Police Chief be granted permission to apply for and accept the State of Wisconsin Office of Justice Assistance Community Re-Entry (CRP) grant for Project Safe Neighborhoods Anti-Gang funding in the amount of \$50,000. (Grant Control #2007-033) and that the Mayor and City Clerk be authorized to execute the agreement.

Fiscal Note: No match is required.

Sponsors: Q.A. Shakoor II and Thomas Friedel

104. [Res.07-0282](#) Permission to apply for Office of Justice Assistance Gang Resistance Education and Training Grant

Resolved, that the police chief be granted permission to apply for the Office of

Justice Assistance Gang Resistance Education and Training (G.R.E.A.T.) Grant (Grant Control #2007-056) in the amount of \$150,000.

Fiscal Note: \$150,000 Grant; 10% hard match to be funded.

Sponsors: Q.A. Shakoor II and Thomas Friedel

105. [Res.07-0283](#) Enter into agreement for Dr. Bryant Window & Door Replacement

Resolved, that the bid received from Lueck's, Inc. for Contract 41-07 (K7-049), Dr. Bryant Window & Door Replacement, be accepted in the base bid amount of \$104,592.00 plus Alternate No. 1 in the amount of \$13,365.00, for a total contract amount of \$117,957.00, they being the lowest responsible bidder, and that the Mayor and City Clerk be authorized and directed to enter into the agreement for the window and door replacement at Dr. Bryant Center.

Fiscal Note: Funds are available in account #987-680-5010, Bryant Windows.

Sponsors: Q.A. Shakoor II

106. [Res.07-0284](#) Public Facility Permit

Resolved, that the following establishment be granted a public facilities permit for the permit year July 1, 2007 through June 30, 2009:

Public Golf Associates, Ltd.
6200 Northwestern Avenue

Fiscal Note: N/A

Sponsors: Q.A. Shakoor II

107. [Res.07-0285](#) Accept funding from Root-Pike Watershed Initiative Network and execute agreement

Resolved, that the The Public Health Administrator be authorized to accept funding from the Root-Pike Watershed Initiative Network (Grant Control #2007-005) in the amount of \$7,236, and that the Mayor and City Clerk be authorized to execute the agreement.

Fiscal Note: \$7,236 Grant; soft match of \$5,045.20 covered by the City. Soft match will be fulfilled by \$3,700 worth of existing equipment, 15 staff hours and \$790.20 in existing grants.

Sponsors: Thomas Friedel and Raymond DeHahn

108. [Res.07-0286](#) Accept contract from State of Wisconsin for West Nile Virus Prevention and

execute contract

Resolved, that the Public Health Administrator be authorized to accept a contract from the State of Wisconsin Department of Health and Family Services, Division of Public Health in the amount of \$500.00 for West Nile Virus prevention, and that the Mayor and City Clerk be authorized to execute an agreement.

Fiscal Note: \$500.00 Grant; No match required by the City.

Sponsors: Thomas Friedel and Raymond DeHahn

109. [Res.07-0287](#) Settlement of Claim for broken wye connection 3718 Kinzie Avenue

Resolved, that the claim of Joel and Pamela Durfey, 3718 Kinzie Ave, for a broken wye connection, be settled in the amount of \$16,877.60.

Fiscal Note: There are sufficient funds available in Account 101.990.5910 Judgment and Claims.

Sponsors: Thomas Friedel

110. [Res.07-0288](#) Settlement of Claim for broken wye connection 2017 Deane Boulevard

Resolved, that the claim of of Timothy Hart, 2017 Deane Blvd, for a broken wye connection, be settled in the amount of \$12,913.87.

Fiscal Note: There are sufficient funds available in Account 101.990.5910, Judgment and Claims for payment.

Sponsors: Thomas Friedel

111. [Res.07-0289](#) Settlement of Claim for broken wye connection at 1915 Slauson Avenue

Resolved, that the claim of Rachel Sanchez, 1915 Slauson Ave, for a broken wye connection, be settled in the amount of \$8,628.21.

