



City of Racine

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

Meeting Minutes - Final

Common Council

Alderman Jeff Coe
Alderman Mollie Jones
Alderman Michael Shields
Alderman Tracey Larrin
Alderman Steve Smetana
Alderman Sandy Weidner
Alderman Raymond DeHahn
Alderman Q.A. Shakoor II
Alderman Terry McCarthy
Alderman Dennis Wisner
Alderman Mary Land
Alderman Henry Perez
Alderman James Morgenroth
Alderman Jason Meekma
Alderman Melissa Lemke

Tuesday, September 6, 2016

7:00 PM

City Hall, Room 205

Mayor Dickert asked to be excused

President Wisner presided over the Common Council meeting

A. Call To Order

PRESENT: 15 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Wisner, Land, Perez, Morgenroth, Meekma and Lemke

B. Pledge of Allegiance To the Flag

President Wisner led the Council in the Pledge of Allegiance to the Flag.

C. Approval of Journal of Council Proceedings (Minutes) for: August 16, 2016

A motion was made by Alderman Shakoor II, seconded by Alderman Coe, that this be Adopted. The motion PASSED by the following vote:

AYES: 14 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

D. Public Hearings

[ZOrd.0004-16](#) ZOrd. 004-16

An Ordinance Rezoning 1325 - 14th Street

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

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

Part 1: That the property located at 1325 14 th, Racine, Wisconsin, Street, and more particularly described as follows:

“That part of Block 77 of the School Section being Herrick’s Subdivision, part of Lots 1, 2 and 3, plus the Southwest ¼ of Section 16, Township 3 North, Range 23 East, Part of Block 77, all described in Volume 2059, Pages 377-378 in the Register of Deeds, being North of 15th Street South of Fourteenth Street, and East of Junction Avenue, all located in the Southwest ¼ of the Northwest ¼, and the Northwest ¼ of the Southwest ¼ of the Southwest ¼, of Section 16, Township 3 North, Range 23 East, City of Racine, Racine County, Wisconsin (containing 17,625± square feet or 0.405 acres)”

be rezoned from I-2 general Industrial District to B-2 Community Shopping 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.

Fiscal Note: N/A

Sponsors: Dennis Wisner

No one from the public appeared to speak.

President Wisner declared the public hearing closed.

[Ord.0004-16](#)

Ordinance 04-16 - Tattoo Establishments in the B-1 Neighborhood Convenience

An ordinance to amend Chapter 114 - Zoning, of the Municipal Code of the City of Racine, Wisconsin regarding tattoo establishments in the B-1 Neighborhood Convenience.

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

Part 1: To amend subsection (16) of Sec.114-448. -Conditional uses in Chapter 114 - Zoning, of the Municipal Code of the City of Racine, Wisconsin by adding the phrase “, tattoo establishment as accessory to a principal use” after the word “composer.”

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.

Fiscal Note: N/A

Sponsors: Dennis Wisler

No one from the public appeared to speak.

President Wisler declared the public hearing closed.

E. Public Comment

*The following people appeared to speak before the Common Council:
George Meyers*

F. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

[0703-16](#)

Subject: Communication from the City Attorney submitting the claim of Erie Insurance (Four Seasons Lawn Care) for consideration.

Recommendation of the Finance & Personnel Committee on 9/12/16: That the claim of Erie Insurance be denied.

Fiscal Note: N/A

Referred to Finance and Personnel Committee

[0714-16](#)

Subject: Communication from Chief Howell requesting to appear before the Finance & Personnel Committee to discuss permission to accept a donation for the K9 Unit. (Res No. 0321-16)

Recommendation of the Finance & Personnel Committee on 9/12/16: Accept the donation of \$1,410.00 from Tony Gravley of Next Generation K-9 for the Police K-9 Unit.

Fiscal Note: There is no city match.

Referred to Finance and Personnel Committee

[0719-16](#)

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

Recommendation of the Finance & Personnel Committee on 9/12/16: That the claim of Timothy Blaesing be denied.

Fiscal Note: N/A

Referred to Finance and Personnel Committee

[0731-16](#)

Subject: Communication from the City Attorney requesting permission to represent employees named in the lawsuit, Kandice J. Lang v. City of Racine, et. al. (Case No. 16-CV-1367) (Res No. 0325-16)

Recommendation of the Finance & Personnel Committee on 9/12/16: The City represent employees named in the lawsuit, Kandice J. Lang v. City of Racine, et. al. (Case No. 16-CV-1367).

Fiscal Note: N/A

Referred to Finance and Personnel Committee

[0738-16](#)

Subject: Communication from Chief Howell requesting to appear before the Finance & Personnel Committee to discuss accepting the 2017 Department of Justice Youth Gang Diversion Grant (Grant Control #00099). (Res No. 0322-16)

Recommendation of the Finance & Personnel Committee on 9/12/16: Grant permission to The Chief of Police to apply for and accept the 2017 Department of Justice Youth Gang Diversion Grant (Grant Control #00099).

Fiscal Note: There is no required city match.

Referred to Finance and Personnel Committee

[0746-16](#)

Subject: Communication from the President of Racine County Prep Football requesting to discuss City of Racine park use fees & charges.

Recommendation of the Finance & Personnel Committee on 9/12/16: Defer.

Fiscal Note: N/A

Referred to Finance and Personnel Committee

[0751-16](#)

Subject: Communication from the City Attorney submitting the claim of Hua Zhang for consideration.

Recommendation of the Finance & Personnel Committee on 9/12/16: That the claim of Hua Zhang be denied.

Fiscal Note: N/A

Referred to Finance and Personnel Committee

[0758-16](#)

Subject: Communication from the Commissioner of Public Works requesting a transfer of 2016 CIP funds. (Res No. 0324-16)

Recommendation of the Finance & Personnel Committee on 9/12/16: \$400,000 be transferred from account 45040-57200 DPW-Building Improvements to account 45040-57300 DPW-Equipment to help facilitate the solid waste cart system.

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

Referred to Finance and Personnel Committee

[0764-16](#)

Subject: Communication from the City Attorney submitting the claim of Robert Kunaschk for consideration.

Recommendation of the Finance & Personnel Committee on 9/12/16: That the claim of Robert Kunaschk be denied.

Fiscal Note: N/A

Referred to Finance and Personnel Committee

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

[0737-16](#)

Subject: Communication from Chief Howell requesting to appear in front of the Public Works & Services Committee to discuss the removal of the planters on the 18th Street Mall. (Res No. 0327-16)

Recommendation of the Public Works and Services Committee on 09-13-16: Recommend the cluster of three planters adjacent to the COP House at 1750 Mead Street be removed.

Fiscal Note: N/A

Referred to Public Works and Services Committee

[0759-16](#)

Subject: Communication from Scott Underwood and Ilene Zinn requesting permission to install a projecting sign in the City right-of-way at 2051 Mead Street.

Recommendation of the Public Works and Services Committee on 09-13-16: Defer

Referred to Public Works and Services Committee

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

[0739-16](#)

Subject: (New) Application of Jeanne Heckenlively for a Secondhand Article Dealer's License for 215 Sixth Street. (1st District)

Recommendation of the Public Safety and Licensing Committee on 09-13-16: That the **(New)** Application of Jeanne Heckenlively for a Secondhand Article Dealer's License for 215 Sixth Street be approved as presented.

