



# 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 Aron Wisneski, 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*

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Tuesday, May 15, 2012

7:00 PM

Room 205, City Hall

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- 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

[12-7583](#)      **Subject:** Communication from the City Clerk submitting the bid received for printing the Common Council Proceedings and legal notices for the period of June 1, 2012 through May 31, 2013.

[12-7687](#)      **Subject:** Communication from the Assistant Commissioner of Public Works/City Engineer, on behalf of the Racine Harbor Commission and the Park, Recreation and Cultural Services Department, requesting authorization to apply for a State of Wisconsin DNR Waterways Commission Financial Assistance Grant for repaving of the 5th Street Boat Launch - Grant Control No. 2012-018.

[12-7701](#)      **Subject:** Communication from the Police Chief, requesting to accept additional funding of \$19,800 from the Wisconsin DOT for the 2012 Seat Belt Safety Grant, authorized under Resolution No. 11-2797 (Grant Control # 2011-034).

[12-7705](#)      **Subject:** Communication from the Finance Director requesting permission for Brad Viegut from Robert W. Baird & Co. to discuss

possible bond refunding opportunities and the City's 2012 capital borrowing.

**12-7706**        **Subject:** Communication from the Public Health Administrator requesting permission for the City of Racine Health Department to enter into an agreement with the State of Wisconsin Department of Natural Resources and accept up to \$8,410 for services rendered under the Wisconsin Beach Monitoring Program. There is no City match required. (Grant Control # 2012-019)

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

**12-7702**        **Subject:** Communication from Gerald's Smokehouse Cuisine to hold their 2nd Year Anniversary Block Party Car and Bike Show on Saturday, July 14, 2012, from 12:00 p.m. to 6:00 p.m.

(Also refer to the Board of Parks, Recreation and Cultural Services)

**12-7703**        **Subject:** Communication from Carla Senical, 715 Perry Avenue, requesting to remove the sidewalk in front of her home.

**12-7707**        **Subject:** Communication from Charlie Manning, Commodore, Racine Yacht Club, requesting permission to use the former Walker property to spread, dewater and temporarily store materials dredged from their slip basin.

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

**12-7644**        **Subject:** The following renewal application(s) for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2012-2013:

M. Smit N. Corp.                              918 West Boulevard  
(Tradename) Port of Call Liquors  
Chandresh Patel, Agent

Mitraj, Inc.                                      3711 Douglas Avenue  
(Tradename) Pantry Foods  
Radhhesyam Patel, Agent

Piggly Wiggly Midwest, LLC                      4011 Durand Avenue  
(Tradename) Piggly Wiggly Supermarket #9  
Joseph Ligocki, Agent

Timers of Racine, Inc.                              3800 Northwestern Avenue  
(Tradename) Timer's Beverage Center

Shawn D. Voss, Agent

Dandee Liquor Mart, Inc. 3700 Meachem Road  
(Tradename) Dandee Liquor Mart  
Vishnu Patel, Agent

Taylor Liquor Inc. 2813 Taylor Avenue  
(Tradename) Colonial Liquor  
Ilesh Patel, Agent

Vishal Corporation 3015 Rapids Drive  
(Tradename) VP Express  
Prabodh Gala, Agent

Siddi Vinayak, Inc. 2062 Lathrop Avenue  
(Tradename) Arbee's Liquor  
Jagdish Patel, Agent

Phesal E. Ckadan 1812 Sixteenth Street  
(Tradename) Twin's Food Mart

Jagdish Patel & Parit Patel 1401 Washington Avenue  
(Tradename) Liquor Depot  
Parit Patel, Agent

Dan's Liquor, Inc. 1856 Taylor Avenue  
(Tradename) Dan's Liquor & Video  
Jagdish R. Patel, Agent

Max's Family Supermarket 1201 S. Memorial Drive.  
(Tradename) Family Supermarket  
Sukjinder Singh, Agent

[12-7665](#)

**Subject:** The following renewal application(s) for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2012-2013:

Fides F.Wagner-Richardson 1102 Mound Avenue  
(Tradename) Blues & R/B

Thang D. Pham 3616 Northwestern Avenue  
(Tradename) River Run Restaurant

WHG Real Estate South, LLC 25221 S. Green Bay Road  
(Tradename) Applebee's  
Timothy Geniesse, Agent

Sam's Riverbank, LLC 3700 Northwestern Avenue  
(Tradename) Days Inn Riverside  
San Naimi, Agent

M Entertainment 240B Main Street  
(Tradename) Pink Magnolia  
Kristina Christensen, Agent  
**(PAID PUBLICATION FEE ONLY)**

Castle Lanes of Southeastern WI, Inc. 5615 Castle Court  
(Tradename) Castle Court  
Phillip G. Ontko, Agent

Mario Aranda Sr. 1244 Washington Avenue  
(Tradename) The Club

Dewey's Restaurant and Sports Bar, Inc. 600 Main Street  
(Tradename) Dewey's Restaurant and Sports Bar  
Dan R. Dumont, Agent  
**The current license has not been issued for this establishment**

BALDOLINO, LLC 3408 Douglas Avenue  
(Tradename) Baldo's Mexican Restaurant  
**CHANGE OF AGENT**  
**LETICIA BENITEZ, NEW AGENT**

Outbreak Billiards Inc. 1717 Douglas Avenue  
(Tradename) Outbreak Billiards  
Marko Stanosevic, Agent

Radojko Radicevic 2515 Douglas avenue  
(Tradename) Rudy's

Rosalie's LLC 1816 Sixteenth Street  
(Tradename) Dino's Restaurant

Mario Espinoza 3700 Durand Avenue  
(Tradename) Taqueria Nuevo Vallarta

LoneStar Steakhouse & Saloon of WI, Inc. 5880 Durand Avenue  
(Tradename) Lone Star  
Timothy Misicka, Agent

Alice Warren 963 Dr. M.L. King Jr. Drive  
(Tradename) Buck's Lounge

**(PAID PUBLICATION FEE ONLY)**[12-7666](#)

**Subject:** The following renewal application(s) for a Wholesale License for 2012-2013:

Timer's                      3800 Northwestern Avenue  
(Tradename) Timer's  
Shawn Voss, Agent

[12-7675](#)

**Subject:** The following renewal application(s) for a Class "A" Retail Fermented Malt Beverage License for 2012-2013:

Lee's Deli, Inc.                      2615 Washington Avenue  
(Tradename) Lee's Deli  
John P. Henes, Agent

Speedway LLC                      4620 Washington Avenue  
(Tradename) Speedway  
Timothy Justus, Agent

Sunny, Inc.                      1511 W. Sixth Street  
(Tradename) Neighborhood Pantry  
Pargat Singh, Agent

Christianos, Inc.                      2054 Kearney Avenue  
(Tradename) Christiano's Supermarket  
**CHANGE OF AGENT**  
**DIXIT PATEL, NEW AGENT**