Fiscal Note: There are sufficient funds available in Account 101.990.5910, Judgment and Claims, for payment.

Sponsors: Thomas Friedel

112. [Res.07-0290](#) Transfer of funds to Judgment and Claims Account

Resolved, that permission be granted for the Finance Department to transfer

\$100,000 from Contingency (101.990.5970) to cover Judgment & Claims (101.990.5910) expenditures for the remainder of 2007 for the City Attorney's Office.

Fiscal Note: Funds are available in Account 101.990.5970.

Sponsors: Thomas Friedel

113. [Res.07-0291](#) Allocate funds from Local Option Fund to Racine YWCA for the Training, Inc. Program

Resolved, that \$25,000 be allocated from the Local Option Fund to the Racine YWCA for the Training, Inc. program subject to the YWCA's receiving the other sources of funds identified in their funding request.

Fiscal Note: The funds are available in the Local Option Fund.

Sponsors: James T. Spangenberg

114. [Res.07-0292](#) Allocate funds from Local Option Fund to Racine Community Outpost

Resolved, that \$70,000 be allocated from the Local Option Fund to Racine Community Outpost for the purchase of 1146 Villa Street for a Racine Police Department community policing house.

Fiscal Note: The funds are available in the Local Option Fund.

Sponsors: James T. Spangenberg

115. [Res.07-0293](#) Allocate funds from Local Option Fund to Department of City Development

Resolved, that \$47,000 be allocated from the Local Option Fund to the Department of City Development for expenses associated with acquiring the real estate assets of the Southside Revitalization Corporation.

Fiscal Note: The funds are available in the Local Option Fund.

Sponsors: James T. Spangenberg

116. [Res.07-0294](#) Allocate funds from Local Option Fund to Redevelopment Authority of the City of Racine

Resolved, that \$120,000 be allocated from the Local Option Fund to the Redevelopment Authority of the City of Racine to acquire and rehabilitate 1526 Washington Avenue, subject to the participation of the Racine Development Group and the City of Racine in the project.

Fiscal Note: The funds are available in the Local Option Fund.

Sponsors: James T. Spangenberg

117. [Res.07-0295](#) Allocate funds from Local Option Fund to Racine County Economic Development Corporation

Resolved, that \$50,000 be allocated from the Local Option Fund to the Racine County Economic Development Corporation for marketing the artist relocation program.

Fiscal Note: The funds are available in the Local Option Fund.

Sponsors: James T. Spangenberg

118. [Res.07-0296](#) Permission to use parking lot for Cat Fight Event

Resolved, that permission be granted to the Catamaran Racing Association of Wisconsin to use the parking lot in the Rooney Recreational Area from June 30, 2007 through July 2, 2007, in connection with the Cat Fight racing event with the following stipulations:

- A. A hold harmless agreement be executed;
- B. Proof of liability insurance be filed prior to the event; and,
- C. Any overtime costs incurred by any city department be charged to the sponsor.

Fiscal Note: Not applicable.

Sponsors: Ronald D. Hart

H. Ordinances

119. [ZOrd.0004-07](#) An Ordinance to Rezone 1300 (odd) block of Washington Avenue

To amend the map of the Zoning Ordinance of the City of Racine.

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

Part 1:

That the parcels of property in the 1300 (odd) block of Washington Avenue, and more particularly described as follows:

“Those properties known as 1301, 1303, 1323, 1327, 1329, 1331, 1337, 1341, 1347, & 1351 Washington Avenue and more particularly described as follows: Lots 3, 4, 7, 8, 11, 12, 13, 14, & 15 of Harmon’s Subdivision of Block 76 of the School Section. Said land being in the City of Racine, Racine County,

Wisconsin"

be rezoned from "B-3" General Commercial District to "B-2" Community Shopping District, and designated as Supplement No. _____, which Supplement is hereby made a part of this ordinance.

