



City of Racine

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

Meeting Agenda - Final Common Council

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

Monday, April 15, 2013

7:00 PM

Room 205, City Hall

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

Refer to Finance and Personnel Committee, by Ald. Shakoor

[13-8830](#)

Subject: communication from the City Attorney submitting the claim of Regency West Apartments LLC for an excessive real estate assessment and taxes of the property located at 2300 Loni Lane for the 2012 tax year for consideration.

[13-8835](#)

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer requesting permission to apply for the State of Wisconsin Urban Nonpoint Source & Storm Water (UNPS&SW) Program Construction Grant for the Washington Park Streambank Stabilization Project, Grant Control No. 2013-010.

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

[13-8825](#)

Subject: Communication from Fourth Fest of Greater Racine, Inc. requesting permission to use the Walker site to park cars on Thursday night, July 4, 2013, for the annual fireworks show.

[13-8831](#)

Subject: Communication from the Alderman of the 9th District

requesting a preliminary resolution for portland cement concrete paving on the alley bounded by Kinzie Ave. to Lindermann Ave.; Hayes Ave. to Grove Ave.

[13-8844](#)

Subject: Communication from David Popoff requesting permission to close the 300 block of Hamilton Street on June 23, 2013 for the 8th Annual Eagle's Club/George's Tavern Classic Car Show.

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

[13-8837](#)

Subject: (New) Application of Apple Hospitality Group, LLC, Timothy Geniesse, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 2521 S. Green Bay Road. (14th District)

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[13-8757](#)

Subject: Communication from the City Attorney submitting the claim of Kathleen Heisler for consideration.

Recommendation of the Finance & Personnel Committee on 4-8-13:
The claim of Kathleen Heisler, 1130 Carlisle Ave., Racine 53404 claiming damages in the amount of \$107.88 for alleged vehicle damages be denied.

Fiscal Note: N/A

[13-8771](#)

Subject: Communication from the City Attorney submitting the claim of Jermaine Weatherspoon for consideration.

Recommendation of the Finance & Personnel Committee on 4-8-13:
The claim of Jermaine Weatherspoon, 928 Racine St., Racine 53403, claiming damages in the amount of \$100.00 for alleged vehicle damages be denied.

Fiscal Note: N/A

[13-8778](#)

Subject: Communication from Purchasing Agent submitting bid results on Official Notice #5 for nine (9) cases of Tree-age. (Res. No. 13-0162)

Recommendation of the Finance & Personnel Committee on 4-8-13:
To award the bid for Official Notice #5 for nine (9) cases of Tree-age to Rainbow Tree Care Scientific, they being the low responsive, responsible bidder.

Fiscal Note: The cost is \$35,352.00. Funds for this purchase are available in account 993.700.5210.

[13-8786](#)

Subject: Communication from Kingdom Builders Fellowship Center & Outreach Ministries requesting the donation of the Stage on Wheels for their first annual "Kingdom Fest".

Recommendation of the Finance & Personnel Committee on 4-8-13:

To deny the request to donate the Stage on Wheels for the first annual "Kingdom Fest" being held by Kingdom Builders Fellowship Center & Outreach Ministries.

Fiscal Note: N/A

[13-8789](#)

Subject: Communication from the Fire Chief requesting permission to accept \$1,950.71 from CHS, Incorporated, to be used for EMS equipment acquisition. (Res. No. 13-0163)

Recommendation of the Finance & Personnel Committee on 4-8-13:

Permission be granted for the Fire Chief to accept \$1,950.71 from CHS, Incorporated, to be used for EMS equipment acquisition.

Fiscal Note: The funds in the amount of \$1,950.71 that are being returned to the Fire Department represents equity in CHS that the Fire Department earned in past years.

Public Works and Services Committee Report, by Ald. Weidner

[13-8783](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting Amendment No. 2 to State Project ID: 2290-17-00, Northwestern Avenue (STH 38) - Memorial Drive to Golf Avenue, Strand Associates, Inc., consultant. (Res. No. 13-0175)

Recommendation of the Public Works and Services Committee on

4-9-13: That Amendment No. 2 to the three-party contract between the State of Wisconsin, City of Racine and Strand Associates, Inc., State Contract ID: 2290-17-00, Northwestern Avenue (STH38) - Memorial Drive to Golf Avenue, be approved in the amount of \$7,957.89, with the City's share being \$1,989.47 (25%) and the State share being \$5,968.42 (75%).

