



# City of Racine

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

## Meeting Minutes - Final

### Common Council

*Mayor John T. Dickert, Alderman Jeff Coe,  
Alderman Mollie Jones, Alderman Michael Shields,  
Alderman Jim Kaplan, Alderman Steve Smetana,  
Alderman Sandy Weidner,  
Alderman Raymond DeHahn,  
Alderman Q.A. Shakoor II,  
Alderman Terry McCarthy, Alderman Dennis Wisner,  
Alderman Mary Land, Alderman Henry Perez,  
Alderman James Morgenroth,  
Alderman Ronald Hart, Alderman Melissa Lemke*

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Tuesday, December 1, 2015

7:00 PM

City Hall, Room 205

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#### A. Call To Order

**PRESENT:** 12 - Coe, Jones, Shields, Smetana, Weidner, DeHahn, McCarthy, Wisner, Land, Perez, Hart and Lemke

**EXCUSED:** 3 - Kaplan, Shakoor II and Morgenroth

#### B. Pledge of Allegiance To The Flag

*Mayor Dickert led the Council in the Pledge of Allegiance to the Flag.*

#### C. Approval of Journal of Council Proceedings (Minutes)

*Minutes of the previous meeting were approved as printed on motion of Alderman Wisner.*

#### D. Public Comments

*No public appeared to speak.*

#### E. Communications

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

[15-01011](#)

**Subject:** Communication from the City Attorney submitting the claim of W. Helmut Dahmen and Renate Dahmen for consideration.

**Refer to Finance and Personnel Committee.**

[15-01028](#)

**Subject:** Communication from the City Attorney submitting the claim of

Jesus Herrera for consideration.

**Refer to Finance and Personnel Committee.**

[15-01029](#)

**Subject:** Communication from the City Attorney submitting the claim of Gergory Olsen for consideration.

**Refer to Finance and Personnel Committee.**

[15-01019](#)

**Subject:**Communication from the Purchasing Agent requesting bids for Official Notice #10-2015, Emergency Medical Supplies for the Racine Fire Department. (Res No. 15-0448)

**Recommendation of the Finance & Personnel Committee on December 7, 2015:** Bids for Official Notice #10-2015, Emergency Medical Supplies for the Racine Fire Department be accepted and contracts be executed with low bidders as delineated by the Purchasing Agent.

**Fiscal Note:** Funding for this expense in FY2016 is \$105,000 in account 13001 53200.

**Refer to Finance and Personnel Committee.**

[15-01021](#)

**Subject:** Communication from the Public Health Administrator requesting permission to accept a \$500 donation from the Vietnam Veterans of America for support of the "Moving Wall 2015 Racine" by the Medical Reserve Corps. (Res No. 15-0449)

**Recommendation of the Finance & Personnel Committee on December 7, 2015:** Permission be granted to the Public Health Administrator to accept a \$500 donation from the Vietnam Veterans of America.

**Fiscal Note:** There is no City match required.

**Refer to Finance and Personnel Committee.**

[15-01022](#)

**Subject:** Communication from the Public Health Administrator requesting permission to accept compensation from the Illinois Department of Natural Resources, Office of Coastal Zone Management in the amount of \$5,000.00. (Res No. 15-0450)

**Recommendation of the Finance & Personnel Committee on December 7, 2015:** Permission to be granted to the Public Health Administrator to accept compensation from the Illinois Department of Natural Resources, Office of Coastal Zone Management in the amount

of \$5,000.00.

**Fiscal Note:** No City match is required.

**Refer to Finance and Personnel Committee.**

[15-01023](#)

**Subject:** Communication from the Public Health Administrator requesting permission to enter into an agreement with the Wisconsin Humane Society for Stray and Impound Animal Shelter services. (Res No. 15-0451)

**Recommendation of the Finance & Personnel Committee on December 7, 2015:** Permission be granted to the Public Health Administrator to enter into an agreement with the Wisconsin Humane Society for Stray and Impound Animal Shelter services.

**Fiscal Note:** The proposed cost to the City of Racine will be \$251,280.40 annually, payable in equal monthly payments of \$20,940.03.

**Refer to Finance and Personnel Committee.**

[15-01024](#)

**Subject:** Communication from the Public Health Administrator requesting permission to accept the additional funds of \$17,777 for the Maternal Child Healthcare (MCH) Contract Amendment. (Res No. 15-0452)

**Recommendation of the Finance & Personnel Committee on December 7, 2015:** Permission be granted to the Public Health Administrator to accept the additional funds of \$17,777 for the Maternal Child Healthcare (MCH) Contract Amendment.

**Fiscal Note:** No City match is required (Grant Control #00016).

**Refer to Finance and Personnel Committee.**

[15-01025](#)

**Subject:** Communication from the Public Health Administrator requesting permission to enter into agreements with the Villages of Elmwood Park and Wind Point to provide specific Level II Public Health Services. (Res No. 15-0453)

**Recommendation of the Finance & Personnel Committee on December 7, 2015:** Permission be granted to the Public Health Administrator to enter into agreements with the Villages of Elmwood Park and Wind Point to provide specific Level II Public Health Services.

**Fiscal Note:** There is no City match required.

Refer to Finance and Personnel Committee.

[15-01026](#)

**Subject:** Communication from the Public Health Administrator requesting permission to enter into a contract and to accept funds of \$5,550 from the Wisconsin Department of Agriculture Trade and Consumer Protection. (Res No. 15-0454)

**Recommendation of the Finance & Personnel Committee on December 7, 2015:** Permission be granted to the Public Health Administrator to enter into a contract and to accept funds of \$5,550 from the Wisconsin Department of Agriculture Trade and Consumer Protection.

