



City of Racine

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

Meeting Agenda - Final Common Council

*Mayor John T. Dickert,
President, Alderman Raymond DeHahn,
Alderman Dennis Wisner, Alderman Jim Kaplan,
Alderman Q.A. Shakoor-II, Alderman Ronald D. Hart, Alderman
Sandy Weidner,
Alderman Krystyna Sarrazin, Alderman Jeff Coe,
Alderman Michael Shields,
Alderman Melissa Kaprelian-Becker,
Alderman Terry McCarthy, Alderman Gregory Holding,
Alderman James Morgenroth,
Alderman Edward E. Diehl,
Alderman Henry Perez*

Tuesday, March 17, 2015

7:00 PM

Room 205, City Hall

- A. **Call To Order**
- B. **Pledge of Allegiance To The Flag**
- C. **Approval of Journal of Council Proceedings (Minutes)**
- D. **Public Hearings**

[15-00042](#)

Subject: Communication from the Director of City Development submitting an Analysis of Impediments to Fair Housing Choice for the City of Racine. (Res No. 15-0122)

As a condition for receipt of community development funding from the U.S. Department of Housing and Urban Development, the City of Racine is required to affirmatively further fair housing. One means of doing so is to conduct periodically an Analysis of Impediments (AI) to Fair Housing Choice.

Recommendation of the Affirmative Action/Human Rights

Commission on 2-12-15: That the Analysis of Impediments to Fair Housing Choice, dated February 2015, be approved.

Recommendation of the Community Development Committee on

3-5-15: That the Analysis of Impediments to Fair Housing Choice, dated February 2015, be approved.

Further recommends that the Director of City Development be authorized to include the Analysis of Impediments in the 2015-2019

Consolidated Plan for transmittal to the U.S. Department of Housing and Urban Development.

Fiscal Note: N/A. An updated Analysis of Impediments is a requirement for receipt of Community Development Block Grant, HOME, and ESG funding from HUD.

E. Public Comments

F. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

[15-00248](#) **Subject:** Communication from the Purchasing Agent submitting bid results on Official Notice #1-2015, for one (1) Zodiac Rec Pro 550 with water access ladder and a manufacturer approved trailer.

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

[15-00247](#) **Subject:** Communication from Bukacek Construction requesting to discuss their opposition to the proposed plan to rebuild the 2400 block of Summit Avenue.

G. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[14-10387](#) **Subject:** (Direct Referral) Communication from the Alderman of the 12th District requesting a traffic study be conducted on Ohio Street by Lockwood Park. (Res No. 15-0100)

Recommendation of the Traffic Commission on July 21, 2014:
Deferred

Recommendation of the Traffic Commission on October 20, 2014:
Recommends that the communication be received and filed.

Recommendation of the Traffic Commission on November 17, 2014: Recommends that the item be referred to the Public Works and Services Committee.

Recommendation of the Public Works and Services Committee on December 09, 2014: Defer

Recommendation of the Public Works and Services Committee on January 27, 2015: Approve a study be conducted on Ohio Street by

Lockwood Park.

Recommendation of the Finance & Personnel Committee on February 09, 2015: Receive and file.

Recommendation of the Finance & Personnel Committee on February 23, 2015: Receive and file.

Recommendation of the Finance & Personnel Committee on March 9, 2015: To approve the purchase two radar detection speed feedback signs to temporarily be installed on Ohio Street in lieu of performing a traffic study.

Fiscal Note: Funds to be provided from existing traffic engineering capital account. Cost for signs is estimated at \$8,000.

[15-00154](#)

Subject: Inter-Municipal Water Main Agreement Between Racine Water Utility and the Village of Sturtevant Regarding Westminster Drive (Res No. 15-0096)

Recommendation of the Waterworks Commission on 2/24/15: Approve. Authorize the Mayor and City Clerk to enter into a Joint Agreement with the Village of Sturtevant for the reconstruction of Westminster Drive from 86th Street to approximately 550 feet east.

Recommendation of the Finance & Personnel Committee on 3/9/15: Authorize that the Mayor and City Clerk to enter into a Joint Agreement with the Village of Sturtevant for the reconstruction of Westminster Drive from 86th Street to approximately 550 feet east.

Fiscal Note: Funds have been provided for in the Water Utility 2015 Capital Improvement Program

[15-00187](#)

Subject: Communication from the Public Health Administrator requesting permission to accept funding from the Root-Pike Watershed Initiative Network for \$5,415.00. (Res No. 15-0097)

Recommendation of the Finance & Personnel Committee on 03/09/15: Permission be granted to the Public Health Administrator to accept funding from the Root-Pike Watershed Initiative Network for \$5,415.00 (Grant control #2014-038).

Fiscal Note: There is no City match required.

[15-00188](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services submitting Change Order #2 and also requesting final payment on Contract 27-14 (K4-027) Douglas Park Asphalt

Improvements. (Res No. 15-0098)

Recommendation of the Finance & Personnel Committee on

03/09/15: That Change Order No. 2 on Contract 27-14 (K4-027), Douglas Park Asphalt Improvements (R1), Johnson and Sons Paving, LLC, contractor, as submitted, be approved in the amount of \$15,644.23 with \$10,644.73 appropriated from 45050-57500, Chavez Parking Lot Repaving and \$5,000 appropriated from 45050-57110, Parks Land Improvements. Further Recommend that final payment be authorized for a total contract amount of \$257,502.11.

Fiscal Note: Funds are available as herein delineated. The Contract was authorized under Resolution 14-3438, dated August 14, 2014.

[15-00191](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting to apply for \$30,000.00 in grant funds from the Racine Dominican Mission Fund for the Dr. John Bryant Community Center Performing Arts program. (Res No. 15-0099)

Recommendation of the Finance & Personnel Committee on

03/09/15: Permission be granted for the Director of Parks, Recreation & Cultural Services to apply for and accept \$30,000.00 in grant funds from the Racine Dominican Mission Fund for the Dr. John Bryant Community Center Performing Arts program (Grant number 00025).

Fiscal Note: No match required.

Public Works and Services Committee Report, by Ald. Kaplan

[15-00190](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations submitting a proposal for Contract 22-15 (K5-022), PS - Recycling Services, Corporate Images, Inc., consultant. (Res No. 15-0102)

Recommendation of the Public Works and Services Committee on

03-10-15: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Corporate Images, Inc., on Contract 22-15 (K5-022), PS - Recycling Services, in the not-to-exceed amount of \$5,100.

Further recommends that funds to defray the cost of these professional services be appropriated from Org-Object 22140-52200, Recycling - Contracted Services.

Fiscal Note: Funds are available as herein delineated.

[15-00192](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 1 to Contract 46-14

(K4-046), PS - State Street Bridge Deck Hatch Removal, Ayres Associates, Inc., consultant. (Res No. 15-0106)

Recommendation of the Public Works and Services Committee on 03-10-15: That Amendment No. 1 to Contract 46-14 (K4-046), PS - State Street Bridge Deck Hatch Removal, Ayres Associates, Inc., consultant, as submitted, be approved in the amount of \$58,000.

Further recommends that funding to defray the cost of these professional services be appropriated from the following Org-Objects:

\$52,500 - Org-Object 1400740-52100, Main St. Bridge - Professional Services
\$ 5,500 - Org-Object 14008-52100, Bridges-Professional Services
\$58,000 - Total

Fiscal Note: Funds are available as herein delineated.

[15-00200](#)

Subject: Communication from the Mayor recommending that the Common Council rescind Resolution 15-0047. (Res No. 15-0107)

Recommendation of the Public Works and Services Committee on 03-10-15: Rescind Resolution 15-0047.

Fiscal Note: N/A

[15-00203](#)

Subject: Communication from the Commissioner of Public Works submitting bid results on Contract 15-15 (K5-015), Pershing Drive, Boat Launch and Lakefront Lot No. 5 Reconstruction. (Res No. 15-0108)

Recommendation of the Public Works and Services Committee on 03-10-15: That Contract 15-15 (K5-015), Pershing Drive, Boat Launch and Lakefront Lot No. 5 Reconstruction, be awarded to A.W. Oakes and Son, Inc., at their bid price of \$1,059,920.90.

Further recommends that funds to defray the cost of this public works project be appropriated from the following Org-Objects:

\$ 112,500.00 - Org-Object 20125-57110, State Grant-DNR-DPW-Land Improv.
\$ 15,480.00 - Org-Object 20125-57110, State Grant-DNR-DPW-Land Improv.
\$ 160,000.00 - Org-Object 45050-57110, Parks-Boat Launch Parking Lot
\$ 13,760.00 - Org-Object 45050-57110, Parks-Boat Launch Wash Station
\$ 140,000.00 - Org-Object 45050-57500, Parks,Pershing Park Dr.