Fiscal Note: Funding to defray the cost of the City's share of these professional services be appropriated from Account 992.908.5060, Northwestern-Memorial to Golf.

[13-8784](#)

Subject: Communication from the Alderman of the 9th District requesting a preliminary resolution for portland cement concrete paving and sewer and water on Spring Valley Drive, Spring Street to Harrington Drive. (Res. No. 13-0168)

Recommendation of the Public Works and Services Committee on 4-9-13: That a preliminary resolution be introduced for Portland cement concrete paving and sewer and water on Spring Valley Drive from Spring Street to Harrington Drive.

Fiscal Note: N/A

[13-8791](#)

Subject: Communication from Gethsemane Lutheran Church requesting to close Blaine Avenue from Washington Avenue north to the alley on Sunday, May 19, 2013, for a church carnival. (Res. No. 13-0164)

Recommendation of the Public Works and Services Committee on 4-9-13: That Gethsemane Lutheran Church be granted permission to close Blaine Avenue from Washington Avenue north to the alley, on Sunday, May 19, 2013, from 11:30 a.m. to 4:00 p.m., for a church carnival.

Further recommends that permission be 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 \$250.00 special event fee.

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

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

[13-8796](#)

Subject: Communication from Walden III requesting to paint the intersection of 10th and Center Streets. (Res. No. 13-0166)

Recommendation of the Public Works and Services Committee on 4-9-13: That Walden III be granted permission to paint the intersection

of 10th and Center Streets with the following stipulations:

- A. Painting must be done with aggregate paints only.
- B. Walden III must provide a layout for approval by the Commissioner of Public Works.
- C. The painting shall be maintained on an annual basis.
- D. Students must wear orange safety vests at all times within the street right-of-way while performing this work.
- E. A Hold Harmless Agreement be executed and a \$75.00 processing fee paid.

Fiscal Note: N/A

13-8804

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 9-13 (K3-009), 2013 Concrete Street Paving Assessable (R1). (Res. No. 13-0169)

Recommendation of the Public Works and Services Committee on 4-9-13: That Contract 9-13 (K3-009), 2013 Concrete Street Paving Assessable (R1), be awarded to Cornerstone Pavers, LLC, Racine, WI, at their bid price of \$656,588.17, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 362,823.26 - Account 906.000.5010, Concrete Street Paving
\$ 10,319.18 - Account 906.000.5310, New Curb & Gutter
\$ 10,800.00 - Account 906.000.5410, Sanitary Sewers (Laterals)
\$ 10,575.00 - Account 287.993.5310, Sanitary Sewers, Var. Loc.
\$ 26,979.00 - Account 104.993.5420, Storm Sewers, Misc. Loc.
\$ 88,538.66 - Account 992.590.5010, Replace City Circuits
\$ 106,553.07 - Account 993.908.5010, Concrete Street Paving, Misc. Loc.
\$ 40,000.00 - Account 992.908.5220, Asphalt Resurfacing
\$ 656,588.17 - Total

13-8805

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 15-13 (K3-015), 2013 Alley Paving Assessable, Phase II (South) (R1). (Res. No. 13-0170)

Recommendation of the Public Works and Services Committee on 4-9-13: That Contract 15-13 (K3-015), 2013 Alley Paving Assessable,

Phase II (South) (R1), be awarded to LaLonde Contractors, Inc., Milwaukee, WI, at their bid price of \$389,217.75, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 73,945.50 - Account 104.993.5420, Storm Sewer, Misc. Loc. (2013)
\$ 36,050.00 - Account 993.908.5030, Concrete Alley Paving (2013)
\$ 279,222.25 - Account 906.000.5030, Concrete Alley Paving (2013)
\$ 389,217.75 - Total

[13-8806](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 20-13 (K3-020), 2013 Traffic Signal Replacement-6th & Marquette. (Res. No. 13-0171)

Recommendation of the Public Works and Services Committee on 4-9-13: That Contract 20-13 (K3-020), Traffic Signal Replacement-6th & Marquette, be awarded to Outdoor Lighting Construction Company, Milwaukee, WI, at their bid price of \$131,831.70, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 102,831.70 - Account 993.600.5010, Traffic Signals
\$ 10,000.00 - Account 992.590.5010, Street Lighting (2012)
\$ 10,000.00 - Account 993.590.5010, Street Lighting (2013)
\$ 9,000.00 - Account 993.590.5010, Replacement Curb & Gutter
\$ 131,831.70 - Total

[13-8810](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting a professional services agreement from Ayres Associates - Contract 29-13 (K3-032) - PS - 2013 Underwater Bridge Inspection Services. (Res. No. 13-0172)

Recommendation of the Public Works and Services Committee on 4-9-13: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Ayres Associates for Contract 29-13 (K3-032), 2013 Underwater Bridge Inspection Services, in the not-to-exceed amount of \$11,750.00.

