



# 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 Robert Anderson*  
*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 Gregory Holding*  
*Alderman James T. Spangenberg, Alderman Ronald D. Hart,*  
*Alderman Robert Mozol, Alderman Kelli Stein*

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Tuesday, March 16, 2010

7:00 PM

Room 205, City Hall

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### A. Call To Order

**PRESENT:** 15 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, McCarthy, DeHahn, Shakoor, II, Holding, Wisneski, Spangenberg, Hart, Mozol and Stein

### 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 Shakoor.*

### D. Public Comments

*George Meyers*  
*Wil Levenson*  
*R. Dieter*

### E. Communications

#### **Refer to Finance and Personnel Committee, by Ald. Spangenberg**

[10-4840](#)

**Subject:** Communication from the Alderman of the 1st District requesting to meet with the Finance & Personnel Committee to discuss waiving all City fees associated with the annual St. Patrick Day Parade and the Christmas Parade.

**Referred to Finance and Personnel Committee**

[10-4845](#)

**Subject:** Communication from the Director of City Development requesting the termination of Tax Incremental District No. 3 (Shoop

Parking Ramp).

**Referred to Finance and Personnel Committee**

[10-4846](#)

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting to apply for a grant from the Wisconsin Department of Natural Resources (City Grant Control # 2010-011) in the amount of \$3,000 for Aquatic Invasive Species Control.

**Referred to Finance and Personnel Committee**

[10-4847](#)

**Subject:** Communication from the Grants Facilitator requesting permission to accept 2010 Federal funding from the Department of Education (Grant Control No. 2010-008) in the amount of \$200,000 to support after school programming at certain community centers.

**Referred to Finance and Personnel Committee**

[10-4848](#)

**Subject:** Communication from the Chief of Police requesting to waive formal bidding and the Purchasing Agent negotiate with Streicher's for the purchase of fifty (50) American Body Armor XT300 Model Vest.

**Referred to Finance and Personnel Committee**

[10-4849](#)

**Subject:** Communication from the Chief of Police requesting permission to apply for the \$150,762.55 2010 National Institute of Justice (NIJ), City Grant Control No. 2010-005, Solving Cold Cases with DNA Grant.

**Referred to Finance and Personnel Committee**

[10-4862](#)

**Subject:** Claim for excessive assessment from 2405 Northwestern Avenue, LLC for 2009 Real Estate Taxes.

**Referred to Finance and Personnel Committee**

[10-4863](#)

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

**Referred to Finance and Personnel Committee**

[10-4864](#)

**Subject:** Communication from the Grants Facilitator requesting permission to accept funding from Susan G. Komen 2010-2011 Community Health Grant, Grant Control No. 2009-064, to provide outreach and diagnostic services.

**Referred to Finance and Personnel Committee**

[10-4865](#)

**Subject:** Communication from the Grants Facilitator requesting permission to accept the Project Safe Neighborhood 2010 Grant Award in the amount of \$25,000, Grant Control No. 2009-055, to support the Community Re-Entry Program.

**Referred to Finance and Personnel Committee**[10-4866](#)

**Subject:** Communication from Aldermen of the Ninth and Eleventh Districts requesting to meet with appropriate committee to discuss changes to Purchasing Ordinance (46-28).

**Referred to Finance and Personnel Committee**[10-4855](#)

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting to accept a donation from Wisconsin Coastal Management in the amount of \$21,825.00 for North Beach mats and to waive bidding to be able to meet the grant timeline and opening of beach season. (Res.10-1925)

*Alderman Spangenberg requested suspension of the rules. There was no objection to suspension of the rules.*

*Alderman Spangenberg made a motion that the request to accept the donation be approved due to time limitations. Seconded by Alderman Shakoor. Motion passed.*

**A motion was made by Alderman James T. Spangenberg that this be Received and Filed as Reported. The motion PASSED by the following vote:**

**AYES:** 15 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, McCarthy, DeHahn, Shakoor, II, Holding, Wisneski, Spangenberg, Hart, Mozol and Stein

**Refer to Public Works and Services Committee, by Ald. Holding**[10-4817](#)

**Subject:** Communication from Real Racine and the Racine Art Museum requesting to close Main Street, from 3rd Street to 6th Street, on Friday, July 2, 2010 from 5:30 p.m. to 7:30 p.m. for a children's race.

**Referred to Public Works and Services Committee**[10-4838](#)

**Subject:** Communication from the President of 4th Fest of Greater Racine requesting permission to use city right-of-way for the 4th of July parade and permission to use North Beach for the fireworks.