\$ 178,194.00 - Org-Object 60383-57110, Parking-Land Improvements
\$ 180,486.90 - Org-Object 60484-57110, Storm Water Utility
\$ 259,500.00 - Org-Object 60484-57110-84002, USEPA-Great Lakes
Rest. Initiative Grant
\$1,059,920.90 - Total

Fiscal Note: Funds are available as herein delineated.

[15-00204](#)

Subject: Communication from the Commissioner of Public Works submitting a request for final payment on Contract 16-13 (K3-016), PS - 2013 Pavement Inspections & Planning, AECOM, consultant. (Res No. 15-0110)

Recommendation of the Public Works and Services Committee on 03-10-15: That the work done by AECOM, under Contract 16-13 (K3-016), PS - 2013 Pavement Inspections & Planning, be accepted and final payment authorized for a total contract amount of \$75,449.64.

Fiscal Note: Contract was authorized under Resolution 13-0053, dated February 5, 2013.

[15-00205](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting Change Order No. 1 on Contract 11-14 (K4-011), 2014 Concrete Reconstruction (R1), Stark Asphalt, contractor. (Res No. 15-0109)

Recommendation of the Public Works and Services Committee on 03-10-15: That Change Order No. 1 on Contract 11-14 (K4-011), 2014 Concrete Reconstruction (R1), Stark Asphalt, contractor, as submitted, be approved in the deduct amount of (\$46,970.35).

Further recommends that the funding Org-Objects be adjusted by the following amounts:

\$ 21,006.19 - 994.908.5020 (Org-Object 45040-57500, Concrete Paving Repl. Misc.)
(\$ 2,950.00) - 930.090.5850 (Org-Object 40102-57580, Lead Water Service Repl.)
\$ 103,182.44 - 287.994.5020 (Org-Object 22640-57560, Sanitary Sewer Concrete Paving)
\$ 9,404.00 - 994.590.5010 (Org-Object 45040-57520, Replace City Circuits)
(\$ 1,160.00) - 104.994.5420 (Org-Object 60484-57570, Storm Sewers Misc.)
(\$176,452.98) - 930.091.5850 (Org-Object 40102-57560, 2014 Racine Wastewater Interceptor)

(\$ 46,970.35) - Total

Fiscal Note: Funds are available as herein delineated.

[15-00207](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting a proposal for Contract 24-15 (K5-024), PS - Library Chiller Replacement. (Res No. 15-0103)

Recommendation of the Public Works and Services Committee on 03-10-15: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Angus Young, on Contract 24-15 (K5-024), PS - Library Chiller Replacement, in the not-to-exceed amount of \$19,800.

Further recommends that funds to defray the cost of these professional services be appropriated from Org-Object 22055-57200, Library Chiller.

Fiscal Note: Funds are available as herein delineated.

[15-00208](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works submitting a proposal for Contract 25-15 (K5-025), PS - Wustum Museum & City Hall Annex HVAC Replacements. (Res No. 15-0104)

Recommendation of the Public Works and Services Committee on 03-10-15: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Angus Young, on Contract 25-15 (K5-025), PS - Wustum Museum & City Hall Annex HVAC Replacements, in the not-to-exceed amount of \$14,200.

Further recommends that funds to defray the cost of these professional services be appropriated from the following Org-Objects:

\$ 6,200 - Org-Object 45040-57200, Annex-Probation & Parole AC Replacement

\$ 8,000 - Org-Object 50008-57200, Wustum-Replace Air Handlers
\$14,200 - Total

Fiscal Note: Funds are available as herein delineated.

[15-00209](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting a proposal for Contract 26-15 (K5-026), PS - Park Service Center, Traffic Department & Equipment Garage HVAC Replacements. (Res No. 15-0105)

Recommendation of the Public Works and Services Committee on

03-10-15: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Angus Young, on Contract 26-15 (K5-026), PS - Park Service Center, Traffic Department & Equipment Garage HVAC Replacements, in the not-to-exceed amount of \$13,600.

Further recommends that funds to defray the cost of these professional services be appropriated from the following Org-Objects:

\$ 5,600 - Org-Object 45050-57200, Parks Service Center Rooftop Unit
\$ 3,500 - Org-Object 45040-57200, Equipment Garage Rooftop Unit
\$ 4,500 - Org-Object 45040-57201, Traffic Rooftop Unit
\$13,600 - Total

Fiscal Note: Funds are available as herein delineated.

[15-00210](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting Change Order No. 1 to Contract 07-14 (K4-007), 2014 CDBG Concrete Reconstruct, A.W. Oakes & Son, contractor. (Res No. 15-0112)

Recommendation of the Public Works and Services Committee on 03-10-15: That Change Order No. 1 on Contract 07-14 (K4-007), 2014 CDBG Concrete Reconstruct, A.W. Oakes & Son, Inc., contractor, as submitted, be approved in the deduct amount of (\$9,585.99).

Further recommends that the funding Org-Objects be adjusted by the following amounts:

\$ 26,027.35 - 994.908.5020 (Org-Object 45040-57500, Concrete Pvmnt., Rpl. Misc./DPW-Paving)
(\$ 10,381.43) - 287.994.5310 (Org-Object 22640-57560, San. Sewers, Var. Loc./San. Sewers)
(\$ 49,089.41) - 994.000.5050 (Org-Object 40101-57560, CDBG Sanitary Fund/Sanitary Sewers)
\$ 23,857.50 - 104.994.5420 (Org-Object 60484-57570, Storm Sewers Misc./Storm Sewers)
(\$ 9,585.99) - Total

Fiscal Note: Funds are available as herein delineated.

[15-00211](#)

Subject: Communication from the Commissioner of Public Works submitting a request for final payment on Contract 07-14 (K4-007), 2014 CDBG Concrete Reconstruct, A.W. Oakes & Son, Inc., contractor. (Res No. 15-0113)

Recommendation of the Public Works and Services Committee on

03-10-15: That the work done by A.W. Oakes & Son, Inc., under Contract 07-14 9K4-007), 2014 CDBG Concrete Reconstruct, be accepted and final payment authorized for a total contract amount of \$2,069,825.06.

Fiscal Note: Contract was authorized under Resolution 14-0158, dated April 14, 2014.

[15-00212](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting a proposal for Contract 27-15 (K5-027), PS - Kinzie/Roosevelt I/I Investigation, AECOM, consultant. (Res No. 15-0114)

Recommendation of the Public Works and Services Committee on 03-10-15: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with AECOM, on Contract 27-15 (K5-027), PS - Kinzie/Roosevelt I/I Investigation, in the not-to-exceed amount of \$48,300.

Further recommends that funds to defray the cost of these professional services be appropriated from the following Org-Objects:

\$24,150 - Org-Object 22640-52100, Sanitary Sewer Professional Services
\$24,150 - Org-Object 60484-52100, Storm Water Professional Services
\$48,300 - Total

Fiscal Note: Funds are available as herein delineated.

[15-00213](#)

Subject: Communication from the Commissioner of Public Works submitting a request for final payment on Contract 44-14 (K4-044), PS - Lake Michigan Pathway - Phase 4 Conceptual Layout, AECOM, consultant. (Res No. 15-0111)

Recommendation of the Public Works and Services Committee on 03-10-15: That the work done by AECOM, under Contract 44-14 (K4-044), PS - Lake Michigan Pathway - Phase 4 Conceptual Layout, be accepted and final payment authorized for a total contract amount of \$3,262.50.

Fiscal Note: Contract was authorized under Resolution 14-0326, dated August 4, 2014.

[15-00214](#)

Subject: (Direct Referral) Communication to rescind Legislative File 15-00115 relating to Ord. 02-15.

Recommendation of the Public Works and Services Committee on

03-10-15: Rescind Legislative File 15-00115 relating to Ord. 02-15.

Further recommends that this item be referred to the City Plan Commission.

Fiscal Note: N/A

[15-00217](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer wishing to discuss funding for Contract 09-15 (K5-009), CDBG Concrete Reconstruction - Yout Street.

Recommendation of the Public Works and Services Committee on 03-10-15: Recommendation to advance funding from current and prior years bond issues, as well as backstopping any CDBG funding shortfall that may occur.

Further recommends that this item be referred to the Finance and Personnel Committee.

Fiscal Note: The 2015-2024 CIP anticipates \$700,000 in 2015 CDBG funding for Concrete Pavement Replacement.

[15-00218](#)

Subject: (Direct Referral) Communication from the Purchasing Agent submitting bids on Official Notice No. 2-2015, TWO (2) 35,000 GVW 5 Cubic Yard Diesel Dump Trucks with Snowplow, Tailgate Material Spreader and Liquid Dispensing System. (Res No. 15-0101)

Recommendation of the Public Works and Services Committee on 03-10-15: That Official Notice No. 2-2015, Two (2) 35,000 GVW 5 Cubic Yard Diesel Dump Trucks with Snowplow, Tailgate Material Spreader and Liquid Dispensing System, be awarded to Lakeside International Trucks of Milwaukee, WI with Monroe Truck's Equipment, at their bid price of \$288,274 less the \$7,000 offered for the trade vehicles, they being the lowest responsible bidder. Lakeside's net bid accepting offer is \$281,274.