**Fiscal Note:** There is a City (soft) match required of \$1850.00. The grant control number has been requested.

Refer to Finance and Personnel Committee.

[15-01027](#)

**Subject:** Communication from the Public Health Administrator requesting a job position reclassification. (Res No. 15-0455)

**Recommendation of the Finance & Personnel Committee on December 7, 2015:** Permission to be granted to the Public Health Administrator to reclassify the vacant part-time Nurse Practitioner position to that of a Public Health Nurse position.

**Fiscal Note:** The vacant position is approved / funded within the Health Department's current budget.

Refer to Finance and Personnel Committee.

**Refer to Public Works and Services Committee, by Ald. Morgenroth.**

[15-01017](#)

**Subject:** Communication from Racine Lutheran High School submitting a request to install permanent banners on Spring Street and Luedtke Avenue. (Res No. 15-0459)

**Recommendation of the Public Works and Services Committee on 12-8-15:** That Racine Lutheran High School be granted permission to install four (4) banners on street light poles on Spring Street and Luedtke Avenue until December 15, 2016.

Further recommends that a hold harmless agreement be executed and a \$150 processing fee paid in accordance with State Statute 66.0425, Privileges in Streets.

**Fiscal Note:** The placement of these banners will result in \$120 in

revenue to the City of Racine.

Refer to **Public Works and Services Committee**.

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

[15-01003](#)

**Subject:** (New) Application for a Class "B" Fermented Malt Beverage and "Class C" Wine License for Pico's Tacos and Beer, Angela Espinoza, Agent for 550 Three Mile Road. (15th District)

**Recommendation of the Public Safety and Licensing Committee on 12-08-15:** That the (New) application for a Class "B" Fermented Malt Beverage and "Class C" Wine License for Pico's Tacos and Beer, Angela Espinoza, Agent for 550 Three Mile Road. (15th District) be approved.

Refer to **Public Safety and Licensing Committee**.

## F. Committee Reports

**Finance and Personnel Committee Report, by Ald. McCarthy.**

[15-00571](#)

**Subject:** (Direct Referral) Communication from the Alderman of the 9th District recommending the implementation of Sick Leave program for all General Employees. (Res No. 15-0434)

**Recommendation of the Finance & Personnel Committee on 6-22-15:** That the item be deferred until the July 27, 2015 Finance & Personnel Meeting.

**Recommendation of the Finance & Personnel Committee on 8-10-15:** That the item be deferred until the August 24, 2015 Finance & Personnel Meeting.

**Recommendation of the Finance & Personnel Committee on 08-24-15:** That the item be deferred until the October 26, 2015 Finance & Personnel Meeting.

**Recommendation of the Finance & Personnel Committee on 10-26-15:** The item be deferred.

**Recommendation of the Finance & Personnel Committee on 11-09-15:** The item be deferred.

**Recommendation of the Finance & Personnel Committee on 11-23-15:** That a modification to the Sick Leave Policy, Section 5.05 of the City of Racine Employee Handbook, be implemented creating a

30-day ordinary sick leave bank, and a 150-day extended sick leave bank, to be effective for employees hired on or after January 1, 2016.

**Fiscal Note:** Savings in the City's annual sick leave payout will be realized upon the retirements of employees hired on or after January 1, 2016.

*Alderman McCarthy requested that item 15-00571 be considered separately.*

**A motion was made by Alderman McCarthy, seconded by Alderman DeHahn, that this Communication be Approved as Presented. The motion PASSED by the following vote:**

**AYES:** 10 - Coe, Jones, Smetana, DeHahn, McCarthy, Wisner, Land, Perez, Hart and Lemke

**NOES:** 2 - Shields and Weidner

**EXCUSED:** 3 - Kaplan, Shakoor II and Morgenroth

[15-00943](#)

**Subject:** Communication from the Chief of Police requesting to accept a \$5,715.55 donation from Peace Fest. (Res No. 15-0432)

**Recommendation of the Finance & Personnel Committee on 10/26/2015:** Defer until the next Finance & Personnel Meeting on 11/9/2015.

**Recommendation of the Finance & Personnel Committee on 11/9/2015:** Defer until the next Finance & Personnel Meeting on 11/23/2015.

**Recommendation of the Finance & Personnel Committee on 11/23/2015:** Permission be granted to the Chief of Police to a \$5,715.55 donation from Peace Fest to be used during efforts to Combat Human Trafficking.

**Fiscal Note:** No match required on the part of the City.

**A motion was made that this Communication be Approved as Presented. The motion was Approved on a voice vote in consent.**

[15-00960](#)

**Subject:** Communication from the Chief of Police requesting to accept a donation of \$735.41 from Timers Liquor. (Res No. 15-0433)

**Recommendation of the Finance & Personnel Committee on 11/9/2015:** Defer until the next Finance & Personnel Meeting on 11/23/2015.

**Recommendation of the Finance & Personnel Committee on 11/23/2015:** Permission be granted to the Chief of Police to accept a \$735.41 donation from Timers Liquor to be used for the K-9 Unit.

**Fiscal Note:** No match required on the part of the City.

**A motion was made that this Communication be Approved as Presented. The motion was Approved on a voice vote in consent.**

[15-00978](#)

**Subject:** Communication from the Aldermen of the 9th and 10th districts to update the following cyber-risk items as recommended by Baker Tilly in the Audit Report for 2014. Applicability and status of HIPPA and PCI compliance, Vendor management controls as they relate to cyber-risk, and The City's data breach response plan.