Max Supermarket, LLC                      1200 Villa Street  
(Tradename) Matranga's Shoprite  
Rajinder Kaur, Agent

Max's Magic Supermarket, LLC                      1007 Washington Avenue  
(Tradename) Max Magic Supermarket  
Sukwinder Singh, Agent

[12-7688](#)

**Subject:** Communication from the City Attorney submitting Ordinance No. 1-12 regarding Fireworks for consideration

[12-7690](#)

**Subject:** The following renewal application(s) for a Class "B" Retail Fermented Malt Beverage License for 2012-2013:

CEC Entertainment, Inc. 5612 Durand Avenue  
(Tradename) Chuck E. Cheese's  
Paula Zastrow, Agent

Racine Raiders Football Club, Inc. 1648 N. Memorial Drive  
(Tradename) Horlick Concessions  
**CHANGE OF AGENT**  
**MATTHEW NELSON, NEW AGENT**

[12-7708](#)

**Subject: (New)** Application of KC & EC Enterprises, LLC, Kristina Christensen, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 240 B Main Street. (1st District) - Establishment is currently licensed, this is new owner.

[12-7709](#)

**Subject:** Communication from Ayra's Cigars, 2A Christopher Columbus Causeway, Akil Ajment. agent, submitting a petition to exceed the Class A quota limit.

## F. Committee Reports

### Finance and Personnel Committee Report, by Ald. Shakoor

[12-7535](#)

**Subject:** Communication from Event Co-Chair of Relay for Life of Racine requesting to use the parking lot located near Wisconsin Street and Walton Avenue as well as to waive the fee for the Relay for Life of Racine event being held at the Racine Zoo on June 8, 2012 and June 9, 2012.

**Recommendation of the Finance & Personnel Committee on 4-9-12:** Receive and file.

**Recommendation of the Board of Parks, Recreation and Cultural Services on 4-18-12:** To approve the usage of the parking lot located near Wisconsin Street and Walton Avenue with a \$300.00 fee.

**Recommendation of the Finance & Personnel Committee on 5-7-12:** That Municipal Ordinances be waived to allow Relay for Life participants to park overnight in the City owned parking lot at Wisconsin Street and Walton Avenue on June 8 and 9, 2012 at no cost. Further recommend that the Police Department be notified of this action and that they suspend the issuance of citations in this lot on these nights.

**Fiscal Note:** This Parks Department parking lot has never had fees associated with it at any time. As such, there is no fee to waive and no revenue will be lost by the City.

[12-7536](#)

**Subject:** Communication from Nona Dahlbe, member of Racine Relay for Life Committee, requesting North Beach Park closure signs be removed the night of June 8, 2012, to allow Relay for Life participants to use the North Beach parking lot over night. (Res. No. 12-3119)

**Recommendation of the Board of Parks, Recreation and Cultural Services on 4-18-12:** To approve the usage of the North Beach parking lot from 10:00 p.m. June 8, 2012 until 10:00 a.m. on June 9, 2012 with \$150 fee.

**Fiscal Note:** To charge a usage fee of \$150.00.

**Recommendation of the Finance & Personnel Committee on 5-7-12:** To approve the usage of the North Beach parking lot from 10:00 p.m. June 8, 2012 until 6:00 a.m. on June 9, 2012 with \$150 fee.

**Fiscal Note:** The \$150 fee is in conformity with the Parks Department fee schedule and past practice.

[12-7587](#)

**Subject:** Communication from the Public Health Administrator requesting permission to accept additional funding of \$16,478 from the Wisconsin Division of Public Health, Department of Health Services for the Women, Infants and Children (WIC) Program. \$14,180 is allocated for the continued employment of a Breastfeeding Peer Counselor, and \$2,298 is allocated for the WIC Farmers' Market Nutrition Program. (Grant Control #2010-046) (Res. 12-3125)

**Recommendation of the Finance & Personnel Committee on 5-7-12:** Permission be granted for the Public Health Administrator to accept additional funding of \$16,478 from the Wisconsin Division of Public Health, Department of Health Services for the Women, Infants and Children (WIC) Program. (Grant Control #2010-046)

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

[12-7591](#)

**Subject:** Communication from the Public Health Administrator requesting permission for the City of Racine Health Department Laboratory to enter into a Contract Agreement with Michigan State University to develop an electronic qPCR training manual. The City will be paid \$10,000 for services, and an additional \$1,000 for expenses incurred. The project commences with the signing of all involved parties, and concludes on 12/31/2012. Payment will be received at the completion of the project. (Res. 12-3126)

**Recommendation of the Finance & Personnel Committee on 5-7-12:** Permission be granted for the City of Racine Health Department Laboratory to enter into a Contract Agreement with Michigan State

University to develop and electronic qPCR training manual.

**Fiscal Note:** The City will be paid \$10,000 for services, and an additional \$1,000 for expenses incurred.

12-7592

**Subject:** Communication from the Public Health Administrator requesting permission to enter into agreements to provide Level I Health Services to the Villages of Elmwood Park and Wind Point. The amount to be received is \$4,243; \$1,550 paid by Elmwood Park, and \$2,693 paid by Wind Point. (Res. 12-3127)

**Recommendation of the Finance & Personnel Committee on 5-7-12:** That the Mayor and City Clerk be authorized and directed to enter into agreements with the Villages of Elmwood Park and Wind Point to provide specific Level I Health Services.

**Fiscal Note:** The proposed cost to Elmwood Park will be \$1,550 and the proposed cost to Wind Point will be \$2,693.

12-7608

**Subject:** Communication from the Fire Chief requesting the Mayor and City Clerk be authorized to sign the Wisconsin Emergency Management/State Regional Hazardous Materials Response Team contract for the period of July 1, 2012 through June 30, 2013. (Res. 12-3123)

**Recommendation of the Finance & Personnel Committee on 5-7-12:** That the Mayor and City Clerk be authorized and directed to sign the Wisconsin Emergency Management/State Regional Hazardous Materials Response Team contract for the period of July 1, 2012 through June 30, 2013.

**Fiscal Note:** The City will receive \$107,504 for the services rendered and there is no local levy dollars needed to support the team.

12-7631

**Subject:** Communication from the City Attorney requesting to carry forward unused funds from the 2011 budget in account 101-990-5910, Judgment & Claims. (Res. 12-3122)

**Recommendation of the Finance & Personnel Committee on 5-7-12:** That the remaining 2011 balance of \$118,196.88 in account 101.990.5910, Judgments and claims, be carried forward from 2011 to 2012.

**Fiscal Note:** There are sufficient funds available to be carried forward.

12-7639

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



Daisy Canady for consideration.

**Recommendation of the Finance & Personnel Committee on 5-7-12:**

That the Claim of Daisy Canady, 1709 Winslow St., Racine 53404, claiming reimbursement in the amount of \$210.20 for car expenses allegedly arising from a tree branch falling onto her car while it was parked in the street in front of her residence be denied.