Fiscal Note: Funds for this purchase are available in Org-Object 45140-57310, Licensed Vehicles.

Public Safety and Licensing Committee Report, by Ald. Holding

[15-00186](#)

Subject: (Direct Referral) Communication from the Purchasing Agent submitting the report of bids received on the sale of abandoned vehicles (February 23, 2015).

Recommendation of the March 10, 2015 Public Safety and Licensing Committee: That the item be Received and Filed as the highest responsible bidder from the two bids was Sturtevant Auto Salvage.

Fiscal Note: This will generate \$17, 248.00 in revenue for account 13101 48301.

City Plan Commission Report, by Ald.Wiser

[15-00121](#) **Subject:** (Direct Referral) A request from Ilene Zinn to operate an adult daycare facility at 2051 Mead Street. (Res No. 15-0115)

Recommendation of the City Plan Commission on 3-11-15: That the item be approved subject to conditions.

Fiscal Note: N/A

[15-00219](#) **Subject:** (Direct Referral) Review of a 2-Lot Certified Survey Map for the Southwest corner of Durand Avenue and Lathrop Avenue for CVS. (Res No. 15-0116)

Recommendation of the City Plan Commission on 3-10-15: That item be approved subject to the revised Certified Survey Map being routed for departmental review, and that all technical discrepancies as identified by Staff be resolved.

Fiscal Note: N/A

[15-00220](#) **Subject:** (Direct Referral) Review of a 4-Lot Certified Survey Map for property located at 5201 Washington Avenue. (Res No. 15-0117)

Recommendation of the City Plan Commission on 3-11-15: That the item be approved subject to conditions.

Fiscal Note: N/A

[15-00222](#) **Subject:** (Direct Referral) Request for ordinance amendment regarding massage establishments and dance studios. (Ord. 03-15)

Recommendation of the City Plan Commission on 3-11-15: That an ordinance be prepared that amends Chapter 114 to allow massage therapy establishments on the ground floor level within the B-4 zoning district and additional zoning districts of B-2 and B-3, and that a public hearing be scheduled before the Common Council.

Fiscal Note: N/A

[15-00223](#) **Subject:** (Direct Referral) A conditional use request from Larry Vail to

operate an indoor contractor storage facility at 1921 Charles Street.
(Res No. 15-0116)

Recommendation of the City Plan Commission on 3-11-15: That the item be approved subject to conditions.

Fiscal Note: N/A

[15-00224](#)

Subject: (Direct Referral) A conditional use request from Vincent Milewski, representing Tri City Bank, to construct a drive-through banking facility with ATM at 2811 Russet Street. (Res No. 15-0119)

Recommendation of the City Plan Commission on 3-11-15: That the item be approved subject to conditions.

Fiscal Note: N/A

[15-00225](#)

Subject: (Direct Referral) A request by Antonio Wilkerson seeking a conditional use permit to allow a convenience store at 3425 Kinzie Avenue. (Res No. 15-0120)

Recommendation of the City Plan Commission on 3-11-15: That the item be approved subject to conditions.

Fiscal Note: N/A

Community Development Committee Report, by Ald. DeHahn

[14-10801](#)

Subject: (Direct Referral) Communication from the Director of City Development requesting adoption of a Section 3 Policy for Community Development Funding. (Res No. 15-0121)

Recommendation of the Community Development Committee on 3-5-15: That the Section 3 Implementation Plan, dated February 2015, be approved.

Further recommends that the Director of City Development be authorized to transmit the approved the Section 3 Implementation Plan to the U.S. Department of Housing and Urban Development.

Fiscal Note: N/A. Any matters affected by the Section 3 Policy will be submitted to the Council for individual action.

[15-00141](#)

Subject: (Direct Referral) Request by the Director of City Development for authorization to execute a Memorandum of Understanding with the Institute for Community Alliances for services related to the Homeless Management Information System (HMIS). (Res No. 15-0123)

Recommendation of the Community Development Committee on 3-5-15: That the Memorandum of Understanding (MOU) with the Institute for Community Alliances (ICA) for the city's participation in the 2015 Homeless Management Information System be approved.

Further recommends that the appropriate city officials be authorized to execute the MOU with ICA.

Fiscal Note: The 2015 cost for ICA's services will be \$3,046.30. The cost will be paid from the Emergency Solutions Grant.

Housing Loan Board Report, by Ald. Wisner

[15-00194](#) **Subject:** (Direct Referral) Request of the Director of City Development to accept the offer of Matthew Matson and Latoya Matson to purchase 3521 Haven, an NSP property. (Res No. 15-0126)

Recommendation of the Loan Board of Review on March 5, 2015:
To approve the request of the Director of City Development to accept the offer of Matthew Matson and Latoya Matson to purchase 3521 Haven, with contingencies as listed on attachment.

Fiscal Note: This is a new home build under the NSP-1 program. The City will receive \$119,000 in proceeds from the sale, minus commission and closing costs.

[15-00202](#) **Subject:** (Direct Referral) Request of the Director of City Development to accept the offer of Mr. John B. Lambert III to purchase 1643 Villa, a HOME property. (Res No. 15-0127)

Recommendation of the Loan Board of Review on March 5, 2015:
To approve the request of the Director of City Development to accept the offer of Mr. John B. Lambert III to purchase 1643 Villa, with contingencies as listed on attachment.

Fiscal Note: This is a new home build under the HOME program. The City will receive \$88,500 in proceeds from the sale, minus commission and closing costs.

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

[14-10729](#) **Subject:** (Direct Referral) Review of terms regarding an offer to purchase the property located at 1248 Washington Avenue. (Res No. 15-0124)

Recommendation of the Redevelopment Authority on 3-2-15: That the lease and sale of 1248 Washington Avenue (parcel ID no. 10109000) to Robert G. DeMicchi be approved, and that the terms of the lease and sale are as outlined in Exhibit A, as attached.

Further, that upon approval of the lease and sale by the Common Council, the Chairperson, Executive Director and City Attorney are authorized and directed to proceed with the lease and sale without further action by the Authority or Council.

Fiscal Note: The lease will net the City payments of \$11,250.00 for 2015 and \$15,000.00 for 2016. The tenant will receive a \$10,000.00 credit towards their 2016 lease payment if facade improvements are completed by December 1, 2015 thus netting to the City \$5,000.00 for a 2016 lease payment. The tenant will purchase the property by December 31, 2016 netting the City an additional \$43,750.00. The City will pay a \$100.00 consideration fee to the purchaser from account 919.

[15-00199](#)

Subject: (Direct Referral) Consideration of financial assistance for the relocation and expansion of an existing business. (Res No. 15-0125)

Recommendation of the Redevelopment Authority on 3-2-15: That the Authority supports the use of funding from the Intergovernmental Revenue Sharing Fund for the financial assistance for Vista Dental.

Further, that the financial assistance be conditioned upon Vista Dental agreeing to expand in Racine, acquire and relocate to 2200 South Street, and give preference to qualified job applicants residing in the City of Racine when filling open positions.

Further, that the Mayor and City Clerk be authorized and directed to execute a financial assistance agreement with Vista Dental in substantially the same form as outlined in the Memorandum from the Racine County Economic Development Corporation as attached.

Fiscal Note: The funds are available in the Intergovernmental Revenue Sharing (919) account. Based on the properties 2014 assessed value, the estimated annual assistance to Vista Dental will be \$12,233.00 and continue for a period of 10 years.

Board of Health Report, by Ald. Kaplan

[14-10171](#)

Subject: Communication from the Public Health Administrator, on behalf of Wayne Clingman (236 Jones St.), requesting to amend portions of Chapter 10 in the Municipal Code of the City of Racine to permit the keeping of domesticated chickens in the City. (Ord. 04-15)

Recommendation of the Board of Health on March 10, 2015:

Recommend to revise Ord. 4-15 for the keeping of Urban Chickens, including amendments to (Sec.10-1) Definitions and (Sec.10-4) Payment of Forfeiture in Lieu of Court Appearance in Chapter 10 of the Municipal Code of the City of Racine for approval.

Fiscal Note: N/A

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

[15-00116](#)

Subject: (Direct Referral) Communication to repeal & recreate Section 70-101 - Closing Hours of Chapter 70 Article III. Division of the Municipal Code of the City of Racine. (Ord. 01-15)

Recommendation of the Board of Parks, Recreation & Cultural Services on 2-11-15: Defer

Recommendation of the Board of Parks, Recreation & Cultural Services on 3-1-15: That this be adopted as amended.

