



# City of Racine

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

## Meeting Agenda - Final Common Council

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

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Tuesday, December 20, 2016

7:00 PM

City Hall, Room 205

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### A. Call To Order

### B. Pledge of Allegiance To The Flag

### C. Approval of Journal of Council Proceedings (Minutes) December 6, 2016

### D. Public Comments

### E. Communications

#### Refer to Finance and Personnel Committee, by Ald. Shakoor

[1051-16](#)

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting permission to apply and accept \$5,000.00 in grant funds from Real Racine to be used towards the Gus Macker Basketball Tournament. A dollar for dollar match is required. Grant Control# 00118.

[1095-16](#)

**Subject:** Communication from the Purchasing Agent submitting bid results on Official Notice #20-2016, Billing for Emergency Medical Services.

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

[1096-16](#)

**Subject: (New)** Application for a CLASS "A" Retail Fermented Malt

Beverage License for MKE Durand Avenue LLC (DBA) MKE Fresh Meat, 2917 Durand Avenue, Jaspreet Gill, Agent. (10th District)

[1100-16](#)

**Subject: (New)** Application for a "CLASS B" Fermented Malt Beverage and Intoxicating Liquor License for JT Eats LLC, 300 6th Street, Tesa Santoro-Schulte, Agent. (1st District).

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

[1101-16](#)

**Subject:** Communication from the Alderman of the 6th District, on behalf of David Allen, requesting stop signs be placed on Hansen Avenue, Thor Avenue, and Carmel Avenue as they intersect with Belmont Avenue.

**Refer to Transit and Parking Commission, by Ald. DeHahn**

[1083-16](#)

**Subject:** Communication from Rita Lewis, Racine Montessori School, wishing to rent Lakefront Lot No. 5 from 5:30 A.M. to 5:30 P.M. on Saturday, May 6, 2017, for the Lakefront Artist Fair.

## F. Committee Reports

**Finance and Personnel Committee Report, by Ald. Shakoor**

[0833-16](#)

**Subject:** Communication from the City Attorney submitting the claim of Gerald Larsen for consideration.

**Recommendation of the Finance & Personnel Committee on 10/10/16:** Deferred.

**Recommendation of the Finance & Personnel Committee on 12/12/16:** Receive and File.

**Fiscal Note:** N/A

[0974-16](#)

**Subject:** Communication from the City Attorney submitting the claim of Cody Smith for consideration.

**Recommendation of the Finance & Personnel Committee on 12/12/16:** The claim of Cody Smith be denied.

**Fiscal Note:** N/A

[1009-16](#)

**Subject:** Safe Drinking Water Loan Program (SDWLP), Loan 4887-05 closeout, Exhibit G, Wage Rate Compliance Document (Res. No. 0413-16)

**Recommendation of the Waterworks Commission on 11/29/16:** Approve

**Recommendation of the Finance & Committee on 12/12/16:** The Mayor and City Clerk be authorized to sign Exhibit G for the Closeout of Safe Drinking Water Loan 4887-05 High Lift Pump VFD Project.

**Fiscal Note:** The signing of this form is necessary so that final loan proceeds can be distributed to the Racine Water Utility for this loan.

[1032-16](#)

**Subject:** Communication from the City Administrator requesting to present a proposal for the extension of the City contract with VenuWorks for operation of the Civic Center. (Res. No. 0415-16)

**Recommendation of the Finance & Personnel Committee on 12/12/16:** The City contract with VenuWorks for operation of the Civic Center be extended as presented.

**Fiscal Note:** No increased cost for management services.

[1042-16](#)

**Subject:** Communication from the Purchasing Agent submitting bid results for Official Notice #21-2016, Emergency Medical Supplies for the Racine Fire Department, was opened in the Office of the Purchasing Agent on November 17, 2016 at 10:00 A.M. local time. The five (5) responsive bidders were Emergency Medical Products, Inc., Moore Medical Products, Bound Tree Medical, Midwest Medical Supplies, and Henry Schein. (Res. No. 0414-16)

**Recommendation of the Finance & Personnel Committee on 12/12/16:** The bids for Emergency Medical Supplies be awarded for the period January 1, 2017 through December 31, 2017 by individual line item based on the following criteria:

1. Low bid per line item.
2. Lowest bid for a specific product if specified as no substitution allowed. No substitution items were specified because of the quality needed for certain items.
3. Some products are sole source; i.e. CPAP (continuous positive airway pressure)

**Fiscal Note:** Funding for this expense in FY2017 is \$105,000 in account 13001 53200

[1053-16](#)

**Subject:** (Direct Referral) Communication from the City Attorney requesting authorization to represent employees in the case of Conrad Cottingham Jr., et al. v. City of Racine, et al., filed in the Eastern District of Wisconsin as Case No. 16-CV-1560. (Res. No. 0416-16)

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

**12/12/16:** The City Attorney's office be authorized to represent employees in the case of Conrad Cottingham Jr., et al. v. City of Racine, et al., filed in the Eastern District of Wisconsin as Case No. 16-CV-1560.