**Recommendation of the Finance & Personnel Committee on 11/23/2015:** Receive and File

**Fiscal Note:** N/A

**A motion was made that this Communication be Approved as Presented. The motion was Approved on a voice vote in consent.**

[15-00981](#)

**Subject:** Communication from the Human Resource Manager and City Attorney requesting to appear before the Finance & Personnel Committee to discuss the renewal of the City's Stop Loss Insurance plan for 2016. (Res No. 15-0431)

**Recommendation of the Finance & Personnel Committee on 11/23/15:** The Mayor and City Clerk be authorized and directed to enter into an agreement under the terms of the City's 2016 Health Insurance Stop Loss Coverage with QBE Insurance Corporation through the Horton Group.

**Fiscal Note:** Approximately 2.6% decrease from 2015.

*Alderman McCarthy requested that item 15-00981 be considered separately.*

**A motion was made by Alderman McCarthy, seconded by Alderman DeHahn, that this Communication be Approved as Presented. The motion PASSED by the following vote:**

**AYES:** 12 - Coe, Jones, Shields, Smetana, Weidner, DeHahn, McCarthy, Wisner, Land, Perez, Hart and Lemke

**EXCUSED:** 3 - Kaplan, Shakoor II and Morgenroth

[15-00994](#)

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting authorization for final payment of \$5,294.00 on Contract 20150038, Zoo Administration Roof Replacement. (See DPW Res No. 15-0438)

**Recommendation of the Finance and Personnel Committee on 11/23/15:** That work under Contract 20150038, Zoo Administration

Building - Roof Replacement, Carlson Racine Roofing & Sheet Metal, contractor, as submitted, be accepted and final payment authorized for a total contract amount of \$18,824.00.

**Fiscal Note:** Contract 20150038 was authorized under Resolution 15-0293 dated July 21, 2015. Funds are available as herein delineated.

**A motion was made that this Communication be Approved as Presented. The motion was Approved on a voice vote in consent.**

[15-01013](#)

**Subject:** (Direct Referral) Communication from the City Attorney requesting authorization to pay the judgment of \$227,002.01 in the lawsuit James Billups v. City of Racine, Racine County Case No. 11-CV-9276. (Res No. 15-0435)

**Recommendation of the Finance & Personnel Committee on 11/23/15:** Payment of \$227,002.01 in the lawsuit James Billups v. City of Racine, Racine County Case No. 11-CV-9276 be authorized. Further recommend that \$60,000 be transferred from account 11202.56200, contingency, to account 11202.53500, judgment and claims.

**Fiscal Note:** There are sufficient funds available for the payment and the transfer.

*Alderman McCarthy requested that item 15-01013 be considered separately.*

**A motion was made by Alderman McCarthy, seconded by Alderman Hart, that this Claim be Approved as Presented. The motion PASSED by the following vote:**

**AYES:** 11 - Jones, Shields, Smetana, Weidner, DeHahn, McCarthy, Wisser, Land, Perez, Hart and Lemke

**NOES:** 1 - Coe

**EXCUSED:** 3 - Kaplan, Shakoor II and Morgenroth

**Public Works and Services Committee Report, by Ald. Weidner.**

[15-00982](#)

**Subject:** Communication from the Assistant Commissioner of Public Works/Operations submitting the 2016 summary of lease agreements for office space. (Res No. 15-0437)

**Recommendation of the Public Works and Services Committee on 11-24-15:** That the Mayor and City Clerk be authorized and directed to enter into lease agreements for 2016 for rental of office space in City Hall, City Hall Annex and the Safety Building at the rental rates as submitted.



**Fiscal Note:** Rental rates will increase in 2016 due to the 2015 Consumer Price Index increasing by 2.1%. These leases will generate a total annual revenue of approximately \$119,344.58.

**A motion was made that this Communication be Approved as Presented. The motion was Approved on a voice vote in consent.**

[15-00983](#)

**Subject:** Final Payment on Contract 20150038, Zoo Administration Building - Roof Replacement, Carlson Racine Roofing & Sheet Metal, Inc., contractor. (Res No. 15-0438)

**Recommendation of the Public Works and Services Committee on 11-24-15:** That the work done by Carlson Racine Roofing & Sheet Metal, Inc., under Contract 20150038, Zoo Administration Building - Roof Replacement, be accepted and final payment authorized for a total contract amount of \$18,824.00. Final Payment to include retainage.

**Fiscal Note:** Contract was authorized under Resolution 15-0293, dated July 21, 2015.

**A motion was made that this Communication be Approved as Presented. The motion was Approved on a voice vote in consent.**

[15-00984](#)

**Subject:** Change Order No. 2 on Contract 20150052, BUS Garage - Parking Lot Improvements, A.W. Oakes & Son, Inc., contractor. (Res No. 15-0439)

**Recommendation of the Public Works and Services Committee on 11-24-15:** That Change Order No. 2 on Contract 20150052, BUS Garage - Parking Lot Improvements, A.W. Oakes & Son, Inc., contractor, as submitted, be approved in the amount of \$21,400.00.

Further recommends that funding to defray the cost of the change order be appropriated from Org-Object 60282011-57100, BUS Garage - Concrete Improvements.