Fiscal Note: N/A

[15-00120](#)

Subject: Communication from Jeff Collen, Lighthouse Run Director, requesting to use City right-of-way and Monument Square on June 20, 2015 for the 37th Annual Lighthouse Run. (Res No. 15-0128)

Recommendation of the Public Works and Services Committee on 02-24-15: Permission be granted to the sponsor of the Lighthouse Run to use certain City streets for the period of 6:00 A.M. to 10:30 A.M. on Saturday, June 20, 2015, and to close the following streets:

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

Further recommends that the Commissioner of Public Works be authorized and directed to communicate with the U.S. Coast Guard requesting permission to close Main Street Bridge to boat traffic for the period of 7:40 A.M. to 10:40 A.M. on Saturday, June 20, 2015, to satisfy the needs of this run.

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

- A. A hold harmless agreement be executed 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. The sponsor shall pay a \$1,400.00 special event fee.
- F. 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.
- G. 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.
- H. Sponsor is responsible for cleaning the streets.
- I. 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.

Recommendation of the Board of Parks, Recreation & Cultural Services on 3-11-15: To approve waiving municipal code 70.101 - closing hours, to allow Lighthouse Run staff and volunteers use of Monument Square and Sam Johnson Parkway for event set up beginning at 4:00 a.m. on Saturday, June 20, 2015.

Fiscal Note: Park permitting fees and deposits.

[15-00139](#)

Subject: Communication from Kari Dawson, on behalf of Bigsley Event House, submitting a request to use City right-of-way for The Color Run on May 23, 2015. (Res No. 15-0129)

Recommendation of the Public Works and Services Committee on 02-24-15: Permission be granted to Bigsley Event House to close the following streets and to utilize certain other City streets, as indicated, on their race map, for The Color Run on Saturday, May 23, 2015.

Pershing Park Drive from 6th Street to 11th Street
11th Street from Main Street to Pershing Park Drive
Main Street from 10th Street to 11th Street
10th Street from Main Street to Lake Avenue
Lake Avenue from 10th Street to State Street
6th Street from Pershing Park Drive to Center Street

7th Street from Lake Avenue to Center Street
Main Street from 7th Street to Main Street Bridge
Gaslight Drive from Lake Avenue to cul-de-sac
2nd Street from Main Street to Wisconsin Avenue
Wisconsin Avenue from 2nd Street to 3rd Street
3rd Street from Wisconsin Avenue to Main Street

with the following stipulations:

- A. A hold harmless agreement be executed and a \$100.00 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. The sponsor shall pay a \$1,700.00 special event fee.
- F. 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.
- G. 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.
- H. Sponsor shall pay \$750.00 for street sweeping.
- I. 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.
- J. Sponsor shall pay \$6.25 per impacted parking meter.

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.

Recommendation of the Board of Parks, Recreation & Cultural Services on 3-11-15: To waive municipal code 70.101 - closing hours, to allow Real Racine and The Color Run staff and volunteers use Pershing Park for event set up beginning at 5 a.m. on Saturday, May 23, 2015.

Fiscal Note: Park permit fees and deposits.

Affirmative Action & Human Rights Commission Report, by Ald. DeHahn

[15-00042](#)

Subject: Communication from the Director of City Development submitting an Analysis of Impediments to Fair Housing Choice for the City of Racine. (Res No. 15-0122)

As a condition for receipt of community development funding from the U.S. Department of Housing and Urban Development, the City of Racine is required to affirmatively further fair housing. One means of doing so is to conduct periodically an Analysis of Impediments (AI) to Fair Housing Choice.

Recommendation of the Affirmative Action/Human Rights

Commission on 2-12-15: That the Analysis of Impediments to Fair Housing Choice, dated February 2015, be approved.

Recommendation of the Community Development Committee on

3-5-15: That the Analysis of Impediments to Fair Housing Choice, dated February 2015, be approved.

Further recommends that the Director of City Development be authorized to include the Analysis of Impediments in the 2015-2019 Consolidated Plan for transmittal to the U.S. Department of Housing and Urban Development.

Fiscal Note: N/A. An updated Analysis of Impediments is a requirement for receipt of Community Development Block Grant, HOME, and ESG funding from HUD.

H. Resolutions

[Res.15-0096](#) Inter-Municipal Water Main Agreement Regarding Westminster Drive

Resolved, that the Mayor and City Clerk are authorized to enter into a Joint Agreement with the Village of Sturtevant for the reconstruction of Westminster Drive from 86th Street to approximately 550 feet east.

Fiscal Note: Funds have been provided for in the Water Utility 2015 Capital Improvement Program.

Sponsors: QA Shakoor

[Res.15-0097](#) Funding from Root-Pike Watershed Initiative Network

Resolved, that permission is granted to the Public Health Administrator to accept funding from the Root-Pike Watershed Initiative Network for \$5,415.00 (Grant Control #2014-038).

Fiscal Note: There is no City match required.

Sponsors: QA Shakoor

[Res.15-0098](#) Change Order #2 and Final Payment on Contract 27-14 (K4-027)
Douglas Park Asphalt Improvements

Resolved, that Change Order No. 2 on Contract 27-14 (K4-027), Douglas Park Asphalt Improvements (R1), Johnson and Sons Paving, LLC, contractor, as submitted, is approved in the amount of \$15,644.23 with \$10,644.73 appropriated from 45050-57500, Chavez Parking Lot Repaving and \$5,000 appropriated from 45050-57110, Parks Land Improvements.

Further resolved, that final payment be authorized for a total contract amount of \$257,502.11.

Fiscal Note: Funds are available as herein delineated. The Contract was authorized under Resolution 14-3438, dated August 14, 2014.

Sponsors: QA Shakoor

[Res.15-0099](#) Grant Funds from Racine Dominican Mission Fund for the Dr. John Bryant Community Center Performing Arts Program

Resolved, that permission is granted for the Director of Parks, Recreation & Cultural Services to apply for and accept \$30,000.00 in grant funds from the Racine Dominican Mission Fund for the Dr. John Bryant Community Center Performing Arts program (Grant Control #00025).

Fiscal Note: No City match required.

Sponsors: QA Shakoor

[Res.15-0100](#) Traffic Study on Ohio Street by Lockwood Park

Resolved, that the purchase of two radar detection speed feedback signs is approved to temporarily be installed on Ohio Street in lieu of performing a traffic study.

Fiscal Note: Funds to be provided from existing traffic engineering capital account. Cost for signs is estimated at \$8,000.00.

Sponsors: QA Shakoor

[Res.15-0101](#) Official Notice No. 2-2015: Purchase of Two (2) 35,000 GVW 5 Cubic Yard Diesel Dump Trucks with Snowplow, Tailgate Material Spreader and Liquid Dispensing System

Resolved, that Official Notice No. 2-2015, two (2) 35,000 GVW 5 Cubic Yard Diesel Dump Trucks with Snowplow, Tailgate Material Spreader and Liquid Dispensing System, is awarded to Lakeside International Trucks of Milwaukee, WI with Monroe Truck's Equipment, at its bid price of \$288,274.00 less the \$7,000.00 offered for the trade-in vehicles, it

being the lowest responsible bidder. Lakeside's net bid accepting offer is \$281,274.00.

Fiscal Note: Funds for this purchase are available in Org-Object 45140-57310, Licensed Vehicles.

Sponsors: Jim Kaplan

[Res.15-0102](#) Contract 22-15 (K5-022), PS - Recycling Services

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with Corporate Images, Inc., on Contract 22-15 (K5-022), PS - Recycling Services, in the not-to-exceed amount of \$5,100.00.

Fiscal Note: Funds to defray the cost of these professional services be appropriated from Org-Object 22140-52200, Recycling - Contracted Services.

Sponsors: Jim Kaplan

[Res.15-0103](#) Contract 24-15 (K5-024), PS - Library Chiller Replacement

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with Angus Young, on Contract 24-15 (K5-024), PS - Library Chiller Replacement, in the not-to-exceed amount of \$19,800.00.

Fiscal Note: Funds to defray the cost of these professional services be appropriated from Org-Object 22055-57200, Library Chiller.

Sponsors: Jim Kaplan

[Res.15-0104](#) Contract 25-15 (K5-025), PS - Wustum Museum & City Hall Annex HVAC Replacements

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with Angus Young, on Contract 25-15 (K5-025), PS - Wustum Museum & City Hall Annex HVAC Replacements, in the not-to-exceed amount of \$14,200.00.

Fiscal Note: Funds to defray the cost of these professional services be appropriated from the following Org-Objects:

\$ 6,200.00 - Org-Object 45040-57200, Annex-Probation & Parole AC Replacement

\$ 8,000.00 - Org-Object 50008-57200, Wustum-Replace Air Handlers

\$14,200.00 - Total

Sponsors: Jim Kaplan

[Res.15-0105](#) Contract 26-15 (K5-026), PS - Park Service Center, Traffic Department & Equipment Garage HVAC Replacements

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with Angus Young, on Contract 26-15 (K5-026), PS - Park Service Center, Traffic Department & Equipment Garage HVAC Replacements, in the not-to-exceed amount of \$13,600.00.

