



City of Racine

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

Meeting Minutes - Final Common Council

Mayor John T. Dickert
Alderman Jeff Coe, Alderman Gregory Holding
Alderman Michael Shields, Alderman Jim Kaplan, Alderman
David L. Maack
Alderman Sandy Weidner, Alderman Terry McCarthy,
Alderman Raymond DeHahn
Alderman Q.A. Shakoor, II, Alderman Aron Wisneski,
Alderman Robert Mozol
Alderman James T. Spangenberg, Alderman Ronald D. Hart,
Alderman Eric Marcus, Alderman Dennis Wiser

Tuesday, May 4, 2010

7:00 PM

Room 205, City Hall

A. Call To Order

PRESENT: 14 - Coe, Marcus, Shields, Hart, Kaplan, Wiser, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Shakoor, II

B. Pledge of Allegiance To The Flag

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

C. Approval of Journal of Council Proceedings (Minutes)

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

Historic Preservation Month Proclamation

Proclamation was read by Alderman Marcus signed by Mayor Dickert declaring May as Preservation Historic Month.

D. Public Hearings

Ord.4-10

Ordinance 4-10

To amend Section 114-826(1) of the Municipal Code of the City of Racine, Wisconsin relating to Downtown Area Design Guidelines - Prohibitions and exemptions.

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

Part 1:

Section 114-826(1) of the Municipal Code of the City of Racine is hereby

amended by deleting the phrase "having a project cost of \$5,000 or more, in aggregate" and by inserting in its place the following phrase, "for projects whose impact will result in the alteration of the visual character or impact of the facade."

Part 2:

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

Passed by the Common Council:

Approved: _____

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Gregory Holding

No one appeared.

His Honor, the Mayor, declared the public hearing closed

[Ord.5-10](#)

Ordinance No. 5-10

To amend the title of Sec. 114-1033(a) and (b), and to create Sec. 114-1033(c) of the Municipal Code of the City of Racine, Wisconsin relating to Zoning.

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

Part 1:

Section 114-1033(a) and (b) of the Municipal Code of the City of Racine is hereby amended by changing the title of each section by adding "*LED*" before the word "Electronic" in each title.

Part 2:

Section 114-1033(c) of the Municipal Code of the City of Racine is hereby created to read as follows:

"(c) High Resolution Electronic Signs.

(1) Definition: A high resolution, digitalized picture displayed on a sign or surface which has the capability of what appears to be constant motion. For purposes of this section, high resolution electronic signs are not LED signs.

(2) Zones:

a. High resolution electronic signs are allowed as a Conditional Use in the B-2 and B-3 Zoning Districts.

b. High resolution electronic signs are not allowed in the B-1, O, O1, 1-1, 1-2, 1-P, B-4 and B-5 zones, educational facilities or in any residential zone or where there is a residential use on the premises.

(3) Height:

a. Maximum height of any high resolution electronic sign allowed is 15' from existing grade. This includes the cabinet and any decorative top structures on the sign.

(4) Motion:

a. No more than 25% of the total allowable sign area allowed may be used as a high resolution electronic sign.

b. Constant animation is not allowed. There must be a minimum 30 seconds between image changes.

(5) Number and Spacing:

a. One high resolution electronic sign is allowed per zoning lot or development.

b. Signs must be spaced a minimum of 500 linear feet apart.

c. High resolution electronic signs are not allowed if within a 200' radius of a residential property, use or zone.

d. Signs may not encroach into the City right-of-way.

e. The above standards do not apply to off premise signs (i.e: billboards).

(6) Safety:

a. Signs may not interfere with any traffic signals.

b. If determined by the City to be a detriment to public safety, the City retains the right to require the sign be removed within 60 (sixty) days of notification to the sign owner. Findings of detriment to public safety are to be determined by the City traffic engineer with the concurrence of the Director

of City Development. Such a detriment may be appealable to the Plan Commission who will file a recommendation with the Common Council.

c. High resolution signs be equipped with photosensitive equipment which automatically adjust the brightness and contrast of the sign in direct relation to the ambient outdoor illumination."

Part 3:

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

Passed by the Common Council:

Approved: _____

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Gregory Holding

No one appeared.

His Honor, the Mayor, declared the public hearing closed

E. Public Comments

- Sue DeKeuster*
- David Bybee*
- Charles Vena*
- Jerry Maticus*
- Bill Willis*
- Wayne Clingman*
- John Dorn*

F. Communications

[10-5050](#)

Subject: Communication from the Chairman of the City of Racine Board of Ethics submitting their 2009-2010 Annual Report.

Received and Filed as Reported

Refer to Finance and Personnel Committee, by Ald. Spangenberg

[10-5051](#)

Subject: Communication from the Chief of Police, requesting to apply for the 2010 Bulletproof Vest Partnership grant (grant control)

#2010-020).

Referred to Finance and Personnel Committee

10-5060

Subject: Communication from the Assistant Director of City Development requesting approval to apply for the U.S. Department of Health and Human Services Assets for Independence grant funding (Grant Control # 2010-014)

Referred to Finance and Personnel Committee

10-5058

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting to transfer funds to bid the replacement of an existing retaining wall at Tyler-Domer Community Center.

Referred to Finance and Personnel Committee

10-5066

Subject: Communication from Narcotics Anonymous requesting the use of Community Centers at reduced rates.

Referred to Finance and Personnel Committee

10-5074

Subject: Communication from the Chief of Police requesting permission to apply for the 2010 Bureau of Justice Assistance Edward Byrne Justice Assistance Grant (JAG) (City Grant Control No. 2010-018) in the amount of \$89,019. Further request the memorandum of understanding with Racine County for the grant be renewed.

Referred to Finance and Personnel Committee

10-5079

Subject: Communication from the Director of City Development requesting an advance of city funds to the Community Development Block Grant (CDBG) and Emergency Shelter Grant (ESG) programs to allow reimbursement of grantee payment requests in anticipation of the receipt of funds from the U.S. Department of Housing and Urban Development.

Referred to Finance and Personnel Committee

10-5081

Subject: Communication from the Grants Facilitator requesting permission to apply for the OJJDP 2010 OJJDP Youth Gang Prevention and Intervention Program Grant, Grant Control No. 2010-017, in the amount of \$325,000 over an 18 month time period.

Referred to Finance and Personnel Committee

10-5082

Subject: Communication from the Assistant Commissioner of Public Works/Engineering requesting permission to apply for the State of Wisconsin Urban Nonpoint Source & Storm Water (UNPS&SW) Program Construction Grant for Mound Avenue Underground Detention and Treatment Project, Grant Control No. 2010-021.

Referred to Finance and Personnel Committee

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

[10-5061](#)

Subject: Communication from Real Racine requesting the use of the Walker Site for use as a parking lot and storage facility for several large events.

Referred to Public Works and Services Committee

[10-5069](#)

Subject: Communication from the Chief Building Inspector/Chief Electrical Inspector to repeal Chapter 18, Article IV., Division 2, Board of Electrical Appeals.

Referred to Public Works and Services Committee

[10-5073](#)

Subject: Communication from the Friends of the Wind Point Lighthouse requesting permission to place a sign on the Racine Public Library to recognize it as the original site of the Racine lighthouse.

Referred to Public Works and Services Committee

[10-5075](#)

Subject: Communication from the Pastor of Wayman A.M.E. Church requesting permission to close the alleys behind 424 N. Memorial Drive for their annual Wayman Fest on July 24, 2010 and July 25, 2010.

Referred to Public Works and Services Committee

[10-5076](#)

Subject: Communication from Real Racine requesting to use the Gateway Parking Lot for the Gus Macker Tournament on August 21 and 22, 2010.

Referred to Public Works and Services Committee

[10-5077](#)

Subject: Communication from Real Racine requesting to use the parking lot at the end of Barker Street for the World Series of Watercross on June 19 and 20, 2010.

Referred to Public Works and Services Committee

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

[10-5070](#)

Subject: Communication from the Purchasing Agent requesting to award the bid for 33,000 GVW Truck Chassis with overcenter articulated insulated aerial unit for the Forestry Division, Parks Department to Dueco, Inc.

Referred to Public Safety and Licensing Committee

Refer to Traffic Commission, by Ald. Holding

[10-5083](#) **Subject:** Communication from Jamie Brands, requesting "15 Minute Parking" signs be placed on the north side of Barker Street for his child care center located at 1401 N. Main Street.
Referred to Traffic Commission

Refer to Community Development Committee, by Ald. Coe

[10-5062](#) **Subject:** Communication from the Assistant Director of City Development transmitting the Homeless Assistance Coalition's recommended distribution of 2010 Emergency Shelter Grant (ESG) funds and requesting a review and recommendation. (Grant Control # 2009-071)
Referred to Community Development Committee

[10-5078](#) **Subject:** Communication from Neighborhood Housing Services (NHS) of Southeast Wisconsin requesting HOME funds for the improvement of 1812 Racine Street.
Referred to Community Development Committee

G. Committee Reports

Finance and Personnel Committee Report, by Ald. Spangenberg

[10-4983](#) **Subject:** Communication from the City Attorney submitting the claim of Nurit BenUr for consideration.

Recommendation of the Finance & Personnel Committee on 04-26-10: The claim of Nurit BenUr, 3126 - 94th Street, Sturtevant, requesting reimbursement in an amount in excess of \$643.00 for injuries after she allegedly fell on an icy sidewalk at 2519 Northwestern Avenue on February 14, 2010 be denied.

Fiscal Note: N/A

A motion was made that this Claim be Received and Filed as Reported. The motion was APPROVED.

[10-4862](#) **Subject:** Claim for excessive assessment from 2405 Northwestern Avenue, LLC for 2009 Real Estate Taxes.

Recommendation of the Finance & Personnel Committee on 03-22-10: That the claim be referred to the Board of Review.

Recommendation of the Finance & Personnel Committee on 4-12-10: The claim for excessive assessment filed by 2405

Northwestern Avenue, LLC for 2009 Real Estate Taxes be denied.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[10-4863](#)

Subject: Claim for excessive assessment from Racine Joint Venture II, LLC, for 2009 Real Estate Taxes.

Recommendation of the Finance & Personnel Committee on 03-22-10: That the claim be referred to the Board of Review.

Recommendation of the Finance & Personnel Committee on 4-12-10: The claim for excessive assessment filed by Racine Joint Venture II, LLC for 2009 Real Estate Taxes be denied.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[10-4956](#)

Subject: Communication from the City Attorney submitting the claim of Manuel Pedrosa and Lori Brewer Pedrosa for consideration.

Recommendation of the Finance & Personnel Committee on 4-26-10: The claim of Manuel Pedrosa and Lori Brewer Pedrosa, 3020 - 19th Street, requesting reimbursement in an amount in excess of \$5,000 for damages when their basement allegedly flooded after a watermain break on February 12, 2010 be denied.

Fiscal Note: N/A

A motion was made that this Claim be Received and Filed as Reported. The motion was APPROVED.

[10-5006](#)

Subject: Communication from the Director of Fair Housing requesting to accept a \$1,000 donation from SC Johnson A Family Company to be donated to the Wisconsin Fair Housing Network to be applied to this years annual Fair Housing Updates & Awards/Conference Program and Luncheon event.

Recommendation of the Finance & Personnel Committee on 04-26-10: That permission be granted for the Director of Fair Housing to accept a \$1,000 donation from SC Johnson A Family Company to be donated to the Wisconsin Fair Housing Network to be applied to this years annual Fair Housing Updates & Awards/Conference Program and Luncheon event.

Fiscal Note: The donation will be a pass through to the Wisconsin Fair Housing Network.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5008

Subject: Communication from the Director of City Development submitting a request by the Root River Council that the City of Racine support its application for a grant from the Wisconsin Department of Natural Resources. (Res.10-1991)

Recommendation of the Finance & Personnel Committee on 04-26-10: That the City of Racine support the Root River Council's application for a grant from the Wisconsin Department of Natural Resources.

Fiscal Note: No contribution from the City.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5009

Subject: Communication from the Director of City Development requesting that the façade grant program be continued at the amount of \$10,000 per façade through 2011. (Res.10-1992)

Recommendation of the Finance & Personnel Committee on 04-26-10: That the façade grant program be allowed to continue at the amount of \$10,000 per façade through 2011.

Fiscal Note: There are funds available to continue the program at this level.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5010

Subject: Communication from the Grants Facilitator requesting permission to apply for the OJJDP 2010 Second Chance Act Juvenile Mentoring Initiative Grant (Grant Control No. 2010-016) to support initiatives of the Y-Youth Mentoring Collaborative. (Res.10-1993)

Recommendation of the Finance & Personnel Committee on 04-26-10: That permission be granted for the Grants Facilitator to apply for the OJJDP 2010 Second Chance Act Juvenile Mentoring Initiative Grant (Grant Control No. 2010-016) to support initiatives of the Y-Youth Mentoring Collaborative.

Fiscal Note: The \$625,000 Grant has a 25% in-kind match requirement which would be covered by partners of the grant.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5012

Subject: Communication from the Fire Chief requesting formal bidding be waived for the acquisition of water rescue dive gear under the 2009 DHS Port Security Grant. (Res.10-1989)

Recommendation of the Finance & Personnel Committee on 4-26-10: That formal bidding be waived for the acquisition of water rescue dive gear under the 2009 DHS Port Security Grant.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5013

Subject: (Direct Referral) Communication from the Fire Chief requesting formal bidding be waived for the acquisition of the Lucus Chest Compression System. (Res.10-1990)

Recommendation of the Finance & Personnel Committee on 4-26-10: That formal bidding be waived for the acquisition of the Lucus Chest Compression System.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5039

Subject: (Direct Referral) Communication from the Public Health Administrator requesting to carry forward approximately \$49,000 from 2009 salaries to 2010 salaries to cover salary expenses for the lab. (Res.10-1994)

Recommendation of the Finance & Personnel Committee on 4-26-10: That permission be granted to carry forward \$49,000 from 2009 salaries to 2010 salaries to cover salary expenses for the lab with contingency to revisit if grants become available.

Fiscal Note: Sufficient funds are available for the transfer.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by James T. Spangenberg, seconded by Ronald D. Hart, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 14 - Coe, Marcus, Shields, Hart, Kaplan, Wiser, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Shakoor, II

Public Works and Services Committee Report, by Ald. Holding

10-4965

Subject: Communication from Real Racine requesting to use city right-of-way for the Superweek bicycle race on Thursday, July 22, 2010. (Res.10-2002)

Recommendation of the Public Works and Services Committee on 4-27-10: That Real Racine be granted permission to close the following streets to hold the Superweek bicycle race on Thursday, July 22, 2010, from 8:00 a.m. to 9:00 p.m.,

Main Street from State Street to Sixth Street,
Third Street from Lake Avenue to Wisconsin Avenue,
Wisconsin Avenue from Fourth Street to Sixth Street,
Sixth Street from Wisconsin Avenue to Main Street;

and to partially close lanes on the following streets:

Lake Avenue from Third Street to Gaslight Drive,
Gaslight Drive from Lake Avenue to Main Street,
Wisconsin Avenue from Third Street to Fourth Street;

with the following stipulations:

- A. A hold harmless agreement be executed.
- 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. Sponsor shall be responsible for the signing of the necessary detours for the State Highway route.
- F. The sponsor shall pay a \$650.00 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.

A motion was made that this Communication be Received and Filed as

Reported. The motion was **APPROVED**.

10-4969

Subject: Communication from the Root Pike Watershed Initiative Network requesting to rent office space in the City Hall Annex. (Res.10-2004)

Recommendation of the Public Works and Services Committee on 4-27-10: That the Mayor and City Clerk be authorized and directed to enter into a lease agreement with the Root-Pike Watershed Initiative Network for 600 square feet in Room 114 at the City Hall Annex at a rate of \$3.96 per square foot. The term of the lease will be June 1, 2010 through December 31, 2010 with annual renewals.

Further recommends that should it be necessary to construct a wall in order to allow leasing the remaining portion of this area, that the Root-Pike Watershed Initiative Network bear the expense not-to-exceed \$500.00.

Fiscal Note: This rental agreement will result in \$1,386.00 of additional revenue to the City of Racine in 2010.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-4975

Subject: Communication from Redline Tavern Corporation requesting to close North Wisconsin Street, between Hamilton and Hubbard, on July 17, 2010, for the 8th Annual "Cruz in for the Cause" benefit for the non-profit organization "SafeHaven of Racine". (Res.10-2003)

Recommendation of the Public Works and Services Committee on 4-27-10: Permission be granted to Redline Tavern Corporation, 1200 N. Wisconsin Street, to close N. Wisconsin Street from Hamilton Street to Hubbard Street, on Saturday, July 17, 2010, from 9 a.m. to 9 p.m., for the 8th annual "Cruz in for the Cause" benefit for Safehaven of Racine, with the following stipulations:

- A. A hold harmless agreement be executed;
- 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.
- F. Any tents placed on the public right-of-way shall not be anchored by any means to the roadway surface.
- G. 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, in implementing this event.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5015

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 1-10 (K0-001), Second Floor Remodeling at Racine Public Library. (Res.10-2005)

Recommendation of the Public Works and Services Committee on 4-27-10: That Contract 1-10 (K0-001), Second Floor Remodeling at Racine Public Library, be awarded to Absolute Construction Enterprises, Inc., Racine, WI, at their base bid price of \$192,000.00, plus Alternate Bid #1 at \$42,000.00 and Alternate Bid #2 at \$12,000.00, for a total contract amount of \$246,000.00, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from the following accounts:

\$115,000.00 - Account 255.699.5010, Carpet 2nd Floor (Trust)
\$ 16,000.00 - Account 255.699.5020, Remodel 2nd Floor (Trust)
\$115,000.00 - Account 255.989.5010, Carpet 2nd Floor (GOB)
\$246,000.00 - Total

Fiscal Note: Funds are available as herein delineated.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5016

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 12-10 (K0-012), Asphalt Resurfacing C.D.B.G. (Res.10-2006)

Recommendation of the Public Works and Services Committee on 4-27-10: That Contract 12-10 (K0-012), Asphalt Resurfacing C.D.B.G., be awarded to Payne & Dolan, Inc., Kenosha, WI, at their bid price of \$162,737.70, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from the following accounts:

\$149,237.70 - Account 890.030.5540, CDBG Street Resurfacing

\$ 8,000.00 - Account 104.900.5420, Storm Sewers, Misc.
\$ 5,500.00 - Account 287.990.5320, Sanitary Sewer, Various\$
 \$162,737.70 - Total

Fiscal Note: Funds are available as herein delineated.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5017

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 26-10 (K0-031), Storm & Sanitary Sewer Relay (R1). (Res.10-2007)

Recommendation of the Public Works and Services Committee on 4-27-10: That Contract 26-10 (K0-031), Storm and Sanitary Sewer Relay (R1), be awarded to A.W. Oakes & Son, Inc., Racine, WI, at their bid price of \$237,955.00, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from the following accounts:

\$187,655.00 - Account 287.990.5310, Sanitary Sewers, Misc. Loc.
 \$ 41,500.00 - Account 895.030.5530, 10th St. Sewer Project
\$ 8,800.00 - Account 104.990.5420, Storm Sewer, Misc. Loc.
 \$237,955.00 - Total

Fiscal Note: Funds are available as herein delineated.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5042

Subject: Resolution 10-1959, of April 19, 2010, relating to street improvements:

PORTLAND CEMENT CONCRETE PAVING

Franklin Street from 18th Street to 17th Street

Fifteenth Street from College Avenue to Wisconsin Avenue

Murray Avenue from 17th Street to 16th Street

Owen Avenue from 16th Street to +/-725' North of 16th Street

Alley from 20th Street to 21st Street; Phillips Avenue to S. Memorial Drive

Franklin Street from 13th Street to 12th Street

SANITARY SEWER

Fifteenth Street from College Avenue to Wisconsin Avenue

SEWER AND WATER LATERALS

Fifteenth Street from College Avenue to Wisconsin Avenue

Recommendation of the Public Works and Services Committee on 4-27-10: That Resolution No. 10-1959, of April 19, 2010, be amended to delete:

PORTLAND CEMENT CONCRETE PAVING

Fifteenth Street from College Avenue to Wisconsin Avenue
Alley from 20th Street to 21st Street; Phillips Avenue to S. Memorial Drive

SANITARY SEWER

Fifteenth Street from College Avenue to Wisconsin Avenue

SEWER AND WATER LATERALS

Fifteenth Street from College Avenue to Wisconsin Avenue

and, as amended , Resolution No. 10-1959, of April 19, 2010, be adopted.

Fiscal Note: Funds will be appropriated in the 2011 C.I.P. for these street improvements, and special assessments will be paid by the abutting property owners for the street improvements.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5043

Subject: Resolution 10-1960, of April 19, 2010, relating to street improvements:

PORTLAND CEMENT CONCRETE PAVING

Liberty Street from Rickeman Court to Forest Street
Rosalind Avenue from Spruce Street to Knoll Place
Pine Ridge Circle from Pine Ridge Lane (N) to Pine Ridge Lane (S)
Pine Ridge Lane from Pine Ridge Circle to Waterbury Lane
Pine Ridge Lane from Waterbury Lane to Chicory Road

CURB AND GUTTER

Pine Ridge Circle from Pine Ridge Lane (N) to Pine Ridge Lane (S)
Pine Ridge Lane from Pine Ridge Circle to Waterbury Lane
Pine Ridge Lane from Waterbury Lane to Chicory Road

Recommendation of the Public Works and Services Committee on 4-27-10: That Resolution No. 10-1960, of April 19, 2010, be

amended to delete:

PORTLAND CEMENT CONCRETE PAVING

Liberty Street from Rickeman Court to Forest Street

Pine Ridge Circle from Pine Ridge Lane (N) to Pine Ridge Lane (S)

Pine Ridge Lane from Pine Ridge Circle to Waterbury Lane

CURB AND GUTTER

Pine Ridge Circle from Pine Ridge Lane (N) to Pine Ridge Lane (S)

Pine Ridge Lane from Pine Ridge Circle to Waterbury Lane

and, as amended , Resolution No. 10-1960, of April 19, 2010, be adopted.

Fiscal Note: Funds will be appropriated in the 2011 C.I.P. for these street improvements, and special assessments will be paid by the abutting property owners for the street improvements.

Alderman Holding requested that item 10-5043 be considered separately.

Alderman Wisner made a motion to amend the recommendation by deleting Pine Ridge Lane from Waterbury Lane to Chicory Road from the Portland Cement Concrete Paving and the Curb and Gutter list. Amendment #1 passed by the following vote:

AYES: Coe, Hart, Holding, Kaplan, Maack, McCarthy, Mozol, Spangenberg, Weidner, Wisner and Wisneski

NOES: DeHahn, Marcus and Shields

EXCUSED: Shakoor

Alderman Wisner made a motion for a second amendment by deleting Rosalind Avenue from Spruce Street to Knoll Place from the Portland Cement Concrete Paving list. Amendment #2 passed by the following vote:

AYES: DeHahn, Hart, Kaplan, McCarthy, Mozol, Shields, Spangenberg, Weidner and Wisner

NOES: Coe, Holding, Maack, Marcus and Wisneski

A motion was made that this Communication be Adopted As Amended: . The motion was APPROVED by the following vote:

AYES: 14 - Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Shakoor, II

10-5044

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 1 to Contract 2-10 (K0-002), Incinerator Building Structural Slab Repair, Seater Construction Co., Inc., contractor. (Res.10-2009)

Recommendation of the Public Works and Services Committee on 4-27-10: That Change Order No. 1 on Contract 2-10 (K0-002), Incinerator Building Structural Slab Repair, Seater Construction Co., Inc., contractor, be approved in the amount of \$9,015.00.

Further recommends that funding to defray the cost of this change order be appropriated from the following accounts:

\$5,075.00 - Account 990.220.5030, CHP-Structural Repairs
\$3,940.00 - Account 989.220.5010, CHP-Replace Roof
\$9,015.00 - Total

Fiscal Note: Funds are available as herein delineated.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5045

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 58-09 (K9-059), 2009 LED Street Lights - CDBG-R Ruud Lighting, contractor. (Res.10-2008)

Recommendation of the Public Works and Services Committee on 4-27-10: That the work done by Ruud Lighting under Contract 58-09 (K9-059), 2009 LED Street Lights-CDBG-R, be accepted and final payment authorized for a total contract amount of \$337,093.00.

Fiscal Note: Contract was authorized under Resolution No. 09-1632, dated October 6, 2009.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5046

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer informing the committee of results of ARRA bids by the State of Wisconsin for streets within the City of Racine.

Recommendation of the Public Works and Services Committee on 4-27-10: That the communication be received and filed.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Gregory Holding, seconded by Raymond DeHahn, that

this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 14 - Coe, Marcus, Shields, Hart, Kaplan, Wiser, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Shakoor, II

Public Safety and Licensing Committee Report, by Ald. Wisneski

10-5001

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting final payment for design of North Beach Sanitary Lift Station by AECOM. (Res.10-1988)

Recommendation of the Public Safety & Licensing Committee on 4-26-10: That final payment for design of North Beach Sanitary Lift Station by AECOM be approved.

Fiscal Note: Funds are available in account 989-700-5050, North Beach Lift Station.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5063

Subject: Ordinance No. 3-10

To amend Sec. 70-131(a) and 70-1(b) of the Municipal Code of the City of Racine, Wisconsin relating to Fifth Street boat ramp - Violations; payment of forfeiture in lieu of court appearance.

Recommendation of the Public Safety & Licensing Committee on 4-26-10: That ordinance 3-10 be adopted.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Aron Wisneski, seconded by David L. Maack, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 14 - Coe, Marcus, Shields, Hart, Kaplan, Wiser, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Shakoor, II

Traffic Commission Report, by Ald. Holding

10-4713

Subject: Communication from the Alderman of the 4th District requesting a 4-Way or All-Way stop at the intersection of N. Wisconsin Street and Barker Street.

Recommendation of the Traffic Commission on 02-15-10: Defer

Recommendation of the Traffic Commission on 04-26-10: Receive and file.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-4742

Subject: Communication from Pete Karas, Jim Spodick, Thomas Holmes and Keith Fair, requesting the removal of parking restrictions on Water Street in Downtown Racine.

Recommendation of the Traffic Commission on 03-15-10: Defer

Recommendation of the Traffic Commission on 04-26-10: The request to change "No parking at any time" restrictions on Water Street, north side, from Villa Street to Park Avenue, to "No parking from 6:00 A.M. to 6:00 P.M., except on Sundays and Holidays" be approved.

Fiscal Note: The estimated cost of this signage will result in an installation cost of \$200.00 and an annual maintenance cost of \$80.00.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-4816

Subject: Communication from Amanda Lawrence, Chairperson for the Starving Artists Outdoor Fair, requesting the use of "Temporary No Parking" signs and "No Parking at Any Time" restrictions on Sunday, August 1, 2010. (Res.10-1998)

Recommendation of the Traffic Commission on 04-26-10: The request to use Temporary No Parking signs on the east side of S. Main Street between 10th and 11th Streets on August 1, 2010 between 9:00 A.M. and 4:00 P.M. be granted.

Further recommends that the request to waive the "No Parking Any Time" restriction on 10th and 11th Streets before 9:00 A.M. and from 4:00 P.M. to 5:00 P.M. on August 1, 2010, in connection with the Starving Artists Outdoor Art Fair, be granted.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[10-4859](#)

Subject: Communication from the Assistant Commissioner of Public Works/Engineering submitting a list of approaches of signalized intersections for prohibitive U-turns. (Ord.7-10)

Recommendation of the Traffic Commission on 04-26-10:

Recommends that Section 94-96, U-turns prohibited, be amended to include:

South approach of N. Memorial Drive at State Street
Northeast approach of Washington Avenue at Racine Street
East approach of 16th Street at Taylor Avenue
West approach of 21st Street at Taylor Avenue
West approach of Durand Avenue at Taylor Avenue
Southeast approach of Northwestern Avenue at High Street
Southwest approach of Washington Avenue at 12th Street
West approach of 12th Street at Washington Avenue

Fiscal Note: The estimated cost of this signage will result in an installation cost of \$800.00 and an annual maintenance cost of \$320.00.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[10-4875](#)

Subject: Communication from the Evangelical United Methodist Church (212 11th Street) requesting temporary "No Parking" signs be installed on the north side of the first block west of South Main Street on Sunday, August 1, 2010 from 8:00 A.M. to 12:30 P.M. (Res.10-1999)

Recommendation of the Traffic Commission on 04-26-10: The request to use Temporary No Parking signs on the north side of 11th Street between S. Main Street and Wisconsin Avenue on August 1, 2010 between 8:00 A.M. and 12:30 P.M. be granted.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[10-4882](#)

Subject: Communication from the East Park Towers Association (111 - 11th Street) requesting parking restrictions at S. Main Street and 11th Street.

Recommendation of the Traffic Commission on 04-26-10: Receive and file.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[10-5068](#)

Subject: In accordance with Section 2-95 of the Municipal Code of the general ordinances of the City of Racine, recommends that the following requests for changes in traffic code be granted:

A. Recommends that Section 94-141 (1) of Schedule F of the Municipal Code of the General Ordinances of the City of Racine relative to "No parking at any time" be amended:

By Deleting:

1. Water Street, north side, from Villa Street to 160 feet northeast of Park Avenue.

By Including:

1. Water Street, north side, from Park Avenue northeast 160 feet.

B. Recommends that Section 94-141 (25) of Schedule F of the Municipal Code of the General Ordinances of the City of Racine relative to "No parking from 6:00 A.M. to 6:00 P.M., except on Sundays and holidays" be amended:

By Including:

1. Water Street, north side, from Villa Street to Park Avenue.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Gregory Holding, seconded by Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 14 - Coe, Marcus, Shields, Hart, Kaplan, Wiser, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Shakoar, II

Transit and Parking Commission Report, by Ald. DeHahn

[10-4997](#)

Subject: Communication from the Monument Square Art Fair Board of Directors requesting permission to rent Lakefront Lot No. 5 for the Monument Square Art Fair on Saturday, June 12, 2010 and Sunday, June 13, 2010. (Res.10-1996)

Recommendation of the Transit and Parking Commission on

04-29-10: The Monument Square Art Fair Board be granted permission to lease Lakefront Lot No. 5 on Saturday, June 12, 2010 and Sunday, June 13, 2010, subject to payment of the lease costs for the parking lot in accordance with existing policies, and subject to the execution of a hold harmless agreement with the City.

Fiscal Note: The agreement will generate \$420.00 for the Parking System.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[10-5014](#)

Subject: (Direct Referral) Communication from the Executive Director of PTM regarding no bus service on Monday, July 5, 2010.

Recommendation of the Transit and Parking Commission on

04-28-10: Approve no bus service on Monday, July 5, 2010.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[10-5037](#)

Subject: (Direct Referral) Communication from the Rotary Post Prom Committee of the Downtown Rotary Club to use Lakefront Lot No. 4 in conjunction with Post Prom 2010 - from 7:00 P.M., May 15, 2010 to 4:30 A.M. Sunday, May 16, 2010. (Res.10-1997)

Recommendation of the Transit and Parking Commission on

04-28-10: The request to use Lakefront Lot No. 4 on May 15 & 16, 2010 be approved at no cost, subject to execution of a hold harmless agreement with the City.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[10-5038](#)

Subject: (Direct Referral) Communication from the Johnson Financial Group requesting to contribute funding for six IP based security cameras for the Civic Centre Ramp.

Recommendation of the Transit and Parking Commission on

04-28-10: Approve the funding for six IP based security cameras for the Civic Centre Ramp from the Johnson Financial Group.

Fiscal Note: There is no cost for the City.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Raymond DeHahn, seconded by Jim Kaplan, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 14 - Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Shakoob, II

City Plan Commission Report, by Ald. Holding

10-4984

Subject: Request from Carolyn Seeger, representing Lincoln Lutheran, for an extension of a planned development approval for the Woodland Pointe Condominiums. (Res.10-2000)

Recommendation of the City Plan Commission on 4-28-10: That the extension be granted.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5071

Subject: (Ord.4-10) An Ordinance to amend Section 114-826(1) of the Municipal Code of the City of Racine, Wisconsin relating to Downtown Area Design Guidelines - Prohibitions and exemptions.

Recommendation of the City Plan Commission on 4-28-10: That the Ordinance be adopted.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

10-5072

Subject: (Ord.5-10) An Ordinance to amend the title of Sec. 114-1033(a) and (b), and to create Sec. 114-1033(c) of the Municipal Code of the City of Racine, Wisconsin relating to Zoning.

Recommendation of the City Plan Commission on 4-28-10: That the Ordinance be adopted with the following changes:

Section 114-1033(c)(4)b. that 60 seconds be changed to 30 seconds, and
Section 114-1033(c)(5)b. that 1000 linear feet be changed to 500 linear feet, and
Section 114-1033(c)(6)b. that the word "be" be inserted between the words "to" and "a", and add the following sentence, "Findings of detriment to public safety are to be determined by the City traffic engineer with the concurrence of the Director of City Development. Such a determination may be appealable to the Plan Commission who will file a recommendation with the Common Council." and,
Section 114-1033(c)(6) add "c." to read "High resolution signs be equipped with photosensitive equipment which automatically adjust the brightness and contrast of the sign in direct relation to the ambient outdoor illumination."

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Gregory Holding, seconded by Eric Marcus, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 14 - Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Shakoor, II

Committee of the Whole Report, by Ald. Coe

10-4952

Subject: Communication from the Alderman of the 1st District requesting to amend Resolution No. 7365 of 5-17-1994, that only the following events be cosponsored by the City: Memorial Day and Fourth Fest Parades and Fourth Fest Fireworks, to include the Christmas Parade and St. Patrick's Day Parade. (Res.10-1995)

Recommendation: that the Item be approved.

Fiscal Note: The City will lose revenue for the Special Event Fee (\$1,450 annually), and incur additional expenses in the Police Dept. Overtime Budget estimated at a minimum of \$4,100 for each event (\$8,200 annually). Funding is undetermined at this time.

Alderman Coe requested that item 10-4952 be considered separately.

A motion was made that this Communication be Received and Filed as Reported. The motion was DEFEATED by the following vote:

AYES: 3 - Coe, Marcus and Weidner

NOES: 11 - Shields, Hart, Kaplan, Wiser, Maack, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Shakoor, II

10-5002

Subject: (Direct Referral) Youth Assets Survey presentation, which is assessed for the City and County of Racine. A representative from Parkside will also be in attendance to speak about mentoring.

Recommendation: that the Item be Received and Filed.

Fiscal Note: N/A

Alderman Coe requested that item 10-5002 be considered separately.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED by the following vote:

AYES: 14 - Coe, Marcus, Shields, Hart, Kaplan, Wiser, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Shakoor, II

Mayor's Report, by Ald. Coe

10-5011

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

Appoint Douglas Nicholson 1534 College Ave Racine 53403 to the Redevelopment Authority to fill the current vacancy set to expire on April the 1st, 2011 to a 5 year term.

Appoint Robert Anderson 1638 S. Main Street Racine, 53403 to the Redevelopment Authority to fill the current vacancy set to expire on April the 1st, 2012 to a 5 year term.

Reappoint Alderman James Kaplan 730 Washington Ave Racine, 53403 to the Access Corridor Development Review Committee for a 1 year term to expire on May the 1st, 2011

Reappoint Alderman David Maack 730 Washington Ave Racine, 53403 to the Access Corridor Development Review Committee for a 1 year term to expire on May the 1st, 2011

Reappoint Alderman Michael Shields 730 Washington Ave Racine, 53403 to the Access Corridor Development Review Committee for a 1 year term to expire on May the 1st, 2011

Reappoint Alderman James Spangenberg 730 Washington Ave

Racine, 53403 to the Access Corridor Development Review Committee for a 1 year term to expire on May the 1st, 2011

Reappoint Steven Joosten 700 State St Racine, 53404 to the Access Corridor Development Review Committee for a 3 year term to expire on May the 1st, 2013

Reappoint Alderman Raymond DeHahn 730 Washington Ave Racine, 53403 to the Affirmative Action Human Rights Commission for a 1 year term to expire on May the 1st, 2011

Reappoint Alderman David Maack 730 Washington Ave Racine, 53403 to the Affirmative Action Human Rights Commission for a 1 year term to expire on May the 1st, 2011

Reappoint Cornelius Gordon 2309 High Street Racine, 53404 to the Affirmative Action Human Rights Commission for a 3 year term to expire on May the 1st, 2013

Appoint Wally Rendon 833 Lombard Ave, Racine, 53402 to the Affirmative Action Human Rights Commission to fill the current vacancy set to expire on May the 1st, 2012 for a 3 year

Appoint William Levenson 4035 Erie Street Racine, 53402 to the Affirmative Action Human Rights Commission to fill the current vacancy set to expire on May the 1st, 2011 for a 3 year term

Reappoint Alderman James Kaplan 730 Washington Ave Racine, 53403 to the Board of Health for a 1 year term to expire on April the 19th, 2011

Reappoint Alderman Terry McCarthy 730 Washington Ave Racine, 53403 to the Board of Parks, Recreation & Cultural Services for a 1 year term to expire on April the 1st, 2011

Reappoint Alderman Aron Wisneski 730 Washington Ave Racine, 53403 to the Board of Parks, Recreation & Cultural Services for a 1 year term to expire on April the 1st, 2011

Reappoint Alderman James Spangenberg 730 Washington Ave Racine, 53403 to the Board of Standards for a 1 year term to expire on May the 1st, 2011

Reappoint John E. Otto 1007 Lombard Ave Racine, 53402 to the Board of Standards for a 3 year term to expire on May the 1st, 2013

Reappoint Alderman Sandy Weidner 730 Washington Ave Racine, 53403 to the Cemetary Board for a 1 year term to expire on April the 1st, 2011

Reappoint Alderman Greg Holding 730 Washington Ave Racine, 53403 to the City Plan Commission for a 1 year term to expire on May the 1st, 2011

Reappoint Alderman James Spangenberg 730 Washington Ave Racine, 53403 to the Redevelopment Authority for a 1 year term to expire on April the 1st, 2011

Reappoint Alderman Jeff Coe 730 Washington Ave Racine, 53403 to the Civic Centre Commission for a 1 year term to expire on May the 1st, 2011

Appoint Mark Kowbel 918 Florence Ave Racine, 53402 to the Transit and Parking Commission filling the current vacancy set to expire on October the 1st, 2010 to a 3 year term

Appoint Mark Kowbel 918 Florence Ave Racine, 53402 to the Board of Review filling the current vacancy set to expire on March the 1st, 2011 to a 5 year term

Reappoint Alderman Greg Holding 730 Washington Ave Racine, 53403 to the Traffic Commission Commission for a 1 year term to expire on May the 1st, 2011

Reappoint Charles French 1412 N. Wisconsin Ave Racine, 53402 to the Traffic Commission for a 3 year term expiring on May the 1st, 2013

Appoint John Heckenlively 410 7th St Racine, 53403 to the Traffic Commission filling the current vacancy set to expire on May the 1st, 2011 to a 3 year term.

Appoint George Matson 3919 Vista Dr Racine, 53405 to the Board of Zoning Appeals to a 3 year term expiring on April the 1st, 2013

Appoint Rod Lipor 26 Queens Court Racine, 53402 to the Board of Zoning Appeals to fill the current vacancy set to expire on April the 1st, 2012 to a 3 year term

Reappoint Robert Hartmann 1611 College Ave Racine, 53403 to the Landmark Preservation Commission to a 3 year term expiring on May the 1st, 2013

Reappoint Paul Zens 1702 College Ave Racine, 53403 to the Landmark Preservation Commission to a 3 year term expiring on May the 1st, 2013

Appoint Chris Flynn 129 East 4 Mile Rd Racine, 53402 to the Landmark Preservation Commission to fill the current vacancy set to expire on May the 1st, 2012 to a 3 year term

Appoint Alderman Eric Marcus 730 Washington Ave Racine, 53403 to the Landmark Preservation Commission to a 1 year term expiring on May the 1st, 2011

Appoint Alderman Jeff Coe 730 Washington Ave Racine, 53403 to the Community Development Committee to a one year term expiring on May the 1st, 2011

Appoint Alderman Q. A. Shakoor 730 Washington Ave Racine, 53403 to the Community Development Committee to a one year term expiring on May the 1st, 2011

Reappoint Alderman David Maack 730 Washington Ave Racine, 53403 to the Community Development Committee to a one year term expiring on May the 1st, 2011

Reappoint Alderman Greg Holding 730 Washington Ave Racine, 53403 to the Community Development Committee to a one year term expiring on May the 1st, 2011

Reappoint Alderman James Spangenberg 730 Washington Ave Racine, 53403 to the Community Development Committee to a one year term expiring on May the 1st, 2011

Reappoint Alderman Aron Wisneski 730 Washington Ave Racine, 53403 to the Community Development Committee to a one year term expiring on May the 1st, 2011

Reappoint Donnie Snow 730 Washington Ave Racine, 53403 to Community Development Committee to a 3 year term expiring on May the 1st, 2013

Reappoint Sammy Rangel 2031 Slauson Ave Racine, 53403 to Community Development Committee to a 3 year term expiring on May the 1st, 2013

Reappoint Alderman Sandy Weidner 2310 Thor Ave Racine 53403 to

Health and Sanitation Appeals Board for a 1 year term expiring on May the 1st, 2011

Reappoint Ruth Johnson 1643 Ninth St Racine, 53403 to Health and Sanitation Appeals Board for a 3 year term expiring on May the 1st, 2013

Appoint Mary Jerger 2900 N. Wisconsin Racine, 53402 to the Cable Television Commission to a 3 year term expiring May the 1st, 2013

Appoint Kimberly Kane 1135 S. Main St Racine, 53403 to the Cable Television Commission to a 3 year term expiring May the 1st, 2013

Appoint Alderman Ron Hart 730 Washington Ave 53403 to the Cable Television Commission to a 1 year term expiring May the 1st, 2011

Appoint Alderman Ray DeHahn 730 Washington Ave 53403 to the Cable Television Commission to a 1 year term expiring May the 1st, 2011

A motion was made by James T. Spangenberg, seconded by Gregory Holding, that this be Received and Filed as Reported. The motion PASSED by the following vote:

AYES: 12 - Marcus, Hart, Kaplan, Wisner, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

NOES: 2 - Coe and Shields

EXCUSED: 1 - Shakoor, II

Water Works Committee Report, by Ald Hart

10-5021

Subject: Agreement with the Village of Sturtevant Relating to Water Main Construction in the Village

Recommendation of the Waterworks Commission on 4/27/10:

That Mayor Dickert and the City Clerk be authorized to enter into an Agreement with the Village of Sturtevant relating to water main construction in the Village. Refer to the Finance and Personnel Committee for approval.

This Communication was Referred to the Finance and Personnel Committee

AYES: 14 - Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Shakoor, II

H. Consent Agenda - Resolutions

Res.10-1988

Professional services provided by AECOM for design of North Beach Sanitary Lift Station be approved and final payment authorized

Resolved, that the professional services provided by AECOM for design of North Beach Sanitary Lift Station be approved and final payment authorized for a total contract amount of \$28,106.04.

Fiscal Note: Funds are available in Account 989.700.5050, North Beach Lift Station. Contract was approved by Resolution No. 09-1235 of February 18, 2009.

Sponsors: Aron Wisneski

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-1989

Formal bidding procedures be waived and Purchasing Agent be authorized to negotiate the purchase of water rescue dive gear under the 2009 DHS Port Security Grant

Resolved, that being in the best interest of the City, formal bidding be waived for the acquisition of water rescue dive gear under the 2009 DHS Port Security Grant, and the Purchasing Agent be authorized and directed to negotiate with Desco International, Milwaukee, Wisconsin for the purchase of Water Rescue Dry Diving Suits and with Interspiro Incorporated, Kenosha, Wisconsin for the purchase of Underwater Breathing Air Systems equipment.

Fiscal Note: N/A

Sponsors: James T. Spangenberg

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-1990

Formal bidding procedures be waived and the Purchasing Agent be authorized to negotiate the purchase of the Lucus Chest Compression System

Resolved, that being in the best interest of the City, formal bidding procedures be waived, and the Purchasing Agent be authorized and directed to negotiate the acquisition of the Lucus Chest Compression System from Physio-Control, Incorporated.

Fiscal Note: N/A

Sponsors: James T. Spangenberg

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-1991

City of Racine support the Root River Council's application for a grant from the Wisconsin Department of Natural Resources

Resolved, that the City of Racine support the Root River Council's application for a grant from the Wisconsin Department of Natural Resources. The DNR Grant will support the Council's work on the development of art on the Azarian park retaining wall and other art installations along the Root River.

Fiscal Note: No contribution from the City.

Sponsors: James T. Spangenberg

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-1992

Permission to continue the Facade Grant Program through 2011

Resolved, that permission be granted to continue the Facade Grant Program at the amount of \$10,000 per facade through 2011.

Fiscal Note: There are funds available to continue the program at this level.

Sponsors: James T. Spangenberg

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-1993

Permission granted to the Grants Facilitator to apply for the OJJDP 2010 Second Chance Act Juvenile Mentoring Initiative Grant

Resolved, that permission be granted for the Grants Facilitator to apply for the OJJDP 2010 Second Chance Act Juvenile Mentoring Initiative Grant (Grant Control No. 2010-016) to support initiatives of the Y-Youth Mentoring Collaborative. The grant is for \$492,000 over a three-year period.

Fiscal Note: The \$625,000 Grant has a 25% in-kind match requirement which would be covered by partners of the grant.

Sponsors: James T. Spangenberg

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-1994

Permission granted to the Public Health Administrator to carry forward 2009 salary funds to 2010 salary funds

Resolved, that permission be granted to the Public Health Administrator to carry forward \$49,000 from 2009 salaries to 2010 salaries to cover salary expenses for the lab with contingency to revisit if grants become available.

Fiscal Note: Sufficient funds are available for the transfer.

Sponsors: James T. Spangenberg

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-1996

Monument Square Art Fair Board be granted permission to lease Lakefront Lot No. 5 subject to existing policies and execution of a Hold Harmless Agreement

Resolved, that the Monument Square Art Fair Board be granted permission to lease Lakefront Lot No. 5 on Saturday, June 12, 2010 and Sunday, June 13, 2010, subject to payment of the lease costs for the parking lot in accordance with existing policies, and subject to the execution of a hold harmless agreement with the City.

Fiscal Note: The agreement will generate \$420.00 for the Parking System.

Sponsors: Raymond DeHahn

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-1997

Rotary Post Prom Committee of the Downtown Rotary Club be granted permission to use Lakefront Lot No. 4 for parking in conjunction with Post Prom 2010, subject to execution of a Hold Harmless Agreement

Resolved, that permission be granted to the Rotary Post Prom Committee of the Downtown Rotary Club to use Lakefront Lot No. 4 on May 15 & 16, 2010, at no cost, subject to execution of a hold harmless agreement with the City.

Fiscal Note: N/A

Sponsors: Raymond DeHahn

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-1998

Starving Artists Outdoor Fair request for Temporary No Parking signs be approved

Resolved, that the use of "Temporary No Parking" signs on the east side of S. Main Street between 10th and 11th Streets on August 1, 2010 between 9:00 A.M. and 4:00 P.M. for Sunday, August 1, 2010, be approved for the Starving Artists Fair.

Further resolved, that the request to waive the "No Parking Any Time" restriction on 10th and 11th Streets before 9:00 A.M. and from 4:00 P.M. to 5:00 P.M. on August 1, 2010, in connection with the Starving Artists

Outdoor Art Fair, be granted.

Fiscal Note: N/A

Sponsors: Gregory Holding

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-1999

Evangelical United Methodist Church request for Temporary No Parking signs be approved

Resolved, that the use of "Temporary No Parking" signs to be used on the north side of 11th Street between S. Main Street and Wisconsin Avenue on Sunday, August 1, 2010 between 8:00 a.m. and 12:30 p.m., be approved for the Evangelical United Methodist Church.

Fiscal Note: N/A

Sponsors: Gregory Holding

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-2000

Extension be granted to Lincoln Lutheran of Racine for Woodland Pointe Condominiums

Resolved, that an extension be granted to June 17, 2011 to Lincoln Lutheran of Racine for the construction deadline for the planned development of Woodland Pointe Condominium Project.

Fiscal Note: N/A

Sponsors: Gregory Holding

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-2002

Permission granted to Racine County Convention and Visitors Bureau (Real Racine) to use City right-of-way for Superweek Bicycle Race on July 22, 2010 and upon execution of a Hold Harmless Agreement with the City

Resolved, that the Racine County Convention and Visitors Bureau (Real Racine) be granted permission to close the following streets to hold the Superweek Bicycle Race on Thursday, July 22, 2010, from 8:00 a.m. to 9:00 p.m.,

Main Street from State Street to Sixth Street,
Third Street from Lake Avenue to Wisconsin Avenue,
Wisconsin Avenue from Fourth Street to Sixth Street,
Sixth Street from Wisconsin Avenue to Main Street;

and to partially close lanes on the following streets:

Lake Avenue from Third Street to Gaslight Drive,
Gaslight Drive from Lake Avenue to Main Street,
Wisconsin Avenue from Third Street to Fourth Street;

with the following stipulations:

- A. A hold harmless agreement be executed.
- B. Proof of liability insurance 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. Sponsor shall be responsible for the signing of the necessary detours for the State Highway route.
- F. The sponsor shall pay a \$650.00 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

Sponsors: Gregory Holding

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-2003

Permission granted to Redline Tavern Corporation to close North Wisconsin Street between Hamilton and Hubbard on July 17, 2010 for the 8th Annual "Cruz in the Cause" benefit and upon execution of a Hold Harmless Agreement with the City

Resolved, that permission be granted to Redline Tavern Corporation, 1200 N. Wisconsin Street, to close N. Wisconsin Street from Hamilton Street to Hubbard Street, on Saturday, July 17, 2010, from 9 a.m. to 9 p.m., for the 8th annual "Cruz in for the Cause" benefit for Safehaven of Racine, with the following stipulations:

- A. A hold harmless agreement be executed;
- B. Proof of liability insurance 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;
- F. Any tents placed on the public right-of-way shall not be anchored by any means to the roadway surface;
- G. 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, in implementing this event.

Sponsors: Gregory Holding

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-2004

Mayor and City Clerk be authorized to enter into a lease agreement with Root-Pike Watershed Initiative Network for office space in Room 114 at City Hall Annex

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a lease agreement with the Root-Pike Watershed Initiative Network for 600 square feet in Room 114 at the City Hall Annex at a rate of \$3.96 per square foot. The term of the lease will be June 1, 2010 through December 31, 2010 with annual renewals.

Further resolved, that should it be necessary to construct a wall in order to allow leasing the remaining portion of this area, that the Root-Pike Watershed Initiative Network bear the expense not-to-exceed \$500.00.

Fiscal Note: This rental agreement will result in \$1,386.00 of additional revenue to the City of Racine in 2010.

Sponsors: Gregory Holding

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-2005

Contract 1-10 (K0-010), Second Floor Remodeling at Racine Public Library, be awarded to Absolute Construction Enterprises, Inc.

Resolved, that Contract 1-10 (K0-010), Second Floor Remodeling at Racine Public Library, be awarded to Absolute Construction Enterprises, Inc., Racine, WI, at its base bid price of \$192,000.00, plus Alternate Bid #1 at \$42,000.00, and Alternate Bid #2 at \$12,000.00, for a total contract amount of \$246,000.00, it being the lowest responsible bidder.

Further resolved, that funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 115,000.00 - Account 255.699.5010, Carpet 2nd Floor (Trust)
\$ 16,000.00 - Account 255.699.5020, Remodel 2nd Floor (Trust)
\$ 115,000.00 - Account 255.989.5010, Carpet 2nd Floor (GOB)
\$ 246,000.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-2006

Contract 12-10 (K0-012), Asphalt Resurfacing C.D.B.G., be awarded to Payne & Dolan, Inc.

Resolved, that Contract 12-10 (K0-012), Asphalt Resurfacing C.D.B.G., be awarded to Payne & Dolan, Inc., Kenosha, WI, at its bid price of \$162,737.70, it being the lowest responsible bidder.

Further resolved, that funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 149,237.70 - Account 890.030.5540, CDBG Street Resurfacing
\$ 8,000.00 - Account 104.900.5420, Storm Sewers, Misc.
\$ 5,500.00 - Account 287.990.5320, Sanitary Sewer, Various
\$ 162,737.70 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-2007

Contract 26-10 (K0-031), Storm and Sanitary Sewer Relay (R1), be awarded to A.W. Oakes & Son, Inc.

Resolved, that Contract 26-10 (K0-031), Storm and Sanitary Sewer Relay (R1), be awarded to A.W. Oakes & Son, Inc., Racine, WI, at its bid price of \$237,955.00, it being the lowest responsible bidder.

Further resolved, that funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 187,655.00 - Account 287.990.5310, Sanitary Sewers, Misc. Loc.
\$ 41,500.00 - Account 895.030.5530, 10th St. Sewer Project
\$ 8,800.00 - Account 104.990.5420, Storm Sewer, Misc. Loc.
\$ 237,955.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-2008

Work done by Ruud Lighting under Contract 58-09 (K9-059), 2009 LED Street Lights-CDBG-R, be accepted and final payment authorized

Resolved, that the work done by Ruud Lighting under Contract 58-09 (K9-059), 2009 LED Street Lights-CDBG-R, be accepted and final payment authorized for a total contract amount of \$337,093.00.

Fiscal Note: Contract was authorized under Resolution No. 09-1632, dated October 6, 2009.

Sponsors: Gregory Holding

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.10-2009

Change Order No. 1 on Contract 2-10 (K0-002), Incinerator Building Structural Slab Repair, Seater Construction Co., Inc., be approved

Resolved, that Change Order No. 1 on Contract 2-10 (K0-002), Incinerator Building Structural Slab Repair, Seater Construction Co., Inc., contractor, be approved in the amount of \$9,015.00.

Further resolved, that funding to defray the cost of this change order be appropriated from the following accounts:

\$5,075.00 - Account 990.220.5030, CHP-Structural Repairs
\$3,940.00 - Account 989.220.5010, CHP-Replace Roof
 \$9,015.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Council Action

A motion was made by Jeff Coe, seconded by James T. Spangenberg, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 14 - Coe, Marcus, Shields, Hart, Kaplan, Wiser, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Shakoor, II

I. Resolutions

Res.10-1995

Permission to add the Christmas Parade and St. Patrick's Day Parade to the events co-sponsored by the City

Resolved, that in addition to the Memorial Day, Fourth Fest Parades and Fourth Fest Fireworks, the Christmas Parade and St. Patrick's Day Parade be added as events co-sponsored by the City.

Fiscal Note: The City will lose revenue for the Special Event Fee (\$1,450 annually), and incur additional expenses in the Police Department Overtime Budget estimated at a minimum of \$4,100 for each event (\$8,200 annually). Funding is undetermined at this time.

Sponsors: Jeff Coe

A motion was made by Coe, seconded by Maack, that this Resolution be Adopted. The motion was DEFEATED by the following vote:

AYES: 3 - Coe, Marcus and Weidner

NOES: 11 - Shields, Hart, Kaplan, Wisner, Maack, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Shakoor, II

Res.10-2001

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 27th day of April, 2010 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

Blaine Avenue from Durand Avenue to Pierce Boulevard
Emstan Hills Road from Oakwood Drive to Monarch Drive
Biscayne Avenue from Sovereign Drive to Southwood Drive
Monarch Drive from Taylor Avenue to Biscayne Avenue
Oakwood Drive from Biscayne Avenue to Emstan Hills Road
Alden Court from Lathrop Avenue to the Cul-de-sac
Emstan Hills Road from Victorian Drive to the Dead end

CURB AND GUTTER

Emstan Hills Road from Oakwood Drive to Monarch Drive
Biscayne Avenue from Sovereign Drive to Southwood Drive
Monarch Drive from Taylor Avenue to Biscayne Avenue
Alden Court from Lathrop Avenue to the Cul-de-sac
Emstan Hills Road from Victorian Drive to the Dead end

SEWER AND WATER

Emstan Hills Road from Victorian Drive 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

Sponsors: Gregory Holding

A motion was made Referred to the Public Works and Services Committee

J. Ordinances

Ord.7-10

Ordinance No. 7-10

To amend Section 94-96 of the Municipal Code of the City of Racine, Wisconsin relating to Traffic and Vehicles; Specific Street Regulations - U-turns prohibited.

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

Part 1:

Section 94-96 of the Municipal Code of the City of Racine is hereby amended by adding the following at the end of the section:

"South approach of N. Memorial Drive at State Street
Northeast approach of Washington Avenue at Racine Street
East approach of 16th Street at Taylor Avenue
West approach of 21st Street at Taylor Avenue
West approach of Durand Avenue at Taylor Avenue
Southeast approach of Northwestern Avenue at High Street
Southwest approach of Washington Avenue at 12th Street
West approach of 12th Street at Washington Avenue"

Part 2:

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

Passed by the Common Council:

Approved: _____

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Gregory Holding

Referred to Traffic Commission

Ord.8-10

Ordinance 8-10

To repeal and recreate Sec. 22-1164 of the Municipal Code of the City of Racine, Wisconsin relating to Chapter 22, Article XXX, Stationary Engineers, Division 3, License.

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

Part 1:

Sec. 22-1164 of the Municipal Code of the City of Racine is hereby repealed and recreated to read as follows:

“Sec. 22-1164. Classes of licenses

Licenses of the class specified in this section shall authorize a licensee to take charge of, operate and manage the equipment indicated, except that a holder of any class of license may operate equipment one class in excess of such license if such licensee is an assistant to a licensee holding the next superior license.

(1) Chief power plant engineer's license: Low pressure steam or hydronic plant of any size; a high pressure plant of any size and a steam motive power plant of any size.

(2) First class power plant engineer's license: Low pressure steam or hydronic plant of any size; a high pressure plant not exceeding 1,500 BHP; a motive power plant not exceeding 7,500 HP.

(3) Second class power plant engineer's license: A low pressure steam or hydronic plant of any size; a high pressure plant not exceeding 500 BHP; a motive power plant not exceeding 2,500 HP.

(4) Third class power plant operations engineer's license: A low pressure steam or hydronic plant of any size; a high pressure plant not exceeding 300 HP; a motive power plant not exceeding 1,000 HP.

(5) Second class facility operations engineer's license: A low pressure steam plant or a hydronic plant of any size; a high pressure steam plant not exceeding 110 BHP or a motive power plant not exceeding 500 BHP.

(6) Third class facility operations engineer: A low pressure steam or hydronic plant not exceeding 150 BHP; a high pressure steam plant not exceeding 25 BHP.

The City of Racine and corresponding ASOPE licenses are set forth below:

Racine License	ASOPE License
Third Class Facility Operations Engineer Class	Facility Operating Engineer Third Class
Second Class Facility Operations Engineer Second Class	Facility Operating Engineer Second Class
Third Class Power Plant Operations Engineer	Power Plant Operating Engineer Third Class or Facility Operating Engineer First Class
Second Class Power Plant Engineer's License	Power Plant Operating Engineer Second Class
First Class Power Plant Engineer's License	Power Plant Operating Engineer

First Class
Chief Power Plant Engineer's License Power Plant Operating Engineer Chief

Part 2:

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

Passed by the Common Council:

Approved: _____

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Aron Wisneski

Referred to Public Safety and Licensing Committee

Alderman Hart wanted to inform everyone that the week of May 10th is National Police Officers Week.

Alderman Kaplan invited everyone out to a day of "Prayer" on Thursday, May 6, 2010 at City Hall @ noon.

K. Adjourn

The meeting was adjourned at 8:20p.m. by Alderman Coe. The next scheduled meeting of the Council is May 18, 2010.

ATTEST: JANICE M. JOHNSON-MARTIN
CITY CLERK