**Fiscal Note:** N/A

### **Public Works and Services Committee Report, by Ald. McCarthy**

[0957-16](#)

**Subject:** Communication from the Assistant Commissioner of Public Works/Operations submitting the 2017 lease agreements for office space. (Res No. 0404-16)

**Recommendation of the Public Works and Services Committee on 11-29-16:** That the Mayor and City Clerk be authorized and directed to enter into lease agreements for 2017 for rental of office space in City Hall, City Hall Annex and the Safety Building at the rental rates as submitted.

**Recommendation of the Public Works and Services Committee on 12-13-16:** That the Mayor and City Clerk be authorized and directed to enter into lease agreements for 2017 for rental of office space in City Hall, City Hall Annex and the Safety Building at the rental rates as submitted. Racine Symphony, Choral Arts Society, Root-Pike Watershed, Women's Resource Center and Neighborhood Watch will not pay increased rentals rates for 2017.

**Fiscal Note:** This will result in \$121,609.06 in lease fees for 2017.

[0975-16](#)

**Subject:** Communication from Kara Kading requesting to use City right-of-way for the St. John's Lutheran School Spirit Run on Saturday, September 16, 2017. (Res. No. 0417-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** That St. John's Lutheran School be granted permission to use City right-of-way for a run/walk on Saturday, September 16, 2017.

Further recommends that permission be granted with the following stipulations:

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

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

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

G. If required, sponsor is responsible for cleaning the streets.

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

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

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

[1028-16](#)

**Subject:** Final Payment on Contract 20160030, Samuel Myers Park Renovations - Phase III, A.W. Oakes & Son, Inc., contractor.(Res. No. 0426-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** That the work done by A.W. Oakes & Son, Inc., be accepted and final payment authorized for a total contract amount of \$78,989.00. Final Payment to include retainage.

**Fiscal Note:** Contract was authorized under Resolution 0251-16, dated July 5, 2016.

[1029-16](#)

**Subject:** Final Payment on Contract 53-14 (K4-053), PS - City Hall Renovations, Phase VII, ARC Architectural Group, LLC., consultant. (Res. No. 0427-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** That the work done by ARC Architectural Group, LLC., be accepted and final payment authorized for a total contract amount of \$28,522.00.

**Fiscal Note:** Contract was authorized under Resolution 14-0467, dated November 18, 2014.

[1033-16](#)

**Subject:** Communication from the Assistant Commissioner of Public Works/Operations requesting permission to waive formal bidding procedures for the purchase of budgeted loader vehicles.(Res. No. 0429-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** The request of the Purchasing Agent to waive formal bidding procedures be approved in accordance with Racine Municipal Code Section 46-28 that allows for the waiving of formal public bids for purchases over \$25,000 for the purpose of maintaining uniformity of equipment and services.

Further recommends that the Purchasing Agent be authorized and directed to purchase one Case 621F Wheel Loader with 4-in-1 bucket and snow plow for the approximate price of \$194,500 and one uniloaders for the approximate price of \$50,000, from Miller-Bradford and Risberg, Inc., they being the sole source provider of this equipment.

**Fiscal Note:** Funding to defray the cost of these materials is available in Org-Object 45140-57311, DPW-Equipment Vehicles-Highway (\$194,500) and Org-Object 45150-57300, Parks-Uniloaders (\$50,000).

[1039-16](#)

**Subject:** Communication from the Assistant Commissioner of Public Works/Operations requesting to waive formal bidding for the purchase of LED light fixtures. (Res. No. 0430-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** That the request of the Purchasing Agent to waive formal bidding procedures be approved in accordance with Racine Municipal Code Section 46-28 that allows for the waiving of formal public bids for purchases over \$25,000 for the purpose of maintaining uniformity of equipment and services.

Further recommends that the Purchasing Agent be authorized and directed to purchase LED light fixtures from Cree Industries, Racine, WI, for an indeterminate sum at this time, they being the sole source provider of this equipment.

**Fiscal Note:** Funding to defray the cost of these materials is available in Org-Object 14012-53200, Street Light Work Supplies.

[1040-16](#)

**Subject:** Communication from the Assistant Commissioner of Public Works/Operations requesting to waive formal bidding procedures for the purchase of materials for the Johnson Controls Metasys System.(Res. No. 0431-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** That the request of the Purchasing Agent to waive formal bidding procedures be approved in accordance with Racine Municipal Code Section 46-28 that allows for the waiving of formal public bids for purchases over \$25,000 for the purpose of maintaining uniformity of equipment and services.

Further recommends that the Purchasing Agent be authorized and directed to purchase the necessary materials from Johnson Controls, for an indeterminate sum at this time, they being the sole source provider of this equipment.

**Fiscal Note:** Funding to defray the cost of these services is available in Org-Object 70240-54200, Equipment Repairs & Maintenance-Building Complex.

[1041-16](#)

**Subject:** Communication from the Assistant Commissioner of Public Works/Operations requesting to waive formal bidding procedures for the purchase of the City lock and key system.(Res. No. 0432-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** That the request of the Purchasing Agent to waive formal bidding procedures be approved in accordance with Racine Municipal Code Section 46-28 that allows for the waiving of formal public bids for purchases over \$25,000 for the purpose of maintaining uniformity of equipment and services.