Fiscal Note: Funds to defray the cost of these professional services be appropriated from the following Org-Objects:

\$ 5,600.00 - Org-Object 45050-57200, Parks Service Center Rooftop Unit
\$ 3,500.00 - Org-Object 45040-57200, Equipment Garage Rooftop Unit
\$ 4,500.00 - Org-Object 45040-57201, Traffic Rooftop Unit
\$13,600.00 - Total

Sponsors: Jim Kaplan

[Res.15-0106](#) Amendment No. 1 to Contract 46-14 (K4-046), PS - State Street Bridge Deck Hatch Removal

Resolved, that Amendment No. 1 to Contract 46-14 (K4-046), PS - State Street Bridge Deck Hatch Removal, Ayres Associates, Inc., consultant, as submitted, is approved in the amount of \$58,000.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from the following Org-Objects:

\$52,500.00 - Org-Object 1400740-52100, Main St. Bridge - Professional Services
\$ 5,500.00 - Org-Object 14008-52100, Bridges-Professional Services
\$58,000.00 - Total

Sponsors: Jim Kaplan

[Res.15-0107](#) Rescind Resolution 15-0047

Resolved, that Resolution 15-0047 shall be rescinded.

Fiscal Note: N/A

Sponsors: Jim Kaplan

[Res.15-0108](#) Contract 15-15 (K5-015), Pershing Drive, Boat Launch and Lakefront Lot No. 5 Reconstruction

Resolved, that Contract 15-15 (K5-015), Pershing Drive, Boat Launch and Lakefront Lot No. 5 Reconstruction, is awarded to A.W. Oakes and

Son, Inc., at their bid price of \$1,059,920.90.

Fiscal Note: Funds to defray the cost of this public works project be appropriated from the following Org-Objects:

\$ 112,500.00 - Org-Object 20125-57110, State Grant-DNR-DPW-Land Improv.
\$ 15,480.00 - Org-Object 20125-57110, State Grant-DNR-DPW-Land Improv.
\$ 160,000.00 - Org-Object 45050-57110, Parks-Boat Launch Parking Lot
\$ 13,760.00 - Org-Object 45050-57110, Parks-Boat Launch Wash Station
\$ 140,000.00 - Org-Object 45050-57500, Parks, Pershing Park Dr.
\$ 178,194.00 - Org-Object 60383-57110, Parking-Land Improvements
\$ 180,486.90 - Org-Object 60484-57110, Storm Water Utility
\$ 259,500.00 - Org-Object 60484-57110-84002, USEPA-Great Lakes Rest. Initiative Grant
\$1,059,920.90 - Total

Sponsors: Jim Kaplan

[Res.15-0109](#) Change Order No. 1 on Contract 11-14 (K4-011), 2014 Concrete Reconstruction (R1)

Resolved, that Change Order No. 1 on Contract 11-14 (K4-011), 2014 Concrete Reconstruction (R1), Stark Asphalt, contractor, as submitted, is approved in the deduct amount of (\$46,970.35).

Fiscal Note: Funding Org-Objects be adjusted by the following amounts:

\$ 21,006.19 - 994.908.5020 (Org-Object 45040-57500, Concrete Paving Repl. Misc.)
(\$ 2,950.00) - 930.090.5850 (Org-Object 40102-57580, Lead Water Service Repl.)
\$ 103,182.44 - 287.994.5020 (Org-Object 22640-57560, Sanitary Sewer Concrete Paving)
\$ 9,404.00 - 994.590.5010 (Org-Object 45040-57520, Replace City Circuits)
(\$ 1,160.00) - 104.994.5420 (Org-Object 60484-57570, Storm Sewers Misc.)
(\$176,452.98) - 930.091.5850 (Org-Object 40102-57560, 2014 Racine Wastewater Interceptor)
(\$ 46,970.35) - Total

Sponsors: Jim Kaplan

[Res.15-0110](#) Final Payment on Contract 16-13 (K3-016), PS - 2013 Pavement

Inspections & Planning

Resolved, that the work done by AECOM, under Contract 16-13 (K3-016), PS - 2013 Pavement Inspections & Planning, is accepted and final payment authorized for a total contract amount of \$75,449.64.

Fiscal Note: Contract was authorized under Resolution 13-0053, dated February 5, 2013.

Sponsors: Jim Kaplan

[Res.15-0111](#) Final Payment on Contract 44-14 (K4-044), PS - Lake Michigan Pathway - Phase 4 Conceptual Layout

Resolved, that the work done by AECOM, under Contract 44-14 (K4-044), PS - Lake Michigan Pathway - Phase 4 Conceptual Layout, is accepted and final payment authorized for a total contract amount of \$3,262.50.

Fiscal Note: Contract was authorized under Resolution 14-0326, dated August 4, 2014.

Sponsors: Jim Kaplan

[Res.15-0112](#) Change Order No. 1 to Contract 07-14 (K4-007), 2014 CDBG Concrete Reconstruct

Resolved, that Change Order No. 1 on Contract 07-14 (K4-007), 2014 CDBG Concrete Reconstruct, A.W. Oakes & Son, Inc., contractor, as submitted, is approved in the deduct amount of (\$9,585.99).

Fiscal Note: Funding Org-Objects be adjusted by the following amounts:

\$ 26,027.35 - 994.908.5020 (Org-Object 45040-57500, Concrete Pvmt., Rpl. Misc./DPW-Paving)

(\$ 10,381.43) - 287.994.5310 (Org-Object 22640-57560, San. Sewers, Var. Loc./San. Sewers)

(\$ 49,089.41) - 994.000.5050 (Org-Object 40101-57560, CDBG Sanitary Fund/Sanitary Sewers)

\$ 23,857.50 - 104.994.5420 (Org-Object 60484-57570, Storm Sewers Misc./Storm Sewers)

(\$ 9,585.99) - Total

Sponsors: Jim Kaplan

[Res.15-0113](#) Final Payment on Contract 07-14 (K4-007), 2014 CDBG Concrete Reconstruct

Resolved, that the work done by A.W. Oakes & Son, Inc., under

Contract 07-14 9K4-007), 2014 CDBG Concrete Reconstruct, is accepted and final payment authorized for a total contract amount of \$2,069,825.06.

Fiscal Note: Contract was authorized under Resolution 14-0158, dated April 14, 2014.

Sponsors: Jim Kaplan

[Res.15-0114](#) Contract 27-15 (K5-027), PS - Kinzie/Roosevelt I/I Investigation

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with AECOM, on Contract 27-15 (K5-027), PS - Kinzie/Roosevelt I/I Investigation, in the not-to-exceed amount of \$48,300.00.

Fiscal Note: Funds to defray the cost of these professional services be appropriated from the following Org-Objects:

\$24,150.00 - Org-Object 22640-52100, Sanitary Sewer Professional Services

\$24,150.00 - Org-Object 60484-52100, Storm Water Professional Services

\$48,300.00 - Total

Sponsors: Jim Kaplan

[Res.15-0115](#) Adult Day Care Facility at 2051 Mead Street

Resolved, that the request by Ilene Zinn to operate an adult day care facility at 2051 Mead Street, is approved subject to the following conditions:

- a. That the plans submitted to the Plan Commission on February 11, 2015, be approved subject to the conditions contained herein.
- b. That all codes and ordinances be complied with and that all required permits, inspections, and licenses be obtained.
- c. That approval of this conditional use permit shall be contingent upon proof of property ownership, and the legal authorization for Ilene Zinn to have acted on behalf of Zinn Properties as the applicant. This information shall be provided to and verified by the City Attorney's within 30 days of Common Council approval, and shall precede the issuance of all permits, granting of any agreements or loading zone approvals, and building occupancy.
- d. That no more than 15 individuals, including clientele and staff, shall

be on-site at any time. Should the State of Wisconsin licensing for Adult Day Care have stricter limitations on occupancy, said limitations shall apply.

e. That all required State licenses be obtained, and that copies of said licenses to operate the Adult Day Care center be provided to the Department of City Development prior to issuance of an occupancy permit.

f. That handicapped access into the building meeting all City and ADA requirements shall be provided at the building entrance prior to issuance of an occupancy permit.

g. That a hold harmless agreement be obtained from the City Attorney's office for the signage extending over the City right-of-way prior to issuance of an occupancy permit.

h. That approval of the loading zone for pick-up and drop-off of clientele be obtained prior to the issuance of an occupancy permit. If said approval is not granted, the applicant shall provide alternative parking arrangements, subject to review and approval by the Department of City Development.

i. That the Plan Commission grant an exception to allow 3 parking spaces for this use as an Adult Day Care center where 4 spaces are required.

j. That the building trim, window trim, and front door/entryway be re-painted. Color selection shall be subject to review and approval by the Department of City Development. Painting shall be completed prior to issuance of an occupancy permit.

k. That the parking area located at 2101 Mead Street shall be constructed as per the plans provided and approved by the Village of Mt. Pleasant dated January 26, 2015, prior to issuance of an occupancy permit.

l. That if required improvements are not completed prior to request for an occupancy permit, a financial surety shall be provided by the applicant. Said surety shall be in an amount to be determined for any outstanding work, shall be made payable to the City of Racine, shall be valid for no less than one year, and shall meet all requirements for document format and content as required by the City Attorney.

m. That the hours of operation shall be from 6:00 a.m. - 6:00 p.m., Monday through Saturday.

n. That the site shall be maintained free of trash and debris, and that all storage of trash shall be indoors until the scheduled pick-up day.

o. 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.