Fiscal Note: N/A

Referred to Public Safety and Licensing Committee

[0766-16](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Kelly's On 6th Inc. dba Kelly's On 6th, located at 910 6th St., Kelly Hansen, Agent. (1st District)

Recommendation of the Public Safety and Licensing Committee on 09-13-16: That the **(New)** Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Kelly's On 6th Inc. dba Kelly's On 6th, located at 910 6th St., Kelly Hansen, Agent, be approved as presented.

Fiscal Note: N/A

Referred to Public Safety and Licensing Committee

Refer to Traffic Commission, by Ald. McCarthy

[0707-16](#)

Subject: Communication from the Alderman of the 5th District requesting a traffic study be done for the intersection of Walton Avenue and N. Wisconsin Street. **Alderman Smetana invited to the meeting.**

Referred to Traffic Commission

[0708-16](#)

Subject: Communication from the Alderman of the 5th District requesting a traffic study be done for the intersection of Walton Avenue and Erie Street. **Alderman Smetana invited to the meeting.**

Referred to Traffic Commission

[0736-16](#)

Subject: Communication from Chris Becker (GJ & AM Properties, LLC. - 1500 Summit Ave.) wishing to discuss parking issues in the 1500 block of Summit Avenue. **Chris Becker, Randall & Judith Nelsen, Harry Cochran and Willie McDonald invited to the meeting.**

Referred to Traffic Commission

[0752-16](#)

Subject: Communication from the Alderman of the 13th District, on behalf of Liz Martin (1919 Deane Blvd) requesting a four-way stop at

the intersection of 19th Street and Deane Boulevard. **Alderman Morgenroth and Liz Martin invited to the meeting.**

Referred to Traffic Commission

Refer to Committee of the Whole, by Ald. Wiser

[0734-16](#)

Subject: Communication from the Director of City Development requesting permission for the Racine County Economic Development Corporation to present their annual report to the Committee of the Whole on September 20th, 2016.

Referred to Committee of the Whole

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

[0765-16](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services presenting amendments of policies and procedures for use of Monument Square. (Res No. 0332-16)

Recommendation from the Board of Parks, Recreation & Cultural Services on 9/14/16: The policy and procedures for use of Monument Square, as amended, be adopted.

Fiscal Note: N/A

Referred to Board of Parks, Recreation, and Cultural Services

G. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[0348-16](#)

Subject: Communication from the Executive Director of the Redevelopment Authority for permission to accept a Knowles-Nelson grant of \$470,750 from the Wisconsin Department of Natural Resources for the purposes of property acquisition for the "Machinery Row" portion of the Root River Promenade (Grant Control #00035). (Res. No. 0304-16)

Recommendation of the Redevelopment Authority on 8-29-16: That the grant acceptance be approved and the Chairman and the Executive Director of the Redevelopment Authority, Mayor and City Clerk be authorized to acquire the property, bring sufficient funds to the closing to close the transaction, acquire the reimbursement under the grant, and to take such actions and make such decisions necessary to carry out the intent of the attached resolution.

Staff Recommendation to the Finance and Personnel Committee

on 8-31-2016: That the Finance and Personnel Committee recommend that the Common Council approve acceptance of the grant.

Fiscal Note: The grant is for \$470,750. The developer is donating a grant match of fifty percent of the total appraised value (\$937,000) plus eligible real estate costs of the property (\$2,250), for a total of \$470,750. The City will bring \$470,750 to the closing and will seek reimbursement for those costs under the grant. Closing costs are not reimbursed by the grant and will be paid in accordance with the purchase agreement between the City/RDA and FDP MR, LLC. Funds for closing were allocated for fiscal year 2016 in account 45260-52340 (Intergovernmental Agreement - Redevelopment Activities) and there are sufficient funds available.

Alderman Shakoor requested that item 0348-16 be considered separately.

A motion was made by Alderman Shakoor II, seconded by Alderman Coe, that this Communication be Approved. The motion PASSED by the following vote:

AYES: 13 - Coe, Jones, Shields, Larrin, Smetana, DeHahn, Shakoor II, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

NOES: 1 - Weidner

[0648-16](#)

Subject: Communication from the City Attorney submitting the claim of Clyde Oliver, Jr. for consideration.

Recommendation of the Finance & Personnel Committee on 8/22/16: That the claim of Clyde Oliver Jr. be denied.

Fiscal Note: N/A

A motion was made that this Claim be Adopted. The motion was APPROVED on a Voice Vote in Consent

[0649-16](#)

Subject: Communication from the City Attorney submitting the claim of Michael Maurer for consideration.

Recommendation of the Finance & Personnel Committee on 8/22/16: That the claim of Michael Maurer be denied.

Fiscal Note: N/A

A motion was made that this Claim be Adopted. The motion was APPROVED on a Voice Vote in Consent

[0677-16](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services and Board of Cemetery Commissioners requesting approval of Section 5A for sale of full-size and cremation graves at Mound Cemetery. (Res. No. 0297-16)

Recommendation of the Finance & Personnel Committee on 8/22/16: Approve Mound Cemetery section 5A for sale of full-size and cremation graves at Mound Cemetery.

Fiscal Note: Potential sales of 132 standard grave packages at resident rates amount to approximately \$276,500 and potential sales of 132 cremation grave packages at resident rates amount to approximately \$170,300.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0679-16](#)

Subject: (Direct Referral) Communication from Chief Howell requesting to appear before the Finance & Personnel committee to seek formal approval to accept the range rental agreement for the use of the Mt. Pleasant Police Department shooting range. (Res. No. 0300-16)

Recommendation of the Finance & Personnel Committee on 8/22/16: That Police Chief Howell be authorized and directed to execute the Memorandum of Understanding between the Mount Pleasant Police Department and the Racine Police Department for use of the Mount Pleasant Firing Range.

Fiscal Note: Annual cost is \$11,000 and has been budgeted for by the Police Department.

Alderman Shakoor requested that item 0679-16 be considered separately.

An amendment to the recommendation was made by Alderman Shakoor, seconded by Alderman Coe, to amend the recommendation by removing Police Chief and replacing it with Mayor and City Clerk.

A motion was made by Alderman Shakoor II, seconded by Alderman Coe, that this Communication be Adopted As Amended. The motion PASSED by the following vote:

AYES: 14 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

[0681-16](#)

Subject: Communication from the City Attorney seeking to increase the City Attorney Office's authorized full time equivalents by one to add an additional Assistant City Attorney. Funding to cover this additional position will come from a reduction in the expenditures for outside legal counsel. (Res. No. 0302-16)

Recommendation of the Finance & Personnel Committee on 8/22/16: City Attorney Office's authorized full time equivalents be increased by one to add an additional Assistant City Attorney.

Fiscal Note: Funding to cover this additional position will come from a reduction in the expenditures for outside legal counsel.

Alderman Shakoor requested that item 0681-16 be considered separately.

A motion was made by Alderman Shakoor II, seconded by Alderman Coe, that this Communication be Approved as Presented. The motion FAILED by the following vote:

AYES: 6 - Coe, Jones, DeHahn, Shakoor II, Land and Morgenroth

NOES: 8 - Shields, Larrin, Smetana, Weidner, McCarthy, Perez, Meekma and Lemke

[0683-16](#)

Subject: Communication from the Fire Chief requesting the city proceed forward with issuing an Intent to Purchase letter for new Quint 3 and to waive formal bidding for the acquisition of new fire apparatus under the 2017 CIP. (Res. No. 0298-16)

Recommendation of the Finance & Personnel Committee on 8/22/16: Formal bidding be waived and, the purchasing agent be authorized and directed to negotiate and issue an Intent to Purchase letter, and subsequent purchase order, with Reliant Apparatus/Pierce Fire Apparatus to acquire a new 2017 Pierce Quint Pumper/Aerial Truck (Quint 3).