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

**Referred to Public Works and Services Committee****Referred to Board of Park, Recreation and Cultural Services**[10-4839](#)

**Subject:** Communication from Key Engineering Group, Inc, informing the City of contamination within the parking lot for 1900 and 1910 Taylor Avenue and the adjacent right-of-way of 19th Street.

**Referred to Public Works and Services Committee**[10-4861](#)

**Subject:** Communication from David Popoff requesting permission to close the 300 block of Hamilton Street on June 27, 2010 for the 5th

Annual Eagle's Club/George's Tavern Classic Car Show.

**Referred to Public Works and Services Committee**

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

[10-4841](#)

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting to enter in an agreement with Butterfield, Rudie, & Seitz Architects, Inc. to prepare plans and specifications for a restroom facility at Horlick Athletic Field.

**Referred to Public Safety and Licensing Committee**

[10-4842](#)

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting final payment for design of Washington Park Golf Course Storm Water Lift Station by Earth Tech, Inc.

**Referred to Public Safety and Licensing Committee**

[10-4843](#)

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting final payment for preparing a survey to replace three greens and one tee at Johnson Park Golf Course by Nielsen Madsen & Barber, S.C.

**Referred to Public Safety and Licensing Committee**

[10-4851](#)

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting to enter in an agreement with J & D Enterprises to provide canteen concession services at 5th Street Boat Launch.

**Referred to Public Safety and Licensing Committee**

**Refer to Traffic Commission, by Ald. Holding**

[10-4816](#)

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

**Referred to Traffic Commission**

[10-4859](#)

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

**Referred to Traffic Commission**

**Refer to Committee of the Whole, by Ald. Q. A. Shakoor, II**

[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.

Referred to Committee of the Whole

## F. Committee Reports

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

#### 10-4790

**Subject:** Communication from the Public Health Administrator requesting permission to accept funding of \$4,000 from the Wisconsin Department of Transportation. (Grant Control #2009-067) (Res.10-1922)

**Recommendation of the Finance & Personnel Committee on 3-08-10:** The Mayor and City Clerk be authorized and directed to enter into a \$4,000, City Grant Control No. 2009-067, agreement with the Wisconsin Department of Transportation to be utilized for the purchase of car seats for children.

**Fiscal Note:** There will be a 25% soft 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.**

#### 10-4806

**Subject:** Request from the Director of City Development to accept an award of a Certified Local Government, Historic Preservation Subgrant Grant Control No. 2009-06 National Register Nomination for the proposed Melvin Avenue historic district. (Res.10-1923)

**Recommendation of the Finance & Personnel Committee on 3-08-10:** The Mayor and City Clerk be authorized and directed to enter into a \$7,400 agreement with the Wisconsin Historical Society, City Grant Control No. 2009-067, through the Certified Local Government Subgrant to be utilized for a historic preservation professional for the National Register Nomination of the proposed Melvin Avenue historic district

**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.**

#### 10-4808

**Subject:** (Direct Referral) Communication from the City Attorney requesting a closed session strategy conference pursuant to Wis. Stat. sec. 19.85(1)(g) to consider the claim of Frank Hannan-Rock.

**Recommendation of the Finance & Personnel Committee on**

**3-08-10:** The City Attorney's office recommends a settlement of \$5,000 to Wisconsin Carry Inc. and \$5,000 to Frank Hannan-Rock and the item be received and filed.

**Fiscal Note:** There are sufficient funds available in account 101.160.5910, Judgments and Claims for the settlement.

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

## Council Action

**A motion was made by Alderman James T. Spangenberg that this be Considered as Reported to Adopt the Report. Adopted by the following vote:**

**AYES:** 15 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, McCarthy, DeHahn, Shakoor, II, Holding, Wisneski, Spangenberg, Hart, Mozol and Stein

**Public Works and Services Committee Report, by Ald. Holding**08-2738

**Subject:** Communication from Jay Poplawski requesting the right-of-way be vacated at the intersection of Wood Road and Biscayne Avenue in the Georgetown Subdivision.

**Recommendation of the Public Works and Services Committee on 3-9-10:** 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.**

10-4801

**Subject:** (Direct Referral) Communication from the Commissioner of Public Works submitting a request for final payment on Contract 01-09 (K9-001), 2009 Pavement Inspection and Planning, AECOM, consultant. (Res.10-1911)

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

**on 3-9-10:** That the professional services provided by AECOM Technical Services, Inc., under Contract 1-09 (K9-001), 2009 Pavement Inspection and Planning, be accepted and final payment authorized for a total contract amount of \$77,720.22.