**Fiscal Note:** N/A

[12-7640](#)

**Subject:** Communication from the Public Health Administrator requesting permission for the Mayor and City Clerk to sign a contract with the State of Wisconsin Department of Health Services (DHS) to continue to act as an agent of the DHS under Subchapters 254.47 and 254.69 of the Wisconsin State statutes and Chapter HFS 192 of the Wisconsin Administrative Code. (Res. 12-3128)

**Recommendation of the Finance & Personnel Committee on 5-7-12:**

That the Mayor and City Clerk be authorized and directed to sign a contract with the Wisconsin Department of Health Services (DHS) authorizing the City of Racine Health Department to continue to act as an Agent of the Wisconsin DHS.

**Fiscal Note:** N/A

[12-7641](#)

**Subject:** Communication from the Public Health Administrator requesting permission for the Mayor and City Clerk to sign a contract with the State of Wisconsin Department of Agriculture, Trade, and Consumer Protection (DATCP) to continue to act as an agent of the DATCP under Section 97.41 of the Wisconsin State statutes. This allows the City to continue administering a retail food establishment licensing and inspection program. (Res. 12-3129)

**Recommendation of the Finance & Personnel Committee on 5-7-12:**

That the Mayor and City Clerk be authorized and directed to sign a contract with the State of Wisconsin Department of Agriculture, Trade, and Consumer Protection (DATCP) to continue to act as an agent of the DATCP under Section 97.41 of the Wisconsin State Statutes.

**Fiscal Note:** N/A

[12-7642](#)

**Subject:** Communication from the Public Health Administrator requesting the City of Racine Health Department enter into an agreement with the City of Kenosha Stormwater Utility and accept up to \$179,510 for services rendered under the Fund for Lake Michigan Grant. (Grant Control # 2012-015) (Res. 12-3130)

**Recommendation of the Finance & Personnel Committee on 5-7-12:**

Permission be granted for the City of Racine Health Department to enter into an agreement with the City of Kenosha Stormwater Utility and accept up to \$179,510 for services rendered under the Fund for Lake Michigan Grant. (Grant Control #2012-015)

**Fiscal Note:** The City will be paid \$179,510 for services rendered. There is no City match required.

**12-7652**

**Subject:** Communication from the Grants Facilitator requesting permission to apply for the Byrne Criminal Justice Innovation Program 2012 through the U.S. Department of Justice. (Grant Control #2012-016) (Res. 12-3131)

**Recommendation of the Finance & Personnel Committee on 5-7-12:**

Permission be granted for the Grants Facilitator to apply for the Byrne Criminal Justice Innovation Program 2012 through the U.S. Department of Justice (Grant Control #2012-016)

**Fiscal Note:** Applying for the Planning and Implementation category which is up to \$1 million for a 36-month period, including the planning period. There is no City match required.

**12-7658**

**Subject:** Communication from the Chief of Police, requesting to apply for the 2012 Wisconsin Department of Transportation Safe Routes to School Grant. (Grant control # 2012-017) (Res. 12-3124)

**Recommendation of the Finance & Personnel Committee on 5-7-12:**

Permission be granted for the Chief of Police to apply for the 2012 Wisconsin Department of Transportation Safe Routes to School Grant. (Grant Control #2012-017)

**Fiscal Note:** The grant is for \$429,100 over a three year period with no City match required.

**Public Works and Services Committee Report, by Ald. Weidner****12-7589**

**Subject:** (Direct Referral) Communication from the Commissioner of Public Works submitting a request for final payment on Contract 26-11 (K1-026), Professional Services - Solid Waste Female Locker Room, Architectural Associates, Ltd., consultant. (Res. 12-3147)

**Recommendation of the Public Works and Services Committee on 4-24-12:** Defer

**Recommendation of the Public Works and Services Committee on**

**5-8-12:** That the professional services provided by Architectural Associates, Ltd., under Contract 26-11 (K1-026), Professional Services - Solid Waste Garage-Female Locker Room, be accepted and final payment authorized for a total contract amount of \$10,700.00.

**Fiscal Note:** Contract was authorized under Resolution No. 11-2396, dated February 1, 2011.

**12-7609**

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 7 to Contract 1-11 (K1-001), City Hall Renovations, Phase III, Seater Construction Co., Inc., contractor. (Res. 12-3145)

**Recommendation of the Public Works and Services Committee on**

**4-24-12:** Defer

**Recommendation of the Public Works and Services Committee on**

**5-8-12:** That Change Order No. 7 on Contract 1-11 (K1-001), City Hall Renovations, Phase III, Seater Construction Co. Inc., contractor, as submitted, be approved in the amount of \$6,357.00.

**Fiscal Note:** Funding to defray the cost of this change order be appropriated from Account 990.100.5010, City Hall Facility Plan Implementation.

**12-7610**

**Subject:** (Direct Referral) Communication from the Commissioner of Public Works submitting a request for final payment on Contract 1-11 (K1-001), City Hall Renovations, Phase III, Seater Construction Co., Inc., contractor. (Res. 12-3146)

**Recommendation of the Public Works and Services Committee on**

**4-24-12:** Defer

**Recommendation of the Public Works and Services Committee on**

**5-8-12:** That the work done by Seater Construction Co, Inc. under Contract 1-11 (K1-001), City Hall Renovations, Phase III, be accepted and final payment authorized for a total contract amount of \$727,740.38.

**Fiscal Note:** Contract was authorized under Resolution No. 11-2411, dated February 16, 2011.

**12-7626**

**Subject:** Communication from the Public Health Administrator requesting permission to allow a farmer's market to be held in the parking lot directly behind City Hall. (Res. 12-3138)

**Recommendation of the Public Works and Services Committee on 5-8-12:** That a Farmer's Market be allowed to be held by City Hall, on Mondays from 10:00 a.m. to 4:00 p.m., as needed, through December 31, 2012 with the following stipulations:

- A. Vendors shall be allowed to occupy a maximum of 2 public parking spaces in the City Hall parking lot.
- B. A Hold Harmless Agreement be executed.
- C. That vendors only be allowed to sell fruits and vegetables.
- D. That vendors acquire all necessary licenses required by Municipal Code and compliance be verified by the Health Department.

**Fiscal Note:** N/A

[12-7635](#)

**Subject:** Communication from David Popoff requesting permission to close the 300 block of Hamilton Street on June 24, 2012 for the 6th Annual Eagle's Club/George's Tavern Classic Car Show. (Res. 12-3133)

**Recommendation of the Public Works and Services Committee on 5-8-12:** That George's Tavern be granted permission to close Hamilton Street from Main Street to Chatham Street and Chatham Street from Hamilton Street to Dodge Street on Sunday, June 24, 2012, from 12:00 p.m. to 7:00 p.m., in conjunction with the 7th Annual Eagle's Club/George's Tavern Classic Car Show to benefit the Eagle's Charity - Lew Reed Spinal Injury Cord Fund, with the following stipulations:

- A. A hold harmless agreement be executed and a \$62.50 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. No alcoholic beverages will be sold and/or dispensed within the street right-of-way; and
- F. The sponsor shall pay a \$300.00 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.