Further recommends that the Purchasing Agent be authorized and directed to purchase the necessary materials from Apex Key and Lock, for an indeterminate sum at this time, they being the sole source provider of this equipment.

**Fiscal Note:** Funding to defray the cost of these services is available in Org-Object 45040-57200, DPW-Building Improvements.

[1058-16](#)

**Subject:** Final Payment on Contract 20150059, PS - Sanitary Sewer I/I Investigation, SEH, Inc., consultant. (Res. No. 0420-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** That the work done by SEH, Inc., be accepted and final payment authorized for a total contract amount of \$68,000.

**Fiscal Note:** Contract was authorized under Resolution 15-0410, dated November 3, 2015.

[1059-16](#)

**Subject:** (Direct Referral) Change Order No. 1 on Contract 20160022, Construct Home - 1801 Grand Avenue, Double D Construction, Inc., contractor.(Res. No. 0424-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** That Change Order No. 1 on Contract 20160022, Construct Home - 1801 Grand Avenue, Double D Construction, Inc., contractor, as submitted, be approved in the amount of \$2,300.00.

Further recommends that funding to defray the cost of the change order be appropriated from Org-Object 20004-57400, 1801 Grand Avenue.

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

[1060-16](#)

**Subject:** Final Payment on Contract 20160022, Construct Home - 1801 Grand Avenue, Double D Construction, Inc., contractor. (Res. No. 0425-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** That the work done by Double D Construction, Inc., be accepted and final payment authorized for a total contract amount of \$227,675.00.

**Fiscal Note:** Contract was authorized under Resolution 0178-16, dated May 17, 2016.

[1061-16](#)

**Subject:** Final Payment on Contract 20150004, PS - Roof Specifications, MLK Community Center, Solid Waste Garage, Street Maintenance Garage; Survey and Maintenance Repair Specifications (Various Locations), Industrial Roofing Services, Inc., consultant. (Res. No. 0428-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** That the work done by Industrial Roofing Services, Inc., be accepted and final payment authorized for a total contract amount of \$15,435.00.

**Fiscal Note:** Contract was authorized under Resolution 15-0011, dated January 20, 2015.

[1062-16](#)

**Subject:** (Direct Referral) Ordinance 06-16 - To repeal, amend and recreate various sections of Article IV. - Electric Code, in Chapter 18 - Buildings and Building Regulations, of the Municipal Code of the City of Racine, Wisconsin.

**Recommendation of the Public Works and Services Committee on 12-13-16:** That Ordinance 06-16 be adopted.

**Fiscal Note:** N/A

[1063-16](#)

**Subject:** (Direct Referral) Ordinance 07-16 - To repeal, amend and recreate various sections of Article III. - Plumbing Code, in Chapter 18 - Buildings and Building Regulations, of the Municipal Code of the City of Racine, Wisconsin.

**Recommendation of the Public Works and Services Committee on 12-13-16:** That Ordinance 07-16 be adopted.



**Fiscal Note:** N/A

[1064-16](#)

**Subject:** (Direct Referral) Ordinance 11-16 - To amend Sec. 82-32 - Depositing Rubbish of the Municipal Code of the City of Racine, Wisconsin.

**Recommendation of the Public Works and Services Committee on 12-13-16:** That Ordinance 11-16 be adopted.

**Fiscal Note:** N/A

[1065-16](#)

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting a request to partially rescind Resolution 14-0228, dated June 3, 2014, specifically that part of Resolution 14-0228 as to Portland Cement Concrete Paving for Lake Avenue from Ninth Street to Tenth Street. (Res. No. 0418-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** Partially rescind Resolution 14-0228, dated June 3, 2014, only as to Portland Cement Concrete Paving for Lake Avenue from Ninth Street to Tenth Street. Sewer and Water for Lake Avenue from Ninth Street to Tenth Street remains as an assessment.

**Fiscal Note:** Assessments paid for this will be reimbursed to the abutting property owner. There are funds in the 2017 CIP to cover the cost of this assessable project.

[1066-16](#)

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting a request to partially rescind Resolution 15-0187, dated May 19, 2015, specifically that part of Resolution 15-0187 as to Franklin Street from Thirteenth Street to Fourteenth Street. (Res. No. 0419-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** Partially rescind Resolution 15-0187, dated May 19, 2015, only as to Franklin Street from Thirteenth Street to Fourteenth Street.

**Fiscal Note:** Assessments paid for this will be reimbursed to the abutting property owner. There are funds in the 2017 CIP to cover the cost of this assessable project.

[1070-16](#)

**Subject:** (Direct Referral) Change Order No. 1 on Contract 20160002, 2016 Concrete Reconstruct (R1), LaLonde Contractors, Inc., contractor. (Res. No. 0421-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** That Change Order No. 1 on Contract 20160002, 2016

Concrete Reconstruct (R1), LaLonde Contractors, Inc., contractor, as submitted, be approved in the amount of \$40,017.15.