**Fiscal Note:** Funds are available as herein delineated.

**A motion was made that this Communication be Approved as Presented. The motion was Approved on a voice vote in consent.**

[15-00993](#)

**Subject:** Communication from Real Racine, on behalf of AGA Nation, requesting to close 5th Street between Wisconsin and Main Street starting at 7:00 A.M. on Friday, January 8, 2016 through 8:00 P.M. Sunday, January 10, 2016 to host the 2016 Winter Rail Jam mobile snowboard and freestyle ski event. (Res No. 15-0436)

**Recommendation of the Public Works and Services Committee on 11-24-15:** That Real Racine, on behalf of AGA Nation, be granted permission to close 5th Street between Wisconsin and Main Street starting at 7:00 A.M. on Friday, January 8, 2016 through 8:00 P.M. on Sunday, January 10, 2016 to host the 2016 Winter Rail Jam mobile snowboard and freestyle ski event, with the following stipulations:

- A. A hold harmless agreement be executed and a \$75 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$250 special event fee.
- F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval, and providing and removing all temporary traffic control devices and detour signs.
- G. If required, sponsor shall provide a detour plan for the closure of all State connecting highways, arterial and collector streets to the City Engineer for approval.
- H. Sponsor is responsible for cleaning the streets.
- I. If required, sponsor shall install parking meter hoods or temporary parking signs at least twenty-four (24) hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.

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

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

**A motion was made that this Communication be Approved as Presented. The motion was Approved on a voice vote in consent.**

[15-00999](#)

**Subject:** (Direct Referral) Assessment rates established for 2016 Public Hearings for 2017 construction of Portland Cement concrete paving and curb and gutter. (Res No. 15-0440)

**Recommendation of the Public Works and Services Committee on 11-24-15:** The proposed special assessment rates for public hearings in 2016 for 2017 construction for Portland Cement concrete paving and curb and gutter be as follows:

Residential Paving (7-Inch) - 14' Flange to Flange - \$33.00/Front Foot  
Residential Paving (7-Inch) - 26' Flange to Flange - \$65.00/Front Foot  
Residential Paving (7-Inch) - 30' Flange to Flange - \$67.00/Front Foot  
Residential Paving (7-Inch) - 32' Flange to Flange - \$70.00/Front Foot  
Residential Paving (7-Inch) - 46' Flange to Flange - \$95.00/Front Foot  
Commercial Paving (8-Inch) - 32' Flange to Flange - \$75.00/Front Foot  
Industrial Paving (9-Inch) - 32' Flange to Flange - \$85.00/Front Foot  
Industrial Paving (9-Inch) - 42' Flange to Flange - \$100.00/Front Foot  
Industrial Paving (9-Inch Doweled) - 44' Flange to Flange -  
\$115.00/Front Foot  
Industrial Paving (10-Inch Doweled) - 44' Flange to Flange -  
\$125.00/Front Foot  
New Curb & Gutter (30-Inch) - 7" Pavement - \$22.00/Front Foot  
New Curb & Gutter (30-Inch) - 8" Pavement - \$24.00/Front Foot  
New Curb & Gutter (30-Inch) - 9" Pavement - \$26.00/Front Foot  
Sewer (6") & Water (1") Services - \$10,500.00/Each  
Sewer (6") & Water (2") Services - \$12,000.00/Each  
Alley Paving (10 Foot ROW) - 7" Pavement - \$35.00/Front Foot  
Alley Paving (11-15 Foot ROW) - 7" Pavement - \$45.00/Front Foot  
Alley Paving (16-20 Foot ROW) - 7" Pavement - \$55.00/Front Foot  
Alley Paving (21-25 Foot ROW) - 7" Pavement - \$65.00/Front Foot

Further recommends that these special assessment rates become effective upon passage of the Common Council for all preliminary resolutions.

These rates apply to all streets, regardless of width, unless the actual construction cost is less, then the front foot cost shall be reduced accordingly.

**Fiscal Note:** These rates are established so that the abutting property owner pays 100% of the cost of such street improvements.

**A motion was made that this Communication be Approved as Presented. The motion was Approved on a voice vote in consent.**

[15-01009](#)

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting a Three-Party Engineering Services Agreement between the City of Racine, WisDOT and AECOM Technical Services for State Project ID: 1693-34-06, Lake Michigan Pathway - Phase 4. (Res No. 15-0441)

**Recommendation of the Public Works and Services Committee on 11-24-15:** That the Mayor and City Clerk be authorized and directed to enter into a three-party agreement between the City of Racine, WisDOT and AECOM Technical Services for State Project ID: 1693-34-06, Lake Michigan Pathway - Phase 4, in the not-to-exceed amount of \$80,492.78, with the City's share being \$16,098.56 (20%) and the State's share being \$64,394.22 (80%). There exists additional, pre-negotiated, "if authorized" services under the terms of the contract in the not-to-exceed amount of \$56,099.71, with the City's share being \$11,219.94 (20%) and the State's share being \$44,879.77 (80%). The "if authorized" costs do not require formal amendment to agreement with WisDOT.

**Fiscal Note:** Funding is available in Org-Object 45040-57550, Lake Michigan Pathway - Phase 4.

**A motion was made that this Communication be Approved as Presented. The motion was Approved on a voice vote in consent.**

### **Transit and Parking Commission Report, by Ald. DeHahn**

[15-01000](#)

**Subject:** (Direct Referral) Communication from the Transit and Parking System Manager requesting to discuss the Racine County Juror Parking rates for 2016. (Res No. 15-0442)

**Recommendation of the Transit and Parking Commission on 11-18-15:** That the Mayor and City Clerk be authorized and directed to enter into an agreement with Racine County to provide Juror parking at the rate of \$750 per month in 2016.