**Fiscal Note:** Contract was authorized under Resolution No. 08-1169, dated December 16, 2008.

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

10-4802

**Subject:** (Direct Referral) Communication from the Commissioner of

Public Works/City Engineer submitting a request for final payment on Contract 08-09 (K9-008), PS - PR Consulting Sixth Street Reconstruction, HNTB Corporation, consultant. (Res.10-1912)

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

**on 3-9-10:** That the professional services provided by HNTB, under Contract 8-09 (K9-008), Professional Services-PR Consulting Sixth Street Reconstruction, be accepted and final payment authorized for a total contract amount of \$14,085.00.

**Fiscal Note:** Contract was authorized under Resolution No. 09-1200, dated January 20, 2009.

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

10-4807

**Subject:** Direct Referral. Communication from the Assistant Commissioner of Public Works/Operations requesting to waive formal bidding for upgrading the City Hall Exhaust Fan Controls and Server. (Res.10-1916)

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

**on 3-9-10:** That the request to waive formal bidding procedures be approved in accordance with State Statutes that allow for the waiving of public bids for the purpose of maintaining uniformity of equipment and services.

Further recommends that the Mayor and City Clerk be authorized and directed to enter into an agreement with Johnson Controls, Inc. to upgrade controls for the HVAC equipment at City Hall and to upgrade the Metasys control system for the not-to-exceed price of \$23,872.00.

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

\$15,303.00 - Account 990.100.5030, City Hall-HVAC Control Upgrades

\$ 8,569.00 - Account 404.000.5760, Bldg Impr-CH Exhaust Fan Control

\$23,872.00 - Total

**Fiscal Note:** Funds are available as herein delineated.

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

10-4813

**Subject:** (Direct Referral) Communication from Commissioner of Public Works/City Engineer requesting to purchase rain barrels from the Greater Milwaukee Committee for the Storm Water Utility in

conjunction with the Sierra Club. (Res.10-1909)

**Recommendation of the Public Works and Services Committee on 3-9-10:** The Commissioner of Public Works be authorized and directed to purchase 200 rain barrels from the Greater Milwaukee Committee for the Storm Water Utility in conjunction with the Sierra Club.

Further recommend that funding to pay for the cost of these rain barrels be appropriated from Account 104.000.5350, Public Participation.

**Fiscal Note:** The estimated cost for this program is \$7,000.00 and is funded through the Storm Water Utility.

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

[10-4814](#)

**Subject:** (Direct Referral) Communication from the Human Capital Development Corp., Inc. requesting the extension of the Human Capital Development Corp., Inc. (HCDC)/First Choice Pre-Apprenticeship Training (FCPAT) Rideshare CMAQ grant for another two years. (Res.10-1907)

**Recommendation of the Public Works and Services Committee on 3-9-10:** That the City of Racine support the two year extension of the CMAQ grant as submitted by Human Capital Development Corp., Inc.

**Fiscal Note:** There will be no cost to the City of Racine.

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

[10-4818](#)

**Subject:** (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 11-09 (K9-011), 2009 Asphalt Resurfacing, C.D.B.G., A.W. Oakes & Son, contractor. (Res.10-1913)

**Recommendation of the Public Works and Services Committee on 3-9-10:** That the work done by A.W. Oakes & Son, Inc., under Contract 11-09 (K9-011), 2009 Asphalt Resurfacing, C.D.B.G., be accepted and final payment authorized for a total contract amount of \$546,502.92.

**Fiscal Note:** Contract was authorized under Resolution No. 09-1390, dated May 6, 2009.

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



10-4820

**Subject:** (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 17-10 (K0-17), State Street Bridge Repairs. (Res.10-1910)

**Recommendation of the Public Works and Services Committee on 3-9-10:** That Contract 17-10 (K0-017), State Street Bridge Repairs, be awarded to Zenith Tech, Inc., Waukesha, WI, at their bid price of \$456,200.00, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from Account 930.077.5810, State Street Lift Bridge Repairs.

**Fiscal Note:** Funds are available as herein delineated. All costs associated with the State Street Bridge are 100% reimbursable by the State of Wisconsin.

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

10-4821

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting proposals for Architectural Design Services for Police Department Vehicle Impound Renovations-Phase II. (Res.10-1917)

**Recommendation of the Public Works and Services Committee on 3-9-10:** That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Butterfield, Rudie & Seitz for Vehicle Impound Lot Renovations-Phase II, in the not-to-exceed amount of \$14,225.00.

Further recommends that funds to defray the cost of these professional services be appropriated from Account 990.310.5060, Impound Lot North Roof Replacement (Plans & Specs).