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

Fiscal Note: N/A

Sponsors: Dennis Wiser

[Res.15-0116](#) 2-Lot Certified Survey Map for the Southwest corner of Durand Avenue and Lathrop Avenue for CVS

Resolved, that Item 15-00219 is approved subject to the revised Certified Survey Map being routed for departmental review, and that all technical discrepancies as identified by Staff are resolved.

Fiscal Note: N/A

Sponsors: Dennis Wiser

[Res.15-0117](#) 4-Lot Certified Survey Map for 5201 Washinton Avenue

Resolved, that the request for a 4-lot certified survey map for the Racine Shopping Center, addressed as 5201 Washington Avenue, is approved subject to the following conditions:

a. That the certified survey map as prepared by Excel Engineering Inc. February 18, 2015 and presented to the Plan Commission on March 11, 2015 be approved subject to the conditions contained herein.

b. That all ownership documents shall be reviewed and approved by the City Attorney's office prior to recording.

c. That the map comply with all applicable Wisconsin State Statutory requirements (Ch. 236.34) and Racine Municipal Code requirements (Ch. 86) in its preparation.

d. That it be illustrated and noted on the document "No Access" along the full length of the north line of Lot 1.

e. That is be illustrated and noted on the document "No Access" for a distance of 140 feet south along the north/south line with the bearing of

S00-49-24W for Lot 1.

f. That approval shall be obtained from the Village of Mt. Pleasant. All requirements of the Village in regard to this CSM shall be addressed to the satisfaction of the Village prior to recording.

g. That the signature lines on behalf of the City of Racine be modified to add space for documentation of the approving Resolution number and date by the Common Council, and be updated to provide signature blocks including the full and proper names of the Mayor and City Clerk.

h. That all 2014 outstanding property taxes be paid in full prior to recording.

i. That within thirty (30) days of recording, a certified recorded copy of this CSM shall be provided to the Department of City Development.

Fiscal Note: N/A

Sponsors: Dennis Wiser

[Res.15-0118](#) Indoor Contractor Storage Facility at 1921 Charles Street

Resolved, that the request for a conditional use to allow for an indoor contractor storage facility at 1921 Charles Street is approved, subject to the following conditions:

a. That the plans submitted to the Plan Commission on March 11, 2015 be approved, subject to the conditions contained herein.

b. That all applicable codes and ordinances shall be complied with and permits acquired.

c. That there shall be no outdoor storage of building materials, vehicles, trailers, or any other materials at any time.

d. That the access area from the curb cut to the concrete pad in the rear of the building shall be paved or asphalted to accommodate vehicular traffic prior to issuance of an occupancy permit. No parking is allowed in the rear of the building.

e. That in the event the exterior improvements cannot be completed prior to request for occupancy, a financial surety shall be provided to the City in an amount equal to the cost of any outstanding work. The format of surety documents shall be subject to review and approval by the City

Attorney's office.

f. That all trash and recyclables shall be stored indoors until such time that they can be transported to the main business facility at 2729 Carlisle Avenue.

g. That the outdoor wall light proposed on the rear of the building shall be shielded downward to prevent light spillage onto adjoining properties. Details on the light fixture and screen shall be provided to the Department of City Development for approval prior to installation.

h. That hours of operation shall be from 7:00 a.m. - 6:00 p.m., Monday through Friday. Occasional weekend traffic is permitted, however shall be limited in nature and not cause disturbance to the surrounding residential neighborhood.

i. That no storage within the building shall be situated so as to be visible from Charles Street.

j. That no minor changes be made to this conditional use without the approval of the Plan Commission, and no major changes be made to this conditional use without the approval of the Common Council.

k. That this conditional use permit is subject to review by the Plan Commission for compliance with listed conditions.

Fiscal Note: N/A

Sponsors: Dennis Wiser

[Res.15-0119](#) Drive-Up Teller and ATM Facility at 2811 Russet Street

Resolved, that the request by Tri City National Bank to construct a bank drive-up teller and ATM facility at 2811 Russet Street is approved, subject to the following conditions:

a. That the plans presented to the Plan Commission on March 11, 2015 be approved, subject to the conditions contained herein.

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

c. That the hours of operation shall be Monday - Friday 8:00 a.m. - 6:00

p.m., and Saturday from 8:00 a.m. - 12:00 p.m. The drive-up ATM may operate 24/7.

d. That all trash shall be removed from the site to the main bank facility on a daily basis. At no time may trash be stored outside the building.

e. That signage is not approved with this plan.

f. That the applicant shall provide color samples for the proposed building elevations to the Department of City Development for review and approval prior to issuance of a building permit.

g. That all lighting shall be shielded down, with full cut-off fixtures placed completely under the canopy, to reduce light spillage onto adjacent properties. Parking lot lights shall be no taller than 12-feet in height.

h. That the proposed curb cut along Pierce St. shall be subject to review and approval by City Engineering. This entrance shall be used as an exit only, and the eastern curb cut used as an entrance only. Signage identifying this shall be posted on-site.

i. That the parking lot shall be re-sealed, striped, handicapped signage installed, and wheel stops installed prior to issuance of an occupancy permit.

j. That if all required site improvements are not complete prior to request for an occupancy permit, a financial surety shall be provided by the applicant. Said surety shall be in an amount to be determined for any outstanding work, shall be made payable to the City of Racine, shall be valid for no less than one year, and shall meet all requirements for document format and content as required by the City Attorney.

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

l. 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 Wiser

[Res.15-0120](#) Convenience Store at 3425 Kinzie Avenue

Resolved, that the request for a conditional use to allow for a convenience store at 3425 Kinzie Avenue is approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on March 11, 2015 be approved, subject to the conditions contained herein.
- b. That all codes and ordinances shall be complied with and required permits acquired.
- c. That the hours of operation shall Monday through Friday from 10:00 a.m. - 2:00 p.m. and 4:00 p.m. - 8:00 p.m., and Saturday through Sunday 9:00 a.m. - 6:00 p.m.
- d. That The following shall be submitted to the Director of City Development for Review and approval of design and/or placement, and completed prior to the issuance of an occupancy permit:
1. Install decorative security lighting to the main entrance,
 2. Provide a garbage can with a lid at the front of the property to prevent litter.
 3. Provide flower pots outside of the business for decoration to maintain the surrounding residential character of the neighborhood,
 4. Provide a bike rack for customers
 5. Replace the missing endcaps on the 2nd floor siding near the bay windows of the apartment with appropriate color match.
 6. That "No Loitering", "No Loud Music" and "Hours of Operation" signs be clearly posted.
- e. That any exterior signage shall be submitted to the Director of City Development for Review and approval of design and/or placement prior to a request for a sign permit. All signage shall comply with zoning ordinance requirements.
- f. That the Plan Commission grant an exception to the parking requirement in the Zoning Ordinance for this application.
- g. That if all required site improvements listed in "d" herein are not complete prior to request for an occupancy permit, a financial surety shall be provided by the applicant. Said surety shall be in an amount to be determined for any outstanding work, shall be made payable to the City of Racine, shall be valid for no less than one year, and shall meet all requirements for document format and content as required by the City Attorney.
- h. That this permit is subject to Plan Commission review for compliance with the listed conditions.
- i. 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 Wiser

[Res.15-0121](#) Adoption of a Section 3 Policy for Community Development Funding

Resolved, that the Section 3 Implementation Plan, dated February 2015, is approved.

Further resolved, that the Director of City Development is authorized to transmit the approved the Section 3 Implementation Plan to the U.S. Department of Housing and Urban Development.

Fiscal Note: N/A. Any matters affected by the Section 3 Policy will be submitted to the Council for individual action.

Sponsors: Raymond DeHahn

[Res.15-0122](#) Analysis of Impediments to Fair Housing Choice

WHEREAS, the City of Racine's commitment to Fair Housing began with the adoption of Ordinance No. 2-68 regarding Equal Opportunities in Housing and the Duties of the Commission on Human Rights on February 20, 1968; and

WHEREAS, the City has continued to further Fair Housing since 1968, including the preparation and approval of an Analysis of Impediments to Fair Housing Choice in 1996 and again in 2007; and

WHEREAS, the City, through the Department of City Development, has completed a new Analysis of Impediments to Fair Housing Choice based on the most current information available.