[12-7636](#)

**Subject:** Communication from the Assistant Commissioner of Public Works/City Engineer submitting Amendment No. 6 on Contract 38-07 (K7-044) - Stormwater Utility Professional Services, AECOM, consultant.

(Res. 12-3143)

**Recommendation of the Public Works and Services Committee on 5-8-12:** That Amendment No. 6 to Contract 38-07 (K7-044), Stormwater Utility Professional Services, AECOM Technical Services, Inc., consultant, as submitted, be approved in the not-to-exceed amount of \$25,000.00.

**Fiscal Note:** Funding to defray the cost of these professional services be appropriated from Account 104.000.5610, Professional Services.

[12-7643](#)

**Subject:** Communication from the Assistant Commissioner of Public Works/City Engineer, on behalf of Dorothy Makys (1103 N. Osborne) requesting to remove sidewalks at 1103 N. Osborne. (Res. 12-3136)

**Recommendation of the Public Works and Services Committee on 5-8-12:** The property owner of 1103 N. Osborne Boulevard be granted permission to remove the sidewalk abutting their property in accordance with the City's policy regarding sidewalks and their removal.

**Fiscal Note:** The cost of removing the sidewalk will be borne by the property owner.

[12-7646](#)

**Subject:** (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 12-12 (K2-013), CDBG Paving. (Res. 12-3139)

**Recommendation of the Public Works and Services Committee on 5-8-12:** That Contract 12-12 (K2-013), CDBG Paving, be awarded to Payne & Dolan, Inc., Kenosha, WI, at their bid price of \$1,046,134.20, they being the lowest responsible bidder.

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

\$ 223,000.00 - Account 992.908.5220, Asphalt Resurfacing  
\$ 18,762.13 - Account 890.030.5540, CDBG Asphalt Resurfacing  
\$ 466,513.00 - Account 892.030.5540, Asphalt Resurfacing CDBG  
\$ 228,000.00 - Account 892.030.5520, Pavement Replacement CDBG  
\$ 65,859.07 - Account 104.992.5420, Storm Sewer, Misc. Loc.  
\$ 44,000.00 - Account 287.992.5310, Sanitary Sewer, Var. Loc.  
\$ 1,046,134.20 - Total

[12-7647](#)

**Subject:** (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 30-12 (K2-032), Memorial Hall Stage Renovations. (Res. 12-3140)

**Recommendation of the Public Works and Services Committee on 5-8-12:** That Contract 30-12 (K2-032), Memorial Hall-Stage Renovation, be awarded to Camosy Construction, Kenosha, WI, at their bid price of \$216,000.00 plus Alternate Bids 1 thru 4 totaling \$19,200.00, for a total contract amount of \$235,200.00, they being the lowest responsible bidder.

**Fiscal Note:** Funding to defray the cost of this public works project be appropriated from Account 108.991.5510, Memorial Hall-Stage Upgrades.

[12-7648](#)

**Subject:** (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 33-12 (K2-038), Safety Building Parking Area Repairs. (Res. 12-3141)

**Recommendation of the Public Works and Services Committee on 5-8-12:** That Contract 33-12 (K2-038), Safety Building-Parking Area Repairs, be awarded to Allied Waterproofing, Inc., Lyons, IL, at their bid price of \$49,060.00, they being the only responsible bidder.

**Fiscal Note:** Funding to defray the cost of this public works project be appropriated from Account 992.210.5010, Safety Building-Structural Leak Repairs.

[12-7649](#)

**Subject:** (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 34-12 (K2-039), Window Replacement-Fire Station No. 5. (Res. 12-3142)

**Recommendation of the Public Works and Services Committee on 5-8-12:** That Contract 34-12 (K2-039), Window Replacement-Fire Station No. 5, be awarded to Lueck's Home Improvement, Inc., Oshkosh, WI, at their bid price of \$38,520.00, they being the lowest responsible bidder.

**Fiscal Note:** Funding to defray the cost of this public works project be appropriated from Account 992.300.5110, Fire Station 5 Windows.

[12-7657](#)

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting a Professional Services Agreement from AECOM for the Lincoln Park Streambank Stabilization Project. (Res. 12-3144)

**Recommendation of the Public Works and Services Committee on 5-8-12:** That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with AECOM Technical Services, Inc. for the Lincoln Park Streambank Stabilization Project, in the not-to-exceed amount of \$31,400.00.

**Fiscal Note:** Funds to defray the cost of these professional services be appropriated from Account 104.992.5470, Lincoln Park Streambank.

[12-7659](#)

**Subject:** (Direct Referral) Communication from the Commissioner of Public Works submitting a request for final payment on Contract 52-11 (K2-057), Generator Replacement-Annex Radio Tower, Pieper Electric, Inc., contractor. (Res. 12-3148)

**Recommendation of the Public Works and Services Committee on 5-8-12:** That the work done by Pieper Electric, Inc. under Contract 52-11 (K1-057), Generator Replacement-Annex Radio Tower, be accepted and final payment authorized for a total contract amount of \$67,336.00.

**Fiscal Note:** Contract was authorized under Resolution No. 11-2781, dated October 18, 2011.

[12-7660](#)

**Subject:** (Direct Referral) Communication from Atonement Lutheran Church requesting to vacate the east/west alley from Quincy Avenue to Deane Boulevard. (Res. 12-3137)

**Recommendation of the Public Works and Services Committee on 5-8-12:** Since public interest requires it, that the following parcel of land, more particularly described as follows, be and hereby is vacated and discontinued:

The east-west alley bounded by Wright Avenue and Fifteenth Street; Quincy Avenue and Deane Boulevard.

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

**Fiscal Note:** N/A

[12-7661](#)

**Subject:** Communication from the Alderman of the 15th district on behalf of the residents at 1000, 1014, 1018, 1024, 1026 Three Mile Road requesting that the Three Mile Road construction project be amended to exclude sidewalk in front of their residences.

**Recommendation of the Public Works and Services Committee on 5-8-12:** That the communication be received and filed.

**Fiscal Note:** N/A

[12-7662](#)

**Subject:** Communication from The Rhino Bar requesting to close High Street between Main Street and Chatham Street for a fundraiser on

June 9, 2012. (Res. 12-3134)

**Recommendation of the Public Works and Services Committee on 5-8-12:** That the Rhino Bar be granted permission to close High Street from Main Street to Chatham Street on Saturday, June 9, 2012, from 12:00 p.m. to 9:00 p.m., in conjunction with a fundraising event, with the following stipulations:

- A. A hold harmless agreement be executed and a \$62.50 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. No alcoholic beverages will be sold and/or dispensed within the street right-of-way; and
- F. 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.