**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.**

10-4823

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting Change Order No. 1 on Contract 47-09 (K9-048), Sanitary Sewer Relay, Wanasek Corporation, contractor. (Res.10-1914)

**Recommendation of the Public Works and Services Committee on 3-9-10:** That Change Order No. 1 on Contract 47-09 (K9-048), Sanitary Sewer Relay, Wanasek Corporation, contractor, be approved

in the amount of \$32,374.04.

Further recommends that funding to defray the cost of this change order be appropriated from Account 914.000.5050, Sanitary Improvements.

**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.**

10-4824

**Subject:** (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 47-09 (K9-048), 2009 Sanitary Sewer Relay, The Wanasek Corporation, contractor. (Res.10-1915)

**Recommendation of the Public Works and Services Committee on 3-9-10:** That the work done by Wanasek Corporation under Contract 47-09 (K9-048), 2009 Sanitary Sewer Relay, be accepted and final payment authorized for a total contract amount of \$275,770.89.

**Fiscal Note:** Contract was authorized under Resolution No. 09-1491, dated July 7, 2009.

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

10-4826

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering requesting to rescind Resolution No. 10-1879 for final payment on Contract 58-09 (K9-059), 2009 LED Street Lights - CDBG-R, Ruud Lighting, contractor. (Res.10-1919)

**Recommendation of the Public Works and Services Committee on 3-9-10:** That Resolution 10-1879, of February 18, 2010, for final payment on Contract 58-09 (K9-059), 2009 LED Street Lights - CDBG-R, Ruud Lighting, contractor, be rescinded.

**Fiscal Note:** Additional funds are available in the CDBG-R program for purchase of additional LED street lights.

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

10-4829

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting Change Order No. 1 on Contract 58-09 (K9-059), 2009 LED Street Lights, CDBG-R, Ruud Lighting, contractor. (Res.10-1920)

**Recommendation of the Public Works and Services Committee on 3-9-10:** That Change Order No. 1 on Contract 58-09 (K9-059), 2009 LED Street Lights, CDBG-R, Ruud Lighting, contractor, be approved in the amount of \$109,112.00.

Further recommends that funding to defray the cost of this change order be appropriated from Account 806.030.5620, Street Light Retrofit.

**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.**

[10-4830](#)

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting a request from WisDOT for additional pavement cost on State Contract ID: 2440-07-00/70 7th Street (STH 20), Marquette Street to Main Street. (Res.10-1921)

**Recommendation of the Public Works and Services Committee on 3-9-10:** That the use of 9" Portland cement concrete pavement be approved for State Contract ID: 2440-07-00/70 7th Street (STH 20), Marquette Street to Main Street.

Further recommends that a resolution showing that support be sent to the Wisconsin Department of Transportation to create a revised project agreement.

Further recommends that when the revised project agreement is received from WisDOT, that it be approved.

**Fiscal Note:** Funds are available in the 2011 Capital Improvement Project budget.

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

[10-4833](#)

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations requesting to waive formal bidding for emergency repairs to the passenger elevator at Memorial Hall. (Res.10-1918)

**Recommendation of the Public Works and Services Committee on 3-9-10:** That formal bidding procedures be waived to expedite repairs to the passenger elevator at Memorial Hall.

Further recommends that the Purchasing Agent be authorized and directed to negotiate the repair of this elevator.

Further recommends that the estimated cost of these repairs is \$30,000.00 and funding is available in Account 108.000.5550, Civic Centre Repairs and Maintenance.

**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.**

10-4837

**Subject:** (Direct Referral) Communication from the Purchasing Agent submitting bid results for Official Notice #4, One (1) Heavy Duty 66,000 GVW Truck Chassis w/Vac-All Type Catch Basin Cleaner. (Res.10-1908)

**Recommendation of the Public Works and Services Committee on 3-9-10:** That the contract for One (1) Heavy Duty 66,000 GVW Truck chassis w/Vac-All Catch Basin Cleaner be awarded to Serwe Implement, Inc., Campbellsport, WI, at their bid price of \$219,795.00 with trade-in, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of these services be appropriated from Account 104.000.5780, Licensed Vehicles, Storm Water.

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

**AYES:** 15 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, McCarthy, DeHahn, Shakoor, II, Holding, Wisneski, Spangenberg, Hart, Mozol and Stein

**Public Safety and Licensing Committee Report, by Ald. Wisneski**

10-4716

**Subject:** Communication from Grapes 2 Glass, LLC, Michele Bachmann, 2909 Durand Avenue, submitting a petition to exceed the Class A quota limit.

**Recommendation of the Public Safety & Licensing Committee on 3-8-10:** That the application from Grapes 2 Glass, LLC, Michele Bachmann, 2909 Durand Avenue be received and filed as applicant withdrew.