RESOLVED, by the Common Council of the City of Racine that the Analysis of Impediments to Fair Housing Choice, 2015, is hereby approved; and

FURTHER RESOLVED, that the Director of City Development is authorized and directed to include the Analysis of Impediments to Fair Housing Choice, 2015, in the Five Year Consolidated Plan for Fiscal Years 2015 - 2019 when it is submitted to the U.S. Department of Housing and Urban Development.

Fiscal Note: The Analysis of Impediments is required to maintain the City's eligibility for CDBG, HOME and ESG funding from the U.S.

Department of Housing and Urban Development.

Sponsors: Raymond DeHahn

[Res.15-0123](#) Management Information System (HMIS)

Resolved, that the Memorandum of Understanding (MOU) with the Institute for Community Alliances (ICA) for the City's participation in the 2015 Homeless Management Information System is approved.

Further resolved, that the appropriate City officials are authorized to execute the MOU with ICA.

Fiscal Note: The 2015 cost for ICA's services will be \$3,046.30. The cost will be paid from the Emergency Solutions Grant.

Sponsors: Raymond DeHahn

[Res.15-0124](#) Offer to Purchase 1248 Washington Avenue

Resolved, that the lease and sale of 1248 Washington Avenue (Parcel ID No. 10109000) to Robert G. DeMicchi is approved, and that the terms of the lease and sale are as outlined in Exhibit A.

Further resolved, that upon approval of the lease and sale by the Common Council, the Chairperson, Executive Director and City Attorney are authorized and directed to proceed with the lease and sale without further action by the Authority or Council.

Fiscal Note: The lease will net the City payments of \$11,250.00 for 2015 and \$15,000.00 for 2016. The tenant will receive a \$10,000.00 credit towards their 2016 lease payment if facade improvements are completed by December 1, 2015 thus netting to the City \$5,000.00 for a 2016 lease payment. The tenant will purchase the property by December 31, 2016 netting the City an additional \$43,750.00. The City will pay a \$100.00 consideration fee to the purchaser from account 919.

Sponsors: James Morgenroth

[Res.15-0125](#) Relocation and Expansion of Vista Dental to 2200 South Street

Resolved, that the Authority supports the use of funding from the Intergovernmental Revenue Sharing Fund for the financial assistance for Vista Dental.

Further resolved, that the financial assistance be conditioned upon Vista Dental agreeing to expand in Racine, acquire and relocate to 2200 South Street, and give preference to qualified job applicants residing in the City of Racine when filling open positions.

Further resolved, that the Mayor and City Clerk are authorized and directed to execute a financial assistance agreement with Vista Dental in substantially the same form as outlined in the Memorandum from the Racine County Economic Development Corporation.

Fiscal Note: The funds are available in the Intergovernmental Revenue Sharing (919) account. Based on the properties 2014 assessed value, the estimated annual assistance to Vista Dental will be \$12,233.00 and continue for a period of 10 years.

Sponsors: James Morgenroth

[Res.15-0126](#) Purchase of 3521 Haven

Resolved, that the request of the Director of City Development to accept the offer of Matthew Matson and Latoya Matson to purchase 3521 Haven is approved.

Further resolved, that the Mayor, the City Clerk, and the Director of City Development are authorized to execute any documents necessary to complete the sale.

Fiscal Note: This is a new home build under the NSP-1 program. The City will receive \$119,000 in proceeds from the sale, minus commission and closing costs.

Sponsors: Dennis Wiser

[Res.15-0127](#) Purchase of 1643 Villa

Resolved, that the request of the Director of City Development to accept the offer of John B. Lambert, III to purchase 1643, a HOME property, is approved.

Further resolved, that the Mayor, the City Clerk, and the Director of City Development are authorized to execute any documents necessary to complete the sale.

Fiscal Note: This is a new home build under the HOME program. The City will receive \$88,500.00 in proceeds from the sale, minus commission and closing costs.

Sponsors: Dennis Wiser

[Res.15-0128](#) 37th Annual Lighthouse Run - 2015

Resolved, that permission is granted to the sponsor of the Lighthouse Run to use certain City streets for the period of 6:00 a.m. to 10:30 a.m. on Saturday, June 20, 2015, and to close the following streets:

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

Further resolved, that the Commissioner of Public Works is authorized and directed to communicate with the U.S. Coast Guard requesting permission to close Main Street Bridge to boat traffic for the period of 7:40 a.m. to 10:40 a.m. on Saturday, June 20, 2015, to satisfy the needs of this run.

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 seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$1,400.00 special event fee.
- F. 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.
- G. 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.
- H. Sponsor is responsible for cleaning the streets.
- I. 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 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.

Further resolved, that Municipal Code 70.101 - Closing Hours is waived, to allow Lighthouse Run staff and volunteers use of Monument Square and Sam Johnson Parkway for event set up beginning at 4:00 a.m. on Saturday, June 20, 2015.

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

Sponsors: Terry McCarthy

[Res.15-0129](#) The Color Run - 2015

Resolved, that permission is granted to Bigsley Event House to close the following streets and to utilize certain other City streets, as indicated, on their race map, for The Color Run on Saturday, May 23, 2015.

Pershing Park Drive from 6th Street to 11th Street
11th Street from Main Street to Pershing Park Drive
Main Street from 10th Street to 11th Street
10th Street from Main Street to Lake Avenue
Lake Avenue from 10th Street to State Street
6th Street from Pershing Park Drive to Center Street
7th Street from Lake Avenue to Center Street
Main Street from 7th Street to Main Street Bridge
Gaslight Drive from Lake Avenue to cul-de-sac
2nd Street from Main Street to Wisconsin Avenue
Wisconsin Avenue from 2nd Street to 3rd Street
3rd Street from Wisconsin Avenue to Main Street

with the following stipulations:

- A. A hold harmless agreement be executed and a \$100.00 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. The sponsor shall pay a \$1,700.00 special event fee.

F. 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.

G. 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.

H. Sponsor shall pay \$750.00 for street sweeping.

I. 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.

J. Sponsor shall pay \$6.25 per impacted parking meter.

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.

Further resolved, that Municipal Code 70.101 - Closing Hours, is waived to allow Real Racine and The Color Run staff and volunteers use Pershing Park for event set up beginning at 5 a.m. on Saturday, May 23, 2015.

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

Sponsors: Terry McCarthy

I. Consent Agenda Items

J. Ordinances

[Ord.03-15](#) Ordinance 03-15 - Amend Chapter 114

An ordinance to amend Chapter 114 of the Municipal Code of the City of

Racine, Wisconsin as it relates to the massage establishments, dance studios and dance schools.

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

Part 1: Repeal Sec. 114-447 (b) (25) of the Municipal Code of the City of Racine, Wisconsin and recreate it as follows:

“Massage establishments, as defined in Section 22-766, above the building’s street level, or at the building’s street level but no closer than 20 feet to the store front with therapy stations being screened from view.”

Part 2: Repeal Sec. 114-447 (b) (42) of the Municipal Code of the City of Racine, Wisconsin and recreate it as follows:

“Dance studios or dance schools above the building’s street level, or at the building’s street level but no closer than 20 feet to the store front with instruction and performance areas being screened from view.”

Part 3: Repeal the word “dance” from Sec. 114-448 (16) of the Municipal Code of the City of Racine, Wisconsin.

Part 4: Repeal the word “dance,” from Sec. 114-467 (b) (3) a. of the Municipal Code of the City of Racine, Wisconsin.

Part 5: Repeal Sec. 114-468 (14) of the Municipal Code of the City of Racine, Wisconsin and recreate it as follows:

“Physical fitness centers, including physical culture and health services gymnasiums.”

Part 6: Repeal Sec. 114-468 (21) of the Municipal Code of the City of Racine, Wisconsin and renumber the subsequent subsections accordingly.

Part 7: In Sec. 114-487 (b) (23) of the Municipal Code of the City of Racine, Wisconsin, repeal the words “and massage”.

Part 8: In Sec. 114-507 (b) (8) of the Municipal Code of the City of Racine, Wisconsin, repeal the words “massage salons”.

Part 9: In Sec. 114-507 (b) (12) of the Municipal Code of the City of Racine, Wisconsin repeal the word “, dance”.

Part 10: 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

[Ord.04-15](#)

Ordinance 04-15 - Urban Chickens

An ordinance to repeal and recreate Sections of Chapter 10 - Animals 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: To amend Sec. 10.1.- Definitions of the Municipal Code of the City of Racine, Wisconsin, by inserting the following definitions in the proper alphabetical order.

Backyard means a portion of a lot enclosed by the property's rear lot line and the side lot lines to the points where the side lot lines intersect with an imaginary line established by the rear of the single family structure and that extends to the side lot lines.