Fiscal Note: Funding will be provided in the 2017 CIP. Order lead time on this unit is 15 months. Starting the process now will allow for delivery in December 2017. The current cost is estimated at \$760,000.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0684-16](#)

Subject: Communication from the Fire Chief requesting to update the State of Wisconsin Regional Haz Mat Team compensation schedule for the department. (Res. No. 0299-16)

Recommendation of the Finance & Personnel Committee on 8/22/16: Members of the Haz Mat Committee receive increased incentive/stipend pay.

Fiscal Note: Fiscal Note: Total estimated cost of the additional incentive pay is \$3,500 annually and will be entirely funded from State Haz Mat funds. No local levy dollars will be utilized.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0717-16](#)

Subject: (Direct Referral) Communication from the City Attorney and the Human Resources Manager requesting approval to enter into a

professional services agreement with Carlson Dettmann Consulting, LLC for an assessment of the City's classification and compensation program for approximately 150 general employee job classifications. (Res. No. 0303-16)

Recommendation of the Finance & Personnel Committee on

8/22/16: That the Mayor and City Clerk be authorized to execute a professional services agreement with Carlson Dettmann Consulting, LLC for an assessment of the City's classification and compensation program.

Fiscal Note: Cost of contract is \$52,500 plus contractor's reasonable travel expenses. Funds are available in Atty-Professional Services 11004-52100.

Alderman Shakoor requested that item 0717-16 be considered separately.

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

AYES: 14 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

[0742-16](#)

Subject: (Direct Referral) A request by the Executive Director authorizing a second amendment to the development agreement between FDP MR, LLC; Rodney A. Blackwell; the City of Racine; and the Redevelopment Authority of the City of Racine regarding the Machinery Row Development, subject to approval of the Amendment by the Common Council. (Res. No. 0305-16)

Recommendation of the Redevelopment Authority on 8-29-16:

That the amendment to the development agreement be approved and that the Chairman and Executive Director of the Redevelopment Authority, Mayor, City Clerk, and City Staff be authorized to execute the Second Amendment, to expend funds in accordance with the Second Amendment, and to take such actions and make such decisions necessary to carry out the intent of the attached resolution.

Staff Recommendation to the Finance & Personnel Meeting on

8-31-2016: That the Finance and Personnel Committee recommend the Common Council approve, and authorize the Mayor and City Clerk to execute, the amendment to the development agreement to Common Council.

Fiscal Note: The second amendment to the development agreement extends the time frame of the existing development agreement to December 15, 2016 in order to allow the developer additional time to

address development issues and secure a third party loan for the development. Developer will replenish the established mortgage escrow in the amount of \$22,500 to pay quarterly interest payments (1%) to the City for the mortgage established in the previous agreements. City and developer have entered into a purchase agreement where FDP will donate ½ of its interest in the 5.57 acres of land in the redevelopment site to the City and the City will purchase the remaining ½ interest in the land. The proceeds received by FDP from the sale will be escrowed for use at the sole discretion of the City to pay for costs related to the property, to redevelop the River promenade, and associated public rights-of-way. The City will be reimbursed for \$470,750 (½ of the purchase price for the land plus eligible real estate costs) by the Knowles-Nelson Grant. Closing costs will not be reimbursed and will be paid from account 45260-52340 (Intergovernmental Agreement - Redevelopment Activities) and there are sufficient funds available.

Alderman Shakoor requested that item 0742-16 be considered separately.

A motion was made by Alderman Weidner, seconded by Alderman Shields, to suspend the Rules of Council and allow Alderman to speak more than twice on this item. The motion PASSED by the following vote:

AYES: 11 - Coe, Jones, Shields, Larrin, Smetana, Weidner, McCarthy, Land, Perez, Meekma and Lemke

NOES: 3 - DeHahn, Shakoor II and Morgenroth

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

AYES: 12 - Coe, Jones, Larrin, Smetana, DeHahn, Shakoor II, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

NOES: 2 - Shields and Weidner

Public Works and Services Committee Report, by Ald. McCarthy

[0340-16](#)

Subject: Communication from the Commissioner of Public Works requesting authorization to procure four (4) side-loading refuse collection trucks through the Lake County Joint Purchase Agreement #15015.

Recommendation of the Public Works and Services Committee on 05-10-16: Defer

Recommendation of the Public Works and Services Committee on 08-29-16: Receive and file.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0678-16](#)

Subject: Change Order No. 1 to Contract 20160001, Washington Avenue Bridge Sidewalk Replacement, Marvin Gleason Contractors, contractor. (Res. No. 0312-16)

Recommendation of the Public Works and Services Committee on 08-29-16: That Change Order No. 1 on Contract 20160001, Washington Avenue Bridge Sidewalk Replacement, Marvin Gleason Contractors, contractor, as submitted, be approved in the amount of \$41,407.00

Further recommends that funding to defray the cost of the change order be appropriated from Org-Object 45040-57540, Repair Washington Avenue Bridge SW.

Fiscal Note: Funds are available as herein delineated.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0706-16](#)

Subject: (Direct Referral) Change Order No. 1 on Contract 20160030, Samuel Myers Park Renovations - Phase III, A.W. Oakes & Son, contractor. (Res. No. 0311-16)

Recommendation of the Public Works and Services Committee on 08-29-16: That Change Order No. 1 on Contract 20160030, Samuel Myers Park Renovations - Phase III, A.W. Oakes & Son, contractor, as submitted, be approved in the amount of \$3,227.00.

Further recommends that funding to defray the cost of the change order be appropriated from the following Org-Objects:

\$2,237.00 - Org-Object 20201-52200-20011, FFLM 2015
\$ 990.00 - Org-Object 20104-53200-20038, WCMP 2015
\$3,227.00 - Total

Fiscal Note: Funds are available as herein delineated.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0709-16](#)

Subject: Bid results on Contract 20160035, Festival Hall Outfall Replacement. (Res. No. 0309-16)

Recommendation of the Public Works and Services Committee on 08-29-16: That Contract 20160035, Festival Hall Outfall Replacement, be awarded to Ray Hintz, Inc., at their bid price of \$126,831.75, it

being the lowest responsible bidder. We also recommend alternate items 1 - 5 are included as fixed prices in the event they are needed.

Further recommends that funds to defray the cost of this public works project be appropriated from Org-Object 60484-57570, Storm Sewers.

Fiscal Note: Funds are available as herein delineated.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0710-16](#)

Subject: Bid results on Contract 20160039, Racine Zoo - Roof and Masonry Restoration (R1). (Res. No. 0310-16)

Recommendation of the Public Works and Services Committee on 08-29-16: That Contract 20160039, Racine Zoo - Roof and Masonry Restoration (R1), be awarded to Kaschak Roofing, Inc. at their bid price of \$293,000, plus Alt. 1 in the amount of \$51,000, plus Alt. 2 in the amount of \$18,000, plus Alt. 3 in the amount of \$4,800 for a total bid amount of \$366,800, it being the lowest responsible bidder.

Further recommends that funds to defray the cost of this public works project be appropriated from Org-Object 45050-57200, Zoo - Primate Building Roof.

Fiscal Note: Funds are available as herein delineated.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0713-16](#)

Subject: (Direct Referral) Communication from Grace Church requesting permission to close Center Street from 8th Street to 11th Street on Saturday, September 17, 2016, for the Convoy of Hope Event. (1st District) (Res. No. 0306-16)

Recommendation of the Public Works and Services Committee on 08-29-16: Grace Church be granted permission to close Center Street from 8th Street to 11th Street on Saturday, September 17, 2016, for the Convoy of Hope Event, with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$400 special event fee.
- F. If required, sponsor shall be responsible for submitting a Temporary

Traffic Control Plan to the Engineering Department for approval, and providing and removing all temporary traffic control devices and detour signs.

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

H. Sponsor is responsible for cleaning the streets.

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

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

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

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0721-16](#)

Subject: (Direct Referral) Communication from the Downtown Racine Corporation requesting permission to close Main Street from State Street to 7th Street, 6th Street from Lake Avenue to Grand Avenue and Wisconsin Avenue from 4th Street to 7th Street for Party on the Pavement on September 24, 2016, from 12:00 P.M. to 7:00 P.M. (1st District) (Res. No. 0307-16)

Recommendation of the Public Works and Services Committee on 08-29-16: That permission be granted to the Downtown Racine Corporation to close Main Street from State Street to 7th Street and 6th Street from Lake Avenue to Grand Avenue and Wisconsin Avenue from 4th Street to 7th Street, on September 24, 2016, from 12:00 P.M. to 7:00 P.M. for Party on the Pavement 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 \$900.00 special event fee.

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

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

H. Sponsor is responsible for cleaning the streets.

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

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

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

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0727-16](#)

Subject: (Direct Referral) Communication from The Rhino Bar (1659 N. Main Street), requesting to close High Street between Main Street and Chatham Street for a fundraiser on September 17, 2016. (4th District) (Res. No. 0308-16)

Recommendation of the Public Works and Services Committee on 08-29-16: That permission be granted to The Rhino Bar to close High Street from Main Street to Chatham Street on September 17, 2016, from 3:00 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 \$75.00 processing fee paid.

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

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

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

E. The sponsor shall pay a \$250.00 special event fee.

F. No alcoholic beverages will be sold and/or dispensed within the street right-of-way.

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

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

I. Sponsor is responsible for cleaning the streets.

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

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

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

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0728-16](#)

Subject: Final Payment on Contract 20160017, PS - Memorial Drive Bridge - Scour Action Plan, Graef-USA, Inc., consultant. (Res. No. 0314-16)

Recommendation of the Public Works and Services Committee on 08-29-16: That the work done by Graef-USA, Inc., be accepted and final payment authorized for a total contract amount of \$2,125.00.

Fiscal Note: Contract was authorized under Resolution 0067-16, dated March 1, 2016.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0733-16](#)

Subject: (Direct Referral) Amendment No. 1 to Contract 20160032, PS - 2016 Sewer Asset Management Services, AECOM, consultant. (Res. No. 0315-16)

Recommendation of the Public Works and Services Committee on 08-29-16: That Amendment No. 1 to Contract 20160032, PS - 2016 Sewer Asset Management Services, AECOM, consultant, as submitted, be approved.

Fiscal Note: Amendment No. 1 is in the not-to-exceed amount of \$98,100.00. Funding to defray the cost of this amendment be appropriated from the following Org-Objects:

\$43,600.00 - Org-Object 22640-57560, Sanitary Sewer Var. Loc.
\$23,900.00 - Org-Object 60484-57570, Storm Sewer Misc. Loc.
\$30,600.00 - Org-Object 40102-57560, Water/Wastewater Projects
\$98,100.00 - Total

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0743-16](#)

Subject: Final Payment on Contract 20160001, Washington Avenue Bridge Sidewalk Replacement, Marvin Gleason Contractors, contractor. (Res. No. 0313-16)

Recommendation of the Public Works and Services Committee on 08-29-16: That the work done by Marvin Gleason Contractors, be accepted and final payment authorized for a total contract amount of \$87,627.00.

Fiscal Note: Contract was authorized under Resolution 0084-16, dated March 15, 2016.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Public Safety and Licensing Committee Report, by Ald. Coe

[0645-16](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for BJW's LLC dba BJW's, 1301 Washington Ave, Michael Winston, Agent. (3rd District)

Recommendation of the Public Safety and Licensing Committee on 08-08-16: That the new application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for BJW's LLC dba BJW's, 1301 Washington Ave, Michael Winston, Agent be deferred.

Recommendation of the Public Safety and Licensing Committee on 08-23-16: That the new application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for BJW's LLC dba BJW's, 1301 Washington Ave, Michael Winston, Agent be approved.

Fiscal Note: N/A

Alderman Coe requested that item 0645-16 be considered separately.

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

AYES: 14 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

[0653-16](#)

Subject: (Direct Referral)(Change of Agent) Application of Top Matrangas Supermarket, Kanwaljit Singh, Agent, for a Change of Agent for a Class "A" Retail Fermented Malt Beverage License for 1200 Villa Street (1st District).

Recommendation of the Public Safety and Licensing Committee

on 08-08-16: That the change of Agent for Top Matrangas Supermarket, Kanwaljit Singh, Agent, for a Class "A" Retail Fermented Malt Beverage License for 1200 Villa Street be deferred.

Recommendation of the Public Safety and Licensing Committee

on 08-23-16: That the change of Agent for Top Matrangas Supermarket, Kanwaljit Singh, Agent, for a Class "A" Retail Fermented Malt Beverage License for 1200 Villa Street be approved.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0654-16](#)

Subject: (Direct Referral)(Change of Agent) Application of Top High Street Pantry, Kanwaljit Singh, Agent, for a Change of Agent for a Class "A" Retail Fermented Malt Beverage License for 704 High Street (4th District).

Recommendation of the Public Safety and Licensing Committee

on 08-08-16: That the change of Agent for Top High Street Pantry, Kanwaljit Singh, Agent, for a Class "A" Retail Fermented Malt Beverage License for 704 High Street be deferred.

Recommendation of the Public Safety and Licensing Committee

on 08-23-16: That the change of Agent for Top High Street Pantry, Kanwaljit Singh, Agent, for a Class "A" Retail Fermented Malt Beverage License for 704 High Street be approved.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0700-16](#)

Subject: Communication from the Sixth District Alderperson requesting the Public Safety & Licensing Committee to review, revise, and update Chapter 22, Article XXIII. The intent of the requestor is that the Public Safety & Licensing Committee will discuss appointing an ad-hoc committee, comprised of interested alderpersons, a representative from the Police Department, and representatives of authorized towing companies, to review Chapter 22, Article XXIII.

Recommendation of the Public Safety and Licensing Committee

on 08-23-16: That the City Attorney, Racine Police Traffic Investigators, with input from local towing companies, review and revise the current towing ordinance, be approved.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0666-16](#)

Subject: (Direct Referral) Communication from the Purchasing Agent submitting the report on the bids received for the sale of Abandoned Vehicles, August 3, 2016.

Recommendation of the Public Safety and Licensing Committee on 08-23-16: That the item be Received and Filed as the highest responsible bidder from the two bids was Auto Parts City.

Fiscal Note: This will generate \$5,472.00 in revenue for account 13101 48301.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Transit and Parking Commission Report, by Ald. DeHahn

[0675-16](#)

Subject: (Direct Referral) Request from the Friends of the Library to pre-pay \$100 for all parking in the Library Lot (63 spaces) and the Memorial Hall Lot (17 spaces) Saturday morning, November 12, 2016, from 8:00 A.M. to 12 Noon. (Res. No. 0316-16)

Recommendation of the Transit and Parking Commission on 08-24-16: Approve the request from the Friends of the Library to pre-pay \$100 for public parking in the Library Lot and Memorial Hall Lot on November 12, 2016, from 8:00 A.M. to 12 Noon.

Fiscal Note: The agreement will generate \$100.00 for the Parking System.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0680-16](#)

Subject: (Direct Referral) Drug and Alcohol Policy approval. (Res. No. 0318-16)

Recommendation of the Transit and Parking Commission on 08-24-16: Approve the Drug and Alcohol Policy.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0720-16](#)

Subject: (Direct Referral) Communication from the Downtown Racine Corporation requesting a "Free Parking Day" in the downtown area on September 24, 2016, from 12:00 P.M. - 7:00 P.M. for Party on the Pavement. (Res. No. 0317-16)

Recommendation of the Transit and Parking Commission on 08-24-16: Approve the request from Downtown Racine Corporation requesting a "Free Parking Day" in the downtown area on September 24, 2016, from 12:00 P.M. - 7:00 P.M. for Party on the Pavement.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

City Plan Commission Report, by Ald. Land

[0667-16](#)

Subject: (Direct Referral) An application from Vishal Investments, LLC, represented by Ted Gement, seeking approval of a conditional use amendment to relocate a non-conforming sign at 1975 State Street. (PC-16)

Recommendation of the City Plan Commission on 8-31-16: That the request be denied.

Fiscal Note: N/A

A motion was made that this Conditional Use Permit be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0760-16](#)

Subject: (ZOrd.0004-16) An Ordinance rezoning 1325 - 14th Street from I-2 General Industrial District to B-2 Community Shopping District.

Recommendation of the City Plan Commission on 8-31-16: That the ordinance be adopted.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0761-16](#)

Subject: (Ord.0004-16) An ordinance to amend Chapter 114 - Zoning of the Municipal Code regarding tattoo establishments in the B-1 Neighborhood Convenience District.

Recommendation of the City Plan Commission on 8-31-16: That the ordinance be adopted.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

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

[0740-16](#)

Subject: (Direct Referral) Request by the Executive Director authorizing a Community Development Block Grant (CDBG) Small Business Revolving Loan of \$105,000 to Stephens Express Trucking, LLC as recommended by Wisconsin Women's Business Initiative Corporation. (Res. No. 0319-16)

Recommendation of the Redevelopment Authority on 8-29-16:

That the Mayor, City Clerk and Director of City Development be authorized to execute a written agreement with Stephens Express Trucking, LLC consistent with federal regulations for CDBG funds with loan assistance not to exceed \$105,000 for the purpose of retaining an existing business and creating at least two full-time and two part-time jobs.

Fiscal Note: The Community Development Committee and Common Council allocated CDBG funds for the purposes of assisting small businesses through the 2016 Annual Plan. There are sufficient funds available in account 20045 (CDBG 2015) and 20046 (CDBG 2016) to support this loan request.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0741-16](#)

Subject: (Direct Referral) Request by the Executive Director authorizing a Community Development Block Grant (CDBG) Small Business Revolving Loan of \$506,815 to R&B Grinding Company, Inc. as recommended by the Racine County Economic Development Corporation Business Lending Partners. (Res. No. 0320-16)

Recommendation of the Redevelopment Authority on 8-29-16:

That the Mayor, City Clerk, and Director of City Development be authorized to execute a written agreement with R&B Grinding Company, Inc. consistent with federal regulations for CDBG funds with loan assistance not to exceed \$506,815 for the purpose of retaining an existing business and at least 20 employees with 11 (51%) from low to moderate income households.

Fiscal Note: The Community Development Committee and Common Council allocated CDBG funds for the purposes of assisting small businesses through the 2016 Annual Plan. There are sufficient funds available in account 20045 (CDBG 2015) and 20046 (CDBG 2016) to support this loan request.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Committee of the Whole Report, by Ald. Shakoor

[13-9668](#)

Subject: Communication from the Alderman of the 5th District requesting a meeting of the Committee of the Whole to review and discuss the budget process. The goal of the discussion would be to improve the level of information provided to the Common Council and to provide an opportunity earlier in the process for input from the aldermen.

Recommendation of the Committee of the Whole on 02-13-2014:
the Item be deferred.

Recommendation of the Committee of the Whole on 02-02-2016:
The Item be deferred, pending Aldermen providing suggestions to the City Administrator no later than April 29, 2016; that staff review such suggestions through May 31, 2016, and the Aldermen and staff work together to implement changes through June 30, 2016.

Recommendation of the Committee of the Whole on 08-16-2016:
That the proposed 2017 City of Racine Budget be presented to the Common Council in a manner that reflects the Committee of the Whole floor discussion at its August 16, 2016 meeting.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Office of the Mayor Report, by Ald. Shakoor

[0763-16](#)

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

Reappoint Jim Morgenroth, 1500 Monroe Ave. Racine 53405, to the Water Works Commission for a 1 year term, ending October 2017.

Reappoint Terry McCarthy, 317 West Blvd Racine 53405, to the Water Works Commission for a 1 year term, ending October 2017.

Reappoint Jim Spangenberg, 3324 Foxwood Rd. Racine 53405, to the Water Works Commission for a 3 year term, ending October 2019.

Reappoint Jim Morgenroth, 1500 Monroe Ave. Racine 53405, to the Wastewater Commission for a 1 year term, ending October 2017.

Reappoint Terry McCarthy, 317 West Blvd Racine 53405, to the

Wastewater Commission for a 1 year term, ending October 2017.

Reappoint Jim Spangenberg, 3324 Foxwood Rd. Racine 53405, to the Wastewater Commission for a 3 year term, ending October 2019.

Reappoint Tom Friedel, 1904 Dwight Racine 53403, as an alternate to the Wastewater Commission for a 1 year term, ending October 2017.

Appoint John Crimmings, 3025 Chatham St Racine 53402, to the Redevelopment Authority for a 5 year term, ending October 2021.

Appoint Brian F. O'Connell, AICP, 2326 N Main St Racine 53402, to the Chairman of the Zoning Board of Review for a 5 year term, ending October 2021.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Water Works Committee Report, by Ald Morgenroth

0712-16

Subject: Communication from the General Manager requesting that the Waterworks Commission Pursue Borrowing Funds from the City of Racine for the Upcoming Private Lead Service Lateral Replacement Project with the Intent of Reimbursing the City Once Loan Funds Are Made Available (Res No. 0323-16)

Recommendation of the Waterworks Commission on 8/30/16: To approve

Recommendation of the Finance & Personnel Committee on 9/12/16: The City act as the Fiscal Agent for the Private Lead Service Lateral Replacement Project. Funds will be disbursed through the Finance Department with reimbursement provided by a forgivable loan through the Safe Drinking Water Loan Program. Administration of the program will be handled by the Water Utility.

Fiscal Note: The maximum per property reimbursement is limited to \$2,500 with a maximum forgivable loan amount of \$500,000. This will provide assistance to at least 200 properties.

A motion was made that this Communication be Referred to the Finance and Personnel Committee. The motion was APPROVED on a Voice Vote in Consent

0729-16

Subject: Communication from the General Manager Requesting that the City Attorney Draft an Amendment Resolution Pertaining to Chapter 98 of the Municipal Code, Article 111 - Water Utility, Division 1 - Generally Creating Section 98-64, Replacement of Privately Owned

Lead Service Lines as Attached to this Item.

Recommendation of the Waterworks Commission on 8-30-16: To Approve

Recommendation of the Public Works and Services Committee on 09-13-16: Approve and recommend the City Attorney draft an ordinance to amend Chapter 98 of the Municipal Code, Article 111 - Water Utility, Division 1 - generally creating Section 98-64, Replacement of Privately Owned Lead Service Lines.

Further recommends to amend by also adding the following:

(I) The status of the material comprising each public and private service line will be recorded on the City Geographic Information System (GIS) as part of any replacement effort. Should a homeowner decline to participate, this will also be recorded.

Fiscal Note: N/A

A motion was made that this Communication be Referred to the Public Works and Services Committee. The motion was APPROVED on a Voice Vote in Consent

Wastewater Commission Report, by Ald Morgenroth

[0698-16](#)

Subject: Communication from the General Manager Requesting the City Attorney to Draft an Amendment Resolution Pertaining to Chapter 98 of the Municipal Code, Section IV, Division 3, User Regulations, as a Result of NR211 of the Department of Natural Resources Code.

Recommendation of the Wastewater Commission on 8-30-16: To approve

Recommendation of the Public Works and Services Committee on 09-13-16: Approve and recommend the City Attorney draft an ordinance to amend Chapter 98 of the Municipal Code, Section IV, Division 3, User Regulations, as a result of NR211 of the Department of Natural Resources Code.

Fiscal Note: N/A

A motion was made that this Communication be Referred to the Public Works and Services Committee. The motion was APPROVED on a Voice Vote in Consent

H. Consent Resolutions

[Res.0297-16](#)

Sale of Full-Size and Cremation Graves at Mound Cemetery

Resolved, that the request of the Director of Parks, Recreation & Cultural Services to sell full-size and cremation graves at Mound Cemetery section 5A is approved.

Fiscal Note: Potential sales of 132 standard grave packages at resident rates amount to approximately \$276,500.00 and potential sales of 132 cremation grave packages at resident rates amount to approximately \$170,300.00.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0298-16](#)

Acquisition of New Fire Apparatus

Resolved, that formal bidding is waived and, the purchasing agent is authorized and directed to negotiate and issue an Intent to purchase letter, and subsequent purchase order, with Reliant Apparatus/Pierce Fire Apparatus to acquire a new 2017 Pierce Quint Pumper/Aerial Truck (Quint 3).

Fiscal Note: Funding will be provided in the 2017 CIP. Order lead time on this unit is 15 months. Starting the process now will allow for delivery in December 2017. The current cost is estimated at \$760,000.00.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0299-16](#)

Update State of Wisconsin Regional Haz Mat Team Compensation Schedule

Resolved, that the request of the Fire Chief for members of the Haz Mat Committee to receive increased incentive/stipend pay is approved.

Fiscal Note: Total estimated cost of the additional incentive pay is \$3,500.00 annually and will be entirely funded from State Haz Mat funds. No local levy dollars will be utilized.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0300-16](#)

Mt. Pleasant Police Department Shooting Range Rental Agreement

Resolved, that the Mayor and City Clerk are authorized and directed to execute the Memorandum of Understanding between the Mount Pleasant Police Department and the Racine Police Department for use of the Mount Pleasant Firing Range.

Fiscal Note: Annual cost is \$11,000 and has been budgeted for by the Police Department.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0303-16](#)

Assessment of City's Classification and Compensation Program

Resolved, that the Mayor and City Clerk are authorized to execute a professional services agreement with Carlson Dettmann Consulting, LLC for an assessment of the City's classification and compensation program for approximately 150 general employee job classifications.

Fiscal Note: Cost of contract is \$52,500.00 plus contractor's reasonable travel expenses. Funds are available in Atty-Professional Services 11004-52100.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0306-16](#)

2016 Convoy of Hope Event

Resolved, that Grace Church is granted permission to close Center Street from 8th Street to 11th Street on Saturday, September 17, 2016, for the Convoy of Hope Event (1st District), 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 \$400 special event fee.

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

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

H. Sponsor is responsible for cleaning the streets.

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

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

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

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0307-16](#)

2016 Party on the Pavement

Resolved, that permission is granted to the Downtown Racine Corporation to close Main Street from State Street to 7th Street and 6th Street from Lake Avenue to Grand Avenue and Wisconsin Avenue from 4th Street to 7th Street, on September 24, 2016, from 12:00 p.m., to 7:00 p.m. for Party on the Pavement 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 \$900.00 special event fee.

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

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

H. Sponsor is responsible for cleaning the streets.

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

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

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

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0308-16](#)

The Rhino Bar Fundraiser

Resolved, that permission is granted to The Rhino Bar (1659 N. Main Street) (4th District) to close High Street from Main Street to Chatham Street on September 17, 2016, from 3:00 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 \$75.00 processing fee paid.

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

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

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

E. The sponsor shall pay a \$250.00 special event fee.

F. No alcoholic beverages will be sold and/or dispensed within the street right-of-way.

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

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

I. Sponsor is responsible for cleaning the streets.

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

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

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

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0309-16](#)

Contract 20160035, Festival Hall Outfall Replacement

Resolved, that Contract 20160035, Festival Hall Outfall Replacement, is awarded to Ray Hintz, Inc., at its bid price of \$126,831.75, it being the lowest responsible bidder.

Further resolved, that alternate items 1 - 5 are included as fixed prices in the event they are needed.

Fiscal Note: Funds to defray the cost of this public works project be appropriated from Org-Object 60484-57570, Storm Sewers.

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0310-16](#)

Contract 20160039, Racine Zoo - Roof and Masonry Restoration (R1)

Resolved, that Contract 20160039, Racine Zoo - Roof and Masonry Restoration (R1), is awarded to Kaschak Roofing, Inc. at its bid price of \$293,000.00, plus Alt. 1 in the amount of \$51,000.00, plus Alt. 2 in the amount of \$18,000.00, plus Alt. 3 in the amount of \$4,800.00 for a total bid amount of \$366,800.00, it being the lowest responsible bidder.

Fiscal Note: Funds to defray the cost of this public works project be appropriated from Org-Object 45050-57200, Zoo - Primate Building Roof

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0311-16](#)

Change Order No. 1 on Contract 20160030, Samuel Myers Park Renovations - Phase III

Resolved, that Change Order No. 1 on Contract 20160030, Samuel Myers Park Renovations - Phase III, A.W. Oakes & Son, Inc., contractor, as submitted, is approved in the amount of \$3,227.00.

Fiscal Note: Funding to defray the cost of the change order be appropriated from the following Org-Objects:

\$2,237.00 - Org-Object 20201-52200-20011, FFLM 2015
\$ 990.00 - Org-Object 20104-53200-20038, WCMP 2015
\$3,227.00 - Total

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0312-16](#)

Change Order No. 1 to Contract 20160001, Washington Avenue Bridge Sidewalk Replacement

Resolved, that Change Order No. 1 on Contract 20160001, Washington Avenue Bridge Sidewalk Replacement, Marvin Gleason Contractor, Inc., contractor, as submitted, is approved in the amount of \$41,407.00.

Fiscal Note: Funding to defray the cost of the change order be appropriated from Org-Object 45040-57540, Repair Washington Avenue Bridge SW.

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0313-16](#)

Final Payment on Contract 20160001, Washington Avenue Bridge Sidewalk Replacement

Resolved, that the work done by Marvin Gleason Contractor, Inc. is accepted and final payment is authorized for a total contract amount of \$87,627.00.

Fiscal Note: Contract was authorized under Resolution 0084-16, dated March 15, 2016.

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0314-16](#)

Final Payment on Contract 20160017, PS - Memorial Drive Bridge - Scour Action Plan

Resolved, that the work done by Graef-USA, Inc., is accepted and final payment authorized for a total contract amount of \$2,125.00.

Fiscal Note: Contract was authorized under Resolution 0067-16, dated March 1, 2016.

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0315-16](#)

Amendment No. 1 to Contract 20160032, PS - 2016 Sewer Asset Management Services

Resolved, that Amendment No. 1 to Contract 20160032, PS - 2016 Sewer Asset Management Services, AECOM Technical Services, Inc., consultant, as submitted, is approved.

Fiscal Note: Amendment No. 1 is in the not-to-exceed amount of \$98,100.00. Funding to defray the cost of this amendment be

appropriated from the following Org-Objects:

\$43,600.00 - Org-Object 22640-57560, Sanitary Sewer Var. Loc.
\$23,900.00 - Org-Object 60484-57570, Storm Sewer Misc. Loc.
\$30,600.00 - Org-Object 40102-57560, Water/Wastewater Projects
\$98,100.00 - Total

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0316-16](#)

Parking in Library Lot on November 12, 2016

Resolved, that the request from the Friends of the Library to pre-pay \$100.00 for public parking in the Library Lot and Memorial Hall Lot on November 12, 2016, from 8:00 a.m. to 12 noon is approved.

Fiscal Note: The agreement will generate \$100.00 for the Parking System.

Sponsors: Raymond DeHahn

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0317-16](#)

Free Parking Day for 2016 Party on the Pavement

Resolved, that the request from Downtown Racine Corporation requesting a "Free Parking Day" in the downtown area on September 24, 2016, from 12:00 p.m. - 7:00 p.m. for Party on the Pavement is approved.

Fiscal Note: N/A

Sponsors: Raymond DeHahn

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0318-16](#)

Drug and Alcohol Policy

Resolved, that the BUS Drug and Alcohol Policy is approved.

Fiscal Note: N/A

Sponsors: Raymond DeHahn

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0319-16](#)

CDBG Small Business Revolving Loan to Stephens Express Trucking, LLC

WHEREAS, the Redevelopment Authority of the City of Racine (the Authority) recognizes that the cultivation and support of small business is an essential component to the redevelopment and growth of the City of Racine and the nation; and

WHEREAS, The City of Racine Common Council approved Resolution 15-00626 granting the Authority's request to establish a Community Development Block Grant (CDBG) Small Business Development Revolving Loan Fund; and

WHEREAS, The City of Racine Common Council approved Resolution 15-00855 granting the Authority's request to approve the Community Development Block Grant (CDBG) Small Business Development Revolving Loan Fund policies and procedures; and

WHEREAS, The Wisconsin Women's Business Initiative Corporation (WWBIC) is a Small Business Development Organization that has a loan review committee consisting of professional business lenders; and

WHEREAS, WWBIC has reviewed the request of Stephens Express Trucking, LLC for a loan of \$105,000.00 for the purchase of equipment to build a truck and refinancing existing WWBIC loans and WWBIC recommends that the Authority approve the request; and

THEREFORE BE IT RESOLVED, that the Redevelopment Authority of the City of Racine, recommends to the Common Council that the Mayor, City Clerk, and Director of City Development are authorized to execute a written agreement with Stephens Express Trucking, LLC consistent with federal regulations for CDBG funds with loan assistance not to exceed \$105,000.00 for the purpose of retaining an existing business and creating at least two full time and two part time jobs.

Fiscal Note: The Community Development Committee and Common Council allocated CDBG funds for the purposes of assisting businesses through 2016 Annual Plan, and there are sufficient resources available to fund this project.

Sponsors: James Morgenroth

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0320-16](#)

CDBC Small Business Revolving Loan to R&B Grinding Company, Inc.

WHEREAS, the Redevelopment Authority of the City of Racine (the Authority) recognizes that the cultivation and support of small business is an essential component to the redevelopment and growth of the City of Racine and the nation; and

WHEREAS, The City of Racine Common Council approved Resolution 15-00626 granting the Authority's request to establish a Community Development Block Grant (CDBG) Small Business Development Revolving Loan Fund; and

WHEREAS, The City of Racine Common Council approved Resolution 15-00855 granting the Authority's request to approve the Community Development Block Grant (CDBG) Small Business Development Revolving Loan Fund policies and procedures; and

WHEREAS, The Racine County Economic Development Corporation Business Lending Partners is a Small Business Development Organization that has loan review committee consisting of professional business lenders; and

WHEREAS, RCEDC's Business Lending Partners has reviewed the request of R&B Grinding Company, Inc. for a loan of \$506,815.00 for the purchase of equipment recommends that the Authority approve the request; and

WHEREAS, The policies for the CDBG Small Business Development Revolving Loan Fund limits loan sizes to not more than \$250,000.00. However, the request of R&B Grinding Company, Inc. has a large employment impact with job retention expectations of 105 jobs or more and, therefore, warrants a waiver of the program's loan cap.

THEREFORE BE IT RESOLVED, that the Redevelopment Authority of the City of Racine, recommends to the Common Council that the Mayor, City Clerk, and Director of City Development are authorized to execute a written agreement with R&B Grinding Company, Inc. consistent with federal regulations for CDBG funds with loan assistance not to exceed \$506,815.00 for the purpose of retaining an existing business and at least 20 employees with 11 (51%) from low to moderate income households.

Fiscal Note: The Community Development Committee and Common Council allocated CDBG funds for the purposes of assisting businesses through 2016 Annual Plan, and there are sufficient resources available to fund this project.

Sponsors: Raymond DeHahn

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

I. Resolutions

[Res.0301-16](#)

Personal Property Tax Reimbursement to In-Sink-Erator

Resolved, that the request of the Finance Director for a personal property tax reimbursement arising from an adjusted assessed valuation by State of Wisconsin shall be paid to In-Sink-Erator per State Statutes.

Fiscal Note: Refund and Interest amount is approximately \$33,965.00. The City's operational portion is approximately \$18,645.00.

Sponsors: Q.A. Shakoor II

Alderman Shakoor requested that Res.0301-16 be considered separately.

A motion was made by Alderman Shakoor II, seconded by Alderman Shields, that this Resolution be Deferred. The motion PASSED by the following vote:

AYES: 14 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

[Res.0302-16](#)

Add Additional Assistant City Attorney

Resolved, that the City Attorney's Office is authorized to add an additional Assistant City Attorney.

Fiscal Note: Funding to cover this additional position will come from a reduction in the expenditures for outside legal counsel.

Sponsors: Q.A. Shakoor II

Alderman Shakoor requested that Res. 0302-16 be considered separately.

A motion was made by Alderman Shakoor II, seconded by Alderman Shields, that this Resolution be Received and Filed. The motion PASSED by the following vote:

AYES: 13 - Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

NOES: 1 - Coe

[Res.0304-16](#)

Knowles-Nelson Grant from Wisconsin DNR for Machinery Row Portion of Root River Promenade

WHEREAS, on July 2, 2012 the Common Council of the City of Racine

(the Council) adopted the document titled "RootWorks: Revitalizing Racine's Urban River Corridor: Root River Corridor Development Plan" (the RootWorks Plan); and

WHEREAS, the Authority previously authorized an application for a Knowles Nelson Stewardship Grant that would help fund the purchase of lands associated with the Machinery Row Riverfront Promenade project; and

WHEREAS, Financial District Properties, the developer of the Machinery Row Project has agreed to donate properties to implement the riverfront promenade as a match for the Knowles-Nelson Stewardship grant; and

WHEREAS, the City Council has approved a development agreement with Financial District Properties in order to implement a plan for the Machinery Row Project; and

WHEREAS, the Wisconsin Department of Natural Resources has awarded the City of Racine a stewardship grant that would assist in the implementation of the Machinery Row Riverfront Promenade project.

NOW, THEREFORE, BE IT RESOLVED, that The Authority direct the Executive Director to accept a \$470,750.00 Knowles-Nelson Stewardship grant from the Wisconsin Department of Natural Resources for the acquisition of 5.575 acres planned as the Machinery Row riverfront promenade (Grant Control #00035); and

FURTHER RESOLVED, that the Executive Director or her designee be authorized and directed to obtain and engage all services necessary to implement the grant.

FURTHER RESOLVED, that the Chairman and Executive Director are authorized to acquire the property; bring sufficient funds to the closing to close the transaction; acquire the reimbursement under the grant; and to take such actions and make such decisions necessary to carry out the intent of this resolution.

Fiscal Note: The grant is for \$470,750.00. The developer is donating a grant match of fifty percent of the total appraised value (\$937,000.00) plus eligible real estate costs of the property (\$2,250.00), for a total of \$470,750.00. The City will bring \$470,750.00 to the closing and will seek reimbursement for those costs under the grant. Closing costs are not reimbursed by the grant and will be paid in accordance with the purchase agreement between the City/RDA and FDP MR, LLC. Funds for closing were allocated for fiscal year 2016 in account

#45260-52340 (Intergovernmental Agreement - Redevelopment Activities) and there are sufficient funds available.

Sponsors: Q.A. Shakoor II

Alderman Shakoor requested that Res.0304-16 be considered separately.

A motion was made by Alderman Shakoor II, seconded by Alderman DeHahn, that this Resolution be Adopted. The motion PASSED by the following vote:

AYES: 13 - Coe, Jones, Shields, Larrin, Smetana, DeHahn, Shakoor II, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

NOES: 1 - Weidner

[Res.0305-16](#)

Second Amendment to the Development Agreement with FDP MR, LLC for the Machinery Row Development

WHEREAS, FDP MR, LLC, Rodney A. Blackwell, the City of Racine (the "City") and the Redevelopment Authority of the City of Racine (the "RDA") entered into a Development Agreement on December 31, 2014 for Developer to purchase and completely renovate and redevelop the Property as that term is defined in the Development Agreement into a mixed-use, residential and commercial development, as described in greater detail therein, as a part of an overall project that is planned for 42 acres and referred to as Machinery Row Property (the "Development Agreement"). FDP MR, LLC and Rodney A. Blackwell are collectively referred to herein as "the Developer". The Development Agreement was amended on February 1, 2016 (the "First Amendment"). A copy of the First Amendment including the Development Agreement is attached hereto as Exhibit A (hereafter referred collectively as the "Development Agreement, as amended");

WHEREAS, the Machinery Row Property is located in the City's Tax Incremental Finance District No. 18;

WHEREAS, the Developer and Principal have been working to move the redevelopment of the Machinery Row Property forward in accordance with the Development Agreement, as amended, but encountered difficulties with a tenant vacating the 900 Water Street Project building and removing the tenant's personal property from the premises which caused delays in moving the redevelopment forward and obtaining appropriate financing commitments and meeting certain deadlines established by the Development Agreement, as amended;

WHEREAS, Developer and Principal have razed a portion of the 900 Water Street building that was immediately adjacent and abutting the Root River in accordance with approvals from the City to set the stage for the redevelopment of the Property and the promenade area abutting the Root River;

WHEREAS, the City has been awarded a Knowles-Nelson Grant in the amount of \$470,800.00 towards the purchase of a portion of the Machinery Row Property, and to redevelop rights-of-way, including areas that will become a Root River promenade, which will enhance the redevelopment of the property by making it more inviting and attractive (the "Knowles-Nelson Grant") in accordance with the redevelopment plan and City plans for the area;

WHEREAS, the City, RDA and the Developer have entered into a purchase agreement whereby Developer will donate one-half of its fee title interest in approximately 5.5747 acres of the Machinery Row Property, to the City that will eventually contain improved public rights-of-way and river promenade (the "Promenade Property") and the City will pay for the fee title interest in the remaining one-half of the property to be transferred to the City. The City will be reimbursed for its cost of acquisition (not including closing costs) by the Knowles-Nelson Grant. The proceeds from the purchase will be deposited by Developer in an escrow account to be utilized by the City to pay for certain expenses related to the Property and for public improvements including improved rights-of-way and river promenade as determined by the City; and

WHEREAS, City staff has recommended that it is in the City's best interests to extend certain deadlines and dates set forth in the Development Agreement, as amended, to allow the Developer and Principal additional time to resolve redevelopment issues if certain requirements are met by Developer. Legal staff and City Development staff have both reviewed the proposed Second Amendment to Development Agreement between the Developer and the City and the RDA and believe that allowing the additional time will facilitate the redevelopment of the site utilizing the Wisconsin Idle Industrial Sites Redevelopment grant and help to preserve the WEDC Historic Preservation Tax Credits awarded to the project;

BE IT THEREFORE RESOLVE, that the Second Amendment to Development Agreement between the Developer, the City and the RDA be approved, and forwarded to the Common Council for approval;

BE IT FURTHER RESOLVED that the Chairman, Executive Director, Mayor, Clerk and City staff are authorized to execute the Second Amendment and all documents necessary to carry out the intent of this resolution and the Second Amendment, to acquire the Promenade Property, to expend funds in accordance with the Second Amendment, and to take such actions and make such decisions necessary to carry

out the intent of this resolution.

Fiscal Note: The second amendment to the development agreement extends the time frame of the existing development agreement to December 15, 2016 in order to allow the developer additional time to address development issues and secure a third party loan for the development. Developer will replenish the established mortgage escrow in the amount of \$22,500.00 to pay quarterly interest payments (1%) to the City for the mortgage established in the previous agreements. City and developer have entered into a purchase agreement where FDP will donate ½ of its interest in the 5.57 acres of land in the redevelopment site to the City and the City will purchase the remaining ½ interest in the land. The proceeds received by FDP from the sale will be escrowed for use at the sole discretion of the City to pay for costs related to the property, to redevelop the River promenade, and associated public rights-of-way. The City will be reimbursed for \$470,750.00 (½ of the purchase price for the land plus eligible real estate costs) by the Knowles-Nelson Grant. Closing costs will not be reimbursed and will be paid from account 45260-52340 (Intergovernmental Agreement - Redevelopment Activities) and there are sufficient funds available.

Sponsors: Q.A. Shakoor II

Alderman Shakoor requested that Res. 0305-16 be considered separately.

A motion was made by Alderman Shakoor II, seconded by Alderman DeHahn, that this Resolution be Adopted. The motion PASSED by the following vote:

AYES: 12 - Coe, Jones, Larrin, Smetana, DeHahn, Shakoor II, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

NOES: 2 - Shields and Weidner

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

Council Action on Consent Agenda Items

A motion was made by Alderman Q.A. Shakoor II, seconded by Alderman Jeff Coe, that this be Adopted by the following vote:

AYES: 14 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

J. Common Council Announcements

Announcements are limited to recognition of City residents and employees, memorials, and non-political community events. Discussion of matters related to governmental business is prohibited.

L. Adjourn

Alderman Shakoor made a motion to adjourn the meeting, which was APPROVED without objection , at 9:12 PM. The next scheduled meeting of the Council is Tuesday September 20, 2016.

*Attest: Janice Johnson-Martin
City Clerk*