[12-7672](#)

**Subject:** Resolution 12-3120, dated May 1, 2012, being a final resolution relating to street improvements on:

**PORTLAND CEMENT CONCRETE PAVING**

- Belmont Avenue** - Eisenhower Drive to Spring Street
- Alley** - Lindermann Ave to Kinzie Ave; Blaine Ave to Hayes Ave
- Alley** - Fifteenth St to Wright Ave; Deane Blvd to Quincy Ave (N-S)
- Alley** - Fifteenth St to Wright Ave; Deane Blvd to Quincy Ave (E-W)
- Alley** - Sixteenth St to Fifteenth St; Deane Blvd to Quincy Ave
- Alley** - Sixteenth St to Fifteenth St; West Blvd to Deane Blvd
- Alley** - Railroad R.O.W. to Seventeenth St; West Blvd to Deane Blvd
- Alley** - Nineteenth St to Eighteenth St; Grange Ave to Flett Ave

**Recommendation of the Public Works and Services Committee on 5-8-12:** That Resolution No. 12-3120, of May 1, 2012, be amended to delete:



PORTLAND CEMENT CONCRETE PAVING

**Belmont Avenue** - Eisenhower Drive to Spring Street

**Alley** - Fifteenth St to Wright Ave; Deane Blvd to Quincy Ave (E-W)

**Alley** - Sixteenth St to Fifteenth St; Deane Blvd to Quincy Ave

**Alley** - Sixteenth St to Fifteenth St; West Blvd to Deane Blvd

**Alley** - Railroad R.O.W. to Seventeenth St; West Blvd to Deane Blvd

and, as amended , Resolution No. 12-3120, of May 1, 2011, be adopted.

**Fiscal Note:** Funds will be appropriated in the 2013 C.I.P. for these street improvements, and special assessments will be paid by the abutting property owners for the street improvements.

12-7679

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer, on behalf of St. Joseph's Grade School, requesting to close St. Patrick Street between Erie Street and N. Wisconsin Street, on May 18, 2012 for a school event. (Res. 12-3135)

**Recommendation of the Public Works and Services Committee on 5-8-12:** That St. Joseph's Grade School be granted permission to close St. Patrick Street, from Erie Street to N. Wisconsin Street, on Friday, May 18, 2012, for a Summer Olympics event.

Further recommends that permission be granted with the following stipulations:

- A. A hold harmless agreement be executed and a \$62.50 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 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.

**Public Safety and Licensing Committee Report, by Ald. Holding**12-7595

**Subject:** (New) Application of 3 Mile Station, LLC, Sharif Malik, Agent

for a Class "A" Fermented Malt Beverage License for 600 Three Mile Road (15th District)

**Recommendation of the Public Safety and Licensing Committee on 05-7-12:** That the Class "A" Fermented Malt Beverage License for 600 Three Mile Road be approved pending all inspections.

[12-7651](#)

**Subject:** (Direct Referral) Sale of Abandoned Vehicles 4-23-2012

**Recommendation of the Public Safety and Licensing Committee on 05-7-12:** That the item be received and filed.

**Fiscal Note:** This will generate \$23,655.02 in Revenue.

[12-7664](#)

**Subject: (Direct Referral)** Communication from Nicole Woods, representing the Rhino Bar LLC, 1659 N. Main Street to amend Premise Description to include smoking area behind the building and the backyard.

**Recommendation of the Public Safety and Licensing Committee on 05-7-12:** That the premise description be amended pending all inspection requirements.

Fiscal Note: N/A

### City Plan Commission Report, by Ald.Wiser

[12-7638](#)

**Subject:** Communication from Monte Osterman - Chair of the Root River Council - transmitting the document titled "Root Works - Revitalizing Racine's Urban River Corridor Plan", and seeking adoption of the document by the Common Council.

**Recommendation of the City Plan Commission on 5-9-12:** That an ordinance be prepared and a public hearing scheduled.

Fiscal Note: N/A

[12-7682](#)

**Subject:** (Direct Referral) Request by the Redevelopment Authority of Racine seeking approval of a Certified Survey Map for the consolidation of properties generally described as 1130 Washington Avenue. (PC-12) (Res. 12-3149)

**Recommendation of the City Plan Commission on 5-9-12:** That the item be approved subject to conditions.

**Fiscal Note:** N/A

[12-7683](#)

**Subject:** (Direct Referral) Request by Kelly Schmitz, representing United States Cellular, seeking a conditional use permit for the installation of a wireless communication facility at 5700 Durand Avenue. (PC-12) (Res. 12-3150)

**Recommendation of the City Plan Commission on 5-9-12:** That the item be approved subject to conditions.

**Fiscal Note:** N/A

[12-7685](#)

**Subject:** (Direct Referral) Request by Primitivo Reynoso, representing Tivo's Roofing, Gutters and Siding, seeking conditional use permit to operate a contractor's storage facility at 2220 Northwestern Avenue. (PC-12) (Res. 12-3151)

**Recommendation of the City Plan Commission on 5-9-12:** That the item be approved subject to conditions.

**Fiscal Note:** N/A

#### **Office of the Mayor Report, by Ald. Kaplan**

[12-7686](#)

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

Appoint Jhon Freddy Correa 1909 Summit Av. Racine, 53404 to the Affirmative Action Human Rights Commission for a 3 year term, expiring May 1, 2015

Appoint Kiana Johnson 1722 Center St. Racine, 53403 to the Board of Parks, Recreation and Culultural Services to a 1 year term, expiring April 1, 2013

Reappoint David Brown 730 Washington Ave Racine, 53403 to the Elderly Housing Authority for a 2 year term, expiring June 1, 2014

Reappoint Vilas Lund 1250 Arthur Ave Racine, 53405 to the Elderly Housing Authority for a 5 year term, expiring June 1, 2017

Reappoint Alderman Q.A. Shakoor II 1516 West 6th St Racine, 53404 to the Racine Economic Development Committee for a 1 year term, expiring June 1, 2013

Reappoint Michael Fox 427 Jonathon Dr Racine, 53402 to the Board of Harbor Commissioners for a 3 year term, expiring June 1, 2015

Reappoint Tony Hermann 3430 Michigan Blvd. Racine, 53402 to the Board of Harbor Commissioners for a 3 year term, expiring June 1, 2015

Reappoint Doug Miller 2319 Green St. Racine, 53402 to the Library Board for a 3 year term, expiring June 1, 2015

Reappoint Alderman Dennis Wisner 2517 Pinehurst Ave Racine, 53403 to the Library Board for a 1 year term, expiring June 1, 2013

Appoint Anna LeGath 1423 Hickory Way Racine, 53405 to the Civic Centre Commission to fill the current vacancy, expiring May 1, 2014

### **Board of Parks, Recreation, and Cultural Services Report, by Ald. McCarthy**

**12-7567**

**Subject:** Communication from the President of Nielsen Madsen & Barber S.C. requesting to extend the storm water easement in Pierce Woods Park to the Fischer-Precise site due to the reconstruction of their back parking lot. (Res. 12-3152)

**Recommendation of the Board of Parks, Recreation & Cultural Services 5-9-12:** To approve the communication from the President of Nielsen Madsen & Barber S.C. requesting to extend the storm water easement in Pierce Woods Park to the Fischer-Precise site due to the reconstruction of their back parking lot.