Fiscal Note: N/A

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

**10-4719**

**Subject: (New)** Application of Taylor Mart, Harbans S. Daliwal, Agent for a Class "A" Retail Fermented Malt Beverage for 1813 Taylor Avenue. (3rd District) (City Watch)

**Recommendation of the Public Safety and Licensing Committee on 2-22-10:** That this item be deferred.

**Recommendation of the Public Safety and Licensing Committee on 3-8-10:** That the application of Taylor Mart, Harbans S. Daliwal, Agent for a Class "A" Retail Fermented Malt Beverage for 1813 Taylor Avenue be approved with the following conditions:

- Amend Manager's Application to include experience
- Take the required Responsible Beverage Course
- No individual/single container sales

**Fiscal Note:** N/A

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

**10-4789**

**Subject:** (Direct Referral) Communication from Iyad Al-Abed, One Stop Food & Liquor, 1711 North Main Street requesting to appear before the committee to discuss the restrictions on his license.

**Recommendation of the Public Safety & Licensing Committee on 3-8-10:** That the restrictions for no individual/single sale be lifted and owner be allowed to sale single/individual containers. The City Attorney will generate a new agreement to reflect this change.

**Fiscal Note:** N/A

*Alderman Maack requested that item 10-4789 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:** 8 - Anderson, Shields, Kaplan, DeHahn, Shakoor, II, Spangenberg, Hart and Mozol

**NOES:** 7 - Coe, Maack, Weidner, McCarthy, Holding, Wisneski and Stein

**10-4805**

**Subject:** Communication from the Director of Parks, Recreation and Cultural Services requesting that formal bidding be waived and the Purchasing Agent be authorized to negotiate with Reinders, Inc. for the purchase of a used 72" lawn mover. (Res.10-1905)

**Recommendation of the Public Safety and Licensing Committee on 3-8-2010:** That formal bidding be waived and the Purchasing

Agent be authorized to negotiate with Reinders, Inc. for the purchase of a 15 ft. lawn mower not a 72" lawn mower as previously reported.

Fiscal Note: Funds are available in account 101.700.5770, Machinery & Equipment, 15ft. mower.

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

**10-4815**

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting to present the bids received by the Purchasing Agent on March 1, 2010 for a 4 x 4 Utility Work Machine with Sand and Salt Spreader and Snow V-plow. (Res.10-1906)

**Recommendation of the Public Safety and Licensing Committee on 3-8-2010:** That the bid of Bobcat Plus in the amount of \$40,670.17, they being the lowest responsible bidder be accepted.

Fiscal Note: Funds are available in account 101.700.5770, Machinery and Equipment, Parks.

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

**AYES:** 15 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, McCarthy, DeHahn, Shakoor, II, Holding, Wisneski, Spangenberg, Hart, Mozol and Stein

**Housing Loan Board Report, by Ald. Shakoor**

**10-4809**

**Subject:** Request from Jean Wolfgang to purchase 1922 Deane Blvd. using NSP funds. (Res.10-1924)

**Recommendation of the Loan Board on 3-04-10:** That 1922 Deane Boulevard be acquired from Racine County for the Neighborhood Stabilization Program (NSP).

**Fiscal Note:** There are sufficient funds for this recommendation.

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

**AYES:** 15 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, McCarthy, DeHahn, Shakoor, II, Holding, Wisneski, Spangenberg, Hart, Mozol and Stein

**Office of the Mayor Report, by Ald. Q. A. Shakoor, II**

[10-4850](#)

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

Appoint Mr. Thomas Sollman 465 Dena Cir Racine, 53402 to the Wastewater Commission for a 4 year term filling the current vacancy expiring October the 1st, 2010

Appoint Mr. Thomas Sollman 465 Dena Cir Racine, 53402 to the Water Commission for a 4 year term filling the current vacancy expiring October the 1st, 2010

Reappoint Deborah Ganaway 1010 Orchard Street Racine, 53405 to the Transit & Parking Commission to a 3 year term expiring October the 1st, 2012

Reappoint Kristin Niemec 903 Roosevelt Racine, 53405 to the Transit & Parking Commission to a 3 year term expiring October the 1st, 2012

**Pursuant to Sec. 2-291 of the Racine Municipal Code the following alderman shall be elected by the Common Council to the Transit and Parking Commission:**

Elect Alderman Ray DeHahn for a one-year term ending in October 2010.

