



City of Racine

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

Meeting Minutes - Final Common Council

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

Wednesday, November 7, 2012

7:00 PM

Room 205, City Hall

A. Call To Order

PRESENT: 14 - Fair, Shields, Kaprelian-Becker, DeHahn, McCarthy, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Hart, Weidner, Sarrazin and Hall
EXCUSED: 1 - Holding

B. Pledge of Allegiance To The Flag

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

Special Presentation was presented by Alderman Kaprelian-Becker and Chris Flynn with students from the Focus on Community Randolph Park Garden award they received.

C. Approval of Journal of Council Proceedings (Minutes)

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

D. Public Comments

*Attorney Vince Bobbit
Don Rosen
Pastor Ernest Garrison
Sue DeKeuster
John Kelley Mcgee*

E. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

[12-8278](#)

Subject: communication from the City Attorney submitting the claim of Shelly Haga for consideration.

Referred to Finance and Personnel Committee

[12-8282](#)

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer requesting permission to apply for a Fund for Lake Michigan grant for the Root River Stabilization and Riparian Habitat Restoration Project - Grant Control No. 2012-036.

Referred to Finance and Personnel Committee

[12-8289](#)

Subject: Director of Parks, Recreation and Cultural Services is requesting permission to enter into a professional agreement with Rudie Butterfield & Seitz Architectural Services for design of a new ADA restroom at the Mound Cemetery Chapel.

Referred to Finance and Personnel Committee

[12-8297](#)

Subject: communication from the City Attorney submitting the claim of Rita Lutes for consideration.

Referred to Finance and Personnel Committee

[12-8300](#)

Subject: Communication from the Public Health Administrator requesting permission to enter into an agreement with the University of Wisconsin Oshkosh for the Health Department Laboratory to provide contracted services not to exceed \$167,196.00 over a 2-year period for Implementation of Beach Redesigns to Make Southern Wisconsin Beaches Safer. (Grant Control #2012-037)

Referred to Finance and Personnel Committee

[12-8305](#)

Subject: Communication from the Racine County Economic Development Corporation (RCEDC) requesting to present the semi-annual plan certifications for periods ending May 31, 2012 and September 30, 2012 for the City Revolving Loan Fund (City-RLF).

Referred to Finance and Personnel Committee

[12-8317](#)

Subject: Communication from the Police Chief, requesting to appear to discuss the general plan for animal control and the fiscal impact of implementing that plan.

Referred to Finance and Personnel Committee

[12-8323](#)

Subject: Communication from the Finance Director requesting to have Brad Viegut, Director from Robert W. Baird and Company, address the Committee at their next scheduled meeting to discuss refunding the outstanding 2012 note anticipation note.

Referred to Finance and Personnel Committee

Refer to Public Works and Services Committee, by Ald. Weidner[12-8293](#)

Subject: Communication from Envi ultra lounge, 316 Main Street, requesting permission to hang a flag mounted sign over city right-of-way.

Referred to Public Works and Services Committee

[12-8307](#)

Subject: Communication from Kara Kading requesting to use City right-of-way for the St. John's Lutheran School Bunny Hop on Saturday, April 27, 2013 from 10:00 A.M. until 12 noon.

(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

[12-8325](#)

Subject: Communication from the Assistant Commissioner of Public Works submitting a lease amendment from the Wisconsin Department of Administration covering office space at 800 Center Street occupied by the Department of Corrections.

Referred to the Public Works and Services Committee

Refer to Public Safety and Licensing Committee, by Ald. Mozol[12-8319](#)

Subject: New application of Kenson Enterprises, LLC (Belle City Bar & Eatery Tour) for a Public Passenger Vehicle Operator's License for Business.

Referred to Public Safety and Licensing Committee

Refer to Board of Parks, Recreation, and Cultural Services, by Ald. McCarthy[12-8290](#)

Subject: Communication from Mark Thomas from Ocean Blue Inflatables, LLC requesting permission to set up a large inflatable water slide for the summer of 2013 on North Beach.

Referred to Board of Park, Recreation and Cultural Services

[12-8291](#)

Subject: Communication from Alderman Melissa Kaprelian-Becker on behalf of Donald Sura, 1014 Yout St. requesting benches to be considered along Pershing Drive bike path.

Referred to Board of Park, Recreation and Cultural Services

[12-8303](#)

Subject: Communication from Patrick Flynn requesting the use of the Lake Michigan Pathway and temporary closure of Christopher

Columbus Causeway & Sam Johnson Parkway on Saturday, December 8, 2012 for Stuff the Sleigh 5k Run in support of the Racine County Food Bank.

Also, to be referred to Public Works & Services Committee.

Referred to Board of Park, Recreation and Cultural Services

Referred to Public Works and Services Committee

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

12-8176

Subject: Communication from the Chief of Police requesting to discuss their request to apply for and accept the Wisconsin Department of Transportation 2013 Alcohol Enforcement Mobilization grant (Grant Control #2012-030). (Res. No. 12-3389)

Recommendation of the Finance & Personnel Committee on October 8, 2012: To defer the item due to non-representation of staff to speak on the item.

Recommendation of the Finance & Personnel Committee on October 22, 2012: Permission be granted for the Chief of Police to apply for and accept \$35,000 from the Wisconsin Department of Transportation 2013 Alcohol Enforcement Mobilization grant (Grant Control #2012-030).

Fiscal Note: There is a 25% soft match of \$8,750.

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

12-8177

Subject: Communication from the Chief of Police requesting to apply for and accept the Wisconsin Department of Transportation 2013 Seat Belt Safety Grant (Grant Control #2012-031). (Res. No. 12-3390)

Recommendation of the Finance & Personnel Committee on October 8, 2012: To defer the item due to non-representation of staff to speak on the item.

Recommendation of the Finance & Personnel Committee on October 22, 2012: Permission to be granted for the Chief of Police to apply for and accept \$30,000 from the Wisconsin Department of Transportation 2013 Seat Belt Safety Grant (Grant Control #2012-031).

Fiscal Note: There is a 25% soft match of \$7,500.

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

[12-8178](#)

Subject:Communication from the Chief of Police requesting to apply for and accept the Wisconsin Department of Transportation 2013 Speed Enforcement Mobilization Grant (Grant Control #2012-032). (Res. No. 12-3391)

Recommendation of the Finance & Personnel Committee on October 8, 2012: To defer the item due to non-representation of staff to speak on the item.

Recommendation of the Finance & Personnel Committee on October 22, 2012: Permission be granted for the Chief of Police to apply for and accept \$30,000 from the Wisconsin Department of Transportation 2013 Speed Enforcement Mobilization Grant (Grant Control #2012-032) .

Fiscal Note: There is a 25% soft match of \$6,250 and \$1,250 cash for equipment.

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

[12-8233](#)

Subject: Communication from the Chief of Police requesting to apply for and accept the 2013 Beat Patrol Grant. This is the first year of a three year grant and approval is being requested for all three years (Grant Control #2012-035). (Res. No. 12-3392)

Recommendation of the Finance & Personnel Committee on October 22, 2012: Permission be granted for the Chief of Police to apply for a grant for the 2013 Beat Patrol in the amount of \$121,434.00 (Grant Control #2012-035).

Fiscal Note: There is a \$40,478.00 hard match required.

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

[12-8247](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting permission to accept the received donation of \$500.00 from the Greater Racine Kennel Club to help better the city parks.

Recommendation of the Finance & Personnel Committee on October 22, 2012: Permission be granted for the Director of Parks,

Recreation & Cultural Services to accept the received donation of \$500.00 from the Greater Racine Kennel Club to help better the city parks and that an appropriate letter of thanks be sent.

Fiscal Note: There are no restrictions on the use of the funds.

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

Council Action

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

AYES: 14 - Fair, Shields, Kaprelian-Becker, DeHahn, McCarthy, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Hart, Weidner, Sarrazin and Hall

EXCUSED: 1 - Holding

Public Works and Services Committee Report, by Ald. Weidner

12-8248

Subject: Communication from Raymond Biddle, Jr., Summit Industrial Park LLC, requesting to remove the sidewalk at 1520 Clark Street. (Res. No. 12-3393)

Recommendation of the Public Works and Services Committee on 10-30-12: The property owner of 1520 Clark Street be granted permission to remove the sidewalk abutting their property along Clark Street in accordance with the City's policy regarding sidewalks and their removal.

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

12-8265

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting a request for final payment on Contract 34-12 (K2-039), Window Replacement-Fire Station No. 5., Lueck's, Inc., contractor. (Res. No. 12-3400)

Recommendation of the Public Works and Services Committee on 10-30-12: That the work done by Lueck's, Inc. under Contract 34-12 (K2-039), Window Replacement-Fire Station No. 5, be accepted and final payment authorized for a total contract amount of \$38,520.00.

Fiscal Note: Contract was authorized under Resolution No. 12-3142, dated May 15, 2012.

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

Reported. The motion was **APPROVED**.

