



City of Racine

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

Meeting Minutes - Final Common Council

*Mayor John T. Dickert, Alderman Q.A. Shakoor, II, Alderman Eric Marcus,
Alderman Michael Shields, Alderman Ronald D. Hart,
Alderman Jim Kaplan,
Alderman Dennis Wisner, Alderman Aron Wisneski, Alderman Sandy Weidner, Alderman Terry McCarthy, Alderman Raymond DeHahn, Alderman Gregory Holding, Alderman Robert Mozol, Alderman O. Keith Fair, Alderman Melissa Kaprelian-Becker, Alderman James Morgenroth*

Tuesday, May 17, 2011

7:00 PM

Room 205, City Hall

A. Call To Order

PRESENT: 12 - Shakoor, II, Marcus, Shields, Wisner, Weidner, Wisneski, McCarthy, DeHahn, Holding, Mozol, Fair and Morgenroth
EXCUSED: 3 - Hart, Kaplan and Kaprelian-Becker

B. Pledge of Allegiance To The Flag

Boy Scout Troop 129 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 Holding.

D. Public Comments

*George Meyers
Norb DeKeuster
Dan Doperalski
Ola Baiyewu*

E. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

[11-6416](#)

Subject: communication from the City Attorney submitting the claim of James Trones (d/b/a Jim's Comfort Flow Heating) for consideration.

Referred to Finance and Personnel Committee

[11-6417](#)

Subject: communication from the City Attorney submitting the claim of Renovators Unlimited LLC for consideration.

Referred to Finance and Personnel Committee

[11-6418](#) **Subject:** communication from the City Attorney submitting the claim of Rubel Plumbing Limited Liability Company for consideration.

Referred to Finance and Personnel Committee

[11-6428](#) **Subject:** communication from the City Attorney submitting the claim of Hartford Underwriters Insurance Company (H. Dodge) for consideration.

Referred to Finance and Personnel Committee

[11-6439](#) **Subject:** communication from the City Attorney submitting the claim of D'Andre Price for consideration.

Referred to Finance and Personnel Committee

[11-6352](#) **Subject:** Communication from the Director of Parks, Recreation and Cultural Services requesting approval to waive the Hawkers and Peddlers License Fee for vendors at the 2011 Juneteenth Day Celebration.

Referred to Finance and Personnel Committee

[11-6385](#) **Subject:** Communication from the City Clerk submitting the bid received for printing the Common Council Proceedings and legal notices for the period of June 1, 2011 through May 31, 2012.

Referred to Finance and Personnel Committee

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

[11-6396](#) **Subject:** The following renewal application(s) for a Class" A" Retail Fermented Malt Beverage License for 2011-2012:

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

Balwinder Dhillon 1530 Douglas Avenue
(Tradename) Queensway Food Mart

Gursimr, LLC 5302 Washington Avenue
(Tradename) Washington Avenue Citgo
Kuldip S. Ahuja, Agent

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

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

Rapids Drive Convenience, LLC 3502 Rapids Drive
(Tradename) Rapids Drive Convenience
Stephen Grebe, Agent

Referred to Public Safety and Licensing Committee

11-6397

Subject: The following renewal application(s) for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2011-2012:

The Rhino Bar, LLC 1659 N. Main Street
(Tradename) The Rhino Bar
Nicole Woods, Agent

Baldolino, LLC 3408 Douglas Avenue
(Tradename) Baldo's Mexican Restaurant
Baldomero Benitez, Agent
CHANGE OF AGENT

WHG Real Estate South, LLC 2521 S. Greenbay Road
(Tradename) Applebee's
Timothy Geniesse, Agent

LJF Corporation 3012 Rapids Drive
(Tradename) Stone Corral
Luciano Flores, Agent

David J. Russell 600 High Street
(Tradename) The Cornerstone

Mike Williams 1403 Superior Street
(Tradename) Winner's Circle

Double D's Jam, Inc. 1307 Douglas Avenue
(Tradename) Double D's II
Daniel J. Daams, Agent

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

American Legion Post #546 1234 Douglas Avenue
(Tradename) American Legion Post
James Price, Agent

Bucket's Pub 2031 Lathrop Avenue
(Tradename) Bucket's Pub
Charles F. Brandt, Agent

Anchor Inn & Bowling Corporation 3701 Durand Avenue
(Tradename) Plaza Bowling Center
John Landerman, Agent

Racine Labor Hall, Inc. 2100 Layard Avenue
(Tradename) Racine Labor Center
Richard K. Fought, Agent

Infusino Pizzeria & Restaurant, Inc. 3201 Rapids Drive
(Tradename) Infusino's Italian Village
Emilio Infusino, Agent

Infusino's Pizzeria & Restaurant, Inc. 3225 Rapids Drive
(Tradename) Infusino's Restaurant
Emilio Infusino, Agent

Rojo's Pub, LLC 1317 Yout Street
(Tradename) Rojo's Pub
Joseph A. Vlasak, Agent

TTDH, Inc. 2100 Douglas Avenue
(Tradename) Gus's Gyro's/Better Day BP
Constantin Tousis, Agent

Referred to Public Safety and Licensing Committee

11-6398

Subject: The following renewal application(s) for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2011-2012:

Timers of Racine, Inc. 3800 Northwestern Avenue
(Tradename) Timers
Shawn D. Voss, Agent

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

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

Siddi Vinayak, Inc. 2062 Lathrop Avenue

(Tradename) Arbee's Liquor Store
Jagdish Patel, Agent

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

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

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

Piggly Wiggly Midwest, LLC 4011 Durand Ave.
(Tradename) Piggly Wiggly Supermarket
Joseph Logocki, Agent

Jesus S. & Yolanda Maldonado 516 High Street
(Tradename) Santa Fe Liquor

Kamaljit K. Dhaliwal & Deepinder S. Dhaliwal 1917 Sixteenth
Street
(Tradename) AD United Petroleum

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

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

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

Aldi, Inc. 3110 Douglas Avenue
(Tradename) Aldi #28
Lorelei Rasch, Agent

Referred to Public Safety and Licensing Committee

[11-6399](#)

Subject: The following renewal application(s) for a Class "B" Retail
Fermented Malt Beverage License for 2011-2012:

CEC Entertainment, Inc. 5612 Durand Avenue

(Tradenname) Chuck E. Cheese's
Paula Zastrow, Agent

Clifford Wolosek 301 Hamilton Avenue
(Tradenname) Cliff's Boathouse

Public Golf Associates, LTD 2801 Twelfth St.
(Tradenname) Washington Park Golf Course
Scott A. Schuit, Agent

Referred to Public Safety and Licensing Committee

[11-6400](#)

Subject: The following renewal application(s) for a Wholesale License for 2011-2012:

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

Referred to Public Safety and Licensing Committee

[11-6409](#)

Subject: The following renewal application(s) for a "Class B" Club Retail Fermented Malt Beverage and Intoxicating Liquor License for 2011-2012:

Somerset Club, Inc. 201 Sixth Street
(Tradenname) Sommerset Club
David M. Perkins, Agent

Referred to Public Safety and Licensing Committee

[11-6441](#)

Subject: The following renewal application(s) for a Class"B" Public Facility Retail Fermented Malt Beverage License for 2011-2012:

Public Golf Associates LTD. 6200 Northwestern Avenue
(Tradenname) Johnson Park Clubhouse
Scott A. Schuit, Agent

Referred to Public Safety and Licensing Committee

[11-6420](#)

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting final payment for preparing plans and specifications and project administration for window and door replacement at the Humble Park Community Center.

Referred to Public Safety and Licensing Committee

[11-6427](#)

Subject: Communication from Municipal Judge submitting the deposit schedule for violations of Racine Ordinances sec.66-262, related to

Synthetic cannabinoid.

Referred to Public Safety and Licensing Committee

[11-6429](#)

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting Amendment No. 1 to the Professional Services Agreement for Design Services for Boiler Replacement at Humble Park Community Center.

Referred to Public Safety and Licensing Committee

[11-6430](#)

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting final payment for Design Services for Boiler Replacement at Humble Park Community Center.

Referred to Public Safety and Licensing Committee

Refer to Transit and Parking Commission, by Ald. DeHahn

[11-6421](#)

Subject: Communication from the Transit and Parking System Manager requesting to discuss the Joint SE WI Transit Marketing Partnership program.