**This Communication was Received and Filed as Reported**

#### **Corrine Reid-Owens Ad Hoc Committee, by Ald. Q. A. Shakoor, II**

[10-4835](#)

**Subject:** To discuss the naming of a landmark in Racine after Ms. Corinne Reid-Owens.

**Recommendation:** Name the Racine Metro Transit Center in honor of Ms. Corrine Reid - Owens. In addition, we encourage the Racine Public Library, Racine Unified School District, & Gateway Technical College, to name an appropriate place, with anticipated courtesy and consideration, as well for Ms. Reid-Owens.

Fiscal Note N/A

**A motion was made by Alderman Q.A. Shakoor, II that this be Received and Filed as Reported. The motion PASSED by the following vote:**

**AYES:** 15 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, McCarthy, DeHahn, Shakoor, II, Holding, Wisneski, Spangenberg, Hart, Mozol and Stein

### **G. Consent Agenda-Resolutions**

[Res.10-1905](#)

Formal bidding procedures be waived and Purchasing Agent be

authorized to negotiate with Reinders, Inc., for the purchase of a used 15 ft. lawn mower for the Parks Department

Resolved, that formal bidding procedures be waived, and the Purchasing Agent be authorized and directed to negotiate with Reinders, Inc., for the purchase of a used 15 ft. lawn mower for the Parks Department.

Fiscal Note: Funds are available in Account 101.700.5770, Machinery & Equipment, 15 ft. mower.

Sponsors: Aron Wisneski

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

**Res.10-1906**

Bid for a 4 x 4 Utility Work Machine for the Parks Department from Bobcat Plus be accepted

Resolved, that the bid of Bobcat Plus in the amount of \$40,670.17 for the purchase of a 4 x 4 Utility Work Machine with Sand and Salt Spreader and Snow V-plow be accepted.

Fiscal Note: Funds are available in Account 101.700.5770, Machinery and Equipment, 4 x 4 Snow Tractor.

Sponsors: Aron Wisneski

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

**Res.10-1907**

City of Racine support two year extension of the Rideshare CMAQ Grant for First Choice Pre-Apprenticeship Training Program

Resolved, that the City of Racine support the two year extension of the Rideshare CMAQ grant as submitted by Human Capital Development Corp., Inc.

Fiscal Note: There will be no cost to the City of Racine.

Sponsors: Gregory Holding

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

**Res.10-1908**

Official Notice #4, One Heavy Duty 66,000 GVW Truck Chassis w/Vac-All Type Catch Basin Cleaner, be awarded to Serwe Implement, Inc.

Resolved, that Official Notice #4, for One (1) Heavy Duty 66,000 GVW Truck chassis w/Vac-All Type Catch Basin Cleaner be awarded to Serwe Implement, Inc., Campbellsport, WI, at its bid price of \$219,795.00 with trade-in, it being the lowest responsible bidder.

Further resolved, that funding to defray the cost of these services be



appropriated from Account 104.000.5780, Licensed Vehicles, Storm Water.

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.10-1909**

Commissioner of Public Works be authorized to purchase rain barrels from Greater Milwaukee Committee for the Storm Water Utility in conjunction with Sierra Club

Resolved, that the Commissioner of Public Works be authorized and directed to purchase 200 rain barrels from the Greater Milwaukee Committee for the Storm Water Utility in conjunction with the Sierra Club.

Further resolved, that funding to pay for the cost of these rain barrels be appropriated from Account 104.000.5350, Public Participation.

Fiscal Note: The estimated cost for this program is \$7,000.00 and is funded through the Storm Water Utility.

Sponsors: Gregory Holding

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

**Res.10-1910**

Contract 17-10 (K0-017), State Street Bridge Repairs, be awarded to Zenith Tech, Inc.

Resolved, that Contract 17-10 (K0-017), State Street Bridge Repairs, be awarded to Zenith Tech, Inc., Waukesha, WI, at its bid price of \$456,200.00, it being the lowest responsible bidder.

Further resolved, that funding to defray the cost of this public works project be appropriated from Account 930.077.5810, State Street Lift Bridge Repairs.

Fiscal Note: Funds are available as herein delineated. All costs associated with the State Street Bridge are 100% reimbursable by the State of Wisconsin.

Sponsors: Gregory Holding

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

**Res.10-1911**

Professional services provided by AECOM Technical Services, Inc., under Contract 1-09 (K9-001), 2009 Pavement Inspection and Planning, be accepted and final payment authorized

Resolved, that the professional services provided by AECOM Technical Services, Inc., under Contract 1-09 (K9-001), 2009 Pavement Inspection

and Planning, be accepted and final payment authorized for a total contract amount of \$77,720.22.

Fiscal Note: Contract was authorized under Resolution No. 08-1169, dated December 16, 2008.