[12-8162](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting a list of streets to be included in the 2013 Public Hearings for 2014 Construction. (Res. No. 12-3405)

Recommendation of the Public Works and Services Committee on 10-30-12: The following list of streets, as submitted by the Assistant Commissioner of Public Works/Engineering, be considered for reconstruction with portland cement concrete paving for the 2014 construction season (2013 hearings) and that a preliminary resolution be introduced.

Portland Cement Concrete Paving

Daisy Lane - Taylor Ave. to Shadow Ln.
De Koven Avenue - Holborn St. to Clark St.
Domanik Drive - 2222 Ft. East of Jefferson St. to Domanik Dr.
Eaton Lane - Rapids Dr. to Cul-de-sac
Echo Lane - Westway Ave. to Ridgeway Ave.
Elisa Drive - Dead End to Ostergaard Ave.
Foxwood Road - City Limits to City Limits
Georgia Avenue - Goold St. to Cecelia Park Dr.
Great Elms Lane - Wheelock Dr. to Taylor Ave.
Hickory Way - 55 Ft. North of Ravine Dr. to Crabapple Dr.
Jonathon Drive - Cul-de-sac to North Main St.
Kentucky Street - Taylor Ave. to Cul-de-sac
Lighthouse Drive - Queens Ct. to Steeplechase Dr.
Michigan Boulevard - Melvin Ave. to Lombard Ave.
Monarch Drive - Biscayne Ave. to Emstan Hills Rd.
Monarch Drive - Regal Ct. to Maryland Ave.
North Bay Drive - Cul-de-sac to Sheffield Dr.
North Bay Drive - Sheffield Dr. to Saxony Dr.
Oakwood Drive - Emstan Hills Rd. to Kings Cir.
Oakwood Drive - Kings Cir. to Maryland Ave.
Olive Street - Ohio St. to Virginia St.
Pine Ridge Lane - Dead End to Pine Ridge Cir. (S)
Princess Place - Biscayne Ave. to Admiralty Ave.
Riverside Drive - Cedar Bend Ave. to Clayton Ave.
Ruby Avenue - Melvin Ave. to Lombard Ave.
Seventeenth Street - Indiana St. to Kentucky St.
Seventeenth Street - Illinois St. to Oregon St.
Seventeenth Street - Kentucky St. to Orchard St.
Seventeenth Street - Ohio St. to Virginia St.
Shadow Lane - Kentucky St. to Daisy Ln.
Sheffield Drive - North Bay Dr. to Lighthouse Dr.

Steeplechase Drive - North Bay Dr. to Westminster Sq. (W)
Steeplechase Drive - Westminster Sq. (W) to Westminster Sq. (E)
Steeplechase Drive - Westminster Sq. (E) to Lighthouse Dr.
Sycamore Avenue - Dead End to Byrd Ave.
Westway Avenue - Crab Tree Ln. to Ohio St.
West Lawn Avenue - Republic Ave. to Victory Ave.

Sewer and Water Laterals

Domanik Drive - 2222 Ft. East of Jefferson St. to Domanik Dr.
Eaton Lane - Rapids Dr. to Cul-de-sac
Lighthouse Drive - Queens Ct. to Steeplechase Dr.
Monarch Drive - Biscayne Ave. to Emstan Hills Rd.
Princess Place - Biscayne Ave. to Admiralty Ave.
Riverside Drive - Cedar Bend Ave. to Clayton Ave.
Seventeenth Street - Indiana St. to Kentucky St.
Seventeenth Street - Ohio St. to Virginia St.
Sycamore Avenue - Dead End to Byrd Ave.

Sidewalk

Eaton Lane - Rapids Dr. to Cul-de-sac
Elisa Drive - Dead End to Ostergaard Ave.
Shadow Lane - Kentucky St. to Daisy Ln.
Sycamore Avenue - Dead End to Byrd Ave.
Westway Avenue - Crab Tree Ln. to Ohio St.

Curb & Gutter

Monarch Drive - Biscayne Ave. to Emstan Hills Rd.
Monarch Drive - Regal Ct. to Maryland Ave.
Oakwood Drive - Emstan Hills Rd. to Kings Cir.
Oakwood Drive - Kings Cir. to Maryland Ave.
Pine Ridge Lane - Dead End to Pine Ridge Cir. (S)
Princess Place - Biscayne Ave. to Admiralty Ave.
Sycamore Avenue - Dead End to Byrd Ave.

Alley

Alley bounded by Washington Ave. to Wright Ave.; Thurston Ave. to Quincy Ave.

Fiscal Note: Unknown at this time.

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

12-8266

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 59-12 (K2-070), Painting of Main Street Lift Bridge. (Res. No. 12-3397)

Recommendation of the Public Works and Services Committee on 10-30-12: That Contract 59-12 (K2-070), Painting of Main Street Lift Bridge, be awarded to Drax, Inc., Madison, WI, at their base bid price of \$823,000.00 plus Alternate No. 1 in the amount of \$105,000.00 and Alternate No. 2 in the amount of \$10,000.00, for a total contract amount of \$938,000.00, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 930.086.5810, Main Street Lift Bridge Paint State.

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

12-8208

Subject: Communication from the Race Director of the Ragnar Relay Chicago 2013 race requesting permission to use city right-of-way on Saturday, June 8, 2013.

Recommendation of the Public Works and Services Committee on 10-30-12: Permission be granted to the sponsor of the Ragnar Relay Chicago 2012 Race to use certain city streets for the period of 12:00 a.m. to 9:00 a.m. on Saturday, June 8, 2013, and to use city right-of-way (sidewalks and parking lanes) along the following streets:

Start at Erie Street and Three Mile Road (city limits)

South on Main St. to Carlton Dr.

West on Carlton Dr. to Erie St.

South on Erie St. to Melvin Ave.

East on Melvin Ave. to Main St.

South on Main St. to Goold St.

East on Goold St. to Michigan Blvd.

South on Michigan Blvd. to Dodge St.

West on Dodge St. to Main St.

South on Main St. to State St.

East on State St. to Pershing Park Dr.

South on Pershing Park Dr. to 11th St.

West on 11th St. to Main St.

South on Main St. to 16th St.

West on 16th St. to Wisconsin Ave.

South on Wisconsin Ave. to 21st St.

West on 21st St. to Roosevelt Park Dr.

South on Roosevelt Park Dr. to 24th St.

West on 24th St. to Sheridan Rd. (city limits)

Further recommends that this permission be granted with the following stipulations:

- A. A hold harmless agreement be executed and a \$62.50 processing fee paid;
- B. A liability insurance certificate be filed prior to this event;
- C. Any overtime costs and equipment and material loss incurred by any department in the assistance of this event shall be charged to the sponsor;
- D. Sponsor shall comply with the approved policy on parking restrictions for special events, and the sponsor shall distribute to all abutting property occupants on those streets where parking is being prohibited written notices of the ban approximately 48 hours in advance of this event.
- E. Sponsor shall be responsible for 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. Sponsor shall pay a \$250.00 special event fee.

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

Further recommends that this communication be referred to the Board of Parks, Recreation and Cultural Services.

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

A motion was made that this Communication be Referred to the Board of Park, Recreation and Cultural Services, . The motion was APPROVED.

[12-8216](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 57-12 (K2-068), Construct Home - 1029 Ninth Street.

Recommendation of the Public Works and Services Committee on 10-30-12: That the bids for Contract 57-12 (K2-068), Construct Home-1029 Ninth Street, be rejected and the contract re-advertised for bids.

Fiscal Note: N/A

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

[12-8227](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting a request for final payment on Contract 22-12 (K2-023), Safety Building - Replace Ceiling and Lighting, Absolute Construction Enterprises, Inc., contractor. (Res. No. 12-3399)

Recommendation of the Public Works and Services Committee on 10-30-12: That the work done by Absolute Construction Enterprises, Inc. under Contract 22-12 (K2-023), Safety Building - Replace Ceiling and Lighting, be accepted and final payment authorized for a total contract amount of \$134,480.00.

Fiscal Note: Contract was authorized under Resolution No. 12-3085, dated April 16, 2012.

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

[12-8267](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 63-12 (K2-074), Construct Home - 1721 Villa Street. (Res. No. 12-3395)

Recommendation of the Public Works and Services Committee on 10-30-12: That Contract 63-12 (K2-074), Construct Home-1721 Villa Street, be awarded to Double D Construction, Inc., Kenosha, WI, at their bid price of \$174,775.00, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 808.001.5700, City Development-1721 Villa.

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

[12-8245](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting a three-party agreement with Graef-USA, Inc., WisDOT and the City of Racine for the design of Hamilton Street/Douglas Avenue (STH 32) North Main Street to Goold Street, State Project ID: 2350-00-00. (Res. No. 12-3404)

Recommendation of the Public Works and Services Committee on 10-30-12: That the Mayor and City Clerk be authorized and directed to enter into a 3-party contract with the State of Wisconsin Department of Transportation and Graef-USA, Inc. for professional design engineering services for reconstructing the Hamilton

Street/Douglas Avenue (STH32) North Main Street to Goold Street, State Project ID: 2350-00-00, for the not-to-exceed cost of \$671,653.44, which is funded 75% by the State of Wisconsin, or \$503,740.08, and 25% by the City of Racine, or \$167,913.36.