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

\$ 6,500.00 - Account 943.520.5020, Bridges Underwater Inspection
\$ 5,250.00 - Account 930.993.5030, Underwater Inspection Lift Bridges

\$ 11,750.00 - Total

[13-8817](#)

Subject: Resolution 13-0152, created April 3, 2013, being a final resolution relating to street improvements on:

PORTLAND CEMENT CONCRETE PAVING

DeKoven Avenue - Clark Street to Holborn Street
Foxwood Road - City Limits (E) to City Limits (W)
Kentucky Street - Taylor Avenue to the Cul-de-sac (N)
Monarch Drive - Emstan Hills Road to Biscayne Avenue
Monarch Drive - Maryland Avenue to Regal Court
Oakwood Drive - Maryland Avenue to Kings Circle
Oakwood Drive - Kings Circle to Emstan Hills Road
Princess Place - Admiralty Avenue to Biscayne Avenue

CURB & GUTTER

Monarch Drive - Emstan Hills Road to Biscayne Avenue
Monarch Drive - Maryland Avenue to Regal Court
Oakwood Drive - Maryland Avenue to Kings Circle
Oakwood Drive - Kings Circle to Emstan Hills Road
Princess Place - Admiralty Avenue to Biscayne Avenue

Recommendation of the Public Works and Services Committee on 4-9-13: That Resolution No. 13-0152, of April 3, 2013, be amended to delete:

PORTLAND CEMENT CONCRETE PAVING

DeKoven Avenue - Clark Street to Holborn Street
Foxwood Road - City Limits (E) to City Limits (W)
Kentucky Street - Taylor Avenue to the Cul-de-sac (N)
Monarch Drive - Maryland Avenue to Regal Court
Oakwood Drive - Maryland Avenue to Kings Circle
Princess Place - Admiralty Avenue to Biscayne Avenue

CURB & GUTTER

Monarch Drive - Maryland Avenue to Regal Court
Oakwood Drive - Maryland Avenue to Kings Circle
Princess Place - Admiralty Avenue to Biscayne Avenue

and, as amended, Resolution No. 13-0152, of April 3, 2013, be adopted.

Fiscal Note: Funds will be appropriated in the 2014 C.I.P. for these

street improvements, and special assessments will be paid by the abutting property owners for the street improvements.

[13-8818](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 2 to Contract 55-12 (K2-066), HVAC Upgrades at Library, Johnson Controls, Inc., contractor. (Res. No. 13-0173)

Recommendation of the Public Works and Services Committee on 4-9-13: That Change Order No. 2 on Contract 55-12 (K2-066), HVAC Upgrade at Library, Johnson Controls, Inc., contractor, be approved in the amount of \$26,200.00.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 992.255.5010, Library HVAC Replacement.

[13-8821](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer and the Director of Park, Recreation and Cultural Services, submitting Change Order No. 1 on Contract 06-13 (K3-006) - 2013 Concrete Street Reconstruction (R1), regarding the 5th Street boat launch. (Res. No. 13-0174)

Recommendation of the Public Works and Services Committee on 4-9-13: That Change Order No. 1 on Contract 6-13 (K3-006), 2013 Concrete Street Reconstruction (R1), A.W. Oakes & Son, Inc., contractor, be approved in the amount of \$58,600.00.

Fiscal Note: Funding to defray the cost of this change order be transferred from Account 993.700.5040, Pershing Park Boat Launch Lot Replacement, to Account 993.700.5110, Pershing Boat Launch Emergency Repair.

[13-8824](#)

Subject: (Direct Referral) Communication from the City Administrator submitting the request of Racine Area Veteran's, Inc. to use city right-of-way for the Memorial Day Parade on Monday, May 27, 2013. (Res. No. 13-0165)

Recommendation of the Public Works and Services Committee on 4-9-13: That permission be granted to the Racine Area Veteran's, Inc. to use certain City streets for the Memorial Day Parade, to start at the intersection of Washington Avenue and West Boulevard, then proceed north on West Boulevard to Osborne Boulevard, and Osborne Boulevard to Graceland Cemetery, on Monday, May 27, 2013, between 9:00 a.m. and 12:00 p.m. in conjunction with this City-sponsored event. The detour for STH 20 is Lathrop Avenue, 16th Street and Taylor Avenue.