Chicken means the common domestic fowl (*Gallus domesticus*) or its young. There are no restrictions on chicken species.

Chicken Pen means a wire enclosure attached to a henhouse for the purpose of allowing female chickens to leave the hen house while remaining in an enclosed, predator-safe environment.

Chicken Tractor means a moveable hen house/chicken pen lacking a floor.

Hen means the female of the domestic fowl.

Hen House means a structure for the sheltering of hens. An existing shed or garage can be used for this purpose if it meets the standards contained in this subsection including the required distance from property lines and all applicable City of Racine Building Codes.

Nest Box means a box in a hen house in which domestic chickens lay eggs.

Principal Residence means the primary location that a person inhabits.

Rooster means the male of the domestic fowl.

Sanitary Manne means favorable to health and cleanliness with precautions against disease.

Part 2: To repeal and recreate the definition of *Livestock* in Sec. 10.1. - Definitions of the Municipal Code of the City of Racine, Wisconsin, as follows:

“*Livestock* means horses, donkeys, mules, cattle, swine (except chickens and pot-bellied pigs as defined in this section), bison, alpacas, llamas, goats, sheep, ducks, turkey, peacocks, ratites, or geese.”

Part 3: To amend Chapter 10 - Animals, Article I of the Municipal Code of the City of Racine, by adding the following section:

“Sec. 10.6. - Urban Chickens

(a) Purpose

Provide standards for the keeping of domesticated chickens on a non-commercial basis in zoned residential areas in the City of Racine. The keeping of chickens in the city supports a local, sustainable food system by providing an affordable, nutritious source of protein through fresh eggs. The keeping of chickens also provides free, quality, nitrogen-rich fertilizer; chemical-free pest control; weed control; and animal companionship.

(b) Restrictions

The maximum number of chickens that may be kept on any residential property is four (4). The minimum size requirements for a hen house are three (3) square feet per bird, with seven (7) square feet per bird in a chicken pen. One (1) nest box is required per every two (2) birds.

No person shall keep a rooster.

No person shall keep chickens in any location on the property other than in the backyard.

No person, owner or custodian shall permit any chicken to be left unattended within five (5) feet of a public right-of-way which is not limited to sidewalk, streets alleys, and parking lots.

No person may keep a hen over eight (8) weeks of age in a principal residence.

Chickens may only be kept at single-family residential properties. No chicken may be kept at mobile homes, condominiums, apartment complexes, duplexes, or any other multiple-family property.

Hen houses and chicken pens shall not be located closer than seventy-five (75) feet from the ordinary high water mark of any lake, river, or stream.

If a chicken dies, it must be disposed of promptly in a sanitary manner.

No person shall keep or maintain more than seven (7) licensed / permitted animals or a combination of more than seven (7) licensed / permitted animals including four (4) permitted chickens on any parcel.

(c) Care and Health of Fowl

Chickens shall be kept and handled in a sanitary manner to prevent the spread of communicable disease among birds or to humans. Any person keeping chickens shall immediately report any unusual illness or death of chickens to the City of Racine Public Health Department. The Public Health Administrator may order testing, quarantine, isolation, vaccination or humane euthanasia of ill chickens or chickens believed to be a carrier of a communicable disease.

(d) Non-Commercial Use Only

Chickens shall be kept as pets and for personal use only. No person shall sell or barter eggs or engage in chicken breeding or fertilizer production for commercial purposes including, but not limited to, farmer's markets. The slaughtering of chickens is prohibited unless it is accomplished/processed at a licensed facility.

(e) Enclosures

Chickens must be kept in a hen house and chicken pen at all times when not being monitored by a responsible individual, over eighteen

(18) years of age and able to immediately return the hens to the chicken pen, hen house, or chicken tractor if necessary. Chickens shall be secured within the hen house during non-daylight hours.

All enclosures for the keeping of chickens shall be so constructed and maintained as to prevent rats, mice, other rodents, and animals from being harbored underneath or within the enclosure. A covered or fenced enclosure must be at least twenty-five (25) feet from a neighboring principal residence, at least two (2) feet from the side and rear property lines, and at least five (5) feet from the residence upon the property where the chickens are kept.

Noise from chickens shall not be loud enough at the property boundaries to disturb a person of ordinary sensitivity.

A well maintained hen house shall be provided and be designed to provide safe and healthy living conditions for the chickens while minimizing adverse impacts to other residents in the neighborhood.

Enclosures must be clean, dry and kept in a neat and sanitary condition at all times, and exists in a manner that will not disturb the use or enjoyment of neighboring lots due to noise, odor or other adverse impact.

The hen house shall be enclosed on all sides and have a roof and doors. Access doors must be able to be shut and locked at night. Opening windows and vents must be covered with predator and bird proof wire of no more than one (1) inch openings.

The hen house and chicken pen must provide adequate ventilation as well as sun protection, and be sanitary, insulated, weatherproof and impermeable to rodents, wild birds, and predators, including dogs and cats. It must also be structurally sound, moisture proof and maintained in good repair with sufficient space for freedom of movement and retention of body heat with elevated perches for natural roosting position. The nesting boxes must be elevated off the ground.

Only motion-activated lighting may be used to light the exterior of the hen house.

An enclosed chicken pen must be provided consisting of sturdy wire fencing of less than one (1) inch openings. The pen must be covered with wire, aviary netting, or solid roofing long enough to enable running (6-10 feet minimum length), and wide enough to enable wing extension (3-6 feet minimum width).

(f) Bedding

The material that covers the floor of a chicken henhouse is commonly referred to as bedding and should be at least two (2) inches thick. The primary function of the bedding is to absorb moisture from droppings, water spills, limit odors and facilitate coop cleaning.

(g) Feed and Water

Chickens must be provided with access to feed and clean water at all times.

All chicken related feed and items likely to attract or become infested by rats, mice, or other rodents and / or insects shall be protected as to prevent such creatures from gaining access to the feed / items.

The main food source for the chickens should be provided in dedicated feeding containers. Scatter feeding is prohibited (small amounts of scratch grains that do not accumulate on the property are allowable).

(h) Waste Storage and Removal

Provisions must be made for the storage and removal of chicken manure. All stored manure shall be covered by a fully enclosed structure with a roof or lid over the entire structure. All manure not stored or used for composting or fertilizing shall be removed. Waste composting on the premises shall be allowed as long as it does not create odors or other nuisances for neighboring properties. In addition, the hen house, chicken pen and surrounding area must be kept free from feathers, trash, and accumulated droppings. Uneaten feed shall be removed daily.

(i) Permit

Any person who keeps chickens in the City of Racine shall obtain a permit from the City of Racine Public Health Department prior to acquiring the chickens by completing the *Application for a Chicken Permit* form. A person who keeps chickens on his or her property shall comply with all of the requirements listed within this ordinance including acquiring a permit to construct an accessory structure through the City of Racine Building Department, if applicable.

Permit holders must demonstrate compliance with this ordinance at least annually and more frequently if complaints arise. Compliance shall be demonstrated by an on-site inspection by the City of Racine Environmental Health Division after the Application for a Chicken Permit

has been submitted.

In addition, persons must register their parcel as a livestock premises with the Wisconsin Department of Agriculture, Trade, and Consumer Protection. Registration can be completed online at www.wiid.org or by telephone at 888-808-1910 and must be renewed every three (3) years.

(j) Fee

The fee for an annual permit to keep up to four (4) hens greater than eight (8) weeks of age, acquired on or before the date the hen(s) becomes eight (8) weeks of age, is fifty (\$50.00) dollars. This is an annual fee which cannot be prorated. This includes an onsite inspection by the City of Racine Health Environmental Division. Only one license may be issued to each parcel number. Permits must be renewed prior to January 1 and expire December 31 of each year. Late fees will apply after January 31 of each year.

(k) Penalties for Violations

If the requirements of this subsection are not complied with the City may refuse to renew or may revoke any permit granted after providing ten (10) business days' notice of the basis for the revocation or nonrenewal and/or initiate prosecution for a civil infraction violation. Once a permit is revoked, a permit shall not be reissued for three (3) years.

Part 5: To repeal and recreate subsection (a) of Sec. 10.41. - Livestock and restricted animals prohibited of the Municipal Code of the City of Racine, Wisconsin, as follows:

(a) No person shall keep or permit to be kept on his premises any livestock (other than chickens or pot bellied pigs) or other restricted animals.

Part 6: Amend subsection (b) of Sec. 10-4. - Payment of forfeiture in lieu of court appearance of the Municipal Code of the City of Racine by adding the following section:

Section number	Violation	Forfeiture
10-6	Urban Chickens	\$100 - \$500

Part 7: Sections 10-7 - 10-25 are hereby reserved.

Part 8: 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: Jim Kaplan

Miscellaneous

K. Cemetery Appointments

Sharon Baldukas - Term ending 2019

Kris Reisdorf - Term ending 2018

L. 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.