Fiscal Note: Funds to defray the cost of these professional services are available in the 2013 and 2014 CIP.

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

12-8246

Subject: Communication from the Alderman of the 6th District requesting the City accept the donation of a commemorative plaque for the 7th Street/Washington Avenue and Roundabout Reconstruction Project. (Res. No. 12-3394)

Recommendation of the Public Works and Services Committee on 10-30-12: That the city accept from AECOM, SAA Design Group, Jewell Associates Engineering, Inc. and Stark Asphalt the donation and installation of a permanent plaque in the City Hall Plaza area commemorating those who have been involved in the planning, design and construction of the 7th Street Roundabout Reconstruction Project contingent upon entering into a Hold Harmless Agreement with the City.

Further recommends that the Mayor send a letter of gratitude acknowledging this donation.

Fiscal Note: There will be no cost to the City of Racine in accepting this plaque.

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

12-8268

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 64-12 (K2-075), Construct Home - 931 Center Street. (Res. No. 12-3396)

Recommendation of the Public Works and Services Committee on 10-30-12: That Contract 64-12 (K2-075), Construct Home-931 Center Street, be awarded to Double D Construction, Inc., Kenosha, WI, at their bid price of \$175,675.00, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 808.001.5700, City Development-931 Center.

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

[12-8276](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting Change Order No. 1 on Contract 52-12 (K2-063), 2012 Bridge Repairs, Vista Design & Construction, LLC, contractor. (Res. No. 12-3403)

Recommendation of the Public Works and Services Committee on 10-30-12: That Change Order No. 1 on Contract 52-12 (K2-063), 2012 Bridge Repairs, Vista Design & Construction, LLC, contractor, be approved in the amount of \$2,649.50.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 992.908.5020, Concrete Paving - Misc.

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

[12-8284](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting final payment on Contract 46-10 (K0-057) - PS - Design for Lake Avenue Parking Ramp, Hartmann Design, contractor. (Res. No. 12-3398)

Recommendation of the Public Works and Services Committee on 10-30-12: That the professional services provided by Hartmann Design, under Contract 46-10 (K0-057), Professional Services - Design for Lake Avenue Parking Ramp, be accepted and final payment authorized for a total contract amount of \$4,950.00.

Fiscal Note: Contract was authorized under Resolution No. 10-2041, dated June 1, 2010.

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

[12-8286](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 2 to Contract 43-12 (K2-052), Masonry Restoration - City Hall and City Hall Annex. (Res. No. 12-3402)

Recommendation of the Public Works and Services Committee on 10-30-12: That Change Order No. 2 on Contract 43-12 (K2-052), Masonry Restoration-City Hall and City Hall Annex, RAZA LLC, contractor, be approved in the amount of \$4,330.00.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 401.000.5770, Equipment Garage-Equipment Maintenance.

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

12-8288

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 1 to the current TDS Telecommunication Service Agreement. (Res. No. 12-3401)

Recommendation of the Public Works and Services Committee on 10-30-12: That Amendment No. 1 to the Telecommunication Services Agreement with TDS, as submitted, be approved.

Fiscal Note: This amendment will reduce the current bill by \$450.00 per month.

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

Council Action

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

AYES: 14 - Fair, Shields, Kaprelian-Becker, DeHahn, McCarthy, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Hart, Weidner, Sarrazin and Hall

EXCUSED: 1 - Holding

Public Safety and Licensing Committee Report, by Ald. Holding**12-7480**

Subject: (Direct Referral) Request of the Committee for the appearance of Keith Fair, Agent for The Place on Sixth, 509 Sixth Street, regarding an incident at the establishment on March 10, 2012.

Recommendation of the Public Safety and Licensing Committee on 03-26-12: That the matter of the Place on 6th, 509 Sixth Street be referred to a due process hearing based on the continuous number of police calls, fights and large crowds to determine whether the license should be revoked or suspended.

Recommendation of the Public Safety and Licensing Committee on 10-15-12: Resolved, that the "Class B" Intoxicating Liquor and Fermented Malt Beverage and all other licenses issued by the City of Racine to The Place on Sixth, 509 6th Street, Racine, Wisconsin, be revoked.

Fiscal Note: Potential cost of Due Process hearing \$6,000.

Alderman Mozol requested that item 12-7480 be considered separately.

It should be noted that Chairman Holding did not participate in the due process hearing held on October 15, 2012.

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

AYES: 11 - Kaprelian-Becker, DeHahn, McCarthy, Morgenroth, Mozol, Wisner, Kaplan, Hart, Weidner, Sarrazin and Hall

NOES: 2 - Shields and Shakoor, II

EXCUSED: 1 - Holding

ABSTENTIONS: 1 - Fair

[12-8189](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for R & B Latin Club, located at 1600 Douglas Avenue., Brenda Torres, Agent. **(4th District)**

Recommendation of the Public Safety and Licensing Committee on 10-09-12: That the item be deferred until the next meeting and the applicant puts together a list of items that the members addressed as concerns and presents them at the next meeting.

1st - Recommendation of the Public Safety and Licensing Committee on 10-23-12: That the license application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for R & B Latin Club, located at 1600 Douglas Avenue., Brenda Torres, Agent be denied due to concerns of security, and too many other alcohol licenses in the area.

Motion failed by the following vote:

AYES: Mozol and Kaprelian-Becker

NOES: Holding and Sarrazin

EXCUSED: Hall

2nd - Recommendation of the Public Safety and Licensing Committee on 10-23-12: That the application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for R & B Latin Club, located at 1600 Douglas Avenue., Brenda Torres, Agent be approved subject to an agreement with the City Attorney to include: 25 and older; a signed letter from Mr. William (car wash owner) and proprietor that he has authorization to lease the spaced and number of spaces; digital security camera system with 30 days storage, covering all interior and exterior spaces; security as promised in the business plan; paving and striping the existing parking lot by June 30, 2013.

Motion failed by the following vote:

AYES: Holding and Sarrazin

NOES: Mozol and Kaprelian-Becker

EXCUSED: Hall

Both of the above recommendations will be referred to the Common Council for its action.

Fiscal Note: N/A

Alderman Mozol requested that item 12-8189 be considered separately.

Alderman Mozol explained to Council Members that there were two recommendations that came out of committee and both of them failed.

Alderman Mozol made a motion seconded by Alderman Hart to deny the application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for R&B Latin Club, located at 1600 Douglas Avenue due to concerns of security and too many other alcohol licenses in the area. Motion failed on the following vote:

AYES: Weidner, Kaplan, Kaprelian-Becker and Mozol

NOES: Wisner, DeHahn, Fair, Hall, Hart, McCarthy, Morgenroth, Sarrazin, Shakoor and Shields

EXCUSED: Holding

Alderman McCarthy made a motion seconded by Alderman Shakoor to refer the item back to committee. That motion carried.

This Communication was Referred to the Public Safety and Licensing Committee

AYES: 12 - Fair, Shields, DeHahn, McCarthy, Morgenroth, Wisner, Kaplan, Shakoor, II, Hart, Weidner, Sarrazin and Hall

NOES: 2 - Kaprelian-Becker and Mozol

EXCUSED: 1 - Holding

12-8240

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting that the formal bidding be waived and the Purchasing Agent be authorized to negotiate with Miller & Associates, Inc. for the purchase of play equipment for West, Heck and Parker Parks. (Res. No. 12-3406)

Recommendation of the Public Safety and Licensing Committee on 10-23-12: That the Purchasing Agent be authorized and directed to negotiate with Miller & Associates, Inc. for the purchase of play equipment for West, Heck and Parker Parks.

Fiscal Note: Funds should be appropriated from the following accounts: 892-030-5600, West Park; 892-030-5600, Heck Park and 992-700-5210 Parker Park.

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

AYES: 13 - Shields, Kaprelian-Becker, DeHahn, McCarthy, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Hart, Weidner, Sarrazin and Hall

EXCUSED: 1 - Holding

NON VOTING: 1 - Fair

Traffic Commission Report, by Ald. Weidner

12-8122

Subject: Communication from Denessa Redding (2530 Maple Grove Ave.) requesting the "No Parking on School Days 7:30 AM - 3:00 PM" signs be removed from her street.

Recommendation of the Traffic Commission on 10-15-12:

Recommends that the parking restrictions on Maple Grove Avenue, both sides, from Arcturus Avenue southwest 550 feet, be removed.

Fiscal Note: There is a nominal cost to remove these signs.

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

12-8158

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting an additional 10 feet of "No Parking" area at the bus stop on the east side on Main Street at 10th (SE corner) to reduce accident potential and eliminate traffic back-ups.

Recommendation of the Transit and Parking Commission on

09-19-12: Refer the communication to the Traffic Commission with a recommendation to eliminate at least one parking space on Main St. at 10th St. to improve traffic flow and eliminate a potential traffic hazard.

Fiscal Note: N/A

Recommendation of the Traffic Commission on 10-15-12:

Recommends that the No Parking Any Time on Main Street, east side, from Tenth Street, south 117 feet be approved.

Fiscal Note: N/A

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

12-8188

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer wishing to discuss parking restrictions at Barker St. and Michigan Blvd.

Recommendation of the Traffic Commission on 10-15-12:

Recommends that No Parking from 10:00 A.M. to 8:00 P.M. from May 31 through September 1 each year, on the east side of Michigan Boulevard, from 91 feet north of Barker Street to 124 feet south of Barker Street, be approved.

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

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

12-8273

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

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

By Deleting

1. Main St., east side, from Tenth Street south 75 feet.

By Including

1. Main St., east side, from Tenth Street south 117 feet.

B. Recommends that Section 94-141 (8) of Schedule F of the Municipal Code of the General Ordinances of the City of Racine relative to "No parking from 7:30 A.M. to 3:00 P.M. on any school day" be amended:

By Deleting

1. Maple Grove Ave., both sides, from Arcturus Avenue southwest 550 feet.

C. Recommends that Schedule F of Section 94-141 be amended to create "No parking from 10:00 A.M. to 8:00 P.M. from May 31 through September 1 each year".

Further recommends that this new section be amended to include:

1. Michigan Blvd., east side, from Barker Street south 124 feet.
2. Michigan Blvd., east side, from Barker Street north 91 feet.

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

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

Council Action

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

AYES: 13 - Shields, Kaprelian-Becker, DeHahn, McCarthy, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Hart, Weidner, Sarrazin and Hall

EXCUSED: 1 - Holding

NON VOTING: 1 - Fair

Transit and Parking Commission Report, by Ald. DeHahn**12-8153**

Subject: (Direct Referral) Communication from the Transit and Parking System Manager providing an update on the 2013 transit budget requiring an estimated 2% increase in local share contributions and authorization to schedule a public comment opportunity on the elimination of Saturday service on Routes 2 and 5.

Recommendation of the Transit and Parking Commission on 09-19-12: Defer

Recommendation of the Transit and Parking Commission on 10-17-12: The 2013 Transit Utility budget is recommended to the Common Council as submitted.

Fiscal Note: The 2013 City contribution is to remain stable with sale of surplus equipment accounting for any minor inflationary total budget increases. Transit Union members have agreed to an additional two-year freeze on pay and benefits.

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

12-8155

Subject: (Direct Referral) Communication from the Transit and Parking System Manager presenting a review of the 2013 Parking Utility budget.

Recommendation of the Transit and Parking Commission on 09-19-12: Defer

Recommendation of the Transit and Parking Commission on 10-17-12: The 2013 Parking Utility budget is recommended to the Common Council as submitted.

Fiscal Note: None. Parking Utility is self-supporting.

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

[12-8250](#)

Subject: (Direct Referral) Communication from Venuworks requesting a special rate of \$100 per month through March 2013. (Res. No. 12-3418)

Recommendation of the Transit and Parking Commission on 10-17-12: Approve continuation through March 31, 2013 of an annual agreement to rent Lakefront Lot No. 4 to Venuworks for a reduced rate of \$100 per month to encourage off-season bookings.

Fiscal Note: No change to projected Parking Utility revenue.

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

[12-8251](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting the review of the 2012 Parking Ramp Maintenance program and authorization to seek penalties from the contractor for non-performance.

Recommendation of the Transit and Parking Commission on 10-17-12: Pursuit of penalties for non-performance is authorized in reaction to non-performance issues with the contractor for the 2012 City Parking Ramp maintenance program.

Fiscal Note: None at this time.

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

[12-8252](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting consideration of an initial "free" time parking meter demonstration project in select retail locations. (Res. No. 12-3407)

Recommendation of the Transit and Parking Commission on 10-17-12: Staff is directed to negotiate a trial of special "limited initial free time" parking meter mechanisms to evaluate the impact on revenues.

Fiscal Note: Minimum mechanism replacement costs beyond any free trial mechanisms from the vendor is provided in the Parking Utility budget.

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

[12-8253](#)

Subject: (Direct Referral) Communication from the Transit and

Parking System Manager reporting on the SE WI Regional Transit Initiative Workshop held October 3, 2012.

Recommendation of the Transit and Parking Commission on 10-17-12: Receive and file.

Fiscal Note: N/A

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

[12-8254](#)

Subject: (Direct Referral) Communication from the BUS General Manager submitting the September 2012 BUS operations report.

Recommendation of the Transit and Parking Commission on 10-17-12: Receive and file.

Fiscal Note: N/A

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

[12-8255](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting the review of potential options for a Regency Mall dedicated BUS transfer area.

Recommendation of the Transit and Parking Commission on 10-17-12: Receive and file.

Fiscal Note: N/A

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

[12-8261](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting a Resolution authorizing the Mayor and Common Council to urge the Wisconsin Transportation and Policy Commission to recommend: 1) restoring the 10% cut in WisDOT funding for public transportation that was mandated in the current State budget, 2) establish and maintain a policy of a 60% combined Federal and State share of expenses for mid-size Wisconsin communities, and 3) maintain a Federally funded Congestion Mitigation Air Quality (CMAQ) capital program for SE WI counties in non-attainment or maintenance status. (Res. No. 12-3408)

Recommendation of the Transit and Parking Commission on 10-17-12: The Commission requests that the Mayor and Common Council pass a Resolution and forward it to the Wisconsin Transportation Finance and Policy Commission to recommend: 1) restoring the 10% cut in WisDOT funding for public transportation that

was mandated in the current State budget, 2) establish and maintain a policy of a 60% combined Federal and State share of expenses for mid-size Wisconsin communities, and 3) maintain a Federally funded CMAQ capital program for SE WI counties in non-attainment or maintenance status. Staff is directed to work with the City Attorney's Office in drafting such a Resolution in standard format.

Fiscal Note: N/A

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

Council Action

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

AYES: 14 - Fair, Shields, Kaprelian-Becker, DeHahn, McCarthy, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Hart, Weidner, Sarrazin and Hall

EXCUSED: 1 - Holding

City Plan Commission Report, by Ald. Wisner

[12-8236](#)

Subject: (Direct Referral) Ordinance amendment addressing takeout-carryout restaurants. (PC 12) (Ord. 11-12)

Recommendation of the City Plan Commission on 10-31-12: That an ordinance be prepared and a public hearing scheduled before the Common Council.

Fiscal Note: N/A

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

[12-8237](#)

Subject: (Direct Referral) Amendments to Article V: District Regulations and Article X: Sign Regulations of the Municipal Code related to advertising sign size, location, allowance, prohibition, and height. (Ord. 10-12)

Recommendation of the City Plan Commission on 10-31-12: That an ordinance be prepared and a public hearing scheduled.

Fiscal Note: N/A

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

12-8295

Subject: (Direct Referral) Request by Living Light Community Center for an amendment to their conditional use to allow for a monthly community meal to be held at 740 College Avenue. (Res. No. 12-3409)

Recommendation of the City Plan Commission on 10-31-12: That the item be approved subject to conditions.

Fiscal Note: N/A

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

12-8296

Subject: (Direct Referral) Request by Living Light Community Center for an amendment to their conditional use to allow for a daycare center at 740 College Avenue. (PC-12) (Res. No. 12-3410)

Recommendation of the City Plan Commission on 10-31-12: That the item be approved subject to conditions.

Fiscal Note: N/A

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

12-8299

Subject: (Direct Referral) Request from Johnny R. Green, seeking a conditional use permit to locate general offices and meetings space at 3115 Fifteenth Street for a philanthropic and charitable organization. (PC-12) (Res. No. 12-3411)

Recommendation of the City Plan Commission on 10-31-12: That the item be approved subject to conditions.

Fiscal Note: N/A

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

Council Action

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

AYES: 14 - Fair, Shields, Kaprelian-Becker, DeHahn, McCarthy, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Hart, Weidner, Sarrazin and Hall

EXCUSED: 1 - Holding

Housing Loan Board Report, by Ald. Wisner

12-8312

Subject: (Direct Referral) Request of the Director of City Development to accept the offer of Raymond White Jr. to purchase 944 Villa Street, an NPS-1 property. (Res. No. 12-3416)

Recommendation of the Loan Board of Review on November 1, 2012: To accept the offer of Raymond White Jr. to purchase 944 Villa Street.

Fiscal Note: The property was acquired and rehabilitated through the NSP-1 Program. The city will receive \$45,000 in proceeds minus commission and closing costs.

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

AYES: 14 - Fair, Shields, Kaprelian-Becker, DeHahn, McCarthy, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Hart, Weidner, Sarrazin and Hall

EXCUSED: 1 - Holding

Redevelopment Authority of the City of Racine Report, by Ald. Shakoor.

12-8103

Subject: (Direct Referral) Request of the Director of City Development to acquire non-residential real estate. (Res. No. 12-3415)

Recommendation of the Redevelopment Authority on 10-24-12: That the Redevelopment Authority recommends that the Common Council, pursuant to sec. 66.1333 (5) (b) Wis. Stats., authorize and direct the Redevelopment Authority to acquire the property at 233 Lake Avenue (the Property).

Further, that the Redevelopment Authority be directed to exercise its due diligence in the acquisition of the Property.

Further, that the Common Council provide funds for deed transfer costs, and not less than \$70,000 for related annual site holding costs. The Authority recommends that Intergovernmental Revenue Sharing Funds be used for this purpose, and that the Authority be informed of progress towards the acquisition of the Property.

Fiscal Note: Funds are available in the accounts identified for this purpose.

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

12-8279

Subject: (Direct Referral) Request of the Director of City Development for authorization to acquire the Racine Steel Property at 1425 N.

Memorial Dr. (Res. No. 12-3412)

Recommendation of the Redevelopment Authority on 10-24-12:

That the Authority reaffirms the desire to accept the transfer of the Property to its ownership, and that the Chairman, Executive Director, and City Attorney are authorized and directed to pursue and proceed with the transfer of the Property, including the execution of the necessary agreements, without further action by the Authority.

Further, that the Authority recommends that the Common Council provide funds to the Authority for expenses related to its acquisition of the Property through the Intergovernmental Revenue Sharing Fund, and that the Authority be informed of progress towards the acquisition of the Property.

Fiscal Note: Funds are available in the Intergovernmental Revenue Sharing Fund.

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

[12-8280](#)

Subject: (Direct Referral) Request of the Interim Assistant Director of City Development for authorization to apply for an EPA Cleanup Grant for the Walker property. (Res. No. 12-3413)

Recommendation of the Redevelopment Authority on 10-24-12:

The Redevelopment Authority hereby authorizes Brian F. O'Connell, Executive Director, or his authorized agent, to act on the behalf of the Redevelopment Authority of the City of Racine to submit an application to the US Environmental Protection Agency (EPA) to aid in site cleanup of 1129 Michigan Boulevard (aka the Walker Property), sign documents, and take necessary action to undertake, direct, and complete approved grant activities.

Fiscal Note: A \$200,000 grant is being sought from the EPA. The grant requires a 20% match, the funds for which are available in the environmental remediation line item of the project plan for Tax Increment District 14.

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

[12-8285](#)

Subject: (Direct Referral) Request from the Director of City Development seeking authorization to commit matching funds for implementation efforts related to the plan titled "RootWorks - Revitalizing Racine's Urban River Corridor, Root River Corridor Redevelopment Plan." (Res. No. 12-3414)

Recommendation of the Redevelopment Authority on 10-24-12:

That the Authority supports the use of \$40,000 from the Intergovernmental Revenue Sharing Fund (Sewer Agreement) to assist the Racine County Economic Development Corporation (RCEDC) in its role as lead partner in the implementation of the plan titled "RootWorks - Revitalizing Racine's Urban River Corridor, Root River Corridor Redevelopment Plan" (the Plan).

Further, that the Authority recommends to the Common Council the use of Sewer Agreement funds to assist RCEDC in its role as lead partner in the implementation of the Plan.

Fiscal Note: The City's funds of \$40,000 will help leverage an additional \$80,000 from two additional grant sources to support implementation efforts of the Plan.

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

[12-8322](#)

Subject: (Direct Referral) Review of a development agreement between Akil, LLC and the Redevelopment Authority of the City of Racine for the property at 1130 Washington Avenue. (Res. No. 12-3417)

Recommendation of the Redevelopment Authority on 11-5-12:

That the Redevelopment Authority report for the meeting of November 5, 2012 is approved, and that the Authority Chairman, Executive Director and City Attorney are authorized to enter into a Development Agreement with Akil, LLC for the property at 1130 Washington Avenue.

Fiscal Note: Akil, LLC is paying \$10,000 for the property plus up to \$2,000 towards the Authority's closing costs. Upon completion, total project value is estimated to exceed \$1,200,000.

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

Council Action

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

AYES: 14 - Fair, Shields, Kaprelian-Becker, DeHahn, McCarthy, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Hart, Weidner, Sarrazin and Hall

EXCUSED: 1 - Holding

Committee of the Whole Report, by Ald. Kaplan.

12-8249

Subject: (Direct Referral) communication from the Director of City Development to present the 2013 CDBG grant application & approval process, the staff evaluation and recommendation procedure.

Recommendation of the Committee of the Whole on 10-16-2012:
the Item be received and filed.

Fiscal Note: N/A

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

11-6718

Subject: Communication from the President of the Common Council wishing to discuss City of Racine policy with respect to firearms in light of 2011 Wisconsin Act 35.

Recommendation of the Public Safety and Licensing Committee on 8-22-11: That the item be referred to the Committee of the Whole with the Recommendation that the Common Council not prohibit carrying of legally permitted concealed weapons in Municipal Buildings with the exception of Community Centers.

Recommendation of the Committee of the Whole on 01-25-2012:
the Item be deferred.

Recommendation of the Committee of the Whole on 10-16-2012:
the Item be received and filed.

Fiscal Note: N/A

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

12-8269

Subject: (Direct Referral) Request from the Director of City Development to present the plan titled "RootWorks - Revitalizing Racine's Urban River Corridor, Root River Corridor Redevelopment Plan" and discuss the next steps for implementation of recommendations.

Recommendation of the Committee of the Whole on 10/22/2012:
that the Item be Received and Filed.

Fiscal Note: N/A

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

Council Action

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

AYES: 14 - Fair, Shields, Kaprelian-Becker, DeHahn, McCarthy, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Hart, Weidner, Sarrazin and Hall

EXCUSED: 1 - Holding

Office of the Mayor Report, by Ald. Kaplan.

12-8306

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

Appoint Therese Fellner 433 Melvin Ave Racine, 53402 to the Police and Fire Commission filling the current vacancy, expiring May 1, 2014

Appoint Henry Perez 1017 Kentucky St. Racine, 53405 to the Community Development Committee for a 3 year term, expiring May 1, 2015

Appoint Luisa Morales 2020 Green St Racine, 53402 to the Library Board filling the current vacancy, expiring June 1, 2013

Appoint Kathryn Kasper to the position of Purchasing Agent for the City of Racine.

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

AYES: 14 - Fair, Shields, Kaprelian-Becker, DeHahn, McCarthy, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Hart, Weidner, Sarrazin and Hall

EXCUSED: 1 - Holding

Standing Joint Review Board Report, by Ald. Kaplan

12-8229

Subject: (Direct Referral) Designation of Tax Incremental District No. 10 as Distressed.

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

12-8230

Subject: (Direct Referral) Amendment to the Project Plan for Tax Incremental District No. 8 to Share Increment with Tax Increment District No. 10.

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

12-8231

Subject: (Direct Referral) Amendment to the Project Plan for Tax Incremental District No. 9 to Share Increment with Tax Incremental District Nos. 10, 11, and 15.

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

12-8232

Subject: (Direct Referral) Amendment to the Project Plan for Tax Incremental District No. 10 to Reflect its Distressed Status.

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

AYES: 14 - Fair, Shields, Kaprelian-Becker, DeHahn, McCarthy, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Hart, Weidner, Sarrazin and Hall

EXCUSED: 1 - Holding

G. Consent AgendaRes.12-3388

Revise 2012 CDBG Budget Line Items for Launch Box Program

Resolved, that the request of the Racine County Economic Development Corporation for a 2012 CDBG budget amendment for the Launch Box Program is approved.

Fiscal Note: The amendment is a reallocation of funds among line items; the total CDBG grant amount is unchanged.

Sponsors: Gregory Holding

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

Res.12-3389

Wisconsin Department of Transportation 2013 Alcohol Enforcement Mobilization Grant

Resolved, that permission is granted for the Chief of Police to apply for and accept \$35,000 from the Wisconsin Department of Transportation 2013 Alcohol Enforcement Mobilization grant (Grant Control #2012-030).

Fiscal Note: There is a 25% soft match of \$8,750.

Sponsors: Q.A. Shakoor, II

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

Res.12-3390

Wisconsin Department of Transportation 2013 Seat Belt Safety Grant

Resolved, that permission is granted for the Chief of Police to apply for and accept \$30,000 from the Wisconsin Department of Transportation 2013 Seat Belt Safety Grant (Grant Control #2012-031).

Fiscal Note: There is a 25% soft match of \$7,500.

Sponsors: Q.A. Shakoor, II

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

Res.12-3391

Wisconsin Department of Transportation 2013 Speed Enforcement Mobilization Grant

Resolved, that permission is granted for the Chief of Police to apply for and accept \$30,000 from the Wisconsin Department of Transportation 2013 Speed Enforcement Mobilization Grant (Grant Control #2012-032) .

Fiscal Note: There is a 25% soft match of \$6,250 and \$1,250 cash for equipment.

Sponsors: Q.A. Shakoor, II

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

Res.12-3392

2013 Beat Patrol Grant

Resolved, that permission is granted for the Chief of Police to apply for a grant for the 2013 Beat Patrol in the amount of \$121,434.00 (Grant Control #2012-035). This is the first year of a three year grant and approval is being requested for all three years

Fiscal Note: There is a \$40,478.00 hard match required.

Sponsors: Q.A. Shakoor, II

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

Res.12-3393

Remove Sidewalk at 1520 Clark Street

Resolved, that the property owner of 1900 Clark Street is granted permission to remove the sidewalk abutting their property along 1520

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

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

Sponsors: Sandy Weidner

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

Res.12-3394

Accept Donation of a Commemorative Plaque for the 7th Street / Washington Avenue and Roundabout Reconstruction Project

Resolved, that the City accepts from AECOM, SAA Design Group, Jewell Associates Engineering, Inc. and Stark Asphalt the donation and installation of a permanent plaque in the City Hall Plaza area commemorating those who have been involved in the planning, design and construction of the 7th Street Roundabout Reconstruction Project contingent upon entering into a Hold Harmless Agreement with the City.

Further resolved, that the Mayor send a letter of gratitude acknowledging this donation.

Fiscal Note: There will be no cost to the City of Racine in accepting this plaque.

Sponsors: Sandy Weidner

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

Res.12-3395

Contract 63-12 (K2-074), Construct Home - 1721 Villa Street

Resolved, that Contract 63-12 (K2-074), Construct Home-1721 Villa Street, is awarded to Double D Construction, Inc., Kenosha, WI, at their bid price of \$174,775.00, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 808.001.5700, City Development-1721 Villa.

Sponsors: Sandy Weidner

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

Res.12-3396

Contract 64-12 (K2-075), Construct Home - 931 Center Street

Resolved, that Contract 64-12 (K2-075), Construct Home-931 Center Street, is awarded to Double D Construction, Inc., Kenosha, WI, at their bid price of \$175,675.00, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 808.001.5700, City Development-931 Center.

Sponsors: Sandy Weidner

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

Res.12-3397

Contract 59-12 (K2-070), Painting of Main Street Lift Bridge

Resolved, that Contract 59-12 (K2-070), Painting of Main Street Lift Bridge, is awarded to Drax, Inc., Madison, WI, at their base bid price of \$823,000.00 plus Alternate No. 1 in the amount of \$105,000.00 and Alternate No. 2 in the amount of \$10,000.00, for a total contract amount of \$938,000.00, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 930.086.5810, Main Street Lift Bridge Paint State.

Sponsors: Sandy Weidner

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

Res.12-3398

Final Payment on Contract 46-10 (K0-057) - PS - Design for Lake Avenue Parking Ramp

Resolved, that the professional services provided by Hartmann Design, under Contract 46-10 (K0-057), Professional Services - Design for Lake Avenue Parking Ramp, is accepted and final payment authorized for a total contract amount of \$4,950.00.

Fiscal Note: Contract was authorized under Resolution No. 10-2041, dated June 1, 2010.

Sponsors: Sandy Weidner

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

Res.12-3399

Final payment on Contract 22-12 (K2-023), Safety Building - Replace Ceiling and Lighting

Resolved, that the work done by Absolute Construction Enterprises,

Inc. under Contract 22-12 (K2-023), Safety Building - Replace Ceiling and Lighting, is accepted and final payment authorized for a total contract amount of \$134,480.00.

Fiscal Note: Contract was authorized under Resolution No. 12-3085, dated April 16, 2012.

Sponsors: Sandy Weidner

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

Res.12-3400

Final payment on Contract 34-12 (K2-039), Window Replacement-Fire Station No. 5

Resolved, that the work done by Lueck's, Inc. under Contract 34-12 (K2-039), Window Replacement-Fire Station No. 5, is accepted and final payment authorized for a total contract amount of \$38,520.00.

Fiscal Note: Contract was authorized under Resolution No. 12-3142, dated May 15, 2012.

Sponsors: Sandy Weidner

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

Res.12-3401

Amendment No. 1 to the Current TDS Telecommunication Service Agreement

Resolved, that Amendment No. 1 to the Telecommunication Services Agreement with TDS, as submitted, is approved.

Fiscal Note: This amendment will reduce the current bill by \$450.00 per month.

Sponsors: Sandy Weidner

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

Res.12-3402

Change Order No. 2 to Contract 43-12 (K2-052), Masonry Restoration - City Hall and City Hall Annex

Resolved, that Change Order No. 2 on Contract 43-12 (K2-052), Masonry Restoration-City Hall and City Hall Annex, RAZA LLC, contractor, is approved in the amount of \$4,330.00.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 401.000.5770, Equipment Garage-Equipment Maintenance.

Sponsors: Sandy Weidner

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

Res.12-3403

Change Order No. 1 on Contract 52-12 (K2-063), 2012 Bridge Repairs

Resolved, that Change Order No. 1 on Contract 52-12 (K2-063), 2012 Bridge Repairs, Vista Design & Construction, LLC, contractor, is approved in the amount of \$2,649.50.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 992.908.5020, Concrete Paving - Misc.

Sponsors: Sandy Weidner

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

Res.12-3404

Three-Party Agreement with Graef-USA, Inc., WisDOT and the City of Racine for the design of Hamilton Street / Douglas Avenue (STH 32) North Main Street to Goold Street

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a 3-party contract with the State of Wisconsin Department of Transportation and Graef-USA, Inc. for professional design engineering services for reconstructing the Hamilton Street / Douglas Avenue (STH32) North Main Street to Goold Street, State Project ID: 2350-00-00, for the not-to-exceed cost of \$671,653.44, which is funded 75% by the State of Wisconsin, or \$503,740.08, and 25% by the City of Racine, or \$167,913.36.

Fiscal Note: Funds to defray the cost of these professional services are available in the 2013 and 2014 CIP.

Sponsors: Sandy Weidner

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

Res.12-3405

Streets to be Included in 2013 Public Hearings for 2014 Construction

Preliminary - Ten (10) Year
Benefits and Damages

Resolved, by the Common Council of the City of Racine,
Wisconsin:

1. The Common Council hereby declares its intention to exercise its power under § 66.0703, Wis. Stats., to levy special assessments upon property within the following

described area for benefits conferred upon such property by improvement of the following street(s):

All property fronting upon both sides:

PORTLAND CEMENT CONCRETE PAVING

STREETS

Daisy Lane - Taylor Ave. to Shadow Ln.
De Koven Avenue - Holborn St. to Clark St.
Domanik Drive - 2222 Ft. East of Jefferson St. to Domanik Dr.
Eaton Lane - Rapids Dr. to Cul-de-sac
Echo Lane - Westway Ave. to Ridgeway Ave.
Elisa Drive - Dead End to Ostergaard Ave.
Foxwood Road - City Limits to City Limits
Georgia Avenue - Goold St. to Cecelia Park Dr.
Great Elms Lane - Wheelock Dr. to Taylor Ave.
Hickory Way - 55 Ft. North of Ravine Dr. to Crabapple Dr.
Jonathon Drive - Cul-de-sac to North Main St.
Kentucky Street - Taylor Ave. to Cul-de-sac
Lighthouse Drive - Queens Ct. to Steeplechase Dr.
Michigan Boulevard - Melvin Ave. to Lombard Ave.
Monarch Drive - Biscayne Ave. to Emstan Hills Rd.
Monarch Drive - Regal Ct. to Maryland Ave.
North Bay Drive - Cul-de-sac to Sheffield Dr.
North Bay Drive - Sheffield Dr. to Saxony Dr.
Oakwood Drive - Emstan Hills Rd. to Kings Cir.
Oakwood Drive - Kings Cir. to Maryland Ave.
Olive Street - Ohio St. to Virginia St.
Pine Ridge Lane - Dead End to Pine Ridge Cir. (S)
Princess Place - Biscayne Ave. to Admiralty Ave.
Riverside Drive - Cedar Bend Ave. to Clayton Ave.
Ruby Avenue - Melvin Ave. to Lombard Ave.
Seventeenth Street - Indiana St. to Kentucky St.
Seventeenth Street - Illinois St. to Oregon St.
Seventeenth Street - Kentucky St. to Orchard St.
Seventeenth Street - Ohio St. to Virginia St.
Shadow Lane - Kentucky St. to Daisy Ln.
Sheffield Drive - North Bay Dr. to Lighthouse Dr.
Steeplechase Drive - North Bay Dr. to Westminster Sq. (W)
Steeplechase Drive - Westminster Sq. (W) to Westminster Sq. (E)
Steeplechase Drive - Westminster Sq. (E) to Lighthouse Dr.
Sycamore Avenue - Dead End to Byrd Ave.
Westway Avenue - Crab Tree Ln. to Ohio St.

West Lawn Avenue - Republic Ave. to Victory Ave.

Sewer and Water Laterals

Domanik Drive - 2222 Ft. East of Jefferson St. to Domanik Dr.

Eaton Lane - Rapids Dr. to Cul-de-sac

Lighthouse Drive - Queens Ct. to Steeplechase Dr.

Monarch Drive - Biscayne Ave. to Emstan Hills Rd.

Princess Place - Biscayne Ave. to Admiralty Ave.

Riverside Drive - Cedar Bend Ave. to Clayton Ave.

Seventeenth Street - Indiana St. to Kentucky St.

Seventeenth Street - Ohio St. to Virginia St.

Sycamore Avenue - Dead End to Byrd Ave.

Sidewalk

Eaton Lane - Rapids Dr. to Cul-de-sac

Elisa Drive - Dead End to Ostergaard Ave.

Shadow Lane - Kentucky St. to Daisy Ln.

Sycamore Avenue - Dead End to Byrd Ave.

Westway Avenue - Crab Tree Ln. to Ohio St.

Curb & Gutter

Monarch Drive - Biscayne Ave. to Emstan Hills Rd.

Monarch Drive - Regal Ct. to Maryland Ave.

Oakwood Drive - Emstan Hills Rd. to Kings Cir.

Oakwood Drive - Kings Cir. to Maryland Ave.

Pine Ridge Lane - Dead End to Pine Ridge Cir. (S)

Princess Place - Biscayne Ave. to Admiralty Ave.

Sycamore Avenue - Dead End to Byrd Ave.

ALLEY

Alley bounded by Washington Ave. to Wright Ave.; Thurston Ave. to Quincy Ave.

2. Said public improvement shall consist of **PORTLAND CEMENT CONCRETE PAVING**.

3. The total amount assessed against such district shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accruing thereto from said improvements.

4. The assessments against any parcel may be paid in cash or in ten

(10) annual installments.

5. The Commissioner of Public Works is directed to prepare a report consisting of:

a. Preliminary or final plans and specifications for said improvement.

b. An estimate of the entire cost of the proposed work or improvement.

c. An estimate, as to each parcel of property within the assessment district, of:

(1) The assessment of benefits to be levied.

(2) The damages to be awarded for property taken or damaged.

(3) The net amount of such benefits over damages or the net amount of such damages over benefits.

Upon completing such report, the Commissioner of Public Works is directed to file a copy thereof on the City Clerk's Office for public inspection.

6. Upon receiving the report of the Commissioner of Public Works, the City Clerk is directed to give a Class 1 notice of a public hearing on such report as specified in §. 66.60(7), Wis. Stats.

The hearing shall be held at the Council Chambers in the City Hall at a time set by the Clerk in accordance with §. 66.0703

Sponsors: Sandy Weidner

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

Res.12-3406

Purchase of Play Equipment for West, Heck and Parker Parks

Resolved, that the formal bidding is waived and the Purchasing Agent is authorized and directed to negotiate with Miller & Associates, Inc. for the purchase of play equipment for West, Heck and Parker Parks.

Fiscal Note: Funds should be appropriated from the following accounts: 892-030-5600, West Park; 892-030-5600, Heck Park and 992-700-5210 Parker Park.

Sponsors: Gregory Holding

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

Res.12-3407

Initial "free" Time Parking Meter Demonstration Project

Resolved, that staff is directed to negotiate a trial of special "limited initial free time" parking meter mechanisms to evaluate the impact on revenues.

Fiscal Note: Minimum mechanism replacement costs beyond any free trial mechanisms from the vendor is provided in the Parking Utility budget.

Sponsors: Raymond DeHahn

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

Res.12-3408

Request of a Resolution Authorizing the Mayor and Common Council to urge the Wisconsin Transportation and Policy Commission to recommend: 1) restoring the 10% cut in WisDOT funding for public transportation that was mandated in the current State budget; 2) establish and maintain a policy of a 60% combined Federal and State share of expenses for mid-size Wisconsin communities; and 3) maintain a Federally funded Congestion Mitigation Air Quality (CMAQ) capital program for SE WI counties in non-attainment or maintenance status.

WHEREAS, the essential public transportation connections between workers and jobs in Racine, Mount Pleasant, Sturtevant, Caledonia and Yorkville rely on state and federal support just like highways and all other transportation services; and

WHEREAS, state and federal financial support was reduced by 10% or more in the last biennial budget; and

WHEREAS, the Governor and Legislature adopted a Wisconsin Department of Transportation budget that establishes funding levels both for state transit operating assistance and a "Local" Congestion Mitigation Air Quality (CMAQ) program for qualified Wisconsin counties; and

WHEREAS, the Wisconsin Transportation and Policy Commission was established to guide the Governor and Legislature in developing a comprehensive strategy to maintain funding for all state transportation needs.

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Racine does hereby urge and request members of the Wisconsin Transportation and Policy and Finance Commission to recommend:

1. Restoring the 10% cut in state and federal funding for public

transportation;

2. Establishing and maintaining a policy of 60% combined state and federal funding for the operating expenses of mid-size Wisconsin communities (urbanized areas over 50,000 in population); and

3. Including a Congestion Mitigation Air Quality (CMAQ) program in future state budgets with a minimum commitment of 50% of eligible funds dedicated to local projects.

FURTHER, BE IT RESOLVED that a copy of this resolution will be transmitted to the Wisconsin Transportation Policy and Finance Commission as well as to Racine area legislators and to the Governor's Office.

Fiscal Note: N/A

Sponsors: Raymond DeHahn

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

Res.12-3409

Monthly Community Meal at 740 College Avenue

Resolved, that the request by Dustan Balkcom, representing Living Light Community Center, seeking a conditional use amendment to allow for a monthly community meal to be served in the multi-use building at 740 College Avenue, is approved subject to the following conditions:

- a. That the plans presented to the Plan Commission on October 31, 2012, are approved subject to the conditions contained herein.
- b. That all applicable inspections and permits shall be obtained from the Health, Building Inspection, and any other required departments prior to commencement of the meal program.
- c. That a meal may be held one (1) Saturday per calendar month, between the hours of 5:00 p.m. - 9:00 p.m.. The applicant shall provide City Development the specific dates meals will be offered for each month per calendar year.
- d. That meal patrons shall access the building only from the College Avenue entrance.
- e. That only the café, kitchen, lobby, and conference room may be used for the meal program. All other areas of the building, except restrooms, shall be inaccessible to meal patrons.
- f. That the applicant shall provide a detailed plan for management of individuals waiting meal service outside the building prior to the first

meal being offered. The plan shall be subject to the approval of the Director of City Development.

g. That the facility shall not serve guests under the age of 18 unless accompanied by an adult.

h. That there shall be no possession, use, or sale of alcoholic beverages or controlled substances on the premises.

i. That the facility shall have adequately trained on-site staff and volunteers during the hours of operation.

j. That all signage shall be reviewed and approved by the Department of City Development, and all required permits shall be acquired.

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

Fiscal Note: N/A

Sponsors: Dennis Wisner

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

Res.12-3410

Daycare Center at 740 College Avenue

Resolved, that the request by Dustan Balkcom, representing Living Light Community Center, seeking a conditional use to operate a child care center in the lower level of 740 College Avenue, is approved subject to the following conditions:

a. That the plans presented to the Plan Commission on October 31, 2012, are approved subject to the conditions contained herein.

b. That all codes and ordinances shall be complied with, and all required permits and inspections shall be obtained from applicable City and State departments prior to occupancy.

c. That daycare activity take place only in those areas identified on the floor and site plans.

d. That there is adequately trained staff, as dictated by state licensing requirements, present at all times for childcare services.

e. That all grounds, including the outdoor play area, will be maintained and kept in a safe and clean state at all times.

- f. That the hours of operation for the day care center shall be from 6:00 a.m. - 6:00 p.m. Monday through Friday.
- g. That the area for picking up and dropping off of children shall occur only at the entrance on the southwest corner of the building. The loading and unloading of children shall not block any driveways or parking areas within the site.
- h. That proposed signage shall be submitted to the department of City Development for review and approval, and all required permits obtained from the Building Inspection department, prior to installation.
- i. That this permit is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Dennis Wisler

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

[Res.12-3411](#)

Permit to Locate General Offices and Meeting Space at 3115 Fifteenth Street

Resolved, that the request from Johnny R. Green, seeking a conditional use permit to locate general offices and meeting space at 3115 Fifteenth Street for a philanthropic and charitable organization is approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on October 31, 2012, are approved subject to the conditions contained herein.
- b. That all codes and ordinances shall be complied with, and all required permits and inspections shall be obtained from applicable City departments prior to occupancy.
- c. That all grounds, including parking and sidewalk areas, will be maintained and kept in a safe and clean state at all times.
- d. That the parking lot be striped by May 1, 2013.
- e. That the maximum hours of operation be from 8:00 a.m. - 8:00 p.m., Monday through Saturday.
- f. That this location shall not serve as a charitable meal site, second hand store, food pantry, or any other use not described in this permit or the application materials.

g. That all trash and recyclables will be stored in closed contained and screen from view.

h. That any future signage shall be submitted to the department of City Development for review and approval, and all required permits obtained from the Building Inspection department, prior to installation.

i. That this permit is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Dennis Wiser

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

Res.12-3412

Authorization to Acquire the Racine Steel Property at 1425 N. Memorial Drive

Resolved, that the Authority reaffirms the desire to accept the transfer of the Property to its ownership, and that the Chairman, Executive Director, and City Attorney are authorized and directed to pursue and proceed with the transfer of the Property, including the execution of the necessary agreements, without further action by the Authority.

Further resolved, that the Authority recommends that the Common Council provide funds to the Authority for expenses related to its acquisition of the Property through the Intergovernmental Revenue Sharing Fund, and that the Authority be informed of progress towards the acquisition of the Property.

Fiscal Note: Funds are available in the Intergovernmental Revenue Sharing Fund.

Sponsors: Q.A. Shakoor, II

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

Res.12-3413

Authorization to Apply for an EPA Cleanup Grant for the Walker Property

Resolved, that the Redevelopment Authority hereby authorizes Brian F. O'Connell, Executive Director, or his authorized agent, to act on the behalf of the Redevelopment Authority of the City of Racine to submit an application to the US Environmental Protection Agency (EPA) to

aid in site clean-up of 1129 Michigan Boulevard (aka the Walker Property), sign documents, and take necessary action to undertake, direct, and complete approved grant activities.

Fiscal Note: A \$200,000 grant is being sought from the EPA. The grant requires a 20% match, the funds for which are available in the environmental remediation line item of the project plan for Tax Increment District 14.

Sponsors: Q.A. Shakoor, II

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

Res.12-3414

Authorization to Commit Matching Funds for Implementation Efforts Related to the Plan Titled "RootWorks - Revitalizing Racine's Urban River Corridor, Root River Corridor Redevelopment Plan."

Resolved, that the Authority supports the use of \$40,000 from the Intergovernmental Revenue Sharing Fund (Sewer Agreement) to assist the Racine County Economic Development Corporation (RCEDC) in its role as lead partner in the implementation of the plan titled "RootWorks - Revitalizing Racine's Urban River Corridor, Root River Corridor Redevelopment Plan" (the Plan).

Further resolved, that the Authority recommends to the Common Council the use of Sewer Agreement funds to assist RCEDC in its role as lead partner in the implementation of the Plan.

Fiscal Note: The City's funds of \$40,000 will help leverage an additional \$80,000 from two additional grant sources to support implementation efforts of the Plan.

Sponsors: Q.A. Shakoor, II

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

Res.12-3415

Acquire Non-Residential Real Estate

Resolved, that the Redevelopment Authority recommends that the Common Council, pursuant to Sec. 66.1333 (5)(b) Wis. Stats., authorize and direct the Redevelopment Authority to acquire the property at 233 Lake Avenue (the Property).

Further resolved, that the Redevelopment Authority is directed to exercise its due diligence in the acquisition of the Property.

Further resolved, that the Common Council provide funds for deed

transfer costs, and not less than \$70,000 for related annual site holding costs. The Authority recommends that Intergovernmental Revenue Sharing Funds be used for this purpose, and that the Authority be informed of progress towards the acquisition of the Property.

Fiscal Note: Funds are available in the accounts identified for this purpose.

Sponsors: Q.A. Shakoor, II

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

Res.12-3416

Purchase 944 Villa Street

Resolved, that it is approved to accept the offer of Raymond White, Jr. to purchase 944 Villa Street.

Fiscal Note: The property was acquired and rehabilitated through the NSP-1 Program. The City will receive \$45,000 in proceeds minus commission and closing costs.

Sponsors: Dennis Wiser

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

Res.12-3417

Review of a Development Agreement between Akil, LLC and the Redevelopment Authority of the City of Racine for Property at 1130 Washington Avenue

Resolved, that the Redevelopment Authority report for the meeting of November 5, 2012 is approved, and the Authority Chairman, Executive Director and City Attorney are authorized to enter into a Development Agreement with Akil, LLC for the property at 1130 Washington Avenue.

Fiscal Note: Akil, LLC is paying \$10,000 for the property plus up to \$2,000 towards the Authority's Closing Costs. Upon completion, total project value is estimated to exceed \$1,200,000.

Sponsors: Q.A. Shakoor, II

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

Res.12-3418

Venuworks Annual Agreement to Rent Lakefront Lot No. 4

Resolved, that it is approved for continuation through March 31, 2013

of an annual agreement to rent Lakefront Lot No. 4 to Venuworks for a reduced rate of \$100 per month to encourage off-season bookings.

Fiscal Note: No change to projected Parking Utility revenue.

Sponsors: Raymond DeHahn

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

Council Action

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

AYES: 14 - Fair, Shields, Kaprelian-Becker, DeHahn, McCarthy, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Hart, Weidner, Sarrazin and Hall

EXCUSED: 1 - Holding

H. Ordinances

Ord.10-12

Ordinance 10-12

To repeal and recreate the following sections of Chapter 114 - Zoning, of the Municipal Code of the City of Racine, Wisconsin relating to Article V: District Regulations and Article X: Sign Regulations of the Municipal Code.

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

Part 1: Repeal Sec. 114-487 - (b) (22) - Permitted uses and regulations. Permitted Uses. Outdoor advertising devices.

Part 2: Re-number Sec. 114-487 (23) - Parking lots and structures to (22) and follow the numbering pattern down to (31) Wholesale Establishments.

Part 3: Repeal from Sec. 114-488 - Conditional Uses (Par. 1) the following: “, except advertising signs,”

Part 4: Repeal from Sec. 114-588 (8) - Conditional uses. Advertising signs larger than 300 square feet in area (see article X of this chapter) the following: “larger than 300 square feet in area.”

Part 5: Add to Sec. 114-608 (b) - Permitted and conditional use. Conditional uses, the following text after the word superimposed: “,except advertising signs,”

Part 6: Repeal from Sec. 114-1079 (1) - Signs permitted in the B3 district. Area, “However, any such sign greater than 300 square feet in area shall be permitted only as a conditional use. Where more than four signs in the aggregate are located on any zoning lot, the fifth such sign and each succeeding sign, respectively, shall reduce the total allowable sign area by 20 percent.”

Part 7: Add to Sec. 114-1079 - Signs permitted in the B3 district, add the following as (3): “Advertising signs shall be conditional uses subject to the terms of this chapter and such additional conditions deemed necessary by the Common Council to safeguard public health, safety, and welfare.”

Part 8: Add to Sec. 114-1080 (4) - Signs permitted in the B4 district. Prohibitions, the following: “h. Advertising Signs.”

Part 9: Add to Sec. 114-1081 (4) - Signs permitted in the B5 district. Prohibitions, the following: “h. Advertising Signs.”

Part 10: Repeal and recreate Sec. 114-1091 (3) a. - Signs prohibited in the I-1 district. Advertising signs. Area, to read as follows: “Advertising signs shall not exceed 300 square feet in area.”

Part 11: Repeal and recreate Sec. 114-1092 - Signs permitted in the I-2 district, (Par. 1, first sentence) to read as follows: “In the I-2 general industrial district, advertising signs are allowed as conditional use.”

Part 12: Repeal and recreate Sec. 114-1092 - Signs permitted in the I-2 district. Area, to read as follows: “Advertising signs may be no larger than 300 square feet in area.”

Part 13: Repeal and recreate Sec. 114-1106 (a) - Size, to read as follows: “(a) No advertising sign shall have a length greater than 60 feet or a height greater than 25 feet, inclusive of any border and trim, but excluding the base or apron, supports, and other structural

members.;

Part 14: Repeal and recreate Sec. 114-1107 (a) - Spacing; setback, to read as follows: “(a) No advertising signs shall be spaced less than 1,500 linear feet apart. Existing advertising signs not meeting this requirement at the date of this amendment shall be considered legal non-conforming structures.”

Part 15: 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:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Dennis Wisner

Referred to City Plan Commission

[Ord.11-12](#)

Ordinance 11-12

To amend Sec. 114-448 of the Municipal Code of the City of Racine, Wisconsin.

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

Part 1: That Section 114-448. - “Conditional uses” be amended by adding the following use:

“(18) Takeout-carryout restaurant as defined in 114-1(b).”

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:

Approved:

Mayor
Attest:

City Clerk
Fiscal Note: N/A

Sponsors: Dennis Wiser

Referred to City Plan Commission

I. **Adjourn**

The meeting was adjourned at 9:10p.m. by Alderman Shakoor. The next scheduled meeting of the Council is November 20, 2012.

ATTEST: JANICE M. JOHNSON-MARTIN
CITY CLERK