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

Fiscal Note: This event is co-sponsored by the City of Racine; therefore, the requirement for a formal agreement, requiring hold harmless, an insurance certificate and any overtime charges for additional policemen are not needed.

[13-8829](#)

Subject: (Direct Referral) Communication from Robert Mason, 1830 Woodland Avenue, wishing to discuss the policy and procedures for notification of code violations. (Res. No. 13-0167)

Recommendation of the Public Works and Services Committee on 4-9-13: That the policies and procedures for notification of code violations be amended to include the occupant as well as the property owner in violation notifications.

Fiscal Note: Financing cannot be determined at this time.

Public Safety and Licensing Committee Report, by Ald. Holding

[13-8785](#)

Subject:(Direct Referral) Request of the Committee for the appearance of Gerald Bester, Agent for Gerald's Smokehouse, 1501 Washington Avenue regarding an incident at your establishment on 10-21-2012.

Recommendation of the Public Safety and Licensing Committee on 4-8-13: That the item be received and filed.

Fiscal Note: N/A

[13-8788](#)

Subject:(Direct Referral) Sale of Abandoned Vehicles 4-8-2013

Recommendation of the Public Safety & Licensing Committee on 4-8-13: That the item be received and filed as the highest responsible bidder out of the three bids was Sturtevant Auto Salvage.

Fiscal Note: This will generate \$22,543.02 in revenue.

[13-8802](#)

Subject: Communication requesting Change of Agent for Michigan Pub, LLC, 1300 Michigan Blvd.- Scott A. Jensen, Agent, "Class B" Fermented Malt Beverage and Intoxicating Liquor license (4th District).

Recommendation of the Public Safety and Licensing Committee on

4-8-13: That the Change of Agent request for Michigan Pub, LLC, 1300 Michigan Blvd.- Scott A. Jensen, Agent, "Class B" Fermented Malt Beverage and Intoxicating Liquor license be approved.

Fiscal Note:N/A

[13-8803](#)

Subject: Communication requesting Change of Agent for Beachside Oasis, LLC, 100 Kewaunee Street.- Scott A. Jensen, Agent, Class "B" and "Class C" Fermented Malt Beverage and Wine license (4th District).

Recommendation of the Public Safety and Licensing Committee on

4-8-13: The request for Change of Agent for Beachside Oasis, LLC, 100 Kewaunee Street.- Scott A. Jensen, Agent, Class "B" and "Class C" Fermented Malt Beverage and Wine license be approved.

Fiscal Note: N/A

[13-8832](#)

Subject: Ordinance 07-13

An ordinance creating Chapter 3, Sections 3.1 - 3.9, of the general ordinances of the City of Racine, Racine County, Wisconsin relating to sexual offender residency restrictions.

Recommendation of the Public Safety and Licensing Committee on

4-8-13: That Ordinance 07-13 be adopted as amended.

Fiscal Note: N/A

City Plan Commission Report, by Ald.Wiser

[12-8302](#)

Subject: (Direct Referral) Review of the report titled "Racine Economic Development Project Opportunities". (PC-13)

Recommendation of the City Plan Commission on 4-10-13: That the item be received and filed.

Fiscal Note: N/A

[13-8826](#)

Subject: (Direct Referral) Request by Paul Patterson representing Wisconsin Lutheran School for a Flex Development District rezoning of the property at 718 Grand Avenue for a school expansion. (ZOrd.002-13)

Recommendation of the City Plan Commission on 4-10-13: That an ordinance be prepared and a public hearing scheduled.

Fiscal Note: N/A

Committee of the Whole Report, by Ald. Kaplan.

