



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, September 21, 2010

7:00 PM

Room 205, City Hall

A. Call To Order

PRESENT: 14 - Shakoor, II, Coe, Shields, Hart, Kaplan, Wiser, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol
EXCUSED: 1 - Marcus

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.

D. Public Comments

Wayne Clingman
Pam Ishmau

E. Communications

Refer to Finance and Personnel Committee, by Ald. Spangenberg

[10-5576](#)

Subject: Communication from the Director of City Development submitting a request from the Uptown Business Improvement District (BID No. 3) for approval of its 2011 Operating Plan.

Referred to Finance and Personnel Committee

[10-5599](#)

Subject: Communication from the Director of City Development submitting a request from the West Racine Business Improvement

District for approval of its 2011 Operating Plan.

Referred to Finance and Personnel Committee

10-5600

Subject: Communication from the Police Chief, requesting to apply for and accept the Wisconsin Department of Transportation 2011 Alcohol Enforcement Mobilization grant (grant control # 2010-032).

(Also refer to Public Safety & Licensing Committee.)

Referred to Finance and Personnel Committee

10-5601

Subject: Communication from the Police Chief, requesting to apply for and accept the Wisconsin Department of Transportation 2011 Speed Enforcement Mobilization grant (grant control # 2010-033).

(Also refer to the Public Safety & Licensing Committee.)

Referred to Finance and Personnel Committee

10-5602

Subject: Communication from Police Chief Wahlen, requesting to apply for and accept the Wisconsin Department of Transportation 2011 Pedestrian Safety Enforcement grant (grant control # 2010-034).

(Also refer to the Public Safety & Licensing Committee.)

Referred to Finance and Personnel Committee

10-5603

Subject: Communication from the Police Chief, requesting to apply for and accept the Wisconsin Department of Transportation 2011 Bicycle Safety grant (grant control # 2010-035).

(Also refer to the Public Safety & Licensing Committee.)

Received and Filed as Reported

10-5609

Subject: Communication from the Police Chief requesting to accept the 2010 COPS Technology Grant (grant control # 2010-013).

(Also refer to the Public Safety & Licensing Committee.)

Referred to Finance and Personnel Committee

Alderman Wisneski made a motion to eliminate the joint referral to Public Safety and Licensing as stated on items 10-5600, 10-5602, 10-5603 and 10-5609. Motion carried.

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

[10-5563](#) **Subject:** Communication from Barb Ehrhart requesting permission to close Erie Street, from State Street to Dodge Street, for a fundraiser on October 23, 2010.

Referred to Public Works and Services Committee

[10-5572](#) **Subject:** Communication from Robert P. Jorgensen, 733 Blaine Avenue, submitting a proposal for alternate night parking on Blaine Avenue between Kinzie Avenue and Osborne Boulevard.

Referred to Public Works and Services Committee

[10-5574](#) **Subject:** Communication from K. Singh & Associates, Inc. submitting a Notification of Residual Contamination in Groundwater for the Racine Plating Company, 620 Stannard Street.

Referred to Public Works and Services Committee

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

[10-5519](#) **Subject:** (New) Application of Park Inn, LLC, Ronald Stankovic, Agent, for a Class "B" and "Class C" Wine license for 2312 Douglas Avenue. (5th District)

Received and Filed as Reported

[10-5569](#) **Subject:** Communication from the Alderman of the 15th District requesting to submit changes to Ord. 66-518; Pyrotechnic Display Permit.

Referred to Public Safety and Licensing Committee

[10-5570](#) **Subject:** Communication from the Alderman of the 2nd District requesting an ordinance be drafted that in the event the current owner of a Class B licensed premise (Original Premise) sells that premise, the new owner will not be denied a Class B premise license solely based on the location of a day care facility or institution identified in Wisconsin Stats. section 125.68 (Institution) if the Original Premise's location pre-existed the Institution's presence at its location. Nothing in this section shall preclude the denial of the new Class B license for other reasons.

Referred to Public Safety and Licensing Committee

[10-5571](#) **Subject:** (New) Application of Susan Bukacek for a Class "B" and "Class C" Wine license for 309 Main Street. (1st District)

Referred to Public Safety and Licensing Committee

Refer to Traffic Commission, by Ald. Holding[10-5605](#)

Subject: Communication from the Alderman of the 13th District to change the speed limit to 25 mph in the 3200 and 3300 blocks of Republic Avenue.

Referred to Traffic Commission

Refer to Transit and Parking Commission, by Ald. DeHahn[10-5568](#)

Subject: Communication from the Alderman of the 9th District requesting the City investigate placing electric vehicle chargers in City parking ramps.

Alderman Spangenberg asked the Alderman of the 9th District if his intention that would be a fee for charging which was answered affirmatively.

Referred to Transit and Parking Commission

Refer to Board of Parks, Recreation, and Cultural Services, by Ald. McCarthy[10-5611](#)

Subject: Communication from Richard Christensen, 1831 Neptune Avenue requesting to meet with the appropriate committee to discuss some issues involving Johnson Park Golf Course.

Referred to Board of Park, Recreation and Cultural Services

F. Committee Reports**Finance and Personnel Committee Report, by Ald. Spangenberg**[10-5517](#)

Subject: Communication from the City Attorney submitting the claims of Tom Goebel and of Society Insurance for consideration.

Recommendation of the Finance & Personnel Committee on 9-13-10: The claims of Tom Goebel, 4636 Cardinal Court, and Society Insurance, P.O. Box 1029, Fond du Lac, WI, 54936 (Tom Goebel insured) each independently requesting reimbursement of \$984.17 for damages to Mr. Goebel's vehicle when a manhole cover at the intersection of Ohio Street and Durand Avenue allegedly dislodged as he drove westbound over it on or about July 20, 2010 be denied.

Fiscal Note: N/A

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

10-5506

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting permission to accept donations for the Mayor's Back to School/Stay in School Program.

Recommendation of the Finance & Personnel Committee on

9-13-10: Permission be granted for the Director of Parks, Recreation and Cultural Services accept \$51,750 donations to be utilized for the Mayor's Back to School/Stay in School Program and letters of thanks be sent.

Fiscal Note: Total amount of donations are \$51,750.

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

10-5518

Subject: Communication from the Purchasing Agent requesting to discuss Official Notice #9, 1,300 banquet chairs, 130 chair dollies with 30 extra seat cushions to be utilized at the Festival Hall.
(Res.10-2191)

Recommendation of the Finance & Personnel Committee on

9-13-10: The contract for Official Notice #9, 1,300 banquet chairs, 130 chair dollies with 30 extra seat cushions to be utilized at the Festival Hall be awarded to CDI, Waukesha, WI, they being the low responsive responsible bidder.

Fiscal Note: There are sufficient funds available in Account 108.990.5540.

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

10-5521

Subject: Communication from the Director of City Development submitting a request from the Douglas Avenue Business Improvement District (BID #4) for approval of its 2011 Operating Plan.
(Res.10-2192)

Recommendation of the Finance & Personnel Committee on

9-13-10: Approval of the 2011 Operating Plan and proposed special assessments for Business Improvement District No. 4, Douglas Avenue.

Fiscal Note: It is estimated that \$68,855.85 will be raised through bid assessments to be placed into the Douglas Avenue Bid's revenue account.

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

10-5532

Subject: Communication from the Director of City Development requesting permission to apply to the U.S. Environmental Protection Agency for a grant to perform environmental site assessments at brownfields properties throughout the City. (Grant Control No. 2010-031) (Res.10-2193)

Recommendation of the Finance & Personnel Committee on 9-13-10: Permission be granted for the Director of City Development to apply for the \$400,000 U.S. Environmental Protection Agency grant to be utilized for environmental site assessments at brownfields properties throughout the City. (Grant Control No. 2010-031)

Fiscal Note: No match required on the part of 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 James T. Spangenberg that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

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

EXCUSED: 1 - Marcus

Public Works and Services Committee Report, by Ald. Holding10-5431

Subject: Communication from the Alderman of the 1st District requiring the City of Racine Building Department not grant a raze permit or building permit for the property located at 1132 Irving Place for the next 60-days.

Recommendation of the Public Works and Services Committee on 8-31-10: 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.

10-5522

Subject: Communication from David Mann, Vice President and General Manager of John H. Batten Airport, and Dale Seianas (2828 Diane Ave.) requesting permission to remove the sidewalks at 2822 and 2828 Diane Avenue. (Res.10-2185)

Recommendation of the Public Works and Services Committee on 9-14-10: The property owners of 2822 and 2828 Diane Avenue be granted permission to remove the sidewalk abutting their properties in

accordance with the City's policy regarding sidewalks and their removal.

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

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

[10-5523](#)

Subject: Communication from David Mann, Vice President and General Manager of John H. Batten Airport, requesting permission to remove the sidewalks at 2905 and 2911 Diane Avenue.
(Res.10-2186)

Recommendation of the Public Works and Services Committee on 9-14-10: The property owner of 2905 and 2911 Diane Avenue be granted permission to remove the sidewalk abutting their properties in accordance with the City's policy regarding sidewalks and their removal.

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

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

[10-5535](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting the 2010 Pavement Management System Summary Report.

Recommendation of the Public Works and Services Committee on 9-14-10: 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.

[10-5536](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting Amendment No. 2 to State Contract ID: 2350-13-00, Douglas Avenue, (STH 32) Goold Street to Three Mile Road, Graef, consultant. (Res.10-2190)

Recommendation of the Public Works and Services Committee on 9-14-10: That Amendment No. 2 to State Contract ID: 2350-13-00/70, Douglas Avenue (Hwy. 32), Goold Street to Three Mile Road, Graef, Inc., consultant, be approved in the amount of \$56,566.77, with the City's share being \$11,313.35 and the State's share being \$45,253.42.

Further recommend that funding to defray the cost of the City's share of these professional services be appropriated from Account 989.908.5110, Douglas Avenue - Goid to Three Mile.

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.

[10-5546](#)

Subject: Communication from the Director of City Development requesting approval of a change order to Contract 31-10 (K0-039) Roof Replacement - 1511 Washington Avenue. (Res.10-2187)

Recommendation of the Public Works and Services Committee on 9-14-10: That Change Order No. 1 on Contract 31-10 (K0-039), Roof Replacement -1511 Washington Avenue, Carlson Racine Roofing & Sheet Metal, Inc., contractor, be approved in the amount of \$3,000.00.

Further recommends that funding to defray the cost of this change order be appropriated from Account 976.000.5110, 1511 Washington Ave.

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.

[10-5547](#)

Subject: Communication from McKinley Middle School requesting to close city streets for the McKinley 5K Fun Run/Walk on Friday, September 24, 2010. (Res.10-2184)

Recommendation of the Public Works and Services Committee on 9-14-10: That McKinley Middle School be granted permission to use close Mohr Avenue from Graham Street to Chicago Street; Chicago Street from Mohr Avenue to Rupert Boulevard; Rupert Boulevard from Chicago Street to Kinzie Avenue; and portions of the bicycle pathways for a 5K Run/Walk on Friday, September 24, 2010, from 8:00 a.m. to 12:00 p.m.

Further recommends that permission be granted 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.

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.

10-5567

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations requesting to rescind Res. 10-1979, dated April 19, 2010, regarding agreement with Hartmann Design to design a new site naming sign at the Racine Metro Transit Center to ARC Architectural Group. (Res.10-2188)

Recommendation of the Public Works and Services Committee on 9-14-10: That Resolution 10-1979, dated April 19, 2010, be rescinded.

Fiscal Note: Not applicable at this time.

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

10-5573

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations requesting to award the design of a new site naming sign at the Racine Metro Transit Center to ARC Architectural Group. (Res.10-2189)

Recommendation of the Public Works and Services Committee on 9-14-10: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with ARC Architectural Group, Racine, WI, for signage design services for the Corine Reed-Owens Transit Center, in the not-to-exceed amount of \$3,350.00.

Further recommends that funds to defray the cost of these professional services are available in the operation budget of the Belle Urban System Enterprise Fund.

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.

Council Action

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

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

EXCUSED: 1 - Marcus

Public Safety and Licensing Committee Report, by Ald. Wisneski

10-5538

Subject: Communication from the Director of Parks, Recreation and Cultural Services to present the bids received by the Commissioner of Public Works for PRCS Asphalt Pavement Improvements.
(Res.10-2175)

Recommendation of the Public Safety & Licensing Committee on 9-13-10: That the bid received for PRCS Asphalt Pavement Improvements, be awarded to Parking Lot Maintenance, Inc., at their bid price of \$220,545.65, they being the lowest responsible bidder.

Fiscal Note: Funding is available from the following accounts; 989-700-5030, Various Locations Remove Pavement, \$2,699.00; 990-700-5020 Parks Paving Projects 10 year plan, \$157,882.39; 990-650-5020, Humble Repave Road, \$26,873.00; 207-000-5750, Cemetery Land Improvements, Roads and Walks 2009, \$10,214.00; 207.000.5750, Cemetery Land Improvements, Replace Catch Basins 2009, \$4,180.00; 207-000-5750, Cemetery Land Improvements Road and Walks-2010, \$18,697.26

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

10-5539

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting Amendment No. 1 to the Professional Services Agreement for Architectural Design Services for the Restroom Facility at Horlick Athletic Field by Butterfield, Rudie & Seitz Architects for an increase of \$700.00 for a total contract Amount of \$13,700.00. (Res.10-2176)

Recommendation of the Public Safety & Licensing Committee on 9-13-10: That Amendment No. 1 to the Professional Services Agreement for Architectural Design Services for the Restroom Facility at Horlick Athletic Field by Butterfield, Rudie & Seitz Architects for an increase of \$700.00 for a total contract Amount of \$13,700.00 be approved.

Fiscal Note: Funds are available in the following account: 990-700-5030 Parks Facilities Upgrades, 10 year plan.

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

10-5540

Subject: Communication from the Director of Parks, Recreation and Cultural Services requestng final payment for Design Services for Boiler Replacement at Dr. Bryant Community Center in the amount of \$6,600.00. (Res.10-2177)

Recommendation of the Public Safety & Licensing Committee on 9-13-10: That final payment for Design Services for Boiler Replacement at Dr. Bryant Community Center in the amount of \$6,600.00 be approved.

Fiscal Note: Funds are available in account 990-680-5010, Bryant Center Replace Boiler.

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

10-5541

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting final payment for Design Services for Boiler Replacement at Wustum Museum by Southport Consulting, Inc. in the amount of \$3,700.00. (Res.10-2178)

Recommendation of the Public Safety & Licensing Committee on 9-13-10: That final payment for Design Services for Boiler Replacement at Wustum Museum by Southport Consulting, Inc. in the amount of \$3,700.00 be approved.

Fiscal Note: Funds are available in account 655-000-5980, Wustum HVAC.

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

10-5542

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting Amendment No. 1 to the Professional Services Agreement by Design Services for Boiler Replacement at Dr. Bryant Community Center by Southport Consulting, Inc. in the amount of \$700.00 for a total contract amount of \$6,600.00. (Res.10-2179)

Recommendation of the Public Safety & Licensing Committee on 9-13-10: That Amendment No. 1 to the Professional Services Agreement by Design Services for Boiler Replacement at Dr. Bryant Community Center by Southport Consulting, Inc. in the amount of \$700.00 for a total contract amount of \$6,600.00 be approved.

Fiscal Note: Funds are available in account 990-680-5010, Bryant Center Replace Boiler.

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

10-5543

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting final payment for Architectural Design Services for Restroom Facility at Horlick Athletic Field by Butterfield, Rudie & Seitz Architects, Inc. in the Amount of \$13,700.00. (Res.10-2180)

Recommendation of the Public Safety & Licensing Committee on 9-13-10: That final payment for Architectural Design Services for Restroom Facility at Horlick Athletic Field by Butterfield, Rudie & Seitz Architects, Inc. in the Amount of \$13,700.00 be approved.

Fiscal Note: Funds are available in account 990-700-5030 Parks Facilities Upgrades, 10 year plan.

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

10-5544

Subject: Communication from the Director of Parks, Recreation and Cultural Services to request Change Order #9 to Contract 52-07 (K7-061), Remodel Racine Zoological Gardens, Phase III, by Seater Construction Co., Inc. in the amount of \$2,631.00 for a total contract amount of \$1,885,107.02. (Res. 07-0566) (Res.10-2181)

Recommendation of the Public Safety & Licensing Committee on 9-13-10: That Change Order #9 to Contract 52-07 (K7-061), Remodel Racine Zoological Gardens, Phase III, by Seater Construction Co., Inc. in the amount of \$2,631.00 for a total contract amount of \$1,885,107.02 be approved.

Fiscal Note: Funds are available in account 987-740-5030, Zoo Remodeling Phase III.

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

10-5545

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting final payment for Contract 52-07 (K7-061), Remodel Racine Zoological Gardens - Phase III by Seater Construction Co., Inc. in the amount of \$1,885,107.02. (Res. 07-0566) (Res.10-2182)

Recommendation of the Public Safety & Licensing Committee on 9-13-10: That final payment for Contract 52-07 (K7-061), Remodel Racine Zoological Gardens - Phase III by Seater Construction Co., Inc. in the amount of \$1,885,107.02 be approved.

Fiscal Note: Funds are available in account 987-740-5030, Zoo Remodeling Phase III.

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

10-5548

Subject: (Direct Referral) Communication from the Purchasing Agent submitting the sale of abandoned vehicles for August 31, 2010.

Recommendation of the Public Safety & Licensing Committee on 9-13-10: That the bids received on the sale of abandoned vehicles 8-31-2010 be received and filed.

Fiscal Note: This will generate \$8675.00 in revenue.

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

10-5558

Subject: Communication from the Police Chief requesting to discuss acceptance of the 2010 SPA-NTOA Trijicon Grant (Grant Control No. 2010-025). (Res.10-2174)

Recommendation of the Finance & Personnel Committee on 9-13-10: That the Mayor and City Clerk be authorized and directed to enter into an agreement for the 2010 SPA-NTOA Trijicon Grant to be utilized for five (5) gun sights and mounts for SWAT weapons. (Grant Control No. 2010-025)

Recommendation of the Public Safety and Licensing Committee on 9-13-10: That the Mayor and City Clerk be authorized and directed to enter into an agreement for the 2010 SPA-NTOA Trijicon Grant to be utilized for five (5) gun sights and mounts for SWAT weapons. (Grant Control No. 2010-025)

Fiscal Note: No match required on the part of 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 Aron Wisneski that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

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

EXCUSED: 1 - Marcus

City Plan Commission Report, by Ald. Holding[10-5561](#)

Subject: (Direct Referral) Review of a two-lot Certified Survey Map at 2806 Lathrop Avenue for Tri City National Bank. (Res.10-2183)

Recommendation of the City Plan Commission on 9-8-10: That the CSM be approved subject to conditions.

Fiscal Note: N/A

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

Redevelopment Authority of the City of Racine Report, by Ald. Spangenberg[10-5435](#)

Subject: Communication from the Alderman of the 1st District requiring a 60-day moratorium on the transfer of property by the City of Racine and the Redevelopment Authority of the City of Racine to Habitat for Humanity to review the policies and procedures of such transfers to begin immediately upon approval by the Common Council.

Recommendation of the City Plan Commission on 8-25-10: Receive and file.

Recommendation of the Redevelopment Authority on 9-3-10: Receive and file.

Fiscal Note: N/A

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

[10-5552](#)

Subject: (Direct Referral) Request of the Executive Director to sell at no or minimal cost the remnant parcel at 1918 DeKoven Avenue for combination with adjacent, privately owned property.

Recommendation of the Redevelopment Authority on 9-3-10: That the Common Council approve the sale of 1918 DeKoven Avenue for one dollar for the purpose of combining it with the privately owned property at 1908 DeKoven Avenue.

Fiscal Note: After the sale, the vacant property will no longer be tax-exempt, resulting in an estimate new tax payment of \$144.00.

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

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

EXCUSED: 1 - Marcus

Committee of the Whole Report, by Ald. Coe,**10-4836**

Subject: communication from the 11th District Alderman wishing to discuss amending the public comment segment to allow brief discussion, in accordance with the Attorney General's OML Compliance Guide.

Recommended: that the Item 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.

09-3555

Subject: Communication from the Alderman of the 11th District requesting that Curtis Garner appear before the committee to present possibilities for improving the BUS system.

Recommended: that the Item 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 Jeff Coe that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

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

EXCUSED: 1 - Marcus

Office of the Mayor Report, by Ald. Coe,**10-5610**

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

Reappoint Alderman Raymond DeHahn 2706 Diane Lane Racine, 53404 to the Transit and Parking Commission for a 1 year term expiring October 1, 2011

Reappoint Mark Kowbel 918 Florence Ave Racine, 53402 to the Transit and Parking Commission for a 3 year term expiring October 1, 2013

Appoint April Jacobs 2923 LaSalle St. Racine, 53402 to the Community Development Committee to fill the current vacancy set to expire May 1, 2011

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

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

EXCUSED: 1 - Marcus

G. Consent Agenda - Resolutions

Res.10-2174 Police Chief authorized to accept the 2010 SPA-NTOA Trijicon Grant, and that the Mayor and City Clerk be authorized to enter into the 2010 SPA-NTOA Trijicon Grant Agreement to be used for SWAT weapons

Resolved, that the Police Chief be authorized to accept the 2010 SPA-NTOA Trijicon Grant, and that the Mayor and City Clerk be authorized and directed to enter into an agreement for the 2010 SPA-NTOA Trijicon Grant to be utilized for five (5) gun sights and mounts for SWAT weapons. (Grant Control No. 2010-025)

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

Sponsors: Aron Wisneski and James T. Spangenberg

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

Res.10-2175 Bid received by the Commissioner of Public Works on September 2, 2010 for PRCS Asphalt Pavement Improvements be accepted, and Parking Lot Maintenance, Inc., be awarded the contract

Resolved, that the bid received for PRCS Asphalt Pavement Improvements, be awarded to Parking Lot Maintenance, Inc., at its bid price of \$220,545.65, it being the lowest responsible bidder.

Fiscal Note: Funding is available from the following accounts; 989-700-5030, Various Locations Remove Pavement, \$2,699.00;

990-700-5020 Parks Paving Projects 10 year plan, \$157,882.39; 990-650-5020, Humble Repave Road, \$26,873.00; 207-000-5750, Cemetery Land Improvements, Roads and Walks 2009, \$10,214.00; 207.000.5750, Cemetery Land Improvements, Replace Catch Basins 2009, \$4,180.00; 207-000-5750, Cemetery Land Improvements Road, and Walks-2010, \$18,697.26.

Sponsors: Aron Wisneski

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

Res.10-2176

Amendment No. 1 to Professional Services Agreement for Architectural Design Services for Restroom Facility at Horlick Athletic Field, Butterfield, Rudie & Seitz Architects, Inc., be accepted

Resolved, that Amendment No. 1 to the Professional Services Agreement for Architectural Design Services for the Restroom Facility at Horlick Athletic Field by Butterfield, Rudie & Seitz Architects, Inc., for an increase of \$700.00 for a total contract amount of \$13,700.00, be approved.

Fiscal Note: Funds are available in the following Account: 990-700-5030, Parks Facilities Upgrades, 10 year plan.

Sponsors: Aron Wisneski

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

Res.10-2177

Work be accepted and final payment authorized for Design Services for Boiler Replacement at Dr. Bryant Community Center, Southport Consulting, Inc.

Resolved, that the work be accepted and final payment be authorized for Design Services for Boiler Replacement at Dr. Bryant Community Center, for a total contract amount of \$6,600.00.

Fiscal Note: Funds are available in Account 990-680-5010, Bryant Center Replace Boiler.

Sponsors: Aron Wisneski

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

Res.10-2178

Work be accepted and final payment be authorized for Design Services for Boiler Replacement at Wustum Museum, Southport Consulting, Inc.

Resolved, that the work be accepted and final payment authorized for Design Services for Boiler Replacement at Wustum Museum, Southport Consulting, Inc., for a total contract amount of \$3,700.00.

Fiscal Note: Funds are available in Account 655-000-5980, Wustum HVAC.

Sponsors: Aron Wisneski

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

Res.10-2179

Amendment No. 1 to Professional Services Agreement, Design Services for Boiler Replacement at Dr. Bryant Community Center, Southport Consulting, Inc., be approved

Resolved, that Amendment No. 1 to the Professional Services Agreement, Design Services for Boiler Replacement at Dr. Bryant Community Center, Southport Consulting, Inc., in the amount of \$700.00 for a total contract amount of \$6,600.00, be approved.

Fiscal Note: Funds are available in Account 990-680-5010, Bryant Center Replace Boiler.

Sponsors: Aron Wisneski

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

Res.10-2180

Work be accepted and final payment authorized for Architectural Design Services, Restroom Facility at Horlick Athletic Field, Butterfield, Rudie & Seitz Architects, Inc.

Resolved, that the work be accepted and final payment authorized for Architectural Design Services, Restroom Facility at Horlick Athletic Field, Butterfield, Rudie & Seitz Architects, Inc., for a total contract amount of \$13,700.00.

Fiscal Note: Funds are available in Account 990-700-5030, Parks Facilities Upgrades, 10 year plan.

Sponsors: Aron Wisneski

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

Res.10-2181

Change Order No. 9, Contract 52-07 (K7-061), Remodel Racine Zoological Gardens, Phase III, Seater Construction Co., Inc., be approved

Resolved, that Change Order #9, Contract 52-07 (K7-061), Remodel Racine Zoological Gardens, Phase III, Seater Construction Co., Inc., in the amount of \$2,631.00 be approved, for a total contract amount of \$1,885,107.02.

Fiscal Note: Funds are available in Account 987-740-5030, Zoo Remodeling Phase III.

Sponsors: Aron Wisneski

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

Res.10-2182

Work be accepted and final payment authorized for Contract 52-07 (K7-061), Remodel Racine Zoological Gardens - Phase III, Seater Construction Co., Inc.

Resolved, that the work be accepted and final payment authorized for Contract 52-07 (K7-061), Remodel Racine Zoological Gardens - Phase III by Seater Construction Co., Inc., for a total contract amount of \$1,885,107.02.

Fiscal Note: Funds are available in Account 987-740-5030, Zoo Remodeling Phase III.

Sponsors: Aron Wisneski

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

Res.10-2183

Approval of two-lot Certified Survey Map at 2806 Lathrop Avenue, Tri City National Bank, subject to conditions

Resolved, that the two-lot Certified Survey Map at 2806 Lathrop Avenue for Tri City National Bank be approved subject to the following conditions:

- a. That the CSM presented to the Plan Commission on September 8, 2010 be approved, subject to the conditions contained herein.
- b. That the following notations and illustrations be added to the CSM:
 1. Label and illustrate a 10 foot vision clearance triangle from the point of intersection of the south line of Pierce Blvd. and Lathrop Avenue.
 2. Label and illustrate a "no accesses" restriction trending west from the point of intersection of the south line of Pierce Blvd and west line of Lathrop Ave for a distance of 50 feet.
 3. Label and illustrate a "no access restriction trending south from the point of intersection of the south line of Pierce Blvd and west line of Lathrop Ave for a distance of 20 feet.
 4. Place note in "Grass" area along Russet Street that states "25 foot landscape buffer" and delineate the 25 foot north-south buffer line.

Fiscal Note: N/A

Sponsors: Gregory Holding

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

Res.10-2184

Permission granted to McKinley Middle School to close City streets for the McKinley 5K Fun Run/Walk on Friday, September 24, 2010, with stipulations

Resolved, that McKinley Middle School be granted permission to use close Mohr Avenue from Graham Street to Chicago Street; Chicago Street from Mohr Avenue to Rupert Boulevard; Rupert Boulevard from Chicago Street to Kinzie Avenue; and portions of the bicycle pathways for a 5K Run/Walk on Friday, September 24, 2010, from 8:00 a.m. to 12:00 p.m.

Further resolved, that permission be granted 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.

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

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

Sponsors: Gregory Holding

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

Res.10-2185

Permission granted to property owners of 2822 and 2828 Diane Avenue to remove sidewalks abutting their properties

Resolved, that the property owners of 2822 and 2828 Diane Avenue be granted permission to remove the sidewalk abutting their properties in accordance with the City's policy regarding sidewalks and their removal.

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

Sponsors: Gregory Holding

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

Res.10-2186

Permission granted to the property owner of 2905 and 2911 Diane Avenue to remove sidewalk abutting their properties

Resolved, that the property owner of 2905 and 2911 Diane Avenue be granted permission to remove the sidewalk abutting the properties in accordance with the City's policy regarding sidewalks and their removal.

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

Sponsors: Gregory Holding

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

Res.10-2187

Change Order No. 1 to Contract 31-10 (K0-039), Roof Replacement - 1511 Washington Avenue, Carlson Racine Roofing & Sheet Metal, Inc., contractor, be approved

Resolved, that Change Order No. 1 to Contract 31-10 (K0-039), Roof Replacement -1511 Washington Avenue, Carlson Racine Roofing & Sheet Metal, Inc., contractor, be approved in the amount of \$3,000.00.

Further resolved, that funding to defray the cost of this change order be appropriated from Account 976.000.5110, 1511 Washington Avenue.

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.10-2188

Resolution No. 10-1979 of April 19, 2010, regarding an agreement with Hartmann Design for a new design sign at the Racine Metro Transit Center, be rescinded

Resolved, that Resolution No. 10-1979, dated April 19, 2010, regarding agreement with Hartmann Design to design a new site naming sign at the Racine Metro Transit Center, be rescinded.

Fiscal Note: Not applicable at this time.

Sponsors: Gregory Holding

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

Res.10-2189

Mayor and City Clerk be authorized to enter into a Professional Services Agreement with ARC Architectural Group, Racine, Wisconsin, for signage design for the Corinne Reid-Owens Transit Center

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a Professional Services Agreement with ARC Architectural Group, Racine, WI, for signage design services for the Corinne Reid-Owens Transit Center, in the not-to-exceed amount of \$3,350.00.

Further resolved, that funds to defray the cost of these professional services are available in the Operation Budget of the Belle Urban System Enterprise Fund.

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.10-2190

Amendment No. 2 to State Contract ID: 2350-13-00/70, Douglas Avenue (Hwy. 32), Goold Street to Three Mile Road, Graef, Inc., consultant, be approved

Resolved, that Amendment No. 2 to State Contract ID: 2350-13-00/70, Douglas Avenue (Hwy. 32), Goold Street to Three Mile Road, Graef, Inc., consultant, be approved in the amount of \$56,566.77, with the City's share being \$11,313.35 and the State's share being \$45,253.42.

Further resolved, that funding to defray the cost of the City's share of these professional services be appropriated from Account 989.908.5110, Douglas Avenue - Goold to Three Mile.

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.10-2191

Official Notice #9, 1300 banquet chairs, 130 chair dollies with 30 extra seat cushions for Festival Hall, be awarded to CDI, Waukesha, Wisconsin

Resolved, that Official Notice #9, 1,300 banquet chairs, 130 chair dollies with 30 extra seat cushions to be utilized at the Festival Hall, be awarded to CDI, Waukesha, WI, it being the low responsive responsible bidder.

Fiscal Note: There are sufficient funds available in Account 108.990.5540.

Sponsors: James T. Spangenberg

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

Res.10-2192

2011 Operating Plan for Douglas Avenue Business Improvement District No. 4 be approved

Resolved, that the 2011 Operating Plan for Douglas Avenue Business Improvement District No. 4 be approved, and the Finance Director be authorized and directed to place the special assessments listed in the plan

on the property tax bills of the parcels within the District.

Fiscal Note: It is estimated that \$68,855.85 will be raised through BID assessments to be placed into the Douglas Avenue Bid's revenue account.

Sponsors: James T. Spangenberg

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

Res.10-2193

Permission granted to the Director of City Development to apply to the U.S. Environmental Protection Agency for a grant to perform environmental site assessments at brownfields properties throughout the City

Resolved, that permission be granted for the Director of City Development to apply for the \$400,000 U.S. Environmental Protection Agency Grant to be utilized for environmental site assessments at brownfields properties throughout the City. (Grant Control No. 2010-031)

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

Sponsors: James T. Spangenberg

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

Council Action

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

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

EXCUSED: 1 - Marcus

H. Adjourn

The meeting was adjourned at 7:35 by Alderman Shakoor. The next scheduled meeting of the Council is October 5, 2010.

ATTEST: JANICE M. JOHNSON-MARTIN
CITY CLERK