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

\$38,307.82 - Org-Object 45040-57500, DPW Paving  
(\$ 1,388.47) - Org-Object 45040-57530, DPW Traffic Control  
\$ 4,327.80 - Org-Object 60484-57570, Storm Sewers  
(\$ 1,230.00) - Org-Object 22640-57560, Sanitary Sewers  
\$40,017.15 - Total

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

[1071-16](#)

**Subject:** Final Payment on Contract 20160002, 2016 Concrete Reconstruct (R1), LaLonde Contractors, Inc., contractor. (Res. No. 0422-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** That the work done by LaLonde Contractors, Inc., be accepted and final payment authorized for a total contract amount of \$1,031,753.33.

**Fiscal Note:** Contract was authorized under Resolution 0106-16, dated April 6, 2016.

[1073-16](#)

**Subject:** (Direct Referral) Assessment rates established for 2017 Public Hearings for 2018 construction. (Res. No. 0423-16)

**Recommendation of the Public Works and Services Committee on 12-13-16:** The proposed special assessment rates for public hearings in 2017 for 2018 construction for Portland Cement concrete paving and curb and gutter be as follows:

Residential Paving (7-Inch) - 14' Flange to Flange - \$33.00/Front Foot

Residential Paving (7-Inch) - 26' Flange to Flange - \$65.00/Front Foot

Residential Paving (7-Inch) - 30' Flange to Flange - \$67.00/Front Foot

Residential Paving (7-Inch) - 32' Flange to Flange - \$70.00/Front Foot

Residential Paving (7-Inch) - 46' Flange to Flange - \$115.00/Front Foot

Commercial Paving (8-Inch) - 32' Flange to Flange - \$75.00/Front Foot

Industrial Paving (9-Inch) - 32' Flange to Flange - \$85.00/Front Foot

Industrial Paving (9-Inch) - 42' Flange to Flange - \$100.00/Front Foot

Industrial Paving (9-Inch Doweled) - 44' Flange to Flange - \$115.00/Front Foot

Industrial Paving (10-Inch Doweled) - 44' Flange to Flange - \$125.00/Front Foot

New Curb & Gutter (30-Inch) - 7" Pavement - \$22.00/Front Foot

New Curb & Gutter (30-Inch) - 8" Pavement - \$24.00/Front Foot

New Curb & Gutter (30-Inch) - 9" Pavement - \$26.00/Front Foot

Sewer (6") & Water (1") Services - \$10,500.00/Each

Sewer (6") & Water (2") Services - \$12,000.00/Each

Alley Paving (10 Foot ROW) - 7" Pavement - \$35.00/Front Foot

Alley Paving (11-15 Foot ROW) - 7" Pavement - \$45.00/Front Foot

Alley Paving (16-20 Foot ROW) - 7" Pavement - \$55.00/Front Foot

Alley Paving (21-25 Foot ROW) - 7" Pavement - \$65.00/Front Foot

**Fiscal Note:** These rates are established so that the abutting property owner pays 100% of the cost of such street improvements.

### Public Safety and Licensing Committee Report, by Ald. Coe

#### [1002-16](#)

**Subject:** Communication from the Racine Police Department and Municipal Court Judge to change the bond amount for Sec. 94-145 - Parking limited in subsection (b) of Sec. 94-17. -Traffic Violation Fine Schedule of the Municipal Code from \$15.50 to \$20.00 so as to be consistent with the Wisconsin Statutes.

**Recommendation of the Public Safety and Licensing Committee on 12-13-16:** That the communication from the Racine Police Department and Municipal Court Judge to change the bond amount for Sec. 94-145 - Parking limited in subsection (b) of Sec. 94-17. -Traffic Violation Fine Schedule of the Municipal Code from \$15.50 to \$20.00 so as to be consistent with the Wisconsin Statutes be approved.

**Fiscal Note:** N/A

#### [1007-16](#)

**Subject: (Direct Referral) (Renewal)** Application of American Coin and Stamp Supply Inc., Cheryl Jean Spencer, Agent for a Secondhand Jewelry Dealer's license and a Secondhand Article Dealer license for 4625 Washington Ave. (2016-17) (12th District).

**Recommendation of the Public Safety and Licensing Committee on 12-13-16:** That the application of American Coin and Stamp Supply

Inc., Cheryl Jean Spencer, Agent for a Secondhand Jewelry Dealer's license and a Secondhand Article Dealer license for 4625 Washington Ave be approved.

**Fiscal Note:** N/A

[1027-16](#)

**Subject: (Direct Referral)** Communication from the Purchasing Agent submitting the report on the bids received for the sale of Abandoned Vehicles, November 28, 2016.

**Recommendation of the Public Safety and Licensing Committee on 12-13-16:** That the item be Received and Filed as the highest responsible bidder was Sturtevant Auto Salvage.

**Fiscal Note:** This will generate \$10,230.00 in revenue for account 13101 48301.

#### **Transit and Parking Commission Report, by Ald. DeHahn**

[0958-16](#)

**Subject:** (Direct Referral) Communication from the Transit and Parking System Manager requesting to discuss the Racine County Juror Parking rates for 2017. (Res. No. 0433-16)

**Recommendation of the Transit and Parking Commission on 12-07-16:** That the Mayor and City Clerk be authorized and directed to enter into an agreement with Racine County to provide juror parking at the rate of \$850.00 per month in 2017.