**Fiscal Note:** N/A

### **G. Consent Agenda**

**Res.12-3119** Relay for Life

Resolved, that the usage of the North Beach parking lot from 10:00 p.m. June 8, 2012 until 10:00 a.m. on June 9, 2012 with \$150 fee is approved.

**Fiscal Note:** The \$150 fee is in conformity with the Parks Department

fee schedule and past practice

**Sponsors:** Terry McCarthy

**Res.12-3121** Relay for Life of Racine

Resolved, that Municipal Ordinances be waived to allow Relay for Life participants to park overnight in the City owned parking lot at Wisconsin Street and Walton Avenue on June 8 and 9, 2012 at no cost.

Further resolved, that the Police Department be notified of this action and that they suspend the issuance of citations in this lot on these nights.

**Fiscal Note:** This Parks Department parking lot has never had fees associated with it at any time. As such, there is no fee to waive and no revenue will be lost by the City.

**Sponsors:** Terry McCarthy

**Res.12-3122** 2011 budget in account 101-990-5910, Judgment & Claims

Resolved, that the remaining 2011 balance of \$118,196.88 in account 101.990.5910, Judgments and claims, be carried forward from 2011 to 2012.

**Fiscal Note:** There are sufficient funds available to be carried forward.

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

**Res.12-3123** Regional Hazardous Materials Response Team contract

Resolved, that the Mayor and City Clerk are authorized and directed to sign the Wisconsin Emergency Management/State Regional Hazardous Materials Response Team contract for the period of July 1, 2012 through June 30, 2013.

**Fiscal Note:** The City will receive \$107,504 for the services rendered and there is no local levy dollars needed to support the team.

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

**Res.12-3124** Safe Routes to School Grant

Resolved, that permission is granted for the Chief of Police to apply for the 2012 Wisconsin Department of Transportation Safe Routes to School Grant. (Grant Control #2012-017)

**Fiscal Note:** The grant is for \$429,100 with no City match required.

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

**Res.12-3125** Additional funding for WIC Program

Resolved, that permission is granted for the Public Health Administrator to accept additional funding of \$16,478 from the Wisconsin Division of Public Health, Department of Health Services for the Women, Infants and Children (WIC) Program. (Grant Control #2010-046)

Fiscal Note: There is no match required by the City.

Sponsors: Q.A. Shakoor, II

**Res.12-3126** Contract for electronic qPCR training manual.

Resolved, that permission is granted for the City of Racine Health Department Laboratory to enter into a Contract Agreement with Michigan State University to develop an electronic qPCR training manual.

Fiscal Note: The City will be paid \$10,000 for services, and an additional \$1,000 for expenses incurred.

Sponsors: Q.A. Shakoor, II

**Res.12-3127** Level I Health Services

Resolved, that the Mayor and City Clerk are authorized and directed to enter into agreements with the Villages of Elmwood Park and Wind Point to provide specific Level I Health Services.

Fiscal Note: The proposed cost to Elmwood Park will be \$1,550 and the proposed cost to Wind Point will be \$2,693.

Sponsors: Q.A. Shakoor, II

**Res.12-3128** State of Wisconsin Department of Health Services (DHS)

Resolved, that the Mayor and City Clerk be authorized and directed to sign a contract with the Wisconsin Department of Health Services (DHS) authorizing the City of Racine Health Department to continue to act as an Agent of the Wisconsin DHS.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor, II

**Res.12-3129** State of Wisconsin Department of Agriculture, Trade, and Consumer Protection

Resolved, that the Mayor and City Clerk are authorized and directed to sign a contract with the State of Wisconsin Department of Agriculture,

Trade, and Consumer Protection (DATCP) to continue to act as an agent of the DATCP under Section 97.41 of the Wisconsin State Statutes.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor, II

**Res.12-3130** Fund for Lake Michigan Grant

Resolved, that permission is granted for the City of Racine Health Department to enter into an agreement with the City of Kenosha Stormwater Utility and accept up to \$179,510 for services rendered under the Fund for Lake Michigan Grant. (Grant Control #2012-015)

Fiscal Note: The City will be paid \$179,510 for services rendered. There is no City match required.

Sponsors: Q.A. Shakoor, II

**Res.12-3131** Byrne Criminal Justice Innovation Program

Resolved, that permission is granted for the Grants Facilitator to apply for the Byrne Criminal Justice Innovation Program 2012 through the U.S. Department of Justice (Grant Control #2012-016)

Fiscal Note: Applying for the Planning and Implementation category which is up to \$1 million for a 36-month period, including the planning period. There is no City match required.

Sponsors: Q.A. Shakoor, II

**Res.12-3133** Classic Car Show

Resolved, that George's Tavern is granted permission to close Hamilton Street from Main Street to Chatham Street and Chatham Street from Hamilton Street to Dodge Street on Sunday, June 24, 2012, from 12:00 p.m. to 7:00 p.m., in conjunction with the 7th Annual Eagle's Club/George's Tavern Classic Car Show to benefit the Eagle's Charity - Lew Reed Spinal Injury Cord Fund, with the following stipulations:

- A. A hold harmless agreement be executed and a \$62.50 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. No alcoholic beverages will be sold and/or dispensed within the street

right-of-way; and

F. The sponsor shall pay a \$300.00 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.12-3134** The Rhino Bar

Resolved, that the Rhino Bar is granted permission to close High Street from Main Street to Chatham Street on Saturday, June 9, 2012, from 12:00 p.m. to 9:00 p.m., in conjunction with a fundraising event, with the following stipulations:

A. A hold harmless agreement be executed and a \$62.50 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. No alcoholic beverages will be sold and/or dispensed within the street right-of-way; and

F. 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.12-3135** St. Joseph's Grade School

Resolved, that St. Joseph's Grade School is granted permission to close St. Patrick Street, from Erie Street to N. Wisconsin Street, on Friday, May 18, 2012, for a Summer Olympics event.

Further resolved, that permission is granted with the following stipulations:



- A. A hold harmless agreement be executed and a \$62.50 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 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.12-3136** 1103 N. Osborne

Resolved, that the property owner of 1103 N. Osborne Boulevard is granted permission to remove the sidewalk abutting their property in accordance with the City's policy regarding sidewalks and their removal.