Part 2:

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

Passed by the Common Council

Approved _____

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Gregory Holding

120. Ord.13-07

Ordinance No. 13-07

To create Sec. 98-157 of the Municipal Code of the City of Racine, Wisconsin relating to Utilities; Amalgam Management at Dental Offices.

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

Part 1:

Section 98-157 of the Municipal Code of the City of Racine is hereby created to read as follows:

"98-157. Amalgam Management at Dental Offices

(1) This section applies to any dental office that places or removes amalgam. If work in a dental office is limited to work that does not involve placing or removing amalgam, such as orthodontics, periodontics, oral and maxillo-facial surgery, endodontics, or prosthodontics, then this section does not apply.

(2) All dental offices shall implement best management practices for amalgam as established by the Wisconsin Dental Association.

(3) Within the shortest reasonable time, but not later than February 1, 2008,

every vacuum system where amalgam is placed or removed shall include an amalgam separator that meets the criteria of the International Standards Organization (ISO 11143). Dental offices shall install, operate, and maintain the amalgam separator according to instructions provided by the manufacturer. The amalgam separator shall have a design and capacity appropriate for the size and type of vacuum system.

(4) On or before July 31, 2007, each dental office shall submit a report to the (POTW) that certifies the implementation of the management practices required by sub. (2) and identifies the contractors used to remove amalgam waste within the last twelve months.

(5) On or before October 1, 2007, each dental office shall provide a schedule for the installation of the amalgam separator required by sub. (3).

(6) On or before November 1, 2007, each dental office shall provide a report providing the following information:

(a) If installation of the amalgam separator is complete, then the report shall identify the installation date, the manufacturer, and the model name.

(b) If installation of the amalgam separator is incomplete, then the report shall briefly explain the delay, provide an installation schedule, and identify the manufacturer and the model name of the amalgam separator that will be installed.

(7) If a dental office has provided a report according to sub. (6)(b), then the dental office shall notify the Racine Wastewater Utility (POTW) of the completion of the installation within five days after completion.

(8) The Racine Wastewater Utility shall provide forms for reporting the information required by subs. (4), (5), (6), and (7).

(9) From the contractors used to remove amalgam waste, dental offices shall obtain records for each shipment showing: the volume or mass of amalgam waste shipped; the name and address of the destination; and the name and address of the contractor. Dental offices shall maintain these records for a minimum of five years. Dental offices shall make these records available to the Racine Wastewater Utility for inspection and copying upon request from the Utility.

(10) Dental offices shall allow the Utility to inspect the vacuum system, amalgam separator, and amalgam waste storage areas.

(11) Inspections shall occur during the normal operating schedule of the dental office. The Utility shall inspect dental offices according to appointments made in advance, as long as this advanced notice does not impede enforcement of this section.

(12) If a dental office is implementing the management practices required by sub. (2) and is operating and maintaining the amalgam separator required by sub. (3), then any numerical discharge limit for mercury established in any other section of this chapter does not apply.”

Part 2:

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

Passed by the Common Council

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Thomas Friedel

121. [Ord.14-07](#) Ordinance No. 14-07

To amend Sec. 6-4(a) and (b) and to create Sec. 6-4(e) of the Municipal Code of the City of Racine, Wisconsin relating to Alcoholic beverages; Prohibited sale, possession or consumption of alcohol beverages in certain public places.

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

Part 1:

Sections 6-4 (a) and (b) of the Municipal Code of the City of Racine is hereby amended by adding at the end of each section the following phrase: "and as authorized in subd. (e)."

Part 2:

Section 6-4(e) of the Municipal Code of the City of Racine is hereby created to read as follows:

"(e) Public events for which a permit has been issued under s. 82-44 to barricade and occupy the public right-of-way are exempt from this section."

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

Sponsors: Q.A. Shakoor II

122. [Ord.15-07](#)

Ordinance No. 15-07

To create Sections 82-44, 82-45 and 82-46 of the Municipal Code of the City of Racine, Wisconsin relating to Streets, sidewalks and certain other public places - Street festivals; Application for permit; Street closing.