**Fiscal Note:** \$9,000 in revenue will go into the Parking Utility fund.

**A motion was made that this Communication be Approved as Presented. The motion was Approved on a voice vote in consent.**

[15-01001](#)

**Subject:** (Direct Referral) Authorize and direct the Transit and Parking Commission to negotiate an extension of the term of services under an existing contract with First Transit to manage the Belle Urban System (BUS). (Res No. 15-0443)

**Recommendation of the Transit and Parking Commission on**

**11-18-15:** That the Mayor and City Clerk be authorized and directed to enter into the contract extension with First Transit.

**Fiscal Note:** Funding is available in the 2016 BUS budget.

A motion was made that this Communication be Approved as Presented. The motion was Approved on a voice vote in consent.

### Housing Loan Board Report, by Ald. Land

[15-01014](#)

**Subject:** (Direct Referral) Request of the Interim Director of City Development to accept the offer of Mr. Eric W. Gasparich and Mrs. Jenilee L. Gasparich to purchase 931 Center, an NSP property. (Res No. 15-0445) & (Res No. 15-0472)

**Recommendation of the Loan Board of Review on November 23, 2015:** To approve the request of the Interim Director of City Development to accept the offer of Mr. Eric W. Gasparich and Mrs. Jenilee L. Gasparich to purchase 931 Center, with contingencies as listed on attachment in Legistar.

**Fiscal Note:** This home was newly constructed under the NSP-1 program. the City will receive \$89,999 in proceeds from the sale, minus commission and closing costs.

A motion was made that this Communication be Approved as Presented. The motion was Approved on a voice vote in consent.

### Redevelopment Authority of the City of Racine Report, by Ald. Morgenroth

[15-01015](#)

**Subject:** (Direct Referral) A request for an extension of a City Guarantee for the Revolving Loan Funds for Altus Vinyl LLC. (Res No. 15-0444)

This item was on the agenda for the November 23rd meeting of the Redevelopment Authority. However, the committee was unable to act due to a lack of a quorum. This item is time sensitive and requires action prior to December 9, 2015.

*Alderman Wiser requested that item 15-01015 be considered separately.*

**A motion was made by Alderman Wiser, seconded by Alderman Coe, that this Communication be Approved as Presented. The motion PASSED by the following vote:**

**AYES:** 12 - Coe, Jones, Shields, Smetana, Weidner, DeHahn, McCarthy, Wiser, Land, Perez, Hart and Lemke

**EXCUSED:** 3 - Kaplan, Shakoor II and Morgenroth

**Board of Parks, Recreation, and Cultural Services Report, by Ald. Land.**[15-00930](#)

**Subject:** Communication from Jeff Collen, Lighthouse Run Director, requesting to use City right-of-way, Monument Square and Sam Johnson Parkway on June 18, 2016 for the 38th Annual Lighthouse Run. (Res No. 15-0446)

**Recommendation of the Public Works and Services Committee on 10-27-15:** Permission be granted to the sponsor of the Lighthouse Run to use certain City streets for the period of 6:00 A.M. to 10:30 A.M. on Saturday, June 18, 2016, and to close the following streets:

Main Street from State Street to Sixth Street  
Lake Avenue from 8th Street to State Street  
State Street from Main Street to Lake Avenue  
Main Street from State Street to 3 Mile Road (west side two traffic lanes will remain open for two-way traffic)  
Dodge Street from Main Street to Michigan Boulevard  
Michigan Boulevard from Dodge Street to Wolff Street  
Wolff Street from Michigan Boulevard to North Main Street

Further recommends that the Commissioner of Public Works be authorized and directed to communicate with the U.S. Coast Guard requesting permission to close Main Street Bridge to boat traffic for the period of 7:40 A.M. to 10:40 A.M. on Saturday, June 18, 2016, to satisfy the needs of this run.

Further recommends that this permission is granted with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any city department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$1,400.00 special event fee.
- F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval, and providing and removing all temporary traffic control devices and detour signs.
- G. If required, sponsor shall provide a detour plan for the closure of all State connecting Highways, arterial and collector streets to the City Engineer for approval.
- H. Sponsor is responsible for cleaning the streets.

I. If required, sponsor shall install parking meter hoods or temporary parking signs at least 24 hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.

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

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

**Recommendation of the Board of Parks, Recreation & Cultural Services on November 18, 2015:** Permission be granted to use Monument Square and Sam Johnson Parkway grounds for the Lighthouse Run, and furthermore permit set up to begin during park closed hours on Saturday, June 18, 2016, pending issuance of park permits.

**Fiscal Note:** Park permit fees & charges to be determined upon receipt of park permit applications.

**A motion was made that this Communication be Approved as Presented. The motion was Approved on a voice vote in consent.**

## G. Consent Resolutions

### [Res.15-0432](#)

Donation from Peace Fest to Combat Human Trafficking

Resolved, that permission is granted to the Chief of Police to accept a \$5,715.55 donation from Peace Fest to be used during efforts to combat Human Trafficking.

Fiscal Note: No match required on the part of the City.

Sponsors: Q.A. Shakoor II

**A motion was made that this resolution be adopted. The motion was approved on a voice vote in consent.**

### [Res.15-0433](#)

Donation from Timers Liquor for K-9 Unit

Resolved, that permission is granted to the Chief of Police to accept a \$735.41 donation from Timers Liquor to be used for the K-9 Unit.

Fiscal Note: No match required on the part of the City.