[13-8787](#)

Subject: (Direct Referral) communication from the City Administrator presenting a recommendation to amend the 2013 Budget. (Res. No. 13-0177)

Recommendation of the Committee of the Whole on 04-10-2013:
that an Amendment to the 2013 Adopted Budget implementing certain staff reductions and furloughs be adopted, to wit:

That three furlough days off during calendar year 2013 be implemented for non-essential City of Racine personnel;

That the Building Inspection Department be reorganized, resulting in the elimination of one inspector position;

That the subsidy to the Racine Public Library be reduced in an amount equal to two employee positions;

That three Private/Firefighter positions in the Racine Fire Department not be filled during 2013;

And that the following positions be eliminated: one Customer Service Representative position in the Racine Police Department, three Truck Driver positions and one Secretary II position in the Department of Public Works, three Equipment Operator positions in the Department of Parks, Recreation, and Cultural Services, and one Customer Service Specialist position in the Finance Department.

Fiscal Note:

Decrease Expenditure Accounts:

101.990.5010	General Fund Act 10 Contingency	334,762.00
101.300.5010	Fire Salaries	148,775.00
101.300.5110	Fire WRS	38,086.00
101.300.5120	Fire FICA	2,157.00
101.311.5010	Police Salaries	39,463.00
101.311.5110	Police WRS	2,624.00
101.311.5120	Police FICA	3,019.00
101.130.5010	Engineering Salaries	40,497.00
101.130.5110	Engineering WRS	2,693.00
101.130.5120	Engineering FICA	3,098.00
101.630.5010	Street Maintenance Salaries	149,396.00
101.630.5110	Street Maintenance WRS	9,935.00
101.630.5120	Street Maintenance FICA	11,429.00

101.700.5010	Parks Salaries	150,085.00
101.700.5110	Parks WRS	9,981.00
101.700.5120	Parks FICA	11,482.00
255.000.5010	Library Salaries	15,641.00
255.000.5020	Library Other Salaries	44,886.00
255.000.5110	Library WRS	4,013.00
255.000.5120	Library FICA	4,639.00
255.000.5180	Library Longevity	58.00
255.000.5190	Library Wage Contingency	3,875.00
101.190.5010	Finance Salaries	37,626.00
101.190.5110	Finance WRS	2,502.00
101.190.5120	Finance FICA	2,878.00
101.370.5010	U.N.I.T Salaries	60,093.00
101.370.5110	U.N.I.T WRS	3,996.00
101.370.5120	U.N.I.T FICA	4,597.00
Decrease Revenue Accounts:		
101.990.9000	General Fund Fund Balance	1,142,286.00
255.000.6010	Library Tax Levy	73,112.00
Increase Revenue Account:		
101.990.6010	General Fund Tax Levy	73,112.00

Office of the Mayor Report, by Ald. Kaplan.

13-8839

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

Reappoint Elizabeth Hojan-Figge 1300 Lombard Ave. Racine, 53402 to the Board of Health for a 2 year term, expiring April 1, 2015

Reappoint Dr. Mohammed Rafiullah 3001 Michigan Blvd. Racine, 53402 to the Board of Health for a 2 year term, expiring April 1, 2015

Reappoint Alderman James Kaplan 400 Kewaunee St. Racine, 53402 to the Board of Health for a 1 year term, expiring April 1, 2014

Appoint Alderman 3400 Michigan Blvd. Racine, 53402 Edward Diehl to the Board of Health for a 1 year term, expiring April 1, 2014

Appoint Robert Mozol 407 Jonathan Dr. Racine, 53402 to the Board of Health for a 2 year term, expiring April 1, 2015

Reappoint Joseph LeGath 1423 Hickory Way Racine, 53405 to the Board of Parks, Recreation and Cultural Services for a 3 year term,

expiring April 1, 2016

Reappoint Alderman Terry McCarthy 317 West Blvd Racine, 53405 to the Board of Parks, Recreation and Cultural Services for a 1 year term, expiring April 1, 2014

Reappoint James Spangenberg 1238 Hayes Ave. Racine, 53405 to the Redevelopment Authority for a 5 year term, expiring April 1, 2018

Appoint Dale Armbruster 823 Blaine Ave. Racine, 53405 to the Board of Standards for a 3 year term, expiring May 1, 2016

Reappoint George Matson 3919 Vista Dr. Racine, 53405 to the Board of Zoning Appeals for a 3 year term, expiring April 1, 2016

Appoint Alderman Gregory Holding 2001 Thurston Ave. Racine, 53403 to the Redevelopment Authority for a 1 year term, expiring April 1, 2014

G. Consent Agenda - Resolutions

Res.13-0162 Cases of Tree-Age

Resolved, that the bid for Official Notice #5 for nine (9) cases of Tree-age is awarded to Rainbow Tree Care Scientific, they being the low responsive, responsible bidder.