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

Part 1:

Sections 82-44, 82-45 and 82-46 of the Municipal Code of the City of Racine are hereby created to read as follows:

"Sec. 82-44 Street Festivals

Street festival means a public event sponsored by one or more individuals, businesses, or organizations held within a city street right-of-way or other public thoroughfare that has been temporarily closed for the occasion. Block parties, as defined in sec. 82-61 of this code, are not street festivals.

Sec. 82-45 Application for Permit

(a) An application for a street festival permit shall specify and include the

following:

- (1) The time and date during which the street will be closed.
- (2) The exact portion of the street(s) to be closed.
- (3) The full name and address of the sponsor(s) of the street festival; if any such sponsor is a partnership, the full names and addresses of each partner; and if any such sponsor is a corporation or limited liability company, the full name and address of each director of said corporation or company.
- (4) A list of all hawkers, peddlers, businesses and organizations who have obtained permission from the respective festival organization to sell goods within the barricaded area of the street festival.
- (5) A statement as to whether alcohol will be served, sold, or given away during the street festival.
- (6) A statement as to whether alcohol will be permitted in the closed right-of-way.
- (7) If any alcoholic beverages are to be served, sold, or given away during the festival, the following shall also be included:
 - (A) The name and address of the licensed agent for the sale of alcohol beverages.
 - (B) A specific plan indicating where alcohol will be served, where patrons will be permitted to carry the beverages, and how underage persons will be prevented from obtaining such beverages illegally.
 - (C) Evidence that the sponsor of the street festival has the proper licenses and permits to serve alcohol, and has obtained the proper documentation (such as a temporary change of premises) to allow them to serve, sell, or give away alcoholic beverages in the right-of-way.
- (8) A description of the steps that will be taken to ensure the safety of all concerned.
- (9) Evidence that the sponsor has obtained liability insurance in the amount of at least \$1,000,000 per individual and \$1,000,000 per incident or occurrence and has named the City of Racine as an additional insured.
- (10) A statement that: "The sponsor agrees to indemnify and hold harmless the city its officers, common council, commissions, employees and agents from and against all liabilities, claims, demands, judgments, losses and all suits at law or in equity, costs and expenses including reasonable attorney fees, for injury or death of any person or loss or damage to the property of any person, firm, organization or corporation, including both parties thereto and their employees, agents, or volunteers arising as a consequence of granting the

permit for such special event.” No permit may be issued unless the applicant agrees to the terms of this statement on the written application.

(11) Payment of the Special Event fee as determined by the Commissioner of Public Works under Sec. 2-531(d)(3).

(12) Any other rules promulgated by the common council.

(a) If any person who resides or does business in the blocked-off portion of the street objects to such closing, such objection shall be taken into consideration by the common council prior to the approval/disapproval of the street festival permit.

Sec. 82-46 Street Closing

(a) Upon application for a street festival permit, the chief of police may grant a permit to close a definite and limited portion of a city street. No such permit shall be granted when such closure will, will be likely or will tend to cause unreasonable traffic congestion; result in a disturbance of the peace; or endanger the public health, welfare and safety.

(b) The sponsor shall pay a Street Closing fee as determined by the Commissioner of Public Works pursuant to Sec. 2-531(d)(1)."

Part 2:

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

Passed by the Common Council

Approved: _____

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Q.A. Shakoor II

123. [Ord.16-07](#)

Ordinance No. 16-07

To create Article VII of the Municipal Code of the City of Racine, Wisconsin Relating to Regulation of the Sale, Application and Use of Fertilizers.

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

Part 1:

Article VII of the Municipal Code of the City of Racine is hereby created to read as follows:

“Article VII. Regulation of the Sale, Application and Use of Fertilizers.

Sec. 42-201. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Distribute has the meaning specified under sec. 94.64(1)(d), Wis. Stats.

Fertilizer has the meaning specified under sec. 94.64(1)(c), Wis. Stats.