**Fiscal Note:** \$10,200 in revenue will go into the Parking Utility fund.

[1035-16](#)

**Subject:** (Direct Referral) Authorize and direct the Transit and Parking Commission to negotiate an extension of the term of services under an existing contract with First Transit to manage the Belle Urban System (BUS). (Res. No. 0434-16)

**Recommendation of the Transit and Parking Commission on 12-07-16:** That the Mayor and City Clerk be authorized and directed to extend the contract with First Transit until January 31, 2018, to manage the Belle Urban System (BUS).

**Fiscal Note:** N/A

[1037-16](#)

**Subject:** (Direct Referral) Communication from the Transit and Parking System Manager requesting a change to Sec. 94, Articles IV and V, to permit customers parking at parking meters to pay with a parking payment phone app, and to allow customers paying with the phone app to pay and park for additional time not to exceed a total period equal to twice the time period prescribed for that parking space.(Res. No.

0435-16)

**Recommendation of the Transit and Parking Commission on 12-07-16:** Approve the paying for parking at meters with a phone or mobile device app and to extend parking by paying for up to one extra time period, whether paying by app or by coins.

**Fiscal Note:** N/A

#### **City Plan Commission Report, by Ald. Wiser**

[1074-16](#)

**Subject:** (Direct Referral) A request from Kristina Campbell seeking a conditional use permit to operate a café and event venue at 1501 Washington Avenue. (PC-16) (Res. No. 0436-16)

**Recommendation of the City Plan Commission on 12-14-16:** That the request be approved subject to conditions.

**Fiscal Note:** N/A

#### **Committee of the Whole Report, by Ald. Wiser**

[0941-16](#)

**Subject:** Communication from the Alderpersons of the 3rd, 4th and 12th Districts, requesting the City Attorney to draft a proposed ordinance change to Sec. 2-80- Same-ex officio members. (Ord. 0012-16)

**Recommendation of the Committee of the Whole on 12-06-2016:** That the Item be approved.

**Fiscal Note:** N/A

[1052-16](#)

**Subject:** (Direct Referral) Communication from the City Attorney submitting Ordinance 05-16, to revise and amend Sec. 2-276. - Created; Composition in Chapter 2 - Administration, Article III - Boards, Committees, Commissions, Division 9. - Traffic Commission of the Municipal Code of the City of Racine, Wisconsin.

**Recommendation of the Committee of the Whole on 12-06-2016:** That Ordinance 05-16 to revise and amend Sec. 2-276. - Created; Composition in Chapter 2 - Administration, Article III - Boards, Committees, Commissions, Division 9. - Traffic Commission of the Municipal Code of the City of Racine, Wisconsin, be approved.

**Fiscal Note:** N/A

#### **Office of the Mayor Report, by Ald. Wiser**

[1099-16](#)

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

Reappoint Robert Carlson, 2412 Douglas Ave, Racine, 53402 to the Business Improvement District #4 for a 3 year term, ending December 31 2019.

Reappoint Andrea Clausen, 1920 Douglas Ave, Racine, 53402 to the Business Improvement District #4 for a 3 year term, ending December 31 2019.

Reappoint Andy Hay, 1642 Washington Ave., Racine, 53403 to the Business Improvement District #3 for a 3 year term, ending December 31 2019.

Reappoint Guy Singer, 1514 Junction Ave, Racine, 53403 to the Business Improvement District #3 for a 3 year term, ending December 31 2019.

Appoint Tad Ballentyne, 1304 Westlawn Ave, Racine, 53403 to the Business Improvement District #3 for a 3 year term, ending December 31 2019.

Reappoint Cory Mason, 1328 Racine St, Racine, 53403 to the Business Improvement District #3 for a 3 year term, ending December 31 2019.

Appoint Pippin Michelli, 1608 Main St, Racine, 53403 to the Landmarks Preservation Commission for a 3 year term, ending December 31 2019.

## G. Consent Resolutions

[Res.0404-16](#)

2017 Lease Agreements for Office Space

Resolved, that the Mayor and City Clerk are authorized and directed to enter into lease agreements for 2017 for rental of office space in City Hall, City Hall Annex and the Safety Building at the rental rates as submitted. Racine Symphony, Choral Arts Society, Root-Pike Watershed, Women's Resource Center and Neighborhood Watch will not pay increased rental rates for 2017.

Fiscal Note: Rental rates will increase in 2017 for all rental spaces (except the non-profit groups listed) due to the 2016 Consumer Price Index increasing by 2.2%. These leases will generate a total annual revenue of approximately \$121,609.06.

**Sponsors:**

Terry McCarthy

[Res.0413-16](#)

Safe Drinking Water Loan Program

Resolved, that the Mayor and City Clerk are authorized to sign Exhibit G, Wage Rate Compliance Document for the closeout of Safe Drinking

Water Loan Program (SDWLP), Loan 4887-05 High Lift Pump VFD Project.