**Sponsors:** Q.A. Shakoor II

**A motion was made that this resolution be adopted. The motion was approved on a voice vote in consent.**

[Res.15-0436](#)

2016 Winter Rail Jam Mobile Snowboard and Freestyle Ski Event

Resolved, that Real Racine, on behalf of AGA Nation, is granted permission to close 5th Street between Wisconsin and Main Street starting at 7:00 a.m. on Friday, January 8, 2016 through 8:00 p.m. on Sunday, January 10, 2016 to host the 2016 Winter Rail Jam mobile snowboard and freestyle ski event, with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$250.00 special event fee.
- F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval, and providing and removing all temporary traffic control devices and detour signs.
- G. If required, sponsor shall provide a detour plan for the closure of all State connecting highways, arterial and collector streets to the City Engineer for approval.
- H. Sponsor is responsible for cleaning the streets.
- I. If required, sponsor shall install parking meter hoods or temporary parking signs at least twenty-four (24) hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.

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

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



event.

**Sponsors:** James Morgenroth

**A motion was made that this resolution be adopted. The motion was approved on a voice vote in consent.**

[Res.15-0437](#)

2016 Summary of Lease Agreements for Office Space

Resolved, that the Mayor and City Clerk are authorized and directed to enter into lease agreements for 2016 for rental of office space in City Hall, City Hall Annex, and the Safety Building at the rental rates as submitted.

**Fiscal Note:** Rental rates will increase in 2016 due to the 2015 Consumer Price Index increasing by 2.1%. These leases will generate a total annual revenue of approximately \$119,344.58.

**Sponsors:** James Morgenroth

**A motion was made that this resolution be adopted. The motion was approved on a voice vote in consent.**

[Res.15-0438](#)

Final Payment on Contract 20150038, Zoo Administration Building - Roof Replacement

Resolved, that the work done by Carlson Racine Roofing & Sheet Metal, Inc., under Contract 20150038, Zoo Administration Building - Roof Replacement, is accepted and final payment authorized for a total contract amount of \$18,824.00. Final Payment to include retainage.

**Fiscal Note:** Contract was authorized under Resolution 15-0293, dated July 21, 2015.

**Sponsors:** James Morgenroth

**A motion was made that this resolution be adopted. The motion was approved on a voice vote in consent.**

[Res.15-0439](#)

Change Order No. 2 on Contract 20150052, BUS Garage - Parking Lot Improvements

Resolved, that Change Order No. 2 on Contract 20150052, BUS Garage - Parking Lot Improvements, A.W. Oakes & Son, Inc., contractor, as submitted, is approved in the amount of \$21,400.00.

**Fiscal Note:** Funding to defray the cost of the change order be appropriated from Org-Object 60282011-57100, BUS Garage - Concrete Improvements.

**Sponsors:** James Morgenroth

**A motion was made that this resolution be adopted. The motion was approved on a voice vote in consent.**

[Res.15-0440](#)

Assessment Rates for 2016 Public Hearings for 2017 Construction of Portland Cement Concrete Paving and Curb and Gutter

Resolved, that the proposed special assessment rates for public hearings in 2016 for 2017 construction for Portland Cement concrete paving and curb and gutter be as follows:

Residential Paving (7-Inch) - 14' Flange to Flange - \$33.00/Front Foot  
 Residential Paving (7-Inch) - 26' Flange to Flange - \$65.00/Front Foot  
 Residential Paving (7-Inch) - 30' Flange to Flange - \$67.00/Front Foot  
 Residential Paving (7-Inch) - 32' Flange to Flange - \$70.00/Front Foot  
 Residential Paving (7-Inch) - 46' Flange to Flange - \$95.00/Front Foot  
 Commercial Paving (8-Inch) - 32' Flange to Flange - \$75.00/Front Foot  
 Industrial Paving (9-Inch) - 32' Flange to Flange - \$85.00/Front Foot  
 Industrial Paving (9-Inch) - 42' Flange to Flange - \$100.00/Front Foot  
 Industrial Paving (9-Inch Doweled) - 44' Flange to Flange - \$115.00/Front Foot  
 Industrial Paving (10-Inch Doweled) - 44' Flange to Flange - \$125.00/Front Foot  
 New Curb & Gutter (30-Inch) - 7" Pavement - \$22.00/Front Foot  
 New Curb & Gutter (30-Inch) - 8" Pavement - \$24.00/Front Foot  
 New Curb & Gutter (30-Inch) - 9" Pavement - \$26.00/Front Foot  
 Sewer (6") & Water (1") Services - \$10,500.00/Each  
 Sewer (6") & Water (2") Services - \$12,000.00/Each  
 Alley Paving (10 Foot ROW) - 7" Pavement - \$35.00/Front Foot  
 Alley Paving (11-15 Foot ROW) - 7" Pavement - \$45.00/Front Foot  
 Alley Paving (16-20 Foot ROW) - 7" Pavement - \$55.00/Front Foot  
 Alley Paving (21-25 Foot ROW) - 7" Pavement - \$65.00/Front Foot

Further resolved, that these special assessment rates become effective upon passage of the Common Council for all preliminary resolutions.

These rates apply to all streets, regardless of width, unless the actual construction cost is less, then the front foot cost shall be reduced accordingly.

**Fiscal Note:** These rates are established so that the abutting property owner pays 100% of the cost of such street improvements.

**Sponsors:** James Morgenroth

**A motion was made that this resolution be adopted. The motion was approved on a voice vote in consent.**

[Res.15-0441](#)

Three-Party Engineering Services Agreement for State Project ID: 1693-34-06, Lake Michigan Pathway - Phase 4

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a three-party agreement among the City of Racine, WisDOT, and AECOM Technical Services for State Project ID: 1693-34-06, Lake Michigan Pathway - Phase 4, in the not-to-exceed amount of \$80,492.78, with the City's share being \$16,098.56 (20%) and the State's share being \$64,394.22 (80%). There exists additional, pre-negotiated, "if authorized" services under the terms of the contract in the not-to-exceed amount of \$56,099.71, with the City's share being \$11,219.94 (20%) and the State's share being \$44,879.77 (80%). The "if authorized" costs do not require formal amendment to agreement with WisDOT.

Fiscal Note: Funding is available in Org-Object 45040-57550, Lake Michigan Pathway - Phase 4.

**Sponsors:** James Morgenroth

**A motion was made that this resolution be adopted. The motion was approved on a voice vote in consent.**

[Res.15-0442](#)

2016 Juror Parking Rates

Resolved, that the Mayor and City Clerk are authorized and directed to enter into an agreement with Racine County to provide Juror parking at the rate of \$750.00 per month in 2016.

Fiscal Note: \$9,000.00 in revenue will go into the Parking Utility fund.

**Sponsors:** Raymond DeHahn

**A motion was made that this resolution be adopted. The motion was approved on a voice vote in consent.**

[Res.15-0443](#)

First Transit Contract Extension

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a contract extension with First Transit to manage the Belle Urban System (BUS).

Fiscal Note: Funding is available in the 2016 BUS budget.

**Sponsors:** Raymond DeHahn

**A motion was made that this resolution be adopted. The motion was approved on a voice vote in consent.**

[Res.15-0445](#)

Purchase of 931 Center Street

Resolved, that Resolution No. 15-0398 of October 20, 2015 is hereby repealed.

Further resolved, that the request of the Interim Director of City Development to accept the offer of Eric W. Gasparich and Jenilee L. Gasparich to purchase 931 Center Street, an NSP property, is approved with contingencies as listed on the attachment to Item 15-01014.

Further resolved, that the Mayor, the City Clerk, and the Interim Director of City Development are authorized to execute any documents necessary to complete the sale.

Fiscal Note: This is a rehabilitated home under the NSP-1 program. The City will receive \$89,999.00 in proceeds from the sale, minus commission and closing costs.

Sponsors: Mary Land

**A motion was made that this resolution be adopted. The motion was approved on a voice vote in consent.**

[Res.15-0446](#)

38th Annual Lighthouse Run

Resolved, that permission is granted to the sponsor of the Lighthouse Run to use certain City streets for the period of 6:00 a.m. to 10:30 a.m. on Saturday, June 18, 2016, and to close the following streets:

Main Street from State Street to Sixth Street  
Lake Avenue from 8th Street to State Street  
State Street from Main Street to Lake Avenue  
Main Street from State Street to 3 Mile Road (west side two traffic lanes will remain open for two-way traffic)  
Dodge Street from Main Street to Michigan Boulevard  
Michigan Boulevard from Dodge Street to Wolff Street  
Wolff Street from Michigan Boulevard to North Main Street

Further resolved, that the Commissioner of Public Works is authorized and directed to communicate with the U.S. Coast Guard requesting permission to close Main Street Bridge to boat traffic for the period of 7:40 a.m. to 10:40 a.m. on Saturday, June 18, 2016, to satisfy the needs of this run.

Further resolved, that this permission is granted with the following

stipulations:

A. A hold harmless agreement be executed and a \$75.00 processing fee paid.

B. A liability insurance certificate be filed prior to this event.

C. Any overtime costs incurred by any city department be charged to the sponsor.

D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.

E. The sponsor shall pay a \$1,400.00 special event fee.

F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval, and providing and removing all temporary traffic control devices and detour signs.

G. If required, sponsor shall provide a detour plan for the closure of all State connecting Highways, arterial and collector streets to the City Engineer for approval.

H. Sponsor is responsible for cleaning the streets.

I. If required, sponsor shall install parking meter hoods or temporary parking signs at least 24 hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.

Further 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 in accordance with these stipulations.

Further resolved, that permission is granted to use Monument Square and Sam Johnson Parkway grounds for the Lighthouse Run, and furthermore permit set up to begin during park closed hours on Saturday, June 18, 2016, pending issuance of park permits.

Fiscal Note: There will be nominal costs to various City Departments, on a regular shift basis, to assist in implementing this event. Park permit fees & charges to be determined upon receipt of park permit applications.

Sponsors: Terry McCarthy

A motion was made that this resolution be adopted. The motion was approved on a voice vote in consent.

## H. Resolutions

### [Res.15-0431](#)

Renewal of City's Stop Loss Insurance Plan for 2016

Resolved, that the Mayor and City Clerk are authorized and directed to enter into an agreement under the terms of the City's 2016 Health Insurance Stop Loss Coverage with QBE Insurance Corporation through the Horton Group.

**Fiscal Note:** The 2016 annual premium of \$754,528 is approximately a 2.6% decrease from 2015.

**Sponsors:** Q.A. Shakoor II

**A motion was made by Alderman Wisner, seconded by Alderman McCarthy, that this Resolution be Adopted. The motion PASSED by the following vote:**

**AYES:** 12 - Coe, Jones, Shields, Smetana, Weidner, DeHahn, McCarthy, Wisner, Land, Perez, Hart and Lemke

**EXCUSED:** 3 - Kaplan, Shakoor II and Morgenroth

### [Res.15-0434](#)

Modification of Sick Leave Program for General Employees

Resolved, that a modification to the Sick Leave Policy, Section 5.05 of the City of Racine Employee Handbook, is to be implemented creating a 30-day ordinary sick leave bank, and a 150-day extended sick leave bank, to be effective for employees hired on or after January 1, 2016.

**Fiscal Note:** Savings in the City's annual sick leave payout will be realized upon the retirements of employees hired on or after January 1, 2016.

**Sponsors:** Q.A. Shakoor II

**A motion was made by Alderman Wisner, seconded by Alderman McCarthy, that this Resolution be Adopted. The motion PASSED by the following vote:**

**AYES:** 10 - Coe, Jones, Smetana, DeHahn, McCarthy, Wisner, Land, Perez, Hart and Lemke

**NOES:** 2 - Shields and Weidner

**EXCUSED:** 3 - Kaplan, Shakoor II and Morgenroth

### [Res.15-0435](#)

Pay Judgment for *James Billups v. City of Racine*

Resolved, that payment of \$227,002.01 in the lawsuit *James Billups v.*

*City of Racine*, Racine County Case No. 11-CV-9276 is authorized.

**Fiscal Note:** \$60,000.00 is to be transferred from account 11202.56200, contingency, to account 11202.53500, judgment and claims. There are sufficient funds available for the payment and the transfer.

**Sponsors:** Q.A. Shakoor II

**A motion was made by Alderman Wiser, seconded by Alderman McCarthy, that this Resolution be Adopted. The motion PASSED by the following vote:**

**AYES:** 11 - Jones, Shields, Smetana, Weidner, DeHahn, McCarthy, Wiser, Land, Perez, Hart and Lemke

**NOES:** 1 - Coe

**EXCUSED:** 3 - Kaplan, Shakoor II and Morgenroth

[Res.15-0444](#)

Request for an Extension of a City Guarantee for the Revolving Loan Fund for Altus Vinyl, LLC

Resolved, that permission is granted for the City of Racine to extend a limited loan guarantee for Altus Vinyl, LLC, from December 9, 2015 to December 9, 2017, in an amount not to exceed \$50,000.00 (the original limited loan guarantee amount) and that the Mayor and City Clerk are authorized and directed to execute such a guarantee extension.

**Fiscal Note:** The funding source for this limited loan guarantee extension will continue to be the Intergovernmental Revenue Sharing Account (Org. 45260) and is being used to maintain a loan guarantee from WHEDA (Wisconsin Housing and Economic Development Authority) for a loan from the RCEDC administered Racine Development Group Revolving Loan Fund (RLF) to Altus Vinyl, LLC, and has been for the purchase of equipment, provide general working capital and startup expenses.

**Sponsors:** James Morgenroth

**A motion was made by Alderman Wiser, seconded by Alderman McCarthy, that this Resolution be Adopted. The motion PASSED by the following vote:**

**AYES:** 12 - Coe, Jones, Shields, Smetana, Weidner, DeHahn, McCarthy, Wiser, Land, Perez, Hart and Lemke

**EXCUSED:** 3 - Kaplan, Shakoor II and Morgenroth

## I. Consent Agenda

## J. Council Vote on Consent Agenda Items (Communications, Committee Reports, Resolutions)

### *Council Action on Consent Agenda Items*

A motion was made by Alderman Wisner, seconded by Alderman McCarthy, that this be Considered as Reported . The motion PASSED on on a voice vote in consent.

**AYES:** 12 - Coe, Jones, Shields, Smetana, Weidner, DeHahn, McCarthy, Wisner, Land, Perez, Hart and Lemke

**EXCUSED:** 3 - Kaplan, Shakoor II and Morgenroth

## K. Ordinances

### Refer to Board of Parks, Recreation & Cultural Services

#### [Ord.13-15](#)

Ordinance 13-15 - Board of Parks Commissioners

An ordinance to repeal and recreate Section 70-37. - Composition; appointments; terms in Chapter 70, Article II. - Administration of the Municipal Code of the City of Racine, Wisconsin regarding the appointment of Board of Parks Commissioners.

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

Part 1: To repeal and recreate Section 70-37. - Composition; appointments; terms as follows:

“The board of parks, recreation and cultural services commissioners shall consist of 11 members who are residents of the city, two of whom shall be members of the common council, one of whom shall be a member of the county board of supervisors; and one of whom shall be a member of the board of the unified school district. The members of the board shall be appointed by the mayor, subject to confirmation by the common council. Appointments shall be made on the third Tuesday in April. Appointments of the elected officials specified in this section shall be for a term of one year and all other terms shall be three years. Members of the board shall receive no compensation for their services.”

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

Passed by the Common Council:



Approved:

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
City Clerk

Fiscal Note: N/A

**Sponsors:** Terry McCarthy

**A motion was made by Alderman McCarthy, seconded by Alderman DeHahn, that this Ordinance be Referred to the Board of Park, Recreation and Cultural Services. The motion PASSED by the following vote:**

**AYES:** 13 - Coe, Jones, Shields, Smetana, Weidner, DeHahn, McCarthy, Wisser, Land, Perez, Hart, Lemke and Dickert

**EXCUSED:** 3 - Kaplan, Shakoor II and Morgenroth

## L. Adjourn

*Alderman Coe made a motion without objection to adjourn the meeting. The meeting was adjourned at 7:43. The next scheduled meeting of the Common Council is Tuesday, December 15, 2015.*