Fiscal Note: The cost of removing the sidewalk will be borne by the property owner.

Sponsors: Sandy Weidner

**Res.12-3137** Quincy Avenue to Deane Boulevard

Resolved, that since public interest requires it, that the following parcel of land, more particularly described as follows, be and hereby is vacated and discontinued:

The east-west alley bounded by Wright Avenue and Fifteenth Street; Quincy Avenue and Deane Boulevard.

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

Fiscal Note: N/A

Sponsors: Sandy Weidner

**Res.12-3138** Farmer's market

Resolved, that a Farmer's Market be allowed to be held by City Hall, on Mondays from 10:00 a.m. to 4:00 p.m., as needed, through December 31, 2012 with the following stipulations:

- A. Vendors shall be allowed to occupy a maximum of 2 public parking spaces in the City Hall parking lot.
- B. A Hold Harmless Agreement be executed.
- C. That vendors only be allowed to sell fruits and vegetables.
- D. That vendors acquire all necessary licenses required by Municipal Code and compliance be verified by the Health

Fiscal Note: N/A

Sponsors: Sandy Weidner

**Res.12-3139** Contract 12-12 (K2-013)

Resolved, that Contract 12-12 (K2-013), CDBG Paving, is awarded to Payne & Dolan, Inc., Kenosha, WI, at their bid price of \$1,046,134.20, they being the lowest responsible bidder.

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

\$ 223,000.00 - Account 992.908.5220, Asphalt Resurfacing  
\$ 18,762.13 - Account 890.030.5540, CDBG Asphalt Resurfacing  
\$ 466,513.00 - Account 892.030.5540, Asphalt Resurfacing CDBG  
\$ 228,000.00 - Account 892.030.5520, Pavement Replacement CDBG  
\$ 65,859.07 - Account 104.992.5420, Storm Sewer, Misc. Loc.  
\$ 44,000.00 - Account 287.992.5310, Sanitary Sewer, Var. Loc.  
\$ 1,046,134.20 - Total

Sponsors: Sandy Weidner

**Res.12-3140** Contract 30-12 (K2-032)

Resolved, that Contract 30-12 (K2-032), Memorial Hall-Stage Renovation, is awarded to Camosy Construction, Kenosha, WI, at their bid price of \$216,000.00 plus Alternate Bids 1 thru 4 totaling \$19,200.00, for a total contract amount of \$235,200.00, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 108.991.5510, Memorial Hall-Stage Upgrades.

Sponsors: Sandy Weidner

**Res.12-3141** Contract 33-12 (K2-038)

Resolved, that Contract 33-12 (K2-038), Safety Building-Parking Area Repairs, is awarded to Allied Waterproofing, Inc., Lyons, IL, at their bid

price of \$49,060.00, they being the only responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 992.210.5010, Safety Building-Structural Leak Repairs.

Sponsors: Sandy Weidner

**Res.12-3142** Contract 34-12 (K2-039)

Resolved, that Contract 34-12 (K2-039), Window Replacement-Fire Station No. 5, is awarded to Lueck's Home Improvement, Inc., Oshkosh, WI, at their bid price of \$38,520.00, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 992.300.5110, Fire Station 5 Windows.

Sponsors: Sandy Weidner

**Res.12-3143** Amendment No. 6 on Contract 38-07 (K7-044)

Resolved, that Amendment No. 6 to Contract 38-07 (K7-044), Stormwater Utility Professional Services, AECOM Technical Services, Inc., consultant, as submitted, is approved in the not-to-exceed amount of \$25,000.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 104.000.5610, Professional Services

Sponsors: Sandy Weidner

**Res.12-3144** Lincoln Park Streambank Stabilization Project

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with AECOM Technical Services, Inc. for the Lincoln Park Streambank Stabilization Project, in the not-to-exceed amount of \$31,400.00.

Fiscal Note: Funds to defray the cost of these professional services be appropriated from Account 104.992.5470, Lincoln Park Streambank

Sponsors: Sandy Weidner

**Res.12-3145** Change Order No. 7 to Contract 1-11 (K1-001)

Recommendation of the Public Works and Services Committee on 4-24-12: Defer

Resolved, that Change Order No. 7 on Contract 1-11 (K1-001), City Hall Renovations, Phase III, Seater Construction Co. Inc., contractor, as

submitted, is approved in the amount of \$6,357.00.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 990.100.5010, City Hall Facility Plan Implementation.

Sponsors: Sandy Weidner

Res.12-3146 Final payment on Contract 1-11 (K1-001)

Recommendation of the Public Works and Services Committee on 4-24-12: Defer

Resolved, that the work done by Seater Construction Co, Inc. under Contract 1-11 (K1-001), City Hall Renovations, Phase III, is accepted and final payment authorized for a total contract amount of \$727,740.38.

Fiscal Note: Contract was authorized under Resolution No. 11-2411, dated February 16, 2011.

Sponsors: Sandy Weidner

Res.12-3147 Final payment on Contract 26-11 (K1-026)

Recommendation of the Public Works and Services Committee on 4-24-12: Defer

Resolved, that the professional services provided by Architectural Associates, Ltd., under Contract 26-11 (K1-026), Professional Services - Solid Waste Garage-Female Locker Room, is accepted and final payment authorized for a total contract amount of \$10,700.00.

Fiscal Note: Contract was authorized under Resolution No. 11-2396, dated February 1, 2011.

Sponsors: Sandy Weidner

Res.12-3148 Final payment on Contract 52-11 (K2-057)

Resolved, that the work done by Pieper Electric, Inc. under Contract 52-11 (K1-057), Generator Replacement-Annex Radio Tower, is accepted and final payment authorized for a total contract amount of \$67,336.00.

Fiscal Note: Contract was authorized under Resolution No. 11-2781, dated October 18, 2011.

Sponsors: Sandy Weidner

Res.12-3149 1130 Washington Avenue

Resolved, that the certified survey map submitted by the Redevelopment Authority of the City of Racine for the consolidation of properties generally described as 1130 Washington Avenue is approved, subject to the following conditions:

- a. That "no-access" restrictions be illustrated on the CSM where there are no driveways proposed as depicted on the approved site plan.
- b. That a signature block be added for the City of Racine Redevelopment Authority.
- c. That there be resolution of technical discrepancies as identified by the City Assessor's office.