Fiscal Note: The signing of this form is necessary so that final loan proceeds can be distributed to the Racine Water Utility for this loan.

Sponsors: Q.A. Shakoor II

[Res.0414-16](#) Official Notice #21-2016, Emergency Medical Supplies for the Racine Fire Department

Resolved, that the bids for Official Notice #21-2016, Emergency Medical Supplies for the Racine Fire Department are accepted and contracts are to be executed with low bidders as delineated by the Purchasing Agent.

Fiscal Note: Funding for this expense in FY2017 is \$105,000.00 in account 13001 53200

Sponsors: Q.A. Shakoor II

[Res.0415-16](#) Extension of Contract with VenuWorks

Resolved, that the City contract with VenuWorks for operation of the Civic Center is to be extended as presented.

Fiscal Note: No increased cost for management services.

Sponsors: Q.A. Shakoor II

[Res.0416-16](#) *Conrad Cottingham Jr., et al. v. City of Racine, et al.*

Resolved, that the City Attorney's office is authorized to represent employees in the case of *Conrad Cottingham Jr., et al. v. City of Racine, et al.*, filed in the Eastern District of Wisconsin as Case No. 16-CV-1560.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor II

[Res.0417-16](#) 2017 St. John's Lutheran School Spirit Run

Resolved, that St. John's Lutheran School is granted permission to use City right-of-way for a run/walk on Saturday, September 16, 2017.

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

A. A hold harmless agreement be executed and a \$75.00 processing fee paid.

- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners 72 hours in advance of this event.
- E. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval, and providing and removing all temporary traffic control devices and detour signs.
- F. If required, sponsor shall provide a detour plan for the closure of all State connecting Highways, arterial and collector streets to the City Engineer for approval.
- G. If required, sponsor is responsible for cleaning the streets.
- H. If required, sponsor shall install parking meter hoods or temporary parking signs at least 24 hours in advance of the event and, if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.

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

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

**Sponsors:**

Terry McCarthy

**[Res.0418-16](#)**

Partial Rescission of Resolution No. 14-0228

Resolved, Resolution 14-0228, dated June 3, 2014, is to be partially rescinded only as to Portland Cement Concrete Paving for Lake Avenue from Ninth Street to Tenth Street. Sewer and Water for Lake Avenue from Ninth Street to Tenth Street remains as an assessment.

Fiscal Note: Assessments paid for this will be reimbursed to the abutting property owner. There are funds in the 2017 CIP to cover the cost of this assessable project.

**Sponsors:**

Terry McCarthy

**[Res.0419-16](#)**

Partial Rescission of Resolution No. 15-0187

Resolved, that Resolution No. 15-0187, dated May 19, 2015, is partially



rescinded only as to Franklin Street from Thirteenth Street to Fourteenth Street.

Fiscal Note: Assessments paid for this will be reimbursed to the abutting property owner. There are funds in the 2017 CIP to cover the cost of this assessable project.

**Sponsors:** Terry McCarthy

**Res.0420-16** Final Payment on Contract 20150059, PS - Sanitary Sewer I/I Investigation

Resolved, that the work done by SEH, Inc., is accepted and final payment authorized for a total contract amount of \$68,000.00.

Fiscal Note: Contract was authorized under Resolution 15-0410, dated November 3, 2015.

**Sponsors:** Terry McCarthy

**Res.0421-16** Change Order No. 1 on Contract 20160002, 2016 Concrete Reconstruct (R1)

Resolved, that Change Order No. 1 on Contract 20160002, 2016 Concrete Reconstruct (R1), LaLonde Contractors, Inc., contractor, as submitted, is approved in the amount of \$40,017.15.

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

\$38,307.82	- Org-Object 45040-57500, DPW Paving
(\$ 1,388.47)	- Org-Object 45040-57530, DPW Traffic Control
\$ 4,327.80	- Org-Object 60484-57570, Storm Sewers
<u>(\$ 1,230.00)</u>	- Org-Object 22640-57560, Sanitary Sewers
\$40,017.15	- Total

**Sponsors:** Terry McCarthy

**Res.0422-16** Final Payment on Contract 20160002, 2016 Concrete Reconstruct (R1)

Resolved, that the work done by LaLonde Contractors, Inc., is accepted and final payment authorized for a total contract amount of \$1,031,753.33.

Fiscal Note: Contract was authorized under Resolution 0106-16, dated April 6, 2016.