Sponsors: Gregory Holding

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

[Res.10-1912](#)

Professional services provided by HNTB under Contract 8-09 (K9-008), PR Consulting Sixth Street Reconstruction, be accepted and final payment authorized

Resolved, that the professional services provided by HNTB, under Contract 8-09 (K9-008), Professional Services-PR Consulting Sixth Street Reconstruction, be accepted and final payment authorized for a total contract amount of \$14,085.00.

Fiscal Note: Contract was authorized under Resolution No. 09-1200, dated January 20, 2009.

Sponsors: Gregory Holding

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

[Res.10-1913](#)

Work done by A.W. Oakes & Son, Inc., under Contract 11-09 (K9-011), 2009 Asphalt Resurfacing, C.D.B.G., be accepted and final payment authorized

Resolved, that the work done by A.W. Oakes & Son, Inc., under Contract 11-09 (K9-011), 2009 Asphalt Resurfacing, C.D.B.G., be accepted and final payment authorized for a total contract amount of \$546,502.92.

Fiscal Note: Contract was authorized under Resolution No. 09-1390, dated May 6, 2009.

Sponsors: Gregory Holding

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

[Res.10-1914](#)

Change Order No. 1 on Contract 47-09 (K9-048), Sanitary Sewer Relay, Wanasek Corporation, be approved

Resolved, that Change Order No. 1 on Contract 47-09 (K9-048), Sanitary Sewer Relay, Wanasek Corporation, contractor, be approved in the amount of \$32,374.04.

Further resolved, that funding to defray the cost of this change order be appropriated from Account 914.000.5050, Sanitary Improvements.

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.10-1915**

Work done by Wanasek Corporation under Contract 47-09 (K9-048), 2009 Sanitary Sewer Relay, be accepted and final payment authorized

Resolved, that the work done by Wanasek Corporation under Contract 47-09 (K9-048), 2009 Sanitary Sewer Relay, be accepted and final payment authorized for a total contract amount of \$275,770.89.

Fiscal Note: Contract was authorized under Resolution No. 09-1491, dated July 7, 2009.

Sponsors: Gregory Holding

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

**Res.10-1916**

Formal bidding procedures be waived for upgrading the City Hall Exhaust Fan Controls and Server, and Mayor and City Clerk be authorized to enter into an agreement with Johnson Controls, Inc., for upgrading City Hall Exhaust Controls and Server

Resolved, that request to waive formal bidding procedures be approved in accordance with State Statutes that allow for the waiving of public bids for the purpose of maintaining uniformity of equipment and services.

Further resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with Johnson Controls, Inc., to upgrade controls for the HVAC equipment at City Hall and to upgrade the Metasys control system for the not-to-exceed price of \$23,872.00.

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

\$15,303.00 - Account 990.100.5030, City Hall-HVAC Control Upgrades  
\$ 8,569.00 - Account 404.000.5760, Bldg Impr-CH Exhaust Fan Control  
\$23,872.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

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

**Res.10-1917**

Mayor and City Clerk be authorized to enter into a Professional Services Agreement with Butterfield, Rudie & Seitz for Vehicle Impound Lot

## Renovations-Phase II

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Butterfield, Rudie & Seitz for Vehicle Impound Lot Renovations-Phase II, in the not-to-exceed amount of \$14,225.00.

Further resolved, that funds to defray the cost of these professional services be appropriated from Account 990.310.5060, Impound Lot North Roof Replacement (Plans & Specs).

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.10-1918**

Formal bidding procedures be waived for emergency repairs to passenger elevator at Memorial Hall and the Purchasing Agent be authorized to negotiate the repair of this elevator

Resolved, that being in the best interest of the City, formal bidding procedures be waived to expedite repairs to the passenger elevator at Memorial Hall.

Further resolved, that the Purchasing Agent be authorized and directed to negotiate the repair of this elevator.

Further resolved, that the estimated cost of these repairs is \$30,000.00 and funding is available in Account 108.000.5550, Civic Centre Repairs and Maintenance.

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.10-1919**

Rescind Resolution No. 10-1879 of February 18, 2010

Resolved, that Resolution 10-1879, of February 18, 2010, for final payment on Contract 58-09 (K9-059), 2009 LED Street Lights - CDBG-R, Ruud Lighting, contractor, be rescinded.

Fiscal Note: Additional funds are available in the CDBG-R program for purchase of additional LED street lights.

Sponsors: Gregory Holding

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

**Res.10-1920**

Change Order No. 1 on Contract 58-09 (K9-059), 2009 LED Street Lights, CDBG-R, Ruud Lighting, be approved

Resolved, that Change Order No. 1 on Contract 58-09 (K9-059), 2009 LED Street Lights, CDBG-R, Ruud Lighting, contractor, be approved in the amount of \$109,112.00.