Fiscal Note: The cost is \$35,352.00. Funds for this purchase are available in account 993.700.5210.

Sponsors: Q.A. Shakoor, II

Res.13-0163 EMS Equipment Acquisition

Resolved, that permission is granted for the Fire Chief to accept \$1,950.71 from CHS, Incorporated, to be used for EMS equipment acquisition.

Fiscal Note: The funds in the amount of \$1,950.71 that are being returned to the Fire Department represents equity in CHS that the Fire Department earned in past years.

Sponsors: Q.A. Shakoor, II

Res.13-0164 Gethsemane Lutheran Church Requesting to Close Blaine Avenue

Resolved, that Gethsemane Lutheran Church is granted permission to close Blaine Avenue from Washington Avenue north to the alley, on Sunday, May 19, 2013, from 11:30 a.m. to 4:00 p.m., for a church carnival.

Further resolved, that 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 \$250.00 special event fee.

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

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

Sponsors: Sandy Weidner

Res.13-0165 Racine Area Veteran's, Inc. Use of City Right-of-Way for Memorial Day Parade

Resolved, that permission is granted to the Racine Area Veteran's, Inc. to use certain City streets for the Memorial Day Parade, to start at the intersection of Washington Avenue and West Boulevard, then proceed north on West Boulevard to Osborne Boulevard, and Osborne Boulevard to Graceland Cemetery, on Monday, May 27, 2013, between 9:00 a.m. and 12:00 p.m. in conjunction with this City-sponsored event. The detour for STH 20 is Lathrop Avenue, 16th Street and Taylor Avenue.

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

Fiscal Note: This event is co-sponsored by the City of Racine; therefore, the requirement for a formal agreement, requiring hold harmless, an

insurance certificate and any overtime charges for additional policemen are not needed.

Sponsors: Sandy Weidner

Res.13-0166 Paint Intersection of 10th and Center Streets

Resolved, that Walden III is granted permission to paint the intersection of 10th and Center Streets with the following stipulations:

- A. Painting must be done with aggregate paints only.
- B. Walden III must provide a layout for approval by the Commissioner of Public Works.
- C. The painting shall be maintained on an annual basis.
- D. Students must wear orange safety vests at all times within the street right-of-way while performing this work.
- E. A Hold Harmless Agreement be executed and a \$75.00 processing fee paid.

Fiscal Note: N/A

Sponsors: Sandy Weidner

Res.13-0167 Policy and Procedures for Notification of Code Violations

Resolved, that the policies and procedures for notification of code violations are amended to include the occupant as well as the property owner in violation notifications.

Fiscal Note: Funding cannot be determined at this time.

Sponsors: Sandy Weidner

Res.13-0168 Preliminary - Ten (10) Year Benefits and Damages

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

1. The Common Council hereby declares its intention to exercise its power under s. 66.0703, Wisconsin Statutes, to levy special assessments upon property within the following described area for benefits conferred upon such property by improvement of the following street(s):

All property fronting upon both sides:

PORTLAND CEMENT CONCRETE PAVING

Spring Valley Drive - Spring Street to Harrington Drive

SEWER AND WATER LATERALS

Spring Valley Drive - Spring Street to Harrington Drive

2. Said public improvement shall consist of **PORTLAND CEMENT CONCRETE PAVING**.

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

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

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

a. Preliminary or final plans and specifications for said improvement.

b. An estimate of the entire cost of the proposed work or improvement.

c. An estimate, as to each parcel of property within the assessment district, of:

(1) The assessment of benefits to be levied.

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

(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 on 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 §. 66.60(7), Wisconsin Statutes.

The hearing shall be held at the Council Chambers in the City Hall at a

time set by the Clerk in accordance with §. 66.0703 (7)(a), Wisconsin Statutes.