Referred to Transit and Parking Commission

[11-6422](#)

Subject: Communication from the Transit and Parking System Manager requesting to discuss establishing a policy regarding any limits on the number of buses to carry paid outside advertising.

Referred to Transit and Parking Commission

[11-6423](#)

Subject: Communication from the BUS Transit Manager submitting the April BUS operating report in a revised format.

Referred to Transit and Parking Commission

[11-6424](#)

Subject: Communication from the Transit and Parking System Manager requesting to approve a new methodology for counting and reporting BUS ridership.

Referred to Transit and Parking Commission

[11-6425](#)

Subject: Communication from the Transit and Parking System Manager requesting to discuss alternatives to the current \$0.25 fare for summer trolley service.

Referred to Transit and Parking Commission

[11-6426](#)

Subject: Communication from the Transit and Parking System Manager requesting authorization to apply for a Focus on Energy Grant for LED lighting at the Belle Urban Maintenance Facility (Grant

Control No. 2011-016).

Referred to Transit and Parking Commission

[11-6437](#)

Subject: Communication from the Transit and Parking System Manager regarding BUS recognition by Transit Mutual Insurance.

Referred to Transit and Parking Commission

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[11-6270](#)

Subject: Communication from the City Attorney submitting the claim of Mohinder Singh (d/b/a US Pantry) for consideration.

Recommendation of the Finance & Personnel Committee on 4-25-11: Defer the item.

Recommendation of the Finance & Personnel Committee on 5-9-11: The claim of Mohinder Singh, d/b/a US Pantry, 6524 Greenhill Dr, 53406, requesting reimbursement in the amount of \$2,460.00 for repairs to a sign at 1627 Washington Ave that was damaged by a swaying street light on or about February 1, 2011 be denied.

Fiscal Note: N/A

Alderman Shakoor requested that item 11-6270 be considered separately.

The vote ended in a tie vote and Mayor Dickert voted "AYE" and the item passed.

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

AYES: 6 - Shakoor, II, Wiser, McCarthy, Holding, Mozol and Morgenroth

NOES: 6 - Marcus, Shields, Weidner, Wisneski, DeHahn and Fair

EXCUSED: 3 - Hart, Kaplan and Kaprelian-Becker

[11-6275](#)

Subject: [Direct Referral] Communication from the Director of Parks, Recreation and Cultural Services requesting permission to present the bids received by the Commissioner of Public Works on April 21, 2011 for Contract 22-11(K1-022) Masonry Restoration at Tyler/Domer Community Center. (Res.11-2560)

Recommendation of the Public Safety and Licensing Committee

4-25-11: That the bid for Contract 22-11(K1-022) Masonry Restoration at Tyler/Domer Community Center base bid and alternate bids #1 and #2 of AZAR LLC of Racine for a total bid of \$86,350.00 pending additional funds are approved by the Finance and Personnel

Committee be approved.

Recommendation of the Finance & Personnel Committee on 5-9-11: Recommend that \$23,324 be transferred from account 990.680.5010, Bryant Center Boiler Replacement, to account 990.670.5010, Tyler-Domer Tuck Pointing and that the bid for Contract 22-11 (K1-022) Masonry Restoration at Tyler/Domer Community Center base bid and alternate bids #1 and #2 of AZAL LLC of Racine for a total bid of \$86,350 be approved.

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

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

[11-6285](#)

Subject: Communication from the Transit and Parking System Manager requesting authorization to apply for a Focus on Energy Grant for LED lighting at the Belle Urban Maintenance Facility. (Grant Control No. 2011-016) (Res.11-2561)

Recommendation of the Finance & Personnel Committee on 5-9-11: That the Transit and Parking System Manager apply for a Focus on Energy Grant for LED lighting at the Belle Urban Maintenance Facility. (Grant Control No. 2011-016)

Fiscal Note: Grant amount will be approximately \$1,800.00.

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

[11-6314](#)

Subject: Refunding of 2001 Bond Issue

Recommendation of the Water Works Commission on 4/26/11: Water Works Commission approved and further recommends that this item be referred to the Finance and Personnel Committee for approval

Recommendation of the Finance & Personnel Committee on 5-9-11: That the 2001 Revenue Bond be refunded.

Fiscal Note: The Water Utility could save \$131,222.00 by refinancing this bond.

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

[11-6319](#)

Subject: Communication from Shani Cleveland of the Women's Resource Center requesting a waiver of fees for the Stage-on-Wheels for Friday, June 17, 2011. (Res.11-2566)

Recommendation of the Finance & Personnel Committee on

5-9-11: That the fee charged to the Women's Resource Center for the Stage-on-Wheels on Friday, June 17, 2011, be reduced by 50%.

Fiscal Note: Normal rates vary between \$145 and \$635 per day.

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

11-6340

Subject: Communication from the Boy Scouts of America requesting a reduction of fees from May 5 through October 9, 2011. (Res.11-2567)

Recommendation of the Finance & Personnel Committee on

5-9-11: That the fees charges to the Boy Scouts of America from May 5 through October 9, 2011, be reduced by 50%.

Fiscal Note: The City will forego 50% of normal fees.

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

11-6373

Subject: Communication from the Public Health Administrator requesting to accept \$85,000 from the US Environmental Protection Agency for evaluation of rapid bacteriological analytical methods for use as fecal indicators of beach contamination. (Grant Control #2011-008) (Res.11-2564)

Recommendation of the Finance & Personnel Committee on

5-9-11: That the Public Health Administrator accept \$85,000 from the US Environmental Protection Agency for evaluation of rapid bacteriological analytical methods for use as fecal indicators of beach contamination. (Grant Control #2011-008)

Fiscal Note: There is 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.

11-6374

Subject: Communication from the Public Health Administrator requesting permission to accept \$500 from the Society for Applied Microbiology for travel expenses for Edinburgh, Scotland conference. (Grant Control #2011-016) (Res.11-2565)

Recommendation of the Finance & Personnel Committee on

5-9-11: That the Public Health Administrator accept \$500 from the Society for Applied Microbiology for travel expenses for Edinburgh, Scotland conference. (Grant Control #2011-016)

Fiscal Note: There is 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.

[11-6376](#)

Subject: Communication from Racine Habitat for Humanity requesting that the City acquire 1138 Racine Street from Racine County on its behalf. (Res.11-2562)

Recommendation of the Finance & Personnel Committee on 5-9-11: The City acquire 1138 Racine Street from Racine County on behalf of Racine Habitat for Humanity.

Fiscal note: Habitat for Humanity will pay all costs (3,409.62) to acquire the property.

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

[11-6377](#)

Subject: Communication from the Finance Director requesting to appear before the Finance & Personnel Committee with Brad Viegut of RW Baird & Company to discuss funding the 2011 Capital Projects.

Recommendation of the Finance & Personnel Committee on 5-9-11: Funding of the 2011 Capital Projects be approved.

Fiscal note: 2011 Capital Projects are budgeted at \$8,343,500.00.

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

[11-6381](#)

Subject: Communication from Jean Wolfgang, Associate Planner of City Development, requesting that the City acquire 1420 Marquette Street from Racine County. (Res.11-2563)

Recommendation of the Finance & Personnel Committee on 5-9-11: That the City acquire 1420 Marquette Street from Racine County.

Fiscal note: \$2,253.84 of 2010 CDBG Neighborhood Impact funds will be used to facilitate the purchase.

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

Council Action

A motion was made by Alderman Q.A. Shakoor, II, seconded by Alderman Sandy Weidner, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 12 - Shakoor, II, Marcus, Shields, Wisner, Weidner, Wisneski, McCarthy, DeHahn, Holding, Mozol, Fair and Morgenroth

EXCUSED: 3 - Hart, Kaplan and Kaprelian-Becker

Public Works and Services Committee Report, by Ald. Weidner

[11-6299](#)

Subject: Resolution 11-2516, of May 3, 2011, being a final resolution relating to alley improvements.