Further resolved, that funding to defray the cost of this change order be appropriated from Account 806.030.5620, Street Light Retrofit.

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.10-1921**

Approval to use 9" Portland cement concrete pavement for State Project ID: 2440-07-00/70, 7th Street (STH 20), Marquette Street to Main Street

Whereas, the Wisconsin Department of Transportation has recommended a hot-mixed asphalt on the STH 20 project from 9th Street to Main Street, including the roundabout; and

Whereas, the City of Racine has requested 9" of Portland cement concrete pavement for the project to be consistent with other pavements done on connecting highway projects in the downtown area; and

Whereas, the use of 9" Portland cement concrete pavement has been approved for this project.

Now, therefore, be it resolved, that the use of 9" Portland cement concrete pavement be approved for State Contract ID: 2440-07-00/70 7th Street (STH 20), Marquette Street to Main Street. The difference calculated is \$119,191.59 in additional costs for Portland cement concrete pavement.

Further resolved, that upon receipt of this resolution, Wisconsin Department of Transportation will follow up with a revised project agreement to capture the additional costs, and that upon receipt of the revised project agreement from WisDOT, that the revised agreement be approved.

Fiscal Note: Funds are available in the 2011 Capital Improvement.

Sponsors: Gregory Holding

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

**Res.10-1922**

Public Health Administrator be authorized to accept funding from Wisconsin Department of Transportation for purchase of car seats for

children, and Mayor and City Clerk be authorized to enter into the agreement with the Wisconsin Department of Transportation

Resolved, that the Public Health Administrator be authorized to accept funding in the amount of \$4,000 from the Wisconsin Department of Transportation (Grant Control #2009-067) to purchase car seats for children.

Further resolved, that the Mayor and City Clerk be authorized and directed to enter into the \$4,000 grant agreement from the Wisconsin Department of Transportation for the purchase of car seats. The grant period is from December 1, 2009 through September 30, 2010.

Fiscal Note: There will be a 25% soft 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.**

[Res.10-1923](#)

Director of City Development be authorized to accept a Certified Local Government, Historic Preservation Subgrant for the proposed Melvin Avenue historic district, and the Mayor and City Clerk be authorized to enter into agreements and execute all appropriate documents with the Wisconsin Historical Society

Resolved, that the Director of City Development be authorized and directed to accept an award of a Certified Local Government, Historic Preservation Subgrant, Grant Control No. 2009-06, National Register Nomination for the proposed Melvin Avenue historic district.

Further resolved, that the Mayor and City Clerk be authorized and directed to enter into a \$7,400 agreement with the Wisconsin Historical Society, City Grant Control No. 2009-067, through the Certified Local Government Subgrant to be utilized for a historic preservation professional for the National Register Nomination of the proposed Melvin Avenue historic district.

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.**

[Res.10-1924](#)

Permission granted to the Director of City Development to acquire 1922 Deane Boulevard from Racine County for the Neighborhood Stabilization Program

Resolved, that the Director of City Development be authorized and directed to acquire 1922 Deane Boulevard from Racine County for the

Neighborhood Stabilization Program (NSP).

Fiscal Note: There are sufficient funds for this recommendation.

Sponsors: Q.A. Shakoor, II

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

**Res.10-1925**

Permission granted to the Director of Parks, Recreation and Cultural Services to accept a grant from Wisconsin Coastal Management for the purchase of mats for North Beach; Mayor and City Clerk be authorized to sign the grant agreement; waive formal bidding procedures, and authorize Purchasing Agent to negotiate for the purchase of the beach mats

Resolved, that the Director Parks, Recreation and Cultural Services be authorized and directed to accept a grant in the amount of \$21,825.00 from Wisconsin Coastal Management for the purchase of beach mats for North Beach, and that the Mayor and City Clerk be authorized and directed to execute the grant agreement.

Further resolved, that formal bidding procedures be waived and that the Purchasing Agent be authorized and directed to negotiate for the purchase of the beach mats.

Fiscal Note: These are 2009 Wisconsin Coastal Management grant funds that must be spent by June 15, 2010. There is a city match and funds are available in the 2010 CIP.

Sponsors: James T. Spangenberg

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

Council Action

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

**AYES:** 15 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, McCarthy, DeHahn, Shakoor, II, Holding, Wisneski, Spangenberg, Hart, Mozol and Stein

## H. Adjourn

*The meeting was adjourned at 8:10p.m. by Alderman Shakoor. The next scheduled meeting of the Council is April 7, 2010.*

ATTEST: JANICE M. JOHNSON-MARTIN  
CITY CLERK