Fiscal Note: N/A

Sponsors: Aron Wisneski

Res.12-3150 Wireless Communication Facility at 5700 Durand Avenue

Resolved, that the request from Kelly Schmitz, representing United States Cellular, seeking a conditional use permit for the installation of a wireless communication facility at 5700 Durand Avenue is approved, subject to the following conditions:

- a. That plans presented to the Plan Commission on May 9, 2012 are approved subject to the conditions contained herein.
- b. That all applicable permits be obtained from all applicable departments allowing for the installation of antenna and equipment within City property.
- c. That the color of the antennas shall match the color of the tower to which they will be mounted.
- d. That all codes and ordinances be complied with.
- e. That all required FAA approvals be obtained and submitted to the Department of City Development prior to the issuance of a building permit.
- f. That the operator in charge of the antennas and equipment provide the City/County Communications Office within the Racine Police Department a current listing of all frequencies utilized by this facility and the name of the contact in charge of radio frequencies for the operator. AT&T Mobility or their future assigns shall be responsible for notifying the City/County Communications Office of any changes in frequencies for this facility.

g. That the equipment shelter brick match in color and texture the brick on the building to the west.

h. That a detailed landscape plan be submitted to the Director of City Development for review and approval, prior to the issuance of a building permit.

i. That the applicant or owner shall provide the City with a letter of credit, bond, or other acceptable financial security, equal in value to the required landscaping improvement.

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

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

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

j. That there be no side casting of light from the light fixtures, and that all light fixtures be mounted at heights equal to the existing pole mounted light fixtures.

k. That no minor changes from the conditions be made from the conditions of this permit without the approval of the Department of City Development, and no major changes be made without the approval of the Planning Commission and Common Council.

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

**Sponsors:** Aron Wisneski

**Res.12-3151** Storage Facility at 2220 Northwestern Avenue

Resolved, that the request by Primitivo Reynoso, representing Tivo's Roofing, Gutters and Siding, seeking a conditional use permit to operate a contractor's storage facility at 2220 Northwestern Avenue is approved, subject to the following conditions:

- a. That the plans as presented to the Plan Commission on May 9, 2011 are approved subject to the conditions contained herein.
- b. That all codes and ordinances be complied with and required permits acquired.
- c. That the owner of the property shall cooperate with City staff in the formulation of a redevelopment plan for the entire property, know as the "Horlick/Haban and Racine Unified properties", that includes, but is not limited, to changes to existing zoning classifications and property access.
- d. That all activities associated with this contractor's facility be confined to the areas as depicted on the approved site plan.
- e. That access to and from Summit Avenue is allowed between the hours of 7:00 a.m. to 6:00 p.m.
- f. That this operation shall generate no odors or fumes.
- g. That all trash and recyclables be stored in closed containers and screened from view.
- h. That all signs be professionally made, comply with all applicable ordinances and standards, and be presented to the Director of City Development for review and approval.
- i. That other than snow plow equipment, two pick-up trucks and four trailers, all the outside storage of equipment and materials is prohibited.
- j. That all outside storage areas shall be screened from view with privacy slats or landscaping.
- k. The applicant or owner shall provide the City with a letter of credit, bond, or other acceptable financial security, equal in value to the required improvements listed in condition "h".

The financial security documents shall be submitted for the review and approval of the Director of City Development, shall be issued in the City's favor, shall be in effect for one year from the date of issuance, shall be extended beyond the expiration date if deemed necessary by

the City of Racine, and shall require that the issuer give a 90-day notice to the Department of City Development prior to the expiration of said financial security.

The City is authorized by this conditional use permit to enter the site, implement the plan(s) and draw on the financial security for the cost of implementation if required improvements are not implemented by October 31, 2012. Any costs incurred in excess of the value of the financial security shall be paid by the applicant or owner or shall be imposed as a special charge against the real property in accordance with the applicable statute.

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

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.

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

**Sponsors:** Aron Wisneski

**Res.12-3152** Pierce Woods Park

Resolved, to approve the communication from the President of Nielsen Madsen & Barber S.C. requesting to extend the storm water easement in Pierce Woods Park to the Fischer-Precise site due to the reconstruction of their back parking lot.

**Fiscal Note:** N/A

**Sponsors:** Terry McCarthy

## H. Resolutions

**Res.12-3132**

### 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 8th day of May, 2012 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**

**Freeland Circle** - Virginia Street to the Cul-de-sac

**Indiana Street** - Olive Street to the Dead End

**Echo Lane** - Byrd Avenue to Sixteenth Street

**Alley** - Prospect Street to Hamilton Street; Carlisle Avenue to Blake Avenue

**Alley** - Hamilton Street to Albert Street; Carlisle Avenue to Blake Avenue

**Alley** - State Street to West Street; Blake Avenue to North Memorial Drive

**Alley** - Hamilton Street to Albert Street; Summit Avenue to Carlisle Avenue

#### **CURB & GUTTER**

**Indiana Street** - Olive Street to the Dead End

#### **SEWER & WATER LATERALS**

**Indiana Street** - Olive Street to the Dead End

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

REFER TO PUBLIC WORKS COMMITTEE

Sponsors: Sandy Weidner

## I. Ordinances

[ZOrd.001-12](#) Zoning Ordinance XX-12  
Ordinance adopting the document "RootWorks-Revitalizing Racine's

Urban River Corridor: Root River Corridor Redevelopment Plan" for the City of Racine, Wisconsin

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

SECTION 1: Pursuant to Section 62.23 of the Wisconsin Statutes, the City of Racine is authorized to prepare and adopt the document "RootWorks-Revitalizing Racine's Urban River Corridor: Root River Corridor Redevelopment Plan" (the Plan), as an amendment to the City's comprehensive plan as defined in Sections 66.1001(1)(a) and 66.1001(2) of the Wisconsin Statutes; and

SECTION 2: The Root River Council, with the assistance of the firm of Vandewalle & Associates, Inc., and in consultation with the River Alliance of Wisconsin and the City of Racine, in September of 2011 began preparation of the Plan that serves to assist in promoting and guiding development within the study area by: understanding the context within the city and the region, stimulating economic growth, allowing for public access and interaction with the river, improving water quality, and recommending implementation strategies; and

SECTION 3: The Root River Council (RRC) conducted stakeholders' interviews and public informational meetings to solicit opinion and educate the public on the Plan, and upon approval on April 20, 2012 the RRC forwarded a recommendation for adoption to the Plan Commission; and

SECTION 4: The Plan Commission of the City of Racine, by a majority vote of the entire commission recorded in its official minutes, recommended to the City Common Council approval of a resolution adopting the document titled "RootWorks-Revitalizing Racine's Urban River Corridor: Root River Corridor Redevelopment Plan"; and

SECTION 5: The Common Council has duly noticed and conducted a public hearing on the Plan, in compliance with the requirements of Section 66.1001(4)(d) of the Wisconsin Statutes.

SECTION 6: The Common Council of the City of Racine, Wisconsin, does, by the enactment of this ordinance, formally adopt the document titled "RootWorks-Revitalizing Racine's Urban River Corridor: Root River Corridor Redevelopment Plan" pursuant to Section 62.23 and Section 66.1001(4)(c) of the Wisconsin Statutes.

SECTION 7: 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:

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Approved:

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Mayor  
Attest:

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City Clerk

Fiscal Note: N/A

REFER TO CITY PLAN COMMISSION

Sponsors: Aron Wisneski

## 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.