PORTLAND CEMENT CONCRETE PAVING

Alley-Kinzie Ave to Lindermann Ave; Hayes Ave to Grove Ave
Alley-Kinzie Ave to Lindermann Ave; Hayes Ave to Blaine Ave
Alley-Washington Ave to Lindermann Ave; Arthur Ave to Blaine (NS)
Alley-Washington Ave to Lindermann Ave; Arthur Ave to Blaine (EW)
Alley-Washington Ave to Lindermann Ave; Hayes Ave to Grove (NS)
Alley-Wright Ave to Washington Ave; Quincy Ave to Thurston (NS)
Alley-Wright Ave to Washington Ave; Quincy Ave to Thurston (EW)
Alley-15th St to Washington Ave; Grange Ave to Flett Ave (NS)
Alley-15th St to Washington Ave; Grange Ave to Flett Ave (EW)
Alley-19th St to 18th St; Flett Ave to Holmes Ave
Alley-17th St to the Dead End; Deane Blvd to Quincy Ave

Recommendation of the Public Works and Services Committee on 5-10-11: That Resolution No. 11-2516, of May 3, 2011, be amended to delete:

PORTLAND CEMENT CONCRETE PAVING

Alley-Kinzie Ave to Lindermann Ave; Hayes Ave to Grove Ave
Alley-Kinzie Ave to Lindermann Ave; Hayes Ave to Blaine Ave
Alley-Washington Ave to Lindermann Ave; Arthur Ave to Blaine (NS)
Alley-Washington Ave to Lindermann Ave; Arthur Ave to Blaine (EW)
Alley-Wright Ave to Washington Ave; Quincy Ave to Thurston (NS)
Alley-15th St to Washington Ave; Grange Ave to Flett Ave (NS)
Alley-15th St to Washington Ave; Grange Ave to Flett Ave (EW)
Alley-19th St to 18th St; Flett Ave to Holmes Ave

and, as amended , Resolution No. 11-2516, of May 3, 2011, be adopted.

Fiscal Note: Funds will be appropriated in the 2012 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.

[11-6338](#)

Subject: Communication from the Racine Area Veteran's, Inc.

requesting permission to close West Boulevard from Wright Avenue to Osborne Boulevard and Osborne Boulevard from West Boulevard to Graceland Cemetery for the Memorial Day Parade on Monday, May 30, 2011, from 9 a.m. to 11:30 a.m. (Res.11-2548)

Recommendation of the Public Works and Services Commission on 5-10-11: Permission be granted to the Racine Area Veteran's, Inc. to use certain City streets for the Memorial Day Parade, to start at the intersection of Washington Avenue and West Boulevard, then proceed north on West Boulevard to Osborne Boulevard, and Osborne Boulevard to Graceland Cemetery, on Monday, May 30, 2011, between 9:00 a.m and 12:00 p.m. in conjunction with this City-sponsored event. The detour for STH 20 is Lathrop Avenue, 16th Street and Taylor Avenue.

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

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

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

[11-6371](#)

Subject: Communication from the Women's Resource Center requesting to lease space at the City Hall Annex for the Hand to Hand Safe Exchange and Supervised Visitation Program of WRC. (Res.11-2550)

Recommendation of the Public Works and Services Committee on 5-10-11: That the Mayor and City Clerk be authorized and directed to enter into a lease agreement with the Women's Resource Center for 400 square feet in Rooms 116/118 at the City Hall Annex at a rate of \$12.78 per square foot. The term of the lease will be June 1, 2011 through December 31, 2011 with annual renewals.

Fiscal Note: This rental agreement will result in \$2,982.00 of additional revenue to the City of Racine in 2011.

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

[11-6348](#)

Subject: Communication from the Midtown Church of Christ requesting permission to close Bluff Avenue from 13th Street to Woodland Avenue on May 14, 2011 for a Spring Revival. (Res.11-2549)

Recommendation of the Public Works and Services Committee

on 5-10-11: That Midtown Church of Christ be granted permission to close 13th Street from Terrace Avenue to Bluff Avenue, on Saturday, May 14, 2011, from 12:00 noon to 5:00 p.m., for their Spring Revival.

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

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

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

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

11-6353

Subject: (Direct Referral) Communication from the Interim Commissioner of Public Works submitting Amendment No. 1 to Contract 55-10 (K0-070), Professional Services - Design Stage Renovations at Memorial Hall, Butterfield, Rudie & Seitz, consultant. (Res.11-2554)

Recommendation of the Public Works and Services Committee

on 5-10-11: That Amendment No. 1 to Contract 55-10 (K0-070), Professional Services - Design Stage Renovations at Memorial Hall, Butterfield, Rudie & Seitz, consultant, as submitted, be approved in the amount of \$1,000.00.

Further recommends that funding to defray the cost of these professional services be appropriated from Account 108.990.5530, Memorial Hall-Stage Upgrading.

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.

11-6356

Subject: Communication from the Interim Commissioner of Public

Works/City Engineer submitting a State/Municipal Agreement for the Lake Michigan Phase 3 Project, State ID: 1693-34-07/77.
(Res.11-2556)

Recommendation of the Public Works and Services Committee on 5-10-11: That the Mayor and City Clerk be authorized and directed to enter into a State/Municipal Agreement with the Wisconsin Department of Transportation for the Lake Michigan Phase 3, State Project ID: 1693-34-07/77 be approved in the amount of \$1,295,138.00 with the City's share being 20%, or \$259,028.00 and the State's share being 80%, or \$1,036,110.00.

Further recommends that funding to defray the City's share of this project are available in the following accounts:

\$ 36,528.00 - Account 991.908.5610, Lake Michigan
Pathway-DeKoven South
\$222,500.00 - Account 991.908.5620, Lake Michigan Pathway-Zoo
North
\$259,028.00

Fiscal Note: Funds to defray the cost of the agreement are available as herein delineated.

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

[11-6359](#)

Subject: (Direct Referral) Communication from the Interim Commissioner of Public Works submitting bid results on Contract 30-11 (K1-032), Festival Hall AC Replacement - Phase II.
(Res.11-2552)

Recommendation of the Public Works and Services Committee on 5-10-11: That Contract 30-11 (K1-032), Festival Hall AC Replacement-Phase II, be awarded to DMJ Services LLC d/b/a Action Heating & Cooling, Milwaukee, WI, at their bid price of \$98,242.00 plus Alternate Bid No. 1 in the amount of \$5,112.00, for a total contract amount of \$103,354.00, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from Account 108.991.5010, Festival Hall-Air Handler.

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.

[11-6368](#)

Subject: Resolution 11-2517, of May 3, 2011, being a final resolution relating to street/alley/sidewalk improvements.

PORTLAND CEMENT CONCRETE PAVING

Alley-Carmel Ave to Mohr Ave; Graham St to Chicago St

Barbara Dr-Cul-de-sac to Golf Ave

Alley-Goold St to Jones Ave; Geneva St to LaSalle St (NS-W)

Alley-Goold St to Jones Ave; Geneva St to LaSalle St (EW)

Alley-Goold St to Jones Ave; Geneva St to LaSalle St (NS-E)

Alley-Goold St to Walton Ave; LaSalle St to Superior St

Alley-Jones Ave to Walton Ave; Charles St to Geneva St (EW)

Alley-Jones Ave to Walton Ave; Charles St to Geneva St (NS)

Alley-Walton Ave to Romaine Ave; Green St to St. Clair St

Sidewalk-21st St to Taylor Ave (East Side)

Recommendation of the Public Works and Services Committee on 5-10-11: That the resolution 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.

[11-6380](#)

Subject: (Direct Referral) Communication from the Human Capital Development Corp., Inc. requesting the extension of a CMAQ grant and for purchase of an additional van. (Res.11-2551)

Recommendation of the Public Works and Services Committee on 5-10-11: that the City of Racine support the purchase of an additional van for the Human Capital Development Corp., Inc. in conjunction with the Racine Rideshare Shuttle CMAQ grant.

Fiscal Note: Estimated vehicle cost is \$40,000 with funding available through the Racine Rideshare CMAQ Grant.

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

[11-6388](#)

Subject: (Direct Referral) Communication from the Interim Commissioner of Public Works submitting Change Order No. 1 to Contract 1-11 (K1-001), City Hall Renovations-Phase III, Seater Construction Co., Inc., contractor. (Res.11-2555)

Recommendation of the Public Works and Services Committee on 5-10-11: That Change Order No. 1 on Contract 1-11 (K1-001), City Hall Renovations-Phase III, Seater Construction Co., Inc., contractor, be approved in the amount of \$13,859.00.