**Sponsors:** Terry McCarthy

**Res.0423-16** Assessment Rates Established for 2017 Public Hearings for 2018 Construction

Resolved, that the proposed special assessment rates for public hearings in 2017 for 2018 construction for Portland Cement concrete paving and curb and gutter are as follows:

Residential Paving (7-Inch) - 14' Flange to Flange - \$33.00/Front Foot  
 Residential Paving (7-Inch) - 26' Flange to Flange - \$65.00/Front Foot  
 Residential Paving (7-Inch) - 30' Flange to Flange - \$67.00/Front Foot  
 Residential Paving (7-Inch) - 32' Flange to Flange - \$70.00/Front Foot  
 Residential Paving (7-Inch) - 46' Flange to Flange - \$115.00/Front Foot  
 Commercial Paving (8-Inch) - 32' Flange to Flange - \$75.00/Front Foot  
 Industrial Paving (9-Inch) - 32' Flange to Flange - \$85.00/Front Foot  
 Industrial Paving (9-Inch) - 42' Flange to Flange - \$100.00/Front Foot  
 Industrial Paving (9-Inch Doweled) - 44' Flange to Flange - \$115.00/Front Foot  
 Industrial Paving (10-Inch Doweled) - 44' Flange to Flange - \$125.00/Front Foot  
 New Curb & Gutter (30-Inch) - 7" Pavement - \$22.00/Front Foot  
 New Curb & Gutter (30-Inch) - 8" Pavement - \$24.00/Front Foot  
 New Curb & Gutter (30-Inch) - 9" Pavement - \$26.00/Front Foot  
 Sewer (6") & Water (1") Services - \$10,500.00/Each  
 Sewer (6") & Water (2") Services - \$12,000.00/Each  
 Alley Paving (10 Foot ROW) - 7" Pavement - \$35.00/Front Foot  
 Alley Paving (11-15 Foot ROW) - 7" Pavement - \$45.00/Front Foot  
 Alley Paving (16-20 Foot ROW) - 7" Pavement - \$55.00/Front Foot  
 Alley Paving (21-25 Foot ROW) - 7" Pavement - \$65.00/Front Foot

Fiscal Note: These rates are established so that the abutting property owner pays 100% of the cost of such street improvements.

**Sponsors:**

Terry McCarthy

**Res.0424-16**

Change Order No. 1 on Contract 20160022, Construct Home - 1801 Grand Avenue

Resolved, that Change Order No. 1 on Contract 20160022, Construct Home - 1801 Grand Avenue, Double D Construction, Inc., contractor, as submitted, is approved in the amount of \$2,300.00.

Fiscal Note: Funding to defray the cost of the change order be appropriated from Org-Object 20004-57400, 1801 Grand Avenue.

**Sponsors:**

Terry McCarthy

**Res.0425-16**

Final Payment on Contract 20160022, Construct Home - 1801 Grand Avenue

Resolved, that the work done by Double D Construction, Inc., is accepted and final payment authorized for a total contract amount of \$227,675.00.

Fiscal Note: Contract was authorized under Resolution 0178-16, dated May 17, 2016.

Sponsors: Terry McCarthy

[Res.0426-16](#) Final Payment on Contract 20160030, Samuel Myers Park Renovations - Phase III

Resolved, that the work done by A.W. Oakes & Son, Inc., is accepted and final payment authorized for a total contract amount of \$78,989.00. Final Payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 0251-16, dated July 5, 2016.

Sponsors: Terry McCarthy

[Res.0427-16](#) Final Payment on Contract 53-14 (K4-053), PS - City Hall Renovations, Phase VII

Resolved, that the work done by ARC Architectural Group, LLC., is accepted and final payment authorized for a total contract amount of \$28,522.00.

Fiscal Note: Contract was authorized under Resolution 14-0467, dated November 18, 2014.

Sponsors: Terry McCarthy

[Res.0428-16](#) Final Payment on Contract 20150004, PS - Roof Specifications, MLK Community Center, Solid Waste Garage, Street Maintenance Garage; Survey and Maintenance Repair Specifications(Various Locations)

Resolved, that the work done by Industrial Roofing Services, Inc., is accepted and final payment authorized for a total contract amount of \$15,435.00.

Fiscal Note: Contract was authorized under Resolution 15-0011, dated January 20, 2015.

Sponsors: Terry McCarthy

[Res.0429-16](#) Purchase of Loader Vehicles

Resolved, that the request of the Purchasing Agent to waive formal bidding procedures is approved in accordance with Racine Municipal Code Section 46-28 that allows for the waiving of formal public bids for purchases over \$25,000.00 for the purpose of maintaining uniformity of equipment and services.

Further resolved, that the Purchasing Agent is authorized and directed to purchase one Case 621F Wheel Loader with 4-in-1 bucket and snow plow for the approximate price of \$194,500.00 and one unloader for the approximate price of \$50,000.00, from Miller-Bradford and Risberg, Inc., it being the sole source provider of this equipment.

Fiscal Note: Funding to defray the cost of these materials is available in Org-Object 45140-57311, DPW-Equipment Vehicles-Highway (\$194,500.00) and Org-Object 45150-57300, Parks-Unloader (\$50,000.00).

Sponsors: Terry McCarthy

[Res.0430-16](#) Purchase of LED Light Fixtures

Resolved, that the request of the Purchasing Agent to waive formal bidding procedures is approved in accordance with Racine Municipal Code Section 46-28 that allows for the waiving of formal public bids for purchases over \$25,000.00 for the purpose of maintaining uniformity of equipment and services.

Further resolved, that the Purchasing Agent is authorized and directed to purchase LED light fixtures from Cree Industries, Racine, WI, for an indeterminate sum at this time, it being the sole source provider of this equipment.

Fiscal Note: Funding to defray the cost of these materials is available in Org-Object 14012-53200, Street Light Work Supplies.

Sponsors: Terry McCarthy

[Res.0431-16](#) Purchase of Materials for Johnson Controls Metasys System

Resolved, that the request of the Purchasing Agent to waive formal bidding procedures is approved in accordance with Racine Municipal Code Section 46-28 that allows for the waiving of formal public bids for purchases over \$25,000.00 for the purpose of maintaining uniformity of equipment and services.

Further resolved, that the Purchasing Agent is authorized and directed to purchase the necessary materials from Johnson Controls, Inc., for an indeterminate sum at this time, it being the sole source provider of this equipment.

Fiscal Note: Funding to defray the cost of these services is available in Org-Object 70240-54200, Equipment Repairs & Maintenance-Building Complex.

Sponsors: Terry McCarthy

[Res.0432-16](#) Purchase of City Lock and Key System

Resolved, that the request of the Purchasing Agent to waive formal bidding procedures is approved in accordance with Racine Municipal Code Section 46-28 that allows for the waiving of formal public bids for purchases over \$25,000.00 for the purpose of maintaining uniformity of equipment and services.

Further resolved, that the Purchasing Agent is authorized and directed to purchase the necessary materials from Apex Key and Lock, Inc., for an indeterminate sum at this time, they being the sole source provider of this equipment.

Fiscal Note: Funding to defray the cost of these services is available in Org-Object 45040-57200, DPW-Building Improvements.

**Sponsors:**

Terry McCarthy

**Res.0433-16**

2017 Racine County Juror Parking Rates

Resolved, that the Mayor and City Clerk are authorized and directed to enter into an agreement with Racine County to provide juror parking at the rate of \$850.00 per month in 2017.

Fiscal Note: \$10,200.00 in revenue will go into the Parking Utility fund.

**Sponsors:**

Raymond DeHahn

**Res.0434-16**

Extension of Term with First Transit, Inc. to Manage Belle Urban System

Resolved, that the Mayor and City Clerk are authorized and directed to extend the contract with First Transit, Inc. until January 31, 2018, to manage the Belle Urban System (BUS).

Fiscal Note: N/A

**Sponsors:**

Raymond DeHahn

**Res.0435-16**

Parking Payment Phone App

Resolved, that the request to amend Sec. 94, Articles IV and V to allow the the paying for parking at meters with a phone or mobile device app and to extend parking by paying for up to one extra time period, whether paying by app or by coins is approved.

Fiscal Note: N/A

**Sponsors:**

Raymond DeHahn

**Res.0436-16**

Café and Mixed-Use Event Venue at 1501 Washington Avenue

Resolved, that the request by Kristina Campbell for a conditional use

permit to operate a café and mixed-use event venue at 1501 Washington Avenue is approved, subject to the following conditions:

- a. That the plans presented at the December 14, 2016 Plan Commission meeting be approved, subject to the conditions contained herein.
- b. That all codes and ordinances be complied with and all required permits be obtained.
- c. That the hours of operation shall be Monday - Thursday, 7:00 a.m. - 10:00 p.m.; Friday & Saturday from 7:00 a.m. - 12:00 a.m., and Sundays 7:00 a.m. - 10:00 p.m.
- d. That detail on the security measures being implemented by the applicant be submitted to the Department of City Development for review prior to issuance of an occupancy permit.
- e. That all music and associate vibration shall be contained within the building.
- f. That all deliveries and pick-ups for the various events are to be made in the rear are of the building. No deliveries or pick-ups shall take place on Washington Avenue or Ann Street.
- g. That any signage, awnings, or other exterior items requested must be submitted to the Department of City Development for review and approval, as well as the Uptown Corridor District and BID, prior to issuance of permits.
- h. In the event any of the items mentioned in condition f. will extend over into the city right-of-way, the owner shall receive approval of an encroachment permit/hold harmless agreement from the City prior to issuance of permits or installation.
- i. 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.
- j. That this permit is subject to review by the Plan Commission for compliance with the listed conditions.

Fiscal Note: N/A

**Sponsors:**

Dennis Wiser

## H. Consent Agenda

## I. Ordinances

### Refer to Committee of the Whole

[Ord.0012-16](#) Ordinance 12-16 - Ex officio committee members

An ordinance to amend Sec. 2-80. -Same-Ex officio members in Chapter 2 -Administration, Article II. -Common Council, Division 4. -Committees of the Municipal Code of the City of Racine, Wisconsin.

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

Part 1: Amend the second sentence of Sec. 2-80. -Same-ex officio members of the Municipal Code of the City of Racine, Wisconsin by replacing the phrase "The president of the common council" with the words "Each alderman" and add the words "she or" in front of the word "he."

Part 2: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City Common Council and publication or posting as required by law.

Passed by the Common Council:

Fiscal Note: N/A

Sponsors: Dennis Wiser

## J. Common Council Announcements

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

## K. Adjourn

### Office of The City Clerk

**If you are disabled and have accessibility needs or need information interpreted for you, please call the City Clerk's Office at 636-9171 at least 48 hours prior to this meeting.**