Impervious surface means a highway, street, sidewalk, parking lot, driveway, or other material that prevents infiltration of water into the soil.

Lawn and turf fertilizer has the meaning specified under sec. 94.64(1)(e), Wis. Stats., except the manufacturer has designated the produce to be used for the promotion of lawn and turf growth.

Sec. 42-202. Purpose.

The Common Council finds that the Racine rivers and lakes are natural assets which enhance the environmental, recreational, cultural and economic resources of the Racine area and contribute to the general health and welfare of the public. The Common Council further finds that Racine river and lake water quality may be maintained and improved if the city is able to regulate the amount of nutrients and contaminants including phosphorus contained in fertilizer entering the Racine rivers and lakes as a result of runoff from lawns and turf. The purpose of this ordinance is to set forth regulations which will enable the city to protect its water resources for the health, safety, and welfare of the public without detracting from the natural beauty of homeowners' lawns and gardens.

Sec. 42-203. Application.

(a) It shall be unlawful for any person to apply within the city any lawn and turf fertilizer, liquid or granular, that contains more than a trace of phosphorus or other compound containing phosphorus, such as phosphate.

(b) It shall be unlawful for any person to apply or deposit any fertilizer on an impervious surface. If such application occurs, the fertilizer must be immediately contained and either legally applied to turf or any other lawful site, or returned to the original or other appropriate container.

Sec. 42-204. Time of application.

It shall be unlawful for a person to apply lawn and turf fertilizer when the ground is frozen or when conditions exist which promote or create runoff.

Sec. 42-205. Display and Distribution.

It shall be unlawful for any person to display or distribute for retail sale lawn and turf fertilizer containing more than a trace of phosphorus. This prohibition shall apply to the fertilizer content of a product that combines fertilizer with a pesticide. Signs may be posted advising customers that lawn and turf fertilizer containing phosphorus is available upon request for uses permitted by sec. 42-206(a). A sign containing the regulations set forth in this section and the effects of phosphorus on Racine's waters must be prominently displayed where lawn and turf fertilizers are sold.

Sec. 42-206. Exceptions.

(a) Sec. 42-203(a) shall not apply when:

1. A tissue, soil or other test by UW-Extension Laboratory or another state-certified soil-testing laboratory and performed within the last three years indicates that the levels of available phosphorus in the soil is insufficient to support healthy turf growth, as determined by the University of Wisconsin Extension Service, provided that the proposed lawn and turf fertilizer application shall not contain an amount of phosphorus exceeding the amount and rate of application recommended in the soil test evaluation;
2. The property owner or an agent of the property owner is first establishing or re-establishing turf via seed or sod procedures, and only during the first growing season.

(b) Any person who applies a lawn and turf fertilizer containing phosphorus pursuant to the aforementioned exceptions shall, consistent with the product label instructions, water such lawn and turf fertilizer into the soil where it is immobilized and generally protected from loss by runoff.

(c) Sec. 42-205 regarding the prohibition of the distribution of lawn and turf fertilizer

containing phosphorus shall not apply when the customer states:

1. A tissue, soil or other test by UW-Extension Laboratory or another state-certified soil-testing laboratory and performed within the last three years indicates that the levels of available phosphorus in the soil is insufficient to support healthy turf growth, as determined by the University of Wisconsin Extension Service;
2. The property owner or an agent of the property owner is first establishing or re-establishing turf via seed or sod procedures and only during the first growing season.

Sec. 42-207. Severability.

Any provision of this section which shall prove to be invalid, void, or illegal shall in no way affect, impair, or invalidate any other provision hereof and the remaining provisions hereof shall nevertheless remain in full force and effect.

Sec. 42-208. Penalty.

Any person who violates this ordinance shall pay a forfeiture of not less than \$25.00 nor more than \$300.00 for each offense.”

Part 2:

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

Passed by the Common Council:

Approved: _____

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Pete Karas

I. Miscellaneous Business

J. Adjourn

Office of The City Clerk

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