Further recommends that funding to defray the cost of this change

order be appropriated from Account 990.100.5010, City Hall-Facilities Plan Implementation.

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.

[11-6406](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 3 to Contract 7-09 (K9-007), Professional Services - Repairs to State Street Bridge, Ayres Associates, Inc., consultant. (Res.11-2553)

Recommendation of the Public Works and Services Committee on 5-10-11: That Amendment No. 3 to Contract 7-09 (K9-007), Professional Services - Repairs to State Street Bridge, Ayres Associates, Inc., consultant, as submitted, be approved that will provide a time extension until July 1, 2011 to complete this contract.

Fiscal Note: There will be no change in contract price as a result of this change order.

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

Council Action

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

AYES: 12 - Shakoor, II, Marcus, Shields, Wisner, Weidner, Wisneski, McCarthy, DeHahn, Holding, Mozol, Fair and Morgenroth

EXCUSED: 3 - Hart, Kaplan and Kaprelian-Becker

Public Safety and Licensing Committee Report, by Ald. Wisneski

[11-6297](#)

Subject: (New) Application of Jose E. Sanchez, Sarkis A. Asdigian, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 1318 Douglas Avenue. (4th District)

Recommendation of the Public Safety and Licensing Committee 4-25-11: That this item be deferred and the agent be sent a letter to appear at the May 9th Public Safety and Licensing Committee Meeting.

Recommendation of the Public Safety & Licensing Committee on 5-9-11: That the application of Jose E. Sanchez, Sarkis A. Asdigian, Agent for a "Class B" Fermented Malt Beverage and Intoxicating

Liquor License for 1318 Douglas Avenue be approved.

Fiscal Note: N/A

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

11-6336

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting Change Order #1 for Contract 44-10 (K0-053) Door and Window Replacement at Humble Park Community Center by Softer Lite Window Co. (Res.11-2557)

Recommendation of the Public Safety & Licensing Committee on 5-9-11: That Change Order #1 for Contract 44-10 (K0-053) Door and Window Replacement at Humble Park Community Center by Softer Lite Window Co. be approved for a decrease of \$582.00.

Fiscal Note: Funds are available in account 990-650-5010, Humble Exterior Doors and Windows.

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

11-6337

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting final payment for Contract 44-10 (K0-053) Door and Window Replacement at Humble Park Community Center by Softer Lite Window Co. (Res.11-2558)

Recommendation of the Public Safety & Licensing Committee on 5-9-11: That final payment for Contract 44-10 (K0-053) Door and Window Replacement at Humble Park Community Center by Softer Lite Window Co. be approved.

Fiscal Note: Funds are available in account 990-650-5010, Humble Exterior Doors and Windows.

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

11-6354

Subject: (New) Application of DJK Foods, LLC, David J. Koenig, Agent, for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 3900 Erie Street. (15th District)

Recommendation of the Public Safety & Licensing Committee on 5-9-11: That the application of DJK Foods, LLC, David J. Koenig, Agent, for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 3900 Erie Street be approved.

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 Alderman Aron Wisneski, seconded by Alderman Gregory Holding, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 12 - Shakoor, II, Marcus, Shields, Wisner, Weidner, Wisneski, McCarthy, DeHahn, Holding, Mozol, Fair and Morgenroth

EXCUSED: 3 - Hart, Kaplan and Kaprelian-Becker

City Plan Commission Report, by Ald. Wisneski

11-6345

Subject: (Direct Referral) Request for a Conditional Use permit from Matt Behrs and Melody Kloska to operate a year-round farmers' market at 3340 & 3316 Douglas Avenue. (PC-11) (Res.11-2542)

Recommendation of the City Plan Commission on 5-11-11: That the item be approved subject to conditions.

Fiscal Note: N/A

A motion was made that this Conditional Use Permit be Received and Filed as Reported. The motion was APPROVED.

11-6413

Subject: (Direct Referral) Consideration of a request for a Conditional Use permit from Ed Bauer to operate a motorcycle/scooter repair facility at 1427 Junction Avenue. (PC-11) (Res.11--2543)

Recommendation of the City Plan Commission on 5-11-11: That the item be approved subject to conditions.

Fiscal Note: N/A

A motion was made that this Conditional Use Permit be Received and Filed as Reported. The motion was APPROVED.

Council Action

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

AYES: 12 - Shakoor, II, Marcus, Shields, Wisner, Weidner, Wisneski, McCarthy, DeHahn, Holding, Mozol, Fair and Morgenroth

EXCUSED: 3 - Hart, Kaplan and Kaprelian-Becker

Community Development Committee Report, by Ald. Holding**11-6138**

Subject: (Direct Referral) Request from the Racine Literacy Council requesting a repurposing of their remaining 2009 CDBG funds to install two ADA automated door systems at 734 Lake Avenue. (Res.11-2559)

Recommendation of the Community Development Committee on 5-12-11: That the request of the Racine Literacy Council to repurpose their remaining 2009 Community Development Block Grant funds to install two automated door systems at 734 Lake Avenue be approved.

Fiscal Note: The funds were allocated for improvements to the property at 734 Lake Avenue.

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

AYES: 12 - Shakoor, II, Marcus, Shields, Wisner, Weidner, Wisneski, McCarthy, DeHahn, Holding, Mozol, Fair and Morgenroth

EXCUSED: 3 - Hart, Kaplan and Kaprelian-Becker

Redevelopment Authority of the City of Racine Report, by Ald. Shakoor**11-6362**

Subject: (Direct Referral) Accepting a proposal and granting an option for the purchase of redevelopment of 3101 through 3121 Washington Avenue, 1219 Grove Avenue, and 1218 West Boulevard.

Recommendation of the Redevelopment Authority on 5-2-11: That the Common Council approve the report and action of the Redevelopment Authority granting Peter Schwabe (d.b.a. Big Bend Development, LLC) an option to purchase and redevelop the Authority's property at 3101 through 3121 Washington Avenue, 1219 Grove Avenue, and 1218 West Boulevard. The option shall be based on Peter Schwabe's proposal and the Authority's Request for Proposals.

Fiscal Note: Mr. Schwabe has paid the \$1,000 fee required by the Authority's RFP. He estimates the redevelopment will cost \$3.5 million; he will consider additional commercial development on the property. He proposes to pay the Authority \$200,000 for the property.

Alderman McCarthy made an amendment seconded by Alderman Mozol that the RDA bring in a final developer agreement with identified tenant and the item be brought back before Council. Amendment passed by the following vote:

AYES: Holding, McCarthy, Morgenroth, Mozol, Shakoor, Shields, Weidner, Wisner, Wisneski, DeHahn and Fair

NOES: Marcus

EXCUSED: Hart, Kaplan and Kaprelian-Becker

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

AYES: 10 - Shakoor, II, Wisner, Weidner, Wisneski, McCarthy, DeHahn, Holding, Mozol, Fair and Morgenroth

NOES: 2 - Marcus and Shields

EXCUSED: 3 - Hart, Kaplan and Kaprelian-Becker

Executive Committee Report, by Ald Holding

11-6383

Subject: (Direct Referral) Communication from the Mayor wishing to convene in closed session to discuss, with the Executive Committee of the Common Council, the employment and compensation of a specific public employee over whom the Common Council has jurisdiction.

Recommendation of the Executive Committee 5-3-11: Approval of the Mayor's choice for Commissioner of Public Works.

Fiscal Note: N/A

Alderman Holding stated the committee's recommendation should be to actually receive and file the communication.

Alderman Marcus made a motion seconded by Alderman Shields to refer the communication to the Committee of the Whole. Motion failed by the following vote:

AYES: Marcus, Shields and Fair

NOES: Holding, McCarthy, Morgenroth, Mozol, Shakoor, Weidner, Wisner, Wisneski and DeHahn

EXCUSED: Hart, Kaplan and Kaprelian-Becker

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

AYES: 9 - Shakoor, II, Wisner, Weidner, Wisneski, McCarthy, DeHahn, Holding, Mozol and Morgenroth

NOES: 3 - Marcus, Shields and Fair

EXCUSED: 3 - Hart, Kaplan and Kaprelian-Becker

Office of the Mayor Report, by Ald. Holding

11-6419

Subject: Communication from Mayor Dickert nominating

appointments/reappointments to the following committees, boards and/or commissions:

Appoint Alderman Terry McCarthy 317 West Blvd Racine, 53405 to the Access Corridor Development Review Committee for a term of 1 year expiring May 1, 2012

Appoint Alderman Terry McCarthy 317 West Blvd Racine, 53405 to the Community Development Committee for a 1 year term expiring May 1, 2012

Appoint Charlene Mills 424 North Memorial Drive Racine, 53404 to the Board of Ethics for a 6 year term expiring May 1, 2017

Appoint Melvin Hargrove 4144 La Salle St Racine, 53402 to the Police and Fire Commission for a 5 year term expiring May 1, 2016

Appoint Alderman Melissa Kaprelian - Becker 2050 LaSalle St Racine, 53402 to the Business Improvement District Board #4 - Douglas Ave for a 1 year term expiring May 1, 2012

Appoint Chuck Mano 1830 Charles St Racine, 53402 to the Business Improvement District Board #4 - Douglas Ave filling the current vacancy expiring December 31, 2012

Alderman Michael Shields 1850 13th St Racine, 53403 to the Waterworks Commission, filling the current vacancy set to expire October 1, 2011

Appoint Alderman Michael Shields 1850 13th St Racine, 53403 to the Wastewater Commission, filling the current vacancy set to expire October 1, 2011

Reappoint Steve Hansen 730 Washington Ave Racine, 53403 to the Community Development Committee for a 3 year term expiring May 1, 2014

Appoint Amy Schaal 1735 N. Main St Racine, 53402 to the Parks, Recreation and Cultural Services for a 3 year term expiring April 1, 2014

Appoint Robert Krug 3231 Wheelock Dr Racine, 53405 to the Cable Television Commission for a 3 year term expiring April 1, 2014

Appoint Mark Yehlen, P.E. as Commissioner of Public Works for the City of Racine.

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

AYES: 10 - Shakoor, II, Wisner, Weidner, Wisneski, McCarthy, DeHahn, Holding, Mozol, Fair and Morgenroth

NOES: 2 - Marcus and Shields

EXCUSED: 3 - Hart, Kaplan and Kaprelian-Becker

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

[10-5838](#)

Subject: [Direct Referral] Lockwood Tennis Court Resurfacing

Recommendation of the Board of Parks, Recreation & Cultural Services 12-8-10: That this be Deferred until the February meeting, with Staff to investigate and report back the total cost to repair and resurface the Lockwood Tennis Courts to club quality.

Fiscal Note: Unknown at this time.

Recommendation of the Board of Parks, Recreation & Cultural Services 1-12-11: To defer to the May meeting.

Fiscal note: N/A

Recommendation of the Board of Parks, Recreation & Cultural Services 5-12-11: To proceed with the resurfacing of the Lockwood Tennis Courts by Midwest Sealing, and further, to refer this item to the Finance and Personnel Committee for the funding source.

Fiscal note: Quote is \$22,500.00; funds will be pursued with the Racine Community Foundation Fund.

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

[11-6137](#)

Subject: Communication from the Manager of Recreation and Cultural Services requesting approval to solicit advertising at Horlick Athletic Field's baseball diamond and football field. (Res.11-2546)

Recommendation of the Finance & Personnel Committee on

3-21-11: Permission be granted for the Manager of Park & Recreation and Cultural Services to solicit advertising at Horlick Athletic Field's baseball diamond and football field.

Fiscal Note: The baseball field advertising fee is anticipated to be \$250 with a \$175 banner fee and the football field advertising fee is anticipated to be \$330 with a \$175 banner fee. All revenues to be placed in the Park and Recreation Departments General Fund revenue accounts.

Recommendation of the Board of Parks, Recreation & Cultural

Services 4-13-11: To defer to the next meeting, and ask that the City Attorney review if certain requests can be refused.

Further, if approved by the City Attorney, it is all right for staff to proceed.

Staff recommendation to the Finance & Personnel Committee on

05-09-11: None at this time.

Fiscal Note: The baseball field advertising fee is anticipated to be \$250 with a \$175 banner fee and the football field advertising fee is anticipated to be \$330 with a \$175 banner fee. All revenues to be placed in the Parks, Recreation and Cultural Services' General Fund revenue accounts.

Recommendation of the Board of Parks, Recreation & Cultural

Services 5-11-11: To approve the request from the Manager of Recreation and Cultural Services to solicit advertising at Horlick Athletic Field's baseball diamond and football field.

Fiscal Note: Approximately \$3,500 annually.

Alderman McCarthy requested that item 11-6137 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: 10 - Shakoor, II, Marcus, Shields, Wisner, McCarthy, DeHahn, Holding, Mozol, Fair and Morgenroth

NOES: 2 - Weidner and Wisneski

EXCUSED: 3 - Hart, Kaplan and Kaprelian-Becker

[11-6263](#)

Subject: Communication from Pete Henkes, Lighthouse Run Meet Director, requesting to use city right-of-way and Monument Square on

June 18, 2011 for the 33rd Annual Lighthouse Run. (Res.11-2544)

Recommendation of the Public Works and Services Committee

on 4-26-11: Permission be granted to the sponsor of the Lighthouse Run to use certain city streets for the period of 6:00 a.m. to 10:30 a.m. on Saturday, June 18, 2011, and to close the following streets:

Main Street from State Street to Sixth Street
Lake Avenue from 8th Street to State Street
State Street from Main Street to Lake Avenue
Main Street from State Street to 3 Mile Road (west side two traffic lanes will remain open for two-way traffic)
Dodge Street from Main Street to Michigan Boulevard
Michigan Boulevard from Dodge Street to Wolff Street
Wolff Street from Michigan Boulevard to North Main Street

Further recommends that the Commissioner of Public Works be authorized and directed to communicate with the U. S. Coast Guard requesting permission to close Main Street Bridge to boat traffic for the period of 7:40 a.m. to 10:40 a.m. on Saturday, June 18, 2011 to satisfy the needs of this run.

Further recommends that this permission is 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 cost and equipment and material loss incurred by any department in the assistance of this event shall be charged to the sponsor;
- D. Sponsor shall comply with the approved policy on parking restrictions for special events, and the sponsor shall distribute to all abutting property occupants on those streets where parking is being prohibited written notices of the ban approximately 48 hours in advance of this event.
- E. Sponsor shall be responsible for all traffic control and detour signage during the event.
- F. Sponsor shall pay a \$1,400.00 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 in accordance with these stipulations.

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

event.

Recommendation of the Board of Parks, Recreation and Cultural Services on 5-11-11: To approve the communication from the Pete Henkes, Lighthouse Run Meet Director, requesting to use City right-of-way and Monument Square on June 18, 2011 for the 33rd Annual Lighthouse Run.

Further recommends that permission be granted with the following stipulations:

- A. A hold harmless agreement is executed;
- B. A liability insurance certificate is filed prior to the event;
- C. Any overtime costs incurred by any City department to assist with this project is charged to the sponsor.

Further recommends that the Director of Parks, Recreation and Cultural Services and the Chief of Police provide limited assistance, in the interest of public safety, to implement this event.

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

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

[11-6310](#)

Subject: Communication from Seth Kuranz of the Racine County Youth Coalition, requesting permission to report the results of the Racine County "40 Developmental Assets" survey.

Recommendation of the Board of Parks, Recreation & Cultural Services 5-11-11: To receive and file the communication from Seth Kuranz of the Racine County Youth Coalition, requesting permission to report the results of the Racine County "40 Developmental Assets" survey.

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

[11-6341](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting to amend Sec. 70-131(a) and Sec. 70-131(b), repealing Sec.70-131(f), and amending Sec. 70-1(b) of the Municipal Code of the City of Racine, Wisconsin relating to Fifth Street boat ramp. (Ord.3-11)

Recommendation of the Board of Parks, Recreation and Cultural Services 5-11-11: To approve the communication from the Director of Parks, Recreation & Cultural Services (insert, on behalf of the PRCS Board) requesting to amend Sec. 70-131(a) and Sec.

70-131(b), repealing Sec.70-131(f), and amending Sec. 70-1(b) of the Municipal Code of the City of Racine, Wisconsin relating to Fifth Street boat ramp.

Fiscal Note: To be determined. Amount will vary from year to year.

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

[11-6355](#)

Subject: Communication from Alderman Holding requesting that the city accept the donation of a commemorative plaque.

Recommendation of the Board of Parks, Recreation & Cultural Services 5-11-11: To approve the communication from Alderman Holding requesting that the City accept the donation of a commemorative plaque.

Fiscal note: To be determined, as it is expected that the installation will be donated, depending on the type and design.

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

[11-6357](#)

Subject: Communication from the Chair of the Root River Council requesting permission to host events September 22, 2011 through September 25, 2011 at Island Park and along Horlick Park Drive. (Res.11-2545)

Recommendation of the Board of Parks, Recreation and Cultural Services on 5-11-11: To approve the communication from the Chair of the Root River Council requesting permission to host events September 22, 2011 through September 25, 2011 at Island Park and along Horlick Park Drive, and to work with staff regarding safety concerns.

Further recommend that permission be granted with the following stipulations:

- A. A hold harmless agreement is executed;
- B. A liability insurance certificate is filed prior to the event;
- C. Any overtime costs incurred by any City department to assist with this project is charged to the sponsor.

Further recommends that the Director of Parks, Recreation and Cultural Services and the Chief of Police provide limited assistance, in the interest of public safety, to implement this event.

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

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

Council Action

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

AYES: 12 - Shakoor, II, Marcus, Shields, Wisner, Weidner, Wisneski, McCarthy, DeHahn, Holding, Mozol, Fair and Morgenroth

EXCUSED: 3 - Hart, Kaplan and Kaprelian-Becker

G. Consent Agenda

[Res.11-2542](#)

Conditional Use Permit for a year-round farmers market at 3340 and 3316 Douglas Avenue be approved with conditions

Resolved, that the request by Matt Behrs and Melody Kloska for a Conditional Use Permit to operate a year-round farmers market at 3340 & 3316 Douglas Avenue be approved subject to the following conditions:

- a. That the plans presented to the Plan Commission on May 11, 2011 be approved subject to the conditions contained herein.
- b. If deemed acceptable by the Plan Commission, ten (10) spaces may be used for outdoor uses - five (5) for sales out of vehicles and five (5) for grilling areas. No more than one (1) space per vendor may be utilized, and all required inspections and permits shall be obtained from the Health Department and any other required permits shall be obtained prior to the use taking place.
- c. That the hours of operation shall be Tuesdays from 1:00 p.m. - 6:00 p.m.; Fridays from 8:00 a.m. - 1:00 p.m.; Saturdays from 7:00 a.m. - 2:00 p.m.; and Sundays from 10:00 a.m. - 4:00 p.m.
- d. That NO PARKING signs shall be installed along the eastern property line abutting 3310 Douglas Avenue prior to issuance of a Certificate of Occupancy. No parking for any use in this shopping area shall occur on this parcel.
- e. That vendors or customers of the market may not utilize any of the existing parking spaces at 3320 Douglas Avenue (Dairy Queen).
- f. That the project shall be brought back before the Plan Commission in six months to assess the business operations and parking situation. If the overflow parking is being used consistently, the applicant/owner shall be required to bring the area up to current parking lot standards as dictated by the Zoning Ordinance and Department of Public Works.

g. That, if other businesses desire to open in the existing vacant buildings, the applicant agrees to further reduce the number of vendors or make other concessions to the degree where there will be adequate parking available for the new tenants/businesses.

h. That all codes and ordinances be complied with and required permits acquired.

i. That all proposed signage shall be submitted for review and approval by the Access Corridor Development Review Committee and prior to issuance of building permits.

j. That, unless not possible due to the potential conflict with underground utilities in the South Street parkway, one street tree shall be planted along the west side of the entrance, and two street trees be planted along the east side of the entrance prior to issuance of a Certificate of Occupancy.

k. That those improvements as required by above conditions e., j. and k. shall be fully completed by June 4, 2011. If the applicant or owner fails to implement the required improvements by June 4, 2011, a financial security shall be provided to the City in an amount equal in value to the required improvements.

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

The City is authorized by this conditional use permit to enter the site, implement the plan(s) and draw on the financial security for the cost of implementation if required improvements are not implemented by June 4, 2011. Any costs incurred in excess of the value of the financial security shall be paid by the applicant or owner or shall be imposed as a special charge against the real property in accordance with the applicable statute.

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

l. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Common Council.

Fiscal Note: N/A

Sponsors: Aron Wisneski

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

APPROVED.**Res.11-2543**

Conditional Use Permit to operate a motorcycle/scooter repair facility at 1427 Junction Avenue be approved with conditions

Resolved, that the request from Ed Bauer to operate a motorcycle and scooter repair facility at 1427 Junction Avenue be approved subject to the following conditions:

- a. That the plans presented to the Plan Commission on May 11, 2011 be approved subject to the conditions contained herein.
- b. That all applicable building and occupancy permits be obtained from the Building Inspection Department.
- c. That the hours the establishment is open to the general public be from 10:00 a.m. - 6:00 p.m., Monday through Friday, and from 10:00 a.m. - 3:00 p.m. on Saturdays, with no hours on Sunday.
- d. That no vehicle sales be conducted at this location.
- e. That there be no painting done, except by hand as minor touch-up work, at this location.
- f. That all junk and trash generated by the business shall be stored inside until taken to a trash facility. Oil shall be disposed of in line with EPA guidelines.
- g. That all activity of the business be conducted indoors, all equipment be located indoors, and that there be no external storage of equipment or work activities done outside the building.
- h. No tow truck shall be stored at this location.
- i. That all future signs comply with the zoning ordinance requirements, be professionally made, and be subject to review and approval of the Uptown Corridor Committee.
- j. That all codes and ordinances shall be complied with and required permits acquired.
- k. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Common Council.
- l. That this permit is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Aron Wisneski

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

Res.11-2544

Permission granted, with stipulations, for Lighthouse Run to use City right-of-way and Monument Square on June 18, 2011 for the 33rd Annual Lighthouse Run

Resolved, that permission be granted to the sponsor of the Lighthouse Run to use certain City streets for the period of 6:00 a.m. to 10:30 a.m. on Saturday, June 18, 2011, and to close the following streets:

Main Street from State Street to Sixth Street
Lake Avenue from 8th Street to State Street
State Street from Main Street to Lake Avenue
Main Street from State Street to 3 Mile Road (west side two traffic lanes will remain open for two-way traffic)
Dodge Street from Main Street to Michigan Boulevard
Michigan Boulevard from Dodge Street to Wolff Street
Wolff Street from Michigan Boulevard to North Main Street

Further resolved, that the Commissioner of Public Works be authorized and directed to communicate with the U. S. Coast Guard requesting permission to close Main Street Bridge to boat traffic for the period of 7:40 a.m. to 10:40 a.m. on Saturday, June 18, 2011 to satisfy the needs of this run.

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

- A. A hold harmless agreement be executed. A \$50.00 processing fee is charged.
- B. Proof of liability insurance be filed prior to this event;
- C. Any overtime cost and equipment and material loss incurred by any department in the assistance of this event shall be charged to the sponsor;
- D. Sponsor shall comply with the approved policy on parking restrictions for special events, and the sponsor shall distribute to all abutting property occupants on those streets where parking is being prohibited written notices of the ban approximately 48 hours in advance of this event.
- E. Sponsor shall be responsible for all traffic control and detour signage during the event.
- F. Sponsor shall pay a \$1,400.00 special event fee.

Further resolved, that the Commissioner of Public Works/City Engineer, Director of Parks, Recreation and Cultural Services, and Chief of Police provide limited assistance in the interest of public safety to implement this event in accordance with these stipulations.

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

Sponsors: Terry McCarthy and Sandy Weidner

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

APPROVED.**Res.11-2545**

Permission granted, with stipulations, to the Root River Council to host events for the Root River Chautauqua Festival on September 22, 2011 through September 25, 2011 at Island Park and along Horlick Park Drive

Resolved, that permission be granted to the Root River Council to host events for the Root River Chautauqua Festival on September 22, 2011 through September 25, 2011 at Island Park and along Horlick Park Drive with the following stipulations:

- A. A hold harmless agreement be executed. \$50.00 processing fee be charged.
- B. Proof of liability insurance be filed prior to the event;
- C. Any overtime costs incurred by any City department to assist with this project is charged to the sponsor.

Further resolved, that the Director of Parks, Recreation and Cultural Services and the Chief of Police provide limited assistance, in the interest of public safety, to implement this event.

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

Sponsors: Terry McCarthy

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

Res.11-2546

Permission granted to the Manager of Parks Recreation & Cultural Services to solicit advertising at Horlick Athletic Field's baseball diamond and football field

Resolved, that the Manager of Parks, Recreation & Cultural Services be granted permission to solicit advertising at Horlick Athletic Field's baseball diamond and football field.

Fiscal Note: The baseball field advertising fee is anticipated to be \$250 with a \$175 banner fee, and the football field advertising fee is anticipated to be \$330 with a \$175 banner fee. All revenues to be placed in the Park and Recreation Department's General Fund Revenue Accounts.

Sponsors: Terry McCarthy and Q.A. Shakoor, II

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

Res.11-2548

Permission granted to the Racine Area Veteran's, Inc., to close West Boulevard from Wright Avenue to Osborne Boulevard and Osborne Boulevard from West Boulevard to Graceland Cemetery for the Memorial Day Parade on Monday, May 30 2011, from 9:00 a.m. to 12:00 p.m.

Resolved, that permission be granted to the Racine Area Veteran's, Inc., to use certain City streets for the Memorial Day Parade, to start at the intersection of Washington Avenue and West Boulevard, then proceed north on West Boulevard to Osborne Boulevard, and Osborne Boulevard to Graceland Cemetery, on Monday, May 30, 2011, between 9:00 a.m and 12:00 p.m. in conjunction with this City-sponsored event. The detour for STH 20 is Lathrop Avenue, 16th Street and Taylor Avenue.

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

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

Sponsors: Sandy Weidner

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

Res.11-2549

Midtown Church of Christ be granted permission,with stipulations, to close Bluff Avenue from 13th Street to Woodland Avenue on May 14, 2011 for a Spring Revival

Resolved, that Midtown Church of Christ be granted permission to close 13th Street from Terrace Avenue to Bluff Avenue, on Saturday, May 14, 2011, from 12:00 noon to 5:00 p.m., for their Spring Revival.

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

- A. A hold harmless agreement be executed. \$50.00 processing fee is charged.
- 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. The sponsor shall pay a \$250.00 special event fee.

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

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

Sponsors: Sandy Weidner

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

Res.11-2550

Mayor and City Clerk be authorized and directed to enter into a lease agreement with the Women's Resource Center for 400 square feet in Rooms 116/118 at the City Hall Annex for the Hand to Hand Safe Exchange and Supervised Visitation Program of WRC

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a lease agreement with the Women's Resource Center for 400 square feet in Rooms 116/118 at the City Hall Annex at a rate of \$12.78 per square foot for the Hand to Hand Safe Exchange and Supervised Visitation Program of WRC. The term of the lease will be June 1, 2011 through December 31, 2011 with annual renewals.

Fiscal Note: This rental agreement will result in \$2,982.00 of additional revenue to the City of Racine in 2011.

Sponsors: Sandy Weidner

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

Council Action

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

AYES: 12 - Shakoor, II, Marcus, Shields, Wisner, Weidner, Wisneski, McCarthy, DeHahn, Holding, Mozol, Fair and Morgenroth

EXCUSED: 3 - Hart, Kaplan and Kaprelian-Becker

Res.11-2551

Permission granted to Human Capital Development Corp., Inc., to extend a CMAQ Grant, and the City of Racine supports the purchase of an additional van for the Human Capital Development Corp., Inc.

Resolved, that permission be granted to Human Capital Development Corporation, Inc., for the extension of a CMAQ Grant (Racine Rideshare Shuttle CMAQ Grant), and that the City of Racine support the purchase of an additional van for the Human Capital Development Corporation, Inc.

Fiscal Note: Estimated vehicle cost is \$40,000 with funding available through the Racine Rideshare CMAQ Grant.

Sponsors: Sandy Weidner

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

Res.11-2552

Contract 30-11 (K1-032), Festival Hall AC Replacement-Phase II, be awarded to DMJ Services LLC, d/b/a Action Heating & Cooling, Milwaukee, Wisconsin, at its bid price plus Alternate Bid No. 1

Resolved, that Contract 30-11 (K1-032), Festival Hall AC

Replacement-Phase II, be awarded to DMJ Services LLC d/b/a Action Heating & Cooling, Milwaukee, WI, at its bid price of \$98,242.00 plus Alternate Bid No. 1 in the amount of \$5,112.00, for a total contract amount of \$103,354.00, it being the lowest responsible bidder.

Further resolved, that funding to defray the cost of this public works project be appropriated from Account 108.991.5010, Festival Hall-Air Handler.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Sandy Weidner

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

Res.11-2553

Amendment No. 3 to Contract 7-09 (K9-007), Professional Services - Repairs to State Street Bridge, Ayres Associates, Inc., consultant, be approved as submitted

Resolved, that Amendment No. 3 to Contract 7-09 (K9-007), Professional Services - Repairs to State Street Bridge, Ayres Associates, Inc., consultant, as submitted, be approved that will provide a time extension until July 1, 2011 to complete this contract.

Fiscal Note: There will be no change in contract price as a result of this change order.

Sponsors: Sandy Weidner

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

Res.11-2554

Amendment No. 1 to Contract 55-10 (K0-070), Professional Services - Design Stage Renovations at Memorial Hall, Butterfield, Rudie & Seitz, consultant, be approved as submitted

Resolved, that Amendment No. 1 to Contract 55-10 (K0-070), Professional Services - Design Stage Renovations at Memorial Hall, Butterfield, Rudie & Seitz, consultant, as submitted, be approved in the amount of \$1,000.00.

Further resolved, that funding to defray the cost of these professional services be appropriated from Account 108.990.5530, Memorial Hall-Stage Upgrading.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Sandy Weidner

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

Res.11-2555

Change Order No. 1 to Contract 1-11 (K1-001), City Hall Renovations - Phase III, Seater Construction Co., Inc., contractor, be approved

Resolved, that Change Order No. 1 on Contract 1-11 (K1-001), City Hall Renovations-Phase III, Seater Construction Co., Inc., contractor, be approved in the amount of \$13,859.00.

Further resolved, that funding to defray the cost of this change order be appropriated from Account 990.100.5010, City Hall-Facilities Plan Implementation.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Sandy Weidner

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

Res.11-2556

Mayor and City Clerk be authorized and directed to enter into a State/Municipal Agreement with the Wisconsin DOT for the Lake Michigan Phase 3 Project, State Project ID: 1693-34-07/77

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a State/Municipal Agreement with the Wisconsin Department of Transportation for the Lake Michigan Phase 3 Project, State Project ID: 1693-34-07/77, be approved in the amount of \$1,295,138.00 with the City's share being 20%, or \$259,028.00 and the State's share being 80%, or \$1,036,110.00.

Further resolved, that funding to defray the City's share of this project are available in the following accounts:

\$ 36,528.00-Acct. 991.908.5610, Lake Michigan Pathway-DeKoven S.
\$ 222,500.00-Acct. 991.908.5620, Lake Michigan Pathway-Zoo North
\$ 259,028.00

Fiscal Note: Funds to defray the cost of the agreement are available as herein delineated.

Sponsors: Sandy Weidner

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

Res.11-2557

Change Order No. 1 for Contract 44-10 (K0-053), Door and Window Replacement at Humble Park Community Center, Softer Lite Window Company, be approved as submitted

Resolved, that Change Order No. 1 for Contract 44-10 (K0-053), Door and Window Replacement at Humble Park Community Center, by Softer Lite Window Co., be approved for a decrease of \$582.00, for a total contract amount of \$91,403.00.

Fiscal Note: Funds are available in Account 990-650-5010, Humble Exterior Doors and Windows.

Sponsors: Aron Wisneski

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

Res.11-2558

Work done by Softer Lite Window Company for Contract 44-10 (K0-053), Door and Window Replacement at Humble Park Community Center, be approved and final payment authorized

Resolved, that the work done by Softer Lite Window Company for Contract 44-10 (K0-053), Door and Window Replacement at Humble Park Community Center, be approved and final payment authorized for a total contract amount of \$91,403.00.

Fiscal Note: Funds are available in Account 990-650-5010, Humble Exterior Doors and Windows.

Sponsors: Aron Wisneski

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

Res.11-2559

Permission granted to Racine Literacy Council to use remaining 2009 CDBG funds to install two ADA automated door systems at 734 Lake Avenue be approved

Resolved, that permission be granted to the Racine Literacy Council to repurpose remaining 2009 Community Development Block Grant funds to install two ADA automated door systems at 734 Lake Avenue.

Fiscal Note: The funds were allocated for improvements to the property at 734 Lake Avenue.

Sponsors: Gregory Holding

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

Res.11-2560

Contract 22-11 (K1-022), Masonry Restoration at Tyler/Domer Community Center and Alternate Bids #1 and #2, be awarded to AZAR, LLC of Racine, and transfer of funds be approved

Resolved, that Contract 22-11 (K1-022), Masonry Restoration at Tyler/Domer Community Center base bid and Alternate bids #1 and #2 of AZAR LLC of Racine for a total bid of \$86,350.00 be approved.

Further resolved, that \$23,324 be transferred from Account 990.680.5010, Bryant Center Boiler Replacement, to Account 990.670.5010, Tyler-Domer Tuck Pointing.

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

Sponsors: Aron Wisneski and Q.A. Shakoor, II

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

Res.11-2561

Transit and Parking System Manager be authorized and directed to apply for a Focus on Energy Grant for LED lighting at the Belle Urban Maintenance Facility

Resolved, that the Transit and Parking System Manager be authorized and directed to apply for a Focus on Energy Grant for LED lighting at the Belle Urban Maintenance Facility (Grant Control No. 2011-016).

Fiscal Note: Grant amount will be approximately \$1,800.00.

Sponsors: Q.A. Shakoor, II

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

Res.11-2562

City of Racine acquire 1138 Racine Street from Racine County and Mayor, City Clerk and Director of City Development or his designee be authorized and directed to execute all documents on behalf of Racine Habitat for Humanity

Resolved, that the City of Racine acquire 1138 Racine Street from Racine County, and that the Mayor, City Clerk and Director of City Development or his designee be authorized and directed to execute all documents on behalf of Racine Habitat for Humanity.

Fiscal Note: Habitat for Humanity will pay all costs (\$3,409.62) to acquire the property.

Sponsors: Q.A. Shakoor, II

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

Res.11-2563

City acquire 1420 Marquette Street from Racine County, and the Mayor, City Clerk and Director of City Development or his designee, be authorized and directed to execute all documents on behalf of the City

Resolved, that the City acquire 1420 Marquette Street from Racine County, and the Mayor, City Clerk and Director of City Development or his designee, be authorized and directed to execute all documents on behalf of the City of Racine.

Fiscal Note: \$2,253.84 of 2010 CDBG Neighborhood Impact Funds will be used to facilitate the purchase.

Sponsors: Q.A. Shakoor, II

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

Res.11-2564

Public Health Administrator be granted permission to accept a grant from the US Environmental Protection Agency for evaluation of rapid bacteriological analytical methods of beach contamination

Resolved, that the Public Health Administrator be granted permission to accept \$85,000 from the US Environmental Protection Agency for evaluation of rapid bacteriological analytical methods for use as fecal indicators of beach contamination (Grant Control #2011-008).

Fiscal Note: There is no match required on the part of the City.

Sponsors: Q.A. Shakoor, II

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

Res.11-2565

Public Health Administrator be granted permission to accept a grant from the Society of Applied Microbiology

Resolved, that the Public Health Administrator be granted permission to accept \$500 from the Society for Applied Microbiology for travel expenses for Edinburgh, Scotland conference (Grant Control #2011-016).

Fiscal Note: There is no match required on the part of the City.

Sponsors: Q.A. Shakoor, II

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

Res.11-2566

Women's Resource Center for the Stage-on-Wheels on Friday, June 17, 2011, request to reduce fees be approved

Resolved, that the fee charged to the Women's Resource Center for the Stage-on-Wheels on Friday, June 17, 2011, be reduced by 50%.

Fiscal Note: Normal rates vary between \$145 and \$635 per day.

Sponsors: Q.A. Shakoor, II

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

Res.11-2567

Boy Scouts of America requesting a reduction of fees from May 5 through October 9, 2011, be approved

Resolved, that the fees charged to the Boy Scouts of America from May 5 through October 9, 2011, be reduced by 50%.

Fiscal Note: The City will forego 50% of normal fees.

Sponsors: Q.A. Shakoor, II

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

Council Action

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

AYES: 12 - Shakoor, II, Marcus, Shields, Wisner, Weidner, Wisneski, McCarthy, DeHahn, Holding, Mozol, Fair and Morgenroth

EXCUSED: 3 - Hart, Kaplan and Kaprelian-Becker

H. Resolutions

Res.11-2547 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 10th day of May, 2011 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

Apple Tree Circle - North Illinois Street to the Cul-de-sac
Kentucky Street - Kinzie Avenue to Haven Avenue
North Osborne Boulevard - Fairway Drive to Ravine Drive
Spring Valley Drive - Harrington Drive to Vista Drive
Westway Avenue - Echo Lane to Crabtree Lane
Westway Avenue - Perry Avenue to Echo Lane
Blue River Avenue - Illinois Street to Oregon Street

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Racine as follows:

1. That the report of the Commissioner of Public Works pertaining to the construction of the above described public improvements, including plans and specifications therefore, as modified, is hereby adopted and approved.
2. That the Commissioner of Public Works is directed to advertise for bids and to carry out the work of such improvement in accordance with the report of the Commissioner of Public Works.
3. That payment for said improvements be made by assessing the cost to the property benefited as indicated in said report.

4. That benefits and damages shown on the report, as modified, are true and correct, have been determined on a reasonable basis; do not exceed the value accruing to the property therefrom; and are hereby confirmed.

5. That the assessments for all projects included in said report are hereby combined as a single assessment, but any interested property owner shall be entitled to object to each assessment separately or both assessments jointly for any purpose or purposes.

6. That the assessments may be paid in cash or if any assessments are over \$200.00 it may be paid in ten (10) annual installments to the City Treasurer, deferred payments to bear interest at the rate of 8% per annum on the unpaid balance. Installments or assessments not paid when due shall bear additional interest on the amount due at the rate of 9.6% per annum.

7. The City Clerk is directed to publish this resolution in the official newspaper of the City of Racine as a Class I notice in the assessment district.

8. The Clerk is further directed to mail a copy of this resolution and a statement of the final assessment against his property, to every property owner whose name appears on the assessment roll, whose post office address is known or can with reasonable diligence be ascertained.

Dated _____

Signed _____

Mayor

Published _____

Attest _____

City Clerk

Sponsors: Sandy Weidner

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

I. Ordinances

Ord.3-11

Ordinance No. 3-11

To amend Sec. 70-131(a) and (b), repeal Sec. 70-131(f) and amend Sec. 70-1(b) of the Municipal Code of the City of Racine, Wisconsin relating to Fifth Street boat ramp.

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

Part 1:

Sec. 70-131(a) of the Municipal Code of the City of Racine is hereby

amended by changing the words in the first sentence from "Between May 1 and November 1" to read "April 1 to November 15".

Part 2:

Sec. 70-131(b) of the Municipal Code of the City of Racine is hereby amended by changing the words in the last sentence from "Between May 1 to November 1" to read "April 1 to November 15".

Part 3:

Sec. 70-131(f) of the Municipal Code of the City of Racine is hereby repealed.

Part 4:

Sec. 70-1(b) of the Municipal Code of the City of Racine is hereby amended by deleting: "Sec.70-131(f), Boat ramp parking violation, \$35.00."

Part 5:

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

Passed by the Common Council:

Approved: _____

Mayor

Attest:

City Clerk

Sponsors: Terry McCarthy

Referred to Board of Park, Recreation and Cultural Services

J. Adjourn

The meeting was adjourned at 8:55p.m. by Alderman Shakoor. The next scheduled meeting of the Council is June 7, 2011.

**ATTEST: JANICE M. JOHNSON-MARTIN
CITY CLERK**