



City of Racine

Meeting Agenda - Final

Common Council

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

*Alderman Jeff Coe, Alderman Robert Anderson, Alderman Michael Shields
Alderman Jim Kaplan, Alderman David L. Maack, Alderman Sandy Weidner
Alderman Raymond DeHahn, Alderman Q.A. Shakoor, II, Alderman Pete Karas
Alderman Thomas Friedel, Alderman Gregory Holding, Alderman Aron Wisneski
Alderman James T. Spangenberg, Alderman Ronald D. Hart, Alderman Robert Mozol*

Tuesday, December 4, 2007

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 Comments**
- E. Public Hearings**

[Ord.20-07](#) Ordinance No. 20-07

To repeal and recreate Chapter 98, Article III, Division 4 of the Municipal Code of the City of Racine, Wisconsin relating to Water Utility - Impact Fee.

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

Part 1:

Chapter 98, Article III, Division 4 of the Municipal Code of the City of Racine is hereby repealed and recreated to read as follows:

“DIVISION 4. IMPACT FEE

Sec. 98-83. Definitions.

For the purpose of this division, the following phrases have the meaning stated:

Capital cost means the capital costs to construct, expand or improve public facilities, including the cost of land, and including legal, engineering and design costs to construct, expand or improve public facilities, except that not more than 10% of capital costs may consist of legal, engineering and design costs unless the City can demonstrate that its legal, engineering and design costs which relate directly to the public improvement for which the impact fees were imposed exceed 10% of capital costs. Capital costs does not include other

noncapital costs to construct, expand or improve public facilities, the costs of equipment to construct, expand or improve public facilities or the costs for vehicles.

Developer means a person that constructs or creates a land development.

Impact Fees means cash fees imposed upon a developer under this chapter.

Land Development means the construction or modification of improvements to real property that creates additional residential dwelling units within the City or that result in nonresidential uses that create a need for new, expanded or improved public facilities within the City. For the purpose of the water impact fee, land development shall include any property, formerly unconnected to the water system that connects to the water system.

Residential Equivalent Connection (REC) means the measure of annual water usage expressed in terms of the amount of water used by a typical single-family residence, which shall be deemed to be 72,000 gallons per year.

Sec. 98-84. Purpose.

The purpose of this ordinance is to promote the public health, safety and general welfare of the community and to facilitate the adequate provision for regional water utility system facilities by imposing impact fees upon developers to pay for the capital costs that are necessary to accommodate land development.

Sec. 98-85. Authority.

This ordinance is authorized under §66.0617, Wis. Stats. The provisions of this ordinance shall not be construed to limit the power of the City to adopt such ordinance pursuant to any other source of local authority, nor to utilize any other methods or powers otherwise available for accomplishing the purposes set forth herein, either in substitution of or in conjunction with this ordinance.

Sec. 98-86. Imposition of impact fees.

(a) Impact fees are hereby imposed on all developments and land divisions within the City of Racine.

(b) For all development, impact fees shall be due in full within fourteen (14) days of the issuance of a building or plumbing permit.

(c) The effective date of a building permit is the date on which all impact fees imposed under this Chapter are paid in full and unless all impact fees are paid in full within 14 days after issuance as required by §66.0617 (6) (g), Wis. Stats., said building permit shall expire 15 days after issuance.

Sec. 98-87. Residential equivalent connection tables.

The following tables shall be used to determine RECs to be used from the city water system:

(1) Residential Users.

Residential Users	REC
Condominium	0.75/unit
Single-family home	1.00
Duplex	1.50
Multiple-family	0.75/unit

(2) Nonresidential users.

SIC Code	Description	Gallons per Employee Hour
0742	Veterinary services for animal specialties	20.0
0752	Animal specialty services	16.0
0782	Lawn and garden services	10.0
1446	Industrial sand	5.0
1521	General contractors--Residential	2.3
1541	General contractors--Industrial buildings and warehouses	2.3
1611	General contractors--Public works	2.3
1711	Plumbing, heating and air conditioning	2.3
1731	Electrical work	2.3
1761	Roofing and sheet metal work	2.3
1799	Special trade contractors, N.E.C.	2.3
2013	Sausage and other prepared meats	110.0
2065	Candy and other confectionery products	50.0
2087	Flavoring extracts and syrups, N.E.C.	75.0
2394	Canvas and related products	2.3
2431	Millwork	5.0
2434	Wood kitchen cabinets	5.0
2522	Metal office furniture	2.3
2721	Periodicals: Publishing and printing	10.0
2731	Books: Publishing and printing	10.0
2751	Commercial printing, letterpress and screen	10.0
2752	Commercial printing, lithographic	10.0
2789	Book binding and related work	10.0
2795	Lithographic platemaking and related services	25.0
2819	Industrial inorganic chemicals, N.E.C.	10.0
2834	Pharmaceutical preparation	10.0
2841	Soap and other detergents	15.0
2893	Manufacturing of printing ink	30.0
2899	Chemicals and chemical preparations, N.E.C.	10.0
3079	Miscellaneous plastic products	85.0
3111	Leather tanning and finishing	345.0
3272	Concrete products, except block and brick	25.0
3442	Metal doors, sash, frames, molding and trim	2.3
3444	Sheet metal work	40.0
3451	Screw machine products	10.0
3462	Iron and steel forging	5.0
3469	Metal stampings, N.E.C.	5.0
3471	Electroplating, plating, polishing, anodizing, etc.	50.0
3479	Coating, engraving and allied services, N.E.C.	100.0
3495	Wire springs	2.3

3498	Fabricated pipe and fittings	2.3	
3499	Fabricated metal products, N.E.C.	25.0	
3531	Construction machinery and equipment	5.0	
3544	Spec. dies and tools, die sets, jigs and fixtures, molds		10.0
3562	Ball and roller bearings	5.0	
3565	Industrial patterns	5.0	
3569	General industrial machinery and equipment, N.E.C.		4.0
3576	Scales and balances, except laboratory	2.3	
3599	Machinery, except electrical, N.E.C.	10.0	
3613	Switchgear and switchboard apparatus	5.0	
3632	Household refrigerators and home and farm freezers		2.3
3694	Electrical equipment for internal combustion engines		2.3
3714	Motor vehicle parts and accessories	75.0	
3999	Manufacturing industries, N.E.C.	2.3	
4141	Local passenger transportation charter service		2.3
4151	School buses	2.3	
4212	Local trucking without storage	10.0	
4213	Trucking, except local	2.3	
4225	General warehousing and storage	2.3	
4311	U.S. Postal Service	2.3	
4722	Travel agency	2.3	
4811	Telephone communication	2.3	
4832	Radio broadcasting	2.3	
5042	Toys and hobby goods and supplies	2.3	
5063	Electrical apparatus and equipment	2.3	
5054	Electrical appliances	2.3	
5072	Hardware--Wholesale distribution	2.3	
5082	Construction and mining machinery and equipment		2.3
5084	Industrial machinery and equipment	2.3	
5142	Frozen foods	10.0	
5149	Wholesale groceries and related products, N.E.C.		10.0
5199	Wholesale nondurable goods, N.E.C.	10.0	
5211	Lumber and other building materials dealers		2.3
5231	Paint, glass, wallpaper	2.3	
5251	Hardware--Retail sales	2.3	
5261	Retail nurseries, lawn and garden supply stores		10.0
5271	Mobile home dealers	2.3	
5311	Department stores	2.3	
5331	Variety stores	2.3	
5411	Grocery stores with meat and produce departments		16.0
5412	Grocery stores without meat and produce departments		6.0
5441	Candy, nut and confectionery stores	10.0	
5462	Retail bakeries--Baking and selling	10.0	
5499	Miscellaneous food stores	2.3	
5511	Motor vehicle dealers	5.0	
5531	Auto and home supply stores	2.3	
5541	Gasoline service stations	15.0	
5551	Boat dealers	5.0	
5611	Clothing stores	2.3	
5651	Shoe stores	2.3	

5681	Furriers and fur shops	5.0	
5711	Furniture, floor coverings, appliances		2.3
5812	Eating places (restaurants)	20.0	
5813	Drinking places (taverns)	45.0	
5912	Drugstores and proprietary stores		2.3
5921	Liquor stores	2.3	
5931	Used merchandise stores	2.3	
5941	Sporting goods stores and bicycle shops		2.3
5942-9	Miscellaneous stores	2.3	
5992	Florists	10.0	
5999	All other retail stores	2.3	
6022-59	Banks	2.3	
6122-63	Savings and loans	2.3	
6311	Insurance companies	2.3	
6411	Insurance agents	2.3	
6512	Operators of nonresidential buildings		2.3
6515	Operators of residential mobile home sites		2.3
6531	Real estate agents and managers	2.3	
6553	Cemetery subdividers and developers		2.3
6722	Management investment offices	2.3	
7011	Hotels, motels, tourist courts	0.5	REC/Unit
7211	Power laundries, family and commercial		105.0
7212	Cleaning and laundry pickup stations		2.3
7215	Fac. coin-op laundries and dry cleaning		910.0
7221	Photographic studios	2.3	
7231	Beauty shops	16.0	
7241	Barber shops	10.0	
7261	Funeral service and crematories		15.0
7299	Miscellaneous services, N.E.C.	2.3	
7311	Advertising agencies, employment services		2.3
7332	Blueprinting and photocopying services		2.3
7351	Employment agencies	2.3	
7391	Research and development laboratories		10.0
7395	Photo finishing labs	10.0	
7512	Passenger car rental and leasing, w/o drivers		10.0
7531	Top and body repair shop	5.0	
7534	Tire retreading and repair shops		20.0
7538	General automotive repair shops		5.0
7542	Car washes	115.0	
7622	Radio and television repair	2.3	
7699	Repair shops and related services, N.E.C.		2.3
7832	Motion picture theaters, not drive-ins		20.0
7911	Dance halls, studios and schools		20.0
7922	Theatrical producers	20.0	
7933	Bowling alleys	50.0	
7992	Public golf courses	45.0	
7997	Membership sports and recreation clubs		75.0
7999	Roller rinks, gymnasiums, museums		20.0
8011	Offices of physicians	10.0	
8021	Offices of dentists	10.0	

8031	Offices of osteopaths	10.0	
8041	Offices of chiropractors	10.0	
8051	Skilled nursing care facilities	20.0	
8091	Health and allied services, N.E.C.	10.0	
8111	Attorneys	2.3	
8211	Elementary and secondary schools	20.0	
8221	Colleges, universities and professional schools		25.0
8231	Libraries and information centers	20.0	
8249	Vocational schools, N.E.C.	20.0	
8421	Arboreta, botanical and zoological gardens	45.0	
8621	Professional membership organizations	2.3	
8641	Civic, social and fraternal associations	15.0	
8661	Religious organizations (hours occupied only)		20.0
8699	Membership organizations, N.E.C.	2.3	
38911	Engineering, architectural and surveying services		2.3
8931	Accountants	2.3	
9199	General government, N.E.C.	2.3	
38911	Engineering, architectural and surveying services		2.3
8931	Accountants	2.3	
9199	General government, N.E.C.	2.3	
9221	Police protection	2.3	
9224	Fire protection	2.3	
9451	Administration of veteran's affairs	2.3	
9999	All offices, N.E.C.	2.3	

Sec. 98-88. Impact Fee.

(a) Established. Except as otherwise provided, a impact fee is hereby established for each new service connection to the city water supply system and for each change of use or for the addition of a new use or for a new or expanded building on a lot or parcel already connected to the city water system at the time of application. The impact fee shall not apply to the Village of Elmwood Park, the Village of North Bay or the Town of Somers if they fail to enter into a retail water service agreement that is substantially similar to the agreement between the city and the Village of Mt. Pleasant and the city and the Village of Sturtevant.

(b) Amount. The impact fee is established at \$3,143.00 per REC. The amount of the impact fee shall be adjusted annually as of February 1 of each year by the percentage change in the annual average (20-city prices) Construction Cost Index (as published by the Engineering News Record).

a. For all residential users of the water supply system, the table set forth in section 98-87 shall be used to determine the number of RECs per dwelling unit or building.

b. For all nonresidential users of the water supply system, the impact fee shall be calculated as follows:

i. The municipality shall obtain and, if extraterritorial, provide to the city

reliable information from each applicant for a connection to the Racine water system, before approving the connection, relating to the specific proposed use(s) of the property, in terms of SIC codes, if applicable, and the maximum employee hours for a peak day of operations.

- ii. Based on the information provided, the city shall calculate the number of RECs for that property/development using the method set forth in section 98-87 and shall be calculate and impose an impact fee in accordance with subsection (b). All REC calculations for an account shall be rounded up to the nearest whole REC. A minimum fee based upon one REC shall apply to all nonresidential connections.
- iii. Since the impact fee determined under subsections i. and ii. above is based upon the estimated intended usage, the City shall have the right to recalculate the charge based upon actual usage for a 12-month period. At any time between the first and third anniversary dates of establishment of the nonresidential water service account, the City may review the account history to determine the highest actual recorded usage in a 12-month period.
- iv. Based upon the information obtained under subsection ii, the City may recalculate the impact fee. If the recalculated charge exceeds that of the amount paid for the original charge, the additional amount shall become due and payable at the time the adjustment is made.

c. Such fees collected by the City shall be placed in a special fund which shall be separate from the general fund of the City, and the special fund and all interest earned thereon shall be used exclusively for the particular capital costs for which the fee was imposed.

d. Such fees shall be expended by the City for the aforesaid purpose within 7 years of the date of payment, or such fee amount paid along with any interest that has accumulated shall be refunded by the City to the current owner(s) of the property with respect to which such fee was imposed.

Sec. 98-89. Fee Reduction.

Any impact fee imposed under this section shall be reduced to compensate for capital costs otherwise imposed by the City, upon the land development subject to this section, for the same public facilities for which an impact fee has been imposed under this section, including by way of special assessments, special charges, land dedications, or any ordinance adopted thereunder or any other items of value. Impact fees imposed under this section shall also be reduced to compensate for moneys received from the federal or state government specifically to provide or pay for the public facilities for which the impact fees under this section are imposed.

Sec. 98-90. Exemption From Fees.

(a) The lawful new construction of a single-family dwelling structure upon a nondivisible parcel of land supporting or having supported a habitable single-family dwelling structure razed or to be razed within one year of the date of the issuance of a building permit for the new construction as part of the new construction project shall be exempt from the fees imposed under this chapter. Any new construction of a single-family dwelling structure upon a single parcel of land involving the demolition of a preexisting residential structure upon such single parcel of land, which project is similar to but not exactly as described above to be exempt, may be found to be exempt upon application to the Common Council and a finding by the Common Council that such project does not bear a rational relationship to the need for new, expanded or improved public facilities required to serve such development. Such application shall be made to the Common Council prior to the payment of any fees under this section.

(b) No impact fee shall be due from the Village of Mt. Pleasant with respect to the connection to the city water system of a lot or parcel within 12 months after the effective date of the 2004 Intergovernmental Retail Water Service Agreement Between the City of Racine (through the city water utility) and the Village of Mt. Pleasant if such lot or parcel was developed with a principal building prior to such effective date, and if the water main to which such lot or parcel is connected was existent prior to such effective date and if the connection is made in compliance with the requirements of Section 13 of such agreement. No impact fee shall be due from the city during the 12 months after the effective date of such agreement.

Sec. 98-91. Administration and Review.

The revenue and expenditure totals for each impact fee will be included in the City's annual budget, and a summary of the revenue and expenditure totals for each impact fee must also be made available in the City's annual budget summary required under Wisconsin State Statute §65.90 (3) (a).

Sec. 98-102. Appeal.

Any developer upon whom an impact fee is imposed under this section shall have the right to contest the amount, collection or use of the impact fee to the Common Council, provided that the developer files a written notice of appeal in the City Clerk's office within 15 days of the developer's filing of an application for a building permit upon which the impact fee is imposed. Such notice of appeal shall be entitled "Notice of Appeal of Impact Fee" and shall state the developer's name, address, telephone number, address (if available) and legal description of the land development upon which the impact fee is imposed, and a statement of the nature of and reasons for the appeal. The City Clerk shall schedule the appeal for consideration by the Common Council at a regular meeting as soon as reasonably practicable under the circumstances and shall notify the developer of the time, date and place of such meeting, in writing, by

regular mail, deposited in the mail no later than at least three days before the date of such meeting. Upon review of such appeal, the Common Council may adjust the amount, collection or use of the impact fee upon just and reasonable cause shown.”

Part 2:

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

Passed by the Common Council:

Approved: _____

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Thomas Friedel

F. Communications

[07-1492](#)

Subject: Communication from the Alderman of the Ninth District submitting his official letter of resignation from the position of Alderperson of the Ninth District effective immediately.

Refer to Finance and Personnel Committee, by Ald. Friedel

[07-1438](#)

Subject: The Fire Chief is respectfully requesting a Hold Harmless Agreement for the purpose of a training program to be held at Continental Can Company that is planned for Tuesday, December 11th, 2007.

(Also refer to Public Safety & Licensing Committee)

[07-1461](#)

Subject: Communication from the station manager of Racine Car25 requesting to appear before the Finance & Personnel Committee wishing to discuss a transfer of \$3,500 from account 203.000.5020 Salaries to account 203.000.5430 Equipment Under \$5,000 to be utilized for camera equipment and computer supplies.

[07-1464](#)

Subject: communication from the City Attorney submitting the claim of Roberta Youngs for consideration.

[07-1485](#) **Subject:** A communication from the Fire Chief wishing to discuss using funds from Account 101.300.5770 to acquire hearing protection systems for fire department apparatus.

(Also refer to Public Safety and Licensing Committee)

[07-1486](#) **Subject:** A communication from the Fire Chief requesting the Mayor and City Clerk be authorized to enter into a Paramedic Medical Direction Agreement for the period beginning January 1st, through June 30th, 2008, with the Racine Area EMS Group.

(Also refer to Public Safety and Licensing Committee)

[07-1487](#) **Subject:** A communication from the Fire Chief requesting to waive formal bidding on the purchase of a new Fire Department Pumper in 2008, as authorized in the 2008 CIP Budget.

(Also refer to Public Safety and Licensing Committee)

[07-1488](#) **Subject:** A communication from the Fire Chief requesting authorization to negotiate providing Hazardous Materials Level B services through Kenosha County Emergency Management to Kenosha County Fire Departments.

(Also refer to Public Safety and Licensing)

[07-1491](#) **Subject:** Communication from the City Administrator submitting the Outsourced Service Contract for the City of Racine with Premier Workforce Solutions, LLC, (Velocity).

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

[07-1432](#) **Subject:** Communication from the Joe Friso, 1020 Ostergaard Avenue, requesting a street light in the 1000 block of Ostergaard Avenue.

[07-1440](#) **Subject:** Communication from the Village of Mt. Pleasant requesting that the City of Racine prepare plans for the installation of sidewalk from 16th Street south to the to the existing Oakes Road pavement in the Village.

[07-1467](#) **Subject:** Communication from Michele Breheim, Epidemiologist/Preparedness Coordinator for the City of Racine, submitting the offer of the Racine Fire Department to donate used Automated External Defibrillators (AED's) for use in the City Hall and City

Hall Annex.

[07-1468](#) **Subject:** Communication from the neighbors in the 2000 block of Case Avenue requesting additional street lighting.

[07-1471](#) **Subject:** Communication from the neighbors in the 2000 and 2001 block of Case Avenue regarding potholes in the alleys, additional alley lighting, and requesting a "No Parking" sign behind 2000 Case Avenue.

(Also Refer to Transit & Parking Commission)

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

[07-1455](#) **Subject:** Petition for Exception at 1801 Mead St. for a Class "A" License.

[07-1483](#) **Subject:** (New) Application of Syed Mikhail's, Inc., Omar Mansoor (Agent) for a Class "A" Retail Fermented Malt Beverage license for 930 Washington Avenue (1st District)

[07-1484](#) **Subject:** Communication from the Director of Parks, Recreation & Cultural Services wishing to discuss rescinding Resolution 07-0477 of November 6, 2007, bids for Contract 52-07 (K7-061) Remodeling Racine Zoological Gardens Phase III, due to an error stating the contract amount.

Further recommend that the bid of Seater Construction Co., Inc. for Contract 52-07 (K7-061) Remodeling Racine Zoological Gardens Phase III be accepted for the amount \$1,576,400.00

[07-1490](#) **Subject:** Application for a Class "B" and "Class C" Beer and Wine License for Willing & Willing Corp., Benard Willing II, (Agent) (Bernie's Pizzeria), for 1238 Lathrop Avenue. (13th District)

Refer to Traffic Commission, by Ald. Hart

[07-1436](#) **Subject:** Communication from the Alderman of the 7th District, on behalf of Terry Martini, 3701 Monterey Drive, requesting the placement of a stop sign on the north/south corners of Carlton Drive and LaSalle Street.

Refer to Transit and Parking Commission, by Ald. DeHahn

[07-1472](#) **Subject:** Communication from the Transit Planner wishing to discuss the 2008 contract for transit service with the Village of Caledonia.

- [07-1473](#) **Subject:** Communication from the Transit Planner wishing to discuss the 2008 contract for transit service with the Village of Mt. Pleasant.
- [07-1474](#) **Subject:** Communication from the Transit Planner wishing to discuss the 2008 contract for transit service with the Village of Sturtevant.
- [07-1475](#) **Subject:** Communication from the Transit Planner submitting the October 2007 operating and financial report for the Belle Urban System.

Refer to Committee of the Whole, by Ald. Spangenberg

- [07-1503](#) **Subject:** Communication from the City Clerk requesting the Council take the necessary steps required to hold a special election in the City of Racine on April 1, 2008 to fill the unexpired term of the ninth district alderperson.

Refer to Board of Parks, Recreation, and Cultural Services, by Ald. Wisneski

- [07-1480](#) **Subject:** Request of Wayne Clingman to meet with the Board of Parks, Recreation & Cultural Services to present a long term programming proposal benefiting the Parks Department and the City of Racine.

G. Committee Reports

Finance and Personnel Committee Report, by Ald. Friedel

[07-0779](#)

Subject: [Update of Crypt Design with Mr. Mekus](#)

Recommendation of the Board of the Cemetery Commissioners

6-18-07: that the Crypt Design Plan be deferred.

Recommendation of the Board of the Cemetery Commissioners

7-16-07: that the item be deferred.

Recommendation of the Board of Cemetery Commissioners

8-20-07: that the request be approved.

Recommendation of the Committee of the Whole 10-02-2007: Phase 1 be approved. Further recommends that the item be referred to the Finance and Personnel Committee.

Recommendation of the Finance & Personnel Committee on**10-22-07:** Funding for the crypt project be approved out of the Crypt fund.**Fiscal Note:** Sufficient funds are available for the project as presented at this time.**07-1313****Subject:** (Direct Referral) Communication from the Assistant Human Resource Director wishing to discuss obtaining \$125,000 additional funding to be utilized for 2007 Worker's Compensation.**Recommendation of the Finance & Personnel Committee on****11-26-07:** Transfer \$125,000 from Contingent Account 101.990.5970 to the Worker's Compensation Account 101.850.5920.**Fiscal Note:** There are sufficient funds available for the transfer.**07-1330****Subject:** Communication from the District Manager of Water & Wastewater Utilities requesting to appear before the Finance & Personnel Committee to discuss entering into a Household Hazardous Waste Agreement with the Village of Elmwood Park.**Recommendation:** Refer to the Finance and Personnel Committee for approval**Recommendation of the Finance & Personnel Committee on****11-26-07:** The Mayor and City Clerk be authorized and directed to enter into a Household Hazardous Waste agreement with the Village of Elmwood Park.**Fiscal Note:** The Wastewater Utility will recognize \$1,248 in annual revenue.**07-1366****Subject:** (Direct Referral) Communication from Devin Sutherland, Executive Director of Downtown Racine Corporation requesting a facade grant increase of \$15,000 during the 2008 - 2009 for businesses on 6th Street and Wisconsin between 6th Street and 7th Street.**Recommendation of Redevelopment Authority on 11-7-07:** That the maximum facade grant be increased to \$10,000.00 for facade improvements undertaken during 2008 and 2009. To adopt Redevelopment Authority Res. 07-21. Further recommends the item be referred to the Finance and Personnel Committee.**Recommendation of the Finance & Personnel Committee on****11-26-07:** The facade grant maximum be increased from \$7,500 to

\$10,000 for facade improvements undertaken during the 2008 and 2009 year.

Fiscal Note: There are sufficient funds available in the City's 2008 Capital Budget for the program.

07-1369

Subject: (Direct Referral) Communication from Robert A. Gleason of R & R Innovative Investments requesting to sell his property at 1418 Washington Avenue to the City of Racine Redevelopment Authority at the price of \$109,000.

Recommendation of Redevelopment Authority on 11-7-07: That the offer be accepted. Further that the funds previously provided for the acquisition of 1511 Washington Avenue be used instead for the acquisition of 1418 Washington Avenue and that funds allocated under the 2008 CDBG program for Uptown Property Acquisition be used at such time that 1511 Washington Avenue may become available. To adopt Redevelopment Authority Res. 07-23. Further recommends that the item be referred to the Finance and Personnel Committee.

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

Recommendation to the Finance & Personnel Committee on

11-26-07: The Redevelopment Chairman and Executive Director be authorized and directed to execute all documents necessary to purchase the property at 1418 Washington Ave. Further recommends that funds previously provided for the acquisition of 1511 Washington Ave. be utilized instead for the acquisition of 1418 Washington Ave. and the 2008 CDBG Program for Uptown Property acquisition be utilized for 1511 Washington Ave.

Fiscal Note: There are sufficient funds available for the purchase of the two properties.

07-1381

Subject: (Direct Referral) Communication from Gordon Kacala, Executive Director with the Racine County Economic Development Corporation, transmitting an agreement between the City of Racine and Racine County Economic Development Corporation for providing technical assistance on the Brownfield Redevelopment Program.

Recommendation of Redevelopment Authority on 11-7-07: That the contract be approved, including the use of Intergovernmental Revenue Sharing funds for the contract. To adopt Redevelopment Authority Res. 07-20. Further recommends that the item be referred to the Finance and

Personnel Committee.

Recommendation of the Finance & Personnel Committee on

11-26-07: The Mayor and City Clerk be authorized and directed to enter into an agreement between the City of Racine and Racine County Economic Development Corporation for providing technical assistance on the Brownfield Redevelopment Program.

Fiscal Note: The funds are available in the city's 2008 capital budget for this \$55,000 contract.

07-1389

Subject: Communication from the Mayor requesting to discuss the acceptance of a parcel of land from ARB Enterprises. Parcel addresses include: 1116, 1128, 1130, 1152 Washington Avenue, and 1309 11th Street.

Recommendation of Redevelopment Authority on 11-7-07: That the acquisition be approved. Further that funds be provided in the amount of not less than \$50,000.000 for demolition of structures on the property and one-years costs of holding the property. Further that Intergovernmental Revenue Sharing Funds be used for this purpose. To adopt Redevelopment Authority Res. 07-26. Further recommends that the item be referred to the Finance and Personnel Committee.

Recommendation of the Finance & Personnel Committee on

11-26-07: The Redevelopment Chairman and Executive Director be authorized and directed to execute all documents necessary for the acquisition of property at 1116, 1128, 1130, 1152 Washington Ave. and 1309 11th Street. Further recommends that up to \$55,000 from the Intergovernmental Revenue Sharing Funds be advanced for the demolition of structures on the property and the one-year's holding cost.

Fiscal Note: The real estate would be donated to the Redevelopment Authority. Funds will be advanced from the accounts identified for the demolition and holding costs. The funds are available in the City's 2008 Capital Budget for this \$55,000 contract.

07-1428

Subject: Communication from the Public Health Administrator requesting permission to accept funding from the Department of Health and Family Services for Consolidated Contract #15835. (Grant Control #2007-046)

Recommendation of the Finance & Personnel Committee on

11-26-07: The Mayor and City Clerk be authorized and directed to enter into an agreement with the Department of Health and Family Services for

Consolidated Contract No. 15835 (Grant Control No. 2007-046) in an amount up to \$248,839.

Fiscal Note: There is a \$60,584 match required from Maternal Child Healthcare. The consolidated contract covers Immunization, Childhood Lead, Maternal Child Healthcare, Wisconsin Well Woman Program, Preventive Health Services, and Radon.

07-1429

Subject: Communication from the Public Health Administrator requesting permission to accept funding from the Department of Health and Family Services for Tobacco Prevention and Control (#15984). (Grant Control #2007-047)

Recommendation of the Finance & Personnel Committee on

11-26-07: The Mayor and City Clerk be authorized and directed to enter into a \$57,998 agreement with the Department of Health and Family Services for Tobacco Prevention and Control (#15984) (Grant Control No. 2007-047).

Fiscal Note: No match required on the part of the City.

Public Works and Services Committee Report, by Ald. Hart

07-1190

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 28-07 (K7-032), Street Paving, Mann Brothers, Inc., contractor.

Recommendation: The work of Mann Brothers, Inc., under Contract 28-07 (K7-032), Street Paving, be accepted and final payment authorized for a total contract amount of \$177,761.37, from funds heretofore appropriated.

Fiscal Note: Contract was authorized under Resolution No. 07-0168 of April 16, 2007.

07-1333

Subject: Communication from the Alderman of the 2nd District requesting additional street lighting at the intersection of 16th and Clark.

Recommendation: The communication be received and filed.

Fiscal Note: Not applicable.

07-1370

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting Amendment No. 1 to Contract 33-07 (K7-037), Professional Services - Design Photovoltaic Electrical

Generating System, Earth Tech, Inc., consultant.

Recommendation: That Amendment No. 1 on Contract 33-07 (K7-037), Professional Services - Design Photovoltaic Electrical Generating System, Earth Tech, Inc., consultant, as submitted, be approved in the not-to-exceed amount of \$19,884.00.

Further recommends that funding to defray the cost of these professional services be appropriated from Account 986.100.5010, City Hall Facility Plan.

Fiscal Note: Funds are available as herein delineated.

07-1395

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting Amendment No. 4 to the Underground Locating Services Agreement, SM&P Utility Resources, contractor.

Recommendation: Amendment No. 4 for Underground Facility Locating Services Agreement, SM&P Utility Resources, contractor, as submitted, be approved for 2008 underground locates in the amount of \$17.50 per locate with an hourly rate of \$12.00 per quarter hour for any locate that exceeds 60 minutes.

Further recommends that funding for these professional services are available in Account 101.590.5610, Professional Services.

Fiscal Note: Funds are available as herein delineated.

07-1422

Subject: Communication from El'za Watson, 4700 Indian Hills Drive, #204, requesting to acquire the land immediately east of the terminus of 12th Street.

Recommendation: The communication be received and filed.

Fiscal Note: Not applicable.

07-1431

Subject: Communication from David Popoff requesting permission to close the 300 block of Hamilton Street on June 29, 2008 for the 3rd Annual Eagle's Club/George's Tavern Classic Car Show.

Recommendation: The owners of The Eagle's Club and George's Tavern be granted permission to close Hamilton Street from Main Street to Chatham Street, on Sunday, June 29, 2008, from 12:00 p.m. to 7:00 p.m., in conjunction with the 3rd Annual Eagle's Club/George's Tavern Classic

Car Show to benefit the Racine County Food Bank, with the following stipulations:

- A. A hold harmless agreement be executed;
- B. A liability insurance certificate be filed prior to this event;
- C. Any overtime costs incurred by any City department be charged to the sponsor;
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event;
- E. No alcoholic beverages will be sold and/or dispensed within the street right-of-way;
- F. The sponsor shall be responsible for all detour signage during the event; and
- G. The sponsor shall pay a \$250.00 special event fee.

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

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

07-1434

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting Change Order No. 1 on Contract 26-07 (K7-030), 2007 City Resurfacing, A. W. Oakes & Son, contractor.

Recommendation: That Change Order No. 1 on Contract 26-07 (K7-030), 2007 City Resurfacing, A. W. Oakes & Son, contractor, as submitted, be approved in the amount of \$17,959.40.

Further recommends that funding to defray the cost of this change order be appropriated from Account 987.908.5130, Asphalt Resurfacing.

Fiscal Note: Funds are available as herein delineated.

07-1435

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting a request from the Christmas Coalition of Churches to install a temporary banner on a street light pole.

Recommendation: In accordance with City policy, the request of the Christmas Coalition of Churches to install a temporary banner on a street light pole in Monument Square, from December 12, 2007 to January 9, 2008, be approved.

Fiscal Note: The placement of this banner will result in \$15.00 in revenue to the City of Racine.

07-1437

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting an agreement from the Wisconsin Dept. of Transportation for the reconstruction of Douglas Avenue (STH 32) from Goold Street to Three Mile Road.

Recommendation: The Mayor and City Clerk be authorized and directed to enter into a project agreement with the Wisconsin Department of Transportation for the resurfacing of Douglas Avenue (STH 32), from Goold Street to Three Mile Road, with bituminous concrete. The total cost of this project cost is estimated at \$3,327,600 with the State's share being \$3,049,700 and the City's share being \$277,900.

Fiscal Note: Funding for this project is available in the 2009 Capital Improvement Program.

Public Safety and Licensing Committee Report, by Ald. Shakoor

07-1359

Subject: (New) Application of Super Mercado Jimenez, Ricardo Jimenez (Agent) for a Class "A" Retail Fermented Malt Beverage license for 2210 Sixteenth Street. (3rd District)

Recommendation of the Public Safety & Licensing Committee on

11-12-07: That the item be deferred to the next Public Safety & Licensing Meeting November 26, 2007.

Recommendation of the Public Safety & Licensing Committee on

11-26-07: That the license be granted with the following stipulation:

1. There will be no individual/single container sales of beer.

Fiscal Note: N/A

07-1387

Subject: Communication from the Purchasing agent requesting to discuss the recommendation for the Leasing/Management of the City Golf Courses.

Recommendation of the Public Safety & Licensing Committee on

11-12-07: That the item be deferred to the next Public Safety & Licensing meeting November 26, 2007.

Recommendation of the Public Safety & Licensing Committee on

11-26-07: That the purchasing agent be granted permission to enter into a contract with PGA II, Inc. for Leasing/Management of the City golf courses.

Fiscal Note: N/A

07-1402

Subject: Communication from Chief of Police Wahlen requesting to apply for the 2008 State of Wisconsin Office of Justice Assistance Community Re-Entry Program (CRP) grant for Project Safe Neighborhoods Gun Violence Initiative funding (Grant Control # 2007-054).

Recommendation of the Finance & Personnel Committee on

11-26-07: Permission granted for the Chief of Police to apply for a \$50,000 2008 State of Wisconsin Office of Justice Assistance Community Re-Entry Program (CRP) grant for Project Safe Neighborhoods Gun Violence Initiative funding (Grant Control No. 2007-054).

Recommendation of the Public Safety & Licensing Committee on

11-26-07: That Chief Wahlen be granted permission to apply for the 2008 State of Wisconsin Office of Justice Assistance Community Re-Entry Program (CRP) grant for Project Safe Neighborhoods Gun Violence Initiative funding (Grant Control # 2007-054).

Fiscal Note: No match required on the part of the City.

07-1403

Subject: Communication from Chief of Police Wahlen requesting to apply for the 2008 State of Wisconsin Office of Justice Assistance Community Re-Entry Program (CRP) grant for Project Safe Neighborhoods Anti-Gang Initiative funding (Grant Control # 2007-053).

Recommendation of the Finance & Personnel Committee on

11-26-07: Permission granted for the Chief of Police apply for a \$50,000 2008 State of Wisconsin Office of Justice Assistance Community Re-Entry Program (CRP) grant for Project Safe Neighborhoods Anti-Gang Initiative funding (Grant Control No. 2007-053).

Recommendation of the Public Safety and Licensing Committee on

11-26-07: That Chief Wahlen be granted permission to apply for the 2008 State of Wisconsin Office of Justice Assistance Community Re-Entry Program (CRP) grant for Project Safe Neighborhoods Anti-Gang Initiative funding (Grant Control # 2007-053).

Fiscal Note: No match required on the part of the City.

07-1418

Subject: Request of the Director of Parks, Recreation & Cultural Services to meet with the Public Safety and Licensing Committee to discuss

granting Fisher Precise Corp. an easement for a storm sewer along the northwest corner of Pierce Woods Park.

Recommendation of the Public Safety and Licensing Committee on 11-26-07: That the Director of Parks, Recreation & Cultural Services be granted permission to enter into an agreement with Fisher Precise Corp. regarding an easement for a storm sewer along the northwest corner of Pierce Woods Park.

Fiscal Note: N/A

07-1427

Subject: Request of the Director of Parks, Recreation & Cultural Services to meet with the Public Safety and Licensing Committee to request permission to waive formal bidding for the installation of security cameras at Community Centers and to enter into an agreement with ClearCom for installation of security cameras at the remaining four community centers.

Recommendation of Public Safety and Licensing Committee on 11-26-07: That formal bidding be waived for the installation of security cameras at Community Centers and the Director of Parks, Recreation & Cultural Services be granted permission to enter into an agreement with ClearCom for installation of security cameras at the remaining four community centers.

Fiscal Note: Funds are available in account 984.120.5040, Security Cameras Community Centers

07-1466

Subject: Ord. 19-07

To amend Article 1, Chapter 6 of the Municipal Code of the City of Racine, Wisconsin relating to Alcoholic Beverages.

Recommendation of the Public Safety & Licensing Committee on 11-12-07: That the item be deferred until the November 26, 2007 Public Safety and Licensing Meeting.

Recommendation of the Public Safety & Licensing Committee on 11-26-07: The Common Council be required to hold a public hearing on ordinance 19-07 as amended, and the ordinance be adopted.

Fiscal Note: N/A

Transit and Parking Commission Report, by Ald. DeHahn**07-1135**

Subject: Communication from Perry Mueller, Disability Specialist for Community Care, Inc., requesting the authorization of D.A.R.T. tickets. **Perry Mueller invited to the meeting.**

Recommendation of the Transit & Parking Commission (9/26/07):
Deferred

Recommendation of the Transit & Parking Commission (10/31/07):
Deferred

Recommendation of the Transit & Parking Commission (11/28/07):
The City accept a contribution of \$500 from Community Care for the purpose of purchasing a custom report module from RouteMatch, Inc. for its dial-a-ride service, and that the Belle Urban System match the contribution with \$500 from its budget, subject to receiving a contribution of \$500 from Racine County, to complete the purchase.

Fiscal Note: The total cost of the module is \$1,500. The Belle Urban System has \$500 available in Account 105.600.5250, Miscellaneous Supplies to cover its share of the cost.

07-1392

Subject: Communication from the Transit Planner submitting the October 2007 operating and financial report for Wisconsin Coach Lines Kenosha-Racine-Milwaukee intercity bus service.

Recommendation: Received and filed.

Fiscal Note: N/A

City Plan Commission Report, by Ald. Holding**07-1377**

Subject: Communication from Nora Grosse of Racine Habitat for Humanity that the City ask Racine County to transfer a small piece of nonbuildable property to the City to provide off-street parking for the home at 1124-12th Street.

Recommendation of City Plan Commission on 11-14-07: That the land transfer is consistent with City plans and programs.

Further, that the transfer be approved.

Fiscal Note: N/A

Recommendation of the Public Works and Services Committee on

11-27-07: The City Attorney be authorized and directed to facilitate the transfer of land located at 1135 Racine Street, Parcel ID No. 08630000, from the County of Racine to the City of Racine and, ultimately, to Habitat for Humanity for use by the property owner of 1124 - 12th Street, with the following stipulations:

- A. Habitat for Humanity pays all back taxes estimated at \$3,384.24.
- B. Habitat for Humanity pays for all costs associated with transferring the deed.
- C. Habitat for Humanity submits landscape plan to the Director of City Development for his review and approval.
- D. Habitat for Humanity provides a paved parking surface meeting the requirements of Section 114-1167 of the Municipal Code within two (2) years of the transfer of the property.

Fiscal Note: There will be no cost to the City of Racine taxpayers for the conveyance of this property.

[07-1383](#)

Subject: (Direct Referral) Communication transmitting an addendum to the Uptown Improvement Plan for the Artist Relocation Program.

Recommendation of Redevelopment Authority on 11-7-07: That the addendum be adopted as an amendment to the Uptown Improvement Plan. To adopt Redevelopment Authority Res. 07-24.

Fiscal Note: N/A

Recommendation of the City Plan commission on 11-28-07: That an ordinance be prepared and a public hearing scheduled.

Fiscal Note: N/A

[07-1404](#)

Subject: (Direct Referral) Request by Suhail Sarsonz seeking a conditional use permit for a telephone store at 1957 Douglas Avenue.

Recommendation of City Plan Commission on 11-14-07: That the item be deferred until receiving a recommendation from the Access Corridor Development Review Committee.

Recommendation of City Plan Commission on 11-28-07: That the request by Suhail Sarsonz seeking a conditional use permit for a telephone store at 1957 Douglas Avenue be approved, subject to the following

conditions:

- a. That the plans presented to the Plan Commission on November 14 & 28, 2007 be approved, subject to the following conditions.
- b. That all applicable building and occupancy permits be applied for.
- c. That the hours of operation be 10:00 a.m. to 8:00 p.m., Monday through Saturday and 10:00 a.m. to 6:00 p.m. on Sunday.
- d. That prior to the issuance of an occupancy permit for the subject use, the property owner shall:
 1. Submit a detailed landscape plan to the Access Corridor Development Review Committee for review and approval. Said plan shall also include a landscaping maintenance plan. At a minimum, landscaping shall be installed at the northwest and southern corners of the property, and along the Douglas Avenue frontage of the building. Landscaping shall be installed in accordance with the approved plans by May 1, 2008 unless a letter of credit, equal to the value of the landscaping, is submitted to the Director of City Development for review and approval. In no case shall landscaping be installed later than July 1, 2008.
 2. Install wheel stops or curbing along parking spaces which are parallel to the sidewalk.
 3. Submit a detailed sign plan to the Director of City Development indicating the use of rigid sign panels in the existing box signs, and not the use of flexible fabric for the same.
- e. That all trash and recyclables be stored in closed containers and screen from view.
- f. That all codes and ordinances be complied with and required permits acquired.
- g. That no minor changes be made from the conditions of this permit without approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Common Council.
- h. That this approval is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

[07-1456](#)

Subject: (Direct Referral) Request by Charles Mott, Jr. representing Cricket Communications seeking a conditional use permit for a wireless communication facility at 2503 South Green Bay Road.

Recommendation of City Plan Commission on 11-28-07: That the request by Charles J. Mott, Jr., Cricket Communications, Inc seeking a conditional use permit for the installation of a wireless communication facility at 2503 S. Green Bay Road be approved, subject to the following conditions:

- a. November 28, 2007 be approved subject to the conditions contained herein.
- b. That all applicable permits be applied for through the Building Inspection Department.
- c. That the color of the antennas matches the color of the surface to which they are mounted.
- d. That all codes and ordinances be complied with and required permits acquired.
- e. That all appropriate FAA approvals be obtained and submitted to the Department of City Development, prior to the issuance of a building permit.
- f. That the operator provides to the City/County Communications Office within the Racine Police Department a current listing of all frequencies utilized by this facility and the name of a contact in charge of radio frequencies for the operator, and notify the City/County Communications Office of any changes in frequencies for this facility.
- g. 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.
- h. That this permit is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

[07-1457](#)

Subject: (Direct Referral) Request by Charles Mott, Jr. representing Cricket Communications seeking a conditional use permit for a wireless communication facility at 1600 Summit Avenue.

Recommendation of City Plan Commission on 11-28-07: That the request by Charles J. Mott, Jr., Cricket Communications, Inc seeking a conditional use permit for the installation of a wireless communication facility at 1600 Summit Ave be approved, subject to the following

conditions:

- a. That the plans received November 28, 2007 and presented to the Plan Commission on November 28, 2007 be approved subject to the conditions contained herein.
- b. That all applicable permits be applied for through the Building Inspection Department.
- c. That the color of the antennas matches the color of the surface to which they are mounted.
- d. That all codes and ordinances be complied with and required permits acquired.
- e. That all appropriate FAA approvals be obtained and submitted to the Department of City Development, prior to the issuance of a building permit.
- f. That the operator provides to the City/County Communications Office within the Racine Police Department a current listing of all frequencies utilized by this facility and the name of a contact in charge of radio frequencies for the operator, and notify the City/County Communications Office of any changes in frequencies for this facility.
- g. 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.
- h. That this permit is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

[07-1458](#)

Subject: (Direct Referral) Request by the City of Racine Redevelopment Authority seeking the rezoning of 1321 State Street from I-2 General Industrial District and B-3 General Business District to B-2 Community Shopping District.

Recommendation of the City Plan Commission on 11-28-07: That an ordinance be prepared and a public hearing scheduled.

Fiscal Note: N/A

[07-1459](#)

Subject: (Direct Referral) Request by the Department of City

Development seeking the rezoning of 1014 Dr. Martin Luther King Jr. Drive from O-I Office Institutional District to R-3 Limited General Residence District.

Recommendation of the City Plan Commission on 11-28-07: That an ordinance be prepared and a public hearing scheduled.

Fiscal Note: N/A

Executive Committee Report, by Ald Spangenberg

07-1166

Subject: Communication from Mayor Becker requesting to change the polling place from Janes School to Emmanuel Lutheran Church, 725 High Street beginning with the 2008 Elections.

Recommendation: Recommend that the polling place from Janes School be moved to Emmanuel Lutheran Church, 725 High Street, beginning with the 2008 elections.

Office of the Mayor Report, by Ald. Spangenberg

07-1460

Subject: Communication from Mayor Becker nominating appointments/reappointments to the following Committees and Commissions for the City of Racine:

Board of Parks, Recreation and Cultural Services:
Reappoint Gaynell Dyess, 1618 Linden Avenue, for a one-year term ending in April 2008.

Transit and Parking Commission:
Reappoint Laurie Kell, 4000 Maryland Avenue, Apt. 301, for a three-year term ending in October 2010.
Reappoint Deborah Ganaway, 1010 Orchard Avenue, for a term ending in October 2009.

Water Works Committee Report, by Ald Hart

07-1375

Subject: Ordinance No. 20-07

To repeal and recreate Chapter 98, Article III, Division 4 of the Municipal Code of the City of Racine, Wisconsin relating to Water Utility - Impact Fee.

Recommendation of the Board of Waterworks Commissioners on 10/30/07: Adopt Ordinance No. 20-07

H. Resolutions

[Res.07-0526](#) Permission to close 300 block of Hamilton Street for Classic Car Show

Resolved, that the owners of the Eagle's Club and George's Tavern be granted permission to close Hamilton Street from Main Street to Chatham Street, on Sunday, June 29, 2008, from 12:00 p.m. to 7:00 p.m., in conjunction with the 3rd Annual Eagle's Club/George's Tavern Classic Car Show to benefit the Racine County Food Bank, with the following stipulations:

- A. A hold harmless agreement be executed;
- B. A liability insurance certificate be filed prior to this event;
- C. Any overtime costs incurred by any City department be charged to the sponsor;
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event;
- E. No alcoholic beverages will be sold and/or dispensed within the street right-of-way;
- F. The sponsor shall be responsible for all detour signage during the event; and
- G. The sponsor shall pay a \$250.00 special event fee.

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

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

Sponsors: Ronald D. Hart

[Res.07-0527](#) Transfer of land at 1135 Racine Street to the City

Resolved, that the land transfer of a small piece of nonbuildable property to the City from Racine County to provide off-street parking for the home at 1124-12th Street is consistent with City plans and programs.

Further resolved, that the City Attorney's Office be authorized and directed to take the necessary steps to facilitate the transfer of land located at 1135 Racine Street, Parcel ID No. 08630000, from the County of Racine to the City of Racine and, ultimately, to Habitat for Humanity for use by the property owner of 1124 - 12th Street, with the following stipulations:

- A. Habitat for Humanity pays all back taxes estimated at \$3,384.24.
- B. Habitat for Humanity pays for all costs associated with transferring the deed.
- C. Habitat for Humanity submits landscape plan to the Director of City Development for his review and approval.
- D. Habitat for Humanity provides a paved parking surface meeting the

requirements of Section 114-1167 of the Municipal Code within two (2) years of the transfer of the property.

Fiscal Note: There will be no cost to the City of Racine taxpayers for the conveyance of this property.

Sponsors: Ronald D. Hart

Res.07-0528 Work accepted and final payment authorized for Street Paving Contract, Mann Brothers, Inc.

Resolved, that the work of Mann Brothers, Inc., under Contract 28-07 (K7-032), Street Paving, be accepted and final payment authorized for a total contract amount of \$177,761.37, from funds heretofore appropriated.

Fiscal Note: Contract was authorized under Resolution No. 07-0168 of April 16, 2007.

Sponsors: Ronald D. Hart

Res.07-0529 Enter into Agreement for Resurfacing Douglas Avenue

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a project agreement with the Wisconsin Department of Transportation for the resurfacing of Douglas Avenue (STH 32), from Goold Street to Three Mile Road, with bituminous concrete. The total cost of this project cost is estimated at \$3,327,600 with the State's share being \$3,049,700 and the City's share being \$277,900.

Fiscal Note: Funding for this project is available in the 2009 Capital Improvement Program.

Sponsors: Ronald D. Hart

Res.07-0530 Amendment to contract for Design Photovoltaic Electrical Generating System

Resolved, that Amendment No. 1 on Contract 33-07 (K7-037), Professional Services - Design Photovoltaic Electrical Generating System, Earth Tech, Inc., consultant, as submitted, be approved in the not-to-exceed amount of \$19,884.00.

Further resolved, that funding to defray the cost of these professional services be appropriated from Account 986.100.5010, City Hall Facility Plan.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

Res.07-0531 Amendment to contract for Underground Locating Services, SM&P Utility Resources

Resolved, that Amendment No. 4 for Underground Facility Locating Services Agreement, SM&P Utility Resources, contractor, as submitted, be approved for 2008 underground locates in the amount of \$17.50 per locate with an hourly rate of \$12.00 per quarter hour for any locate that exceeds 60 minutes.

Further resolved, that funding for these professional services are available in Account 101.590.5610, Professional Services.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

Res.07-0532 Change Order for 2007 City Resurfacing Contract

Resolved, that Change Order No. 1 on Contract 26-07 (K7-030), 2007 City Resurfacing, A. W. Oakes & Son, contractor, as submitted, be approved in the amount of \$17,959.40.

Further resolved, that funding to defray the cost of this change order be appropriated from Account 987.908.5130, Asphalt Resurfacing.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

Res.07-0533 Permission to execute all document necessary for acquisition of 1116, 1128, 1130, 1152 Washington Avenue and 1309 - 11th Street

Resolved, that the Redevelopment Chairman and Executive Director be authorized and directed to execute all documents necessary for the acquisition of property at 1116, 1128, 1130, 1152 Washington Avenue and 1309 11th Street.

Further resolved, that up to \$55,000 from the Intergovernmental Revenue Sharing Funds be advanced for the demolition of structures on the property and the one-year's holding cost.

Fiscal Note: The real estate would be donated to the Redevelopment Authority. Funds are available in the accounts identified for the demolition and holding costs. The funds are available in the City's 2008 Capital Budget for this \$55,000 contract.

Sponsors: Thomas Friedel

Res.07-0534 Permission to execute documents for purchase of 1418 Washington Avenue

Resolved, that the Redevelopment Chairman and Executive Director be authorized and directed to execute all documents necessary to purchase the property at 1418 Washington Ave.

Further resolved, that funds previously provided for the acquisition of 1511 Washington Ave. be utilized instead for the acquisition of 1418 Washington Ave. and the 2008 CDBG Program for Uptown Property acquisition be utilized for 1511 Washington Ave.

Fiscal Note: There are sufficient funds available for the purchase of the two properties.

Sponsors: Thomas Friedel

Res.07-0535 Increase maximum facade grant amounts for 2008 and 2009

Resolved, that the facade grant amount be increased from \$7,500 to \$10,000 for facade improvements undertaken during the 2008 and 2009 year.

Fiscal Note: There are sufficient funds available in the City's 2008 Capital Budget for the program.

Sponsors: Thomas Friedel

Res.07-0536 Enter into agreement between City and Racine County Economic Development Corporation

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement between the City of Racine and Racine County Economic Development Corporation for providing technical assistance on the Brownfield Redevelopment Program.

Fiscal Note: The funds are available in the City's 2008 Capital Budget for this \$55,000 contract.

Sponsors: Thomas Friedel

Res.07-0537 Enter into agreement with Department of Health and Family Services for Consolidated Contract #15835

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with the Department of Health and Family Services for

Consolidated Contract No. 15835 (Grant Control No. 2007-046) in an amount up to \$248,839.

Fiscal Note: There is a \$60,584 match required from Maternal Child Healthcare. The consolidated contract covers Immunization, Childhood Lead, Maternal Child Healthcare, Wisconsin Well Woman Program, Preventive Health Services and Radon.

Sponsors: Thomas Friedel

[Res.07-0538](#) Enter into agreement with Department of Health and Family Services for Tobacco Prevention and Control

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a \$46,118 agreement with the Department of Health and Family Services for Tobacco Prevention and Control (#15984) (Grant Control No. 2007-047).

Fiscal Note: No match required on the part of the City.

Sponsors: Thomas Friedel

[Res.07-0539](#) Enter into a Household Hazardous Waste Agreement with Village of Elmwood Park

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a Household Hazardous Waste agreement with the Village of Elmwood Park.

Fiscal Note: N/A

Sponsors: Thomas Friedel

[Res.07-0540](#) Permission to apply for 2008 State of Wisconsin Office of Justice Assistance Community Re-Entry Program for Project Safe Neighborhoods Gun Violence Initiative funding

Resolved, that permission be granted for the Chief of Police to apply for a \$50,000 2008 State of Wisconsin Office of Justice Assistance Community Re-Entry Program (CRP) grant for Project Safe Neighborhoods Gun Violence Initiative funding (Grant Control No. 2007-054).

Fiscal Note: No match required on the part of the City.

Sponsors: Thomas Friedel and Q.A. Shakoor II

[Res.07-0541](#) Permission to apply for 2008 State of Wisconsin Office of Justice Assistance Community Re-Entry Program for Project Safe Neighborhoods Anti-Gang

Initiative funds

Resolved, that permission be granted for the Chief of Police to apply for a \$50,000 2008 State of Wisconsin Office of Justice Assistance Community Re-Entry Program (CRP) grant for Project Safe Neighborhoods Anti-Gang Initiative funding (Grant Control No. 2007-053).

Fiscal Note: No match required on the part of the City.

Sponsors: Thomas Friedel and Q.A. Shakoor II

[Res.07-0542](#) Transfer of funds for Human Resource Department

Resolved, that \$125,000 be transferred from Contingent Account, 101.990.5970, to the Worker's Compensation Account, 101.850.5920, for additional funding for 2007 Worker's Compensation.

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

Sponsors: Thomas Friedel

[Res.07-0543](#) Permission to enter into contract with PGA II, Inc., for City golf courses

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a contract with PGA II for Leasing/Management of the City golf courses.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor II

[Res.07-0544](#) Permission to enter into agreement for easement of a storm sewer

Resolved, that permission be granted permission to enter into an agreement with Fisher Precise Corp. regarding an easement for a storm sewer along the northwest corner of Pierce Woods Park and that the Mayor and City Clerk be authorized and directed to execute the easement agreement.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor II

[Res.07-0545](#) Waive formal bidding for purchase of security cameras at Community Centers

Resolved, that being in the best interest of the City, formal bidding procedures be waived and that the Mayor and City Clerk be authorized and directed to enter

into an agreement with ClearCom for installation of security cameras at the remaining four community centers.

Fiscal Note: Funds are available in account 984.120.5040, Security Cameras Community Centers.

Sponsors: Q.A. Shakoor II

Res.07-0546 Permission be granted to purchase a custom report module from RouteMatch, Inc.

Resolved, that permission be granted to the City to accept a contribution of \$500 from Community Care for the purpose of purchasing a custom report module from RouteMatch, Inc. for its dial-a-ride service, and that the Belle Urban System match the contribution with \$500 from its budget, subject to receiving a contribution of \$500 from Racine County, to complete the purchase.

Fiscal Note: The total cost of the module is \$1,500. The Belle Urban System has \$500 available in Account 105.600.5250, Miscellaneous Supplies to cover its share of the cost.

Sponsors: Raymond DeHahn

Res.07-0547 Change of 4th District Polling Location

Resolved, that the polling location currently located at Janes Elementary School, 1425 N. Wisconsin Street, which currently serves the 4th District, Wards 9 and 10, be relocated to Emmanuel Lutheran Church, 725 High Street, beginning with the 2008 elections.

Further resolved, that the Mayor and City Clerk be authorized and directed to enter into a Building Use Agreement with Emmanuel Lutheran Church for the use of the building.

Fiscal Note: The cost per election would be \$100.00 with funds appropriated from Account 101-040-5680, Property Rental.

Sponsors: James T. Spangenberg

Res.07-0548 Conditional Use Permit for 1957 Douglas Avenue

Resolved, that the request by Suhail Sarsonz seeking a conditional use permit for a telephone store at 1957 Douglas Avenue be approved, subject to the following conditions:

a. That the plans presented to the Plan Commission on November 14 & 28, 2007 be approved, subject to the following conditions.

- b