Fiscal Note: N/A

Sponsors: Sandy Weidner

Res.13-0169 Contract 9-13 (K3-009), 2013 Concrete Street Paving Assessable (R1)

Resolved, that Contract 9-13 (K3-009), 2013 Concrete Street Paving Assessable (R1), is awarded to Cornerstone Pavers, LLC, Racine, WI, at their bid price of \$656,588.17, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$362,823.26 - Account 906.000.5010, Concrete Street Paving
\$ 10,319.18 - Account 906.000.5310, New Curb & Gutter
\$ 10,800.00 - Account 906.000.5410, Sanitary Sewers (Laterals)
\$ 10,575.00 - Account 287.993.5310, Sanitary Sewers, Var. Loc.
\$ 26,979.00 - Account 104.993.5420, Storm Sewers, Misc. Loc.
\$ 88,538.66 - Account 992.590.5010, Replace City Circuits
\$106,553.07 - Account 993.908.5010, Concrete Street Paving, Misc. Loc.
\$ 40,000.00 - Account 992.908.5220, Asphalt Resurfacing
\$656,588.17 - Total

Sponsors: Sandy Weidner

Res.13-0170 Contract 15-13 (K3-015), 2013 Alley Paving Assessable, Phase II (South) (R1)

Resolved, that Contract 15-13 (K3-015), 2013 Alley Paving Assessable, Phase II (South) (R1), is awarded to LaLonde Contractors, Inc., Milwaukee, WI, at their bid price of \$389,217.75, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 73,945.50 - Account 104.993.5420, Storm Sewer, Misc. Loc. (2013)
\$ 36,050.00 - Account 993.908.5030, Concrete Alley Paving (2013)
\$279,222.25 - Account 906.000.5030, Concrete Alley Paving (2013)
\$389,217.75 - Total

Sponsors: Sandy Weidner

Res.13-0171 Contract 20-13 (K3-020), 2013 Traffic Signal Replacement-6th & Marquette

Resolved, that Contract 20-13 (K3-020), Traffic Signal Replacement-6th & Marquette, is awarded to Outdoor Lighting Construction Company, Milwaukee, WI, at their bid price of \$131,831.70, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$102,831.70 - Account 993.600.5010, Traffic Signals
\$ 10,000.00 - Account 992.590.5010, Street Lighting (2012)
\$ 10,000.00 - Account 993.590.5010, Street Lighting (2013)
\$ 9,000.00 - Account 993.590.5010, Replacement Curb & Gutter
\$131,831.70 - Total

Sponsors: Sandy Weidner

Res.13-0172 Professional Services Agreement - Contract 29-13 (K3-032) - PS - 2013 Underwater Bridge Inspection Services

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with Ayres Associates for Contract 29-13 (K3-032), 2013 Underwater Bridge Inspection Services, in the not-to-exceed amount of \$11,750.00.

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

\$ 6,500.00 - Account 943.520.5020, Bridges Underwater Inspection
\$ 5,250.00 - Account 930.993.5030, Underwater Inspection Lift Bridges
\$11,750.00 - Total

Sponsors: Sandy Weidner

Res.13-0173 Change Order No. 2 to Contract 55-12 (K2-066), HVAC Upgrades at Library

Resolved, that Change Order No. 2 on Contract 55-12 (K2-066), HVAC Upgrade at Library, Johnson Controls, Inc., contractor, is approved in the amount of \$26,200.00.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 992.255.5010, Library HVAC Replacement.

Sponsors: Sandy Weidner

Res.13-0174 Change Order No. 1 on Contract 06-13 (K3-006) - 2013 Concrete Street Reconstruction (R1), regarding the 5th Street boat launch

Resolved, that Change Order No. 1 on Contract 6-13 (K3-006), 2013

Concrete Street Reconstruction (R1), A.W. Oakes & Son, Inc., contractor, is approved in the amount of \$58,600.00.

Fiscal Note: Funding to defray the cost of this change order be transferred from Account 993.700.5040, Pershing Park Boat Launch Lot Replacement, to Account 993.700.5110, Pershing Boat Launch Emergency Repair.

Sponsors: Sandy Weidner

Res.13-0175 Amendment No. 2 to State Project ID: 2290-17-00, Northwestern Avenue (STH 38) - Memorial Drive to Golf Avenue

Resolved, that Amendment No. 2 to the three-party contract between the State of Wisconsin, City of Racine and Strand Associates, Inc., State Contract ID: 2290-17-00, Northwestern Avenue (STH38) - Memorial Drive to Golf Avenue, is approved in the amount of \$7,957.89, with the City's share being \$1,989.47 (25%) and the State share being \$5,968.42 (75%).

Fiscal Note: Funding to defray the cost of the City's share of these professional services be appropriated from Account 992.908.5060, Northwestern-Memorial to Golf.

Sponsors: Sandy Weidner

H. Resolutions

Res.13-0176 FINAL RESOLUTION - STREET PAVING

Final - Ten (10) Year
Benefits & 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 9th day of April, 2013 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

Jonathon Drive - North Main Street to the Cul-de-sac
Lighthouse Drive - Steeplechase Drive to Queens Court
Michigan Boulevard - Lombard Avenue to Melvin Avenue
North Bay Drive - Sheffield Drive to the Cul-de-sac
North Bay Drive - Saxony Drive to Sheffield Drive
Riverside Drive - Clayton Avenue to Cedar Bend Avenue
Ruby Avenue - Lombard Avenue to Melvin Avenue

Sheffield Drive - Lighthouse Drive to North Bay Drive**SEWER & WATER****Lighthouse Drive - Steeplechase Drive to Queens Court****Riverside Drive - Clayton Avenue to Cedar Bend 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: Sandy Weidner

Res.13-0177 Amend 2013 Budget

Resolved, that an Amendment to the 2013 Adopted Budget implementing certain staff reductions and furloughs is adopted, to wit:

That three furlough days off during calendar year 2013 be implemented for non-essential City of Racine personnel;

That the Building Inspection Department be reorganized, resulting in the elimination of one inspector position;

That the subsidy to the Racine Public Library be reduced in an amount equal to two employee positions;

That three Private/Firefighter positions in the Racine Fire Department not be filled during 2013;

And that the following positions be eliminated: one Customer Service Representative position in the Racine Police Department, three Truck Driver positions and one Secretary II position in the Department of Public Works, three Equipment Operator positions in the Department of Parks, Recreation, and Cultural Services, and one Customer Service Specialist position in the Finance Department.

Fiscal Note:

Decrease Expenditure Accounts:

101.990.5010 General Fund Act 10 Contingency 334,762.00

101.300.5010 Fire Salaries 148,775.00

101.300.5110 Fire WRS 38,086.00

101.300.5120 Fire FICA 2,157.00

101.311.5010 Police Salaries 39,463.00

101.311.5110 Police WRS 2,624.00

101.311.5120 Police FICA 3,019.00

101.130.5010 Engineering Salaries 40,497.00
101.130.5110 Engineering WRS 2,693.00
101.130.5120 Engineering FICA 3,098.00
101.630.5010 Street Maintenance Salaries 149,396.00
101.630.5110 Street Maintenance WRS 9,935.00
101.630.5120 Street Maintenance FICA 11,429.00
101.700.5010 Parks Salaries 150,085.00
101.700.5110 Parks WRS 9,981.00
101.700.5120 Parks FICA 11,482.00
255.000.5010 Library Salaries 15,641.00
255.000.5020 Library Other Salaries 44,886.00
255.000.5110 Library WRS 4,013.00
255.000.5120 Library FICA 4,639.00
255.000.5180 Library Longevity 58.00
255.000.5190 Library Wage Contingency 3,875.00
101.190.5010 Finance Salaries 37,626.00
101.190.5110 Finance WRS 2,502.00
101.190.5120 Finance FICA 2,878.00
101.370.5010 U.N.I.T Salaries 60,093.00
101.370.5110 U.N.I.T WRS 3,996.00
101.370.5120 U.N.I.T FICA 4,597.00

Decrease Revenue Accounts:

101.990.9000 General Fund Fund Balance 1,142,286.00
255.000.6010 Library Tax Levy 73,112.00

Increase Revenue Account:

101.990.6010 General Fund Tax Levy 73,112.00

Sponsors: Jim Kaplan

I. Ordinances

ZOrd.002-13 Zoning Ordinance - ZOrd.002-13

AN ORDINANCE REZONING 718 GRAND AVENUE

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

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

Part 1:

That the property located at 718 Grand Avenue and more particularly described as follows:

“Said lands being in Racine County WI, City of Racine, in the northeast ¼ of the northwest ¼ of Section 16, Township 3 North, Range 23 east, more particularly described as follows: being the western 1/2 of block 48 of the School Section, Lots 4, 5, 6 plus part of Lot 3 beginning at the southwest corner of said Lot, then east 52.98 FT along the south line of said Lot, then Northwesterly to a point on the northerly line of said Lot, then 14.3 feet northeasterly to the northwest corner of said lot, then southwesterly along the northerly lot line of said lot, than 14.3 feet to the northwest corner of said Lot, then south along the west line of said Lot to the point of beginning, said lands containing 27,700 square feet +/- (0.64 acres).”

be rezoned from B-4 Central Business District to B-4 with a FD Flex Development Overlay District.

Part 2:

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

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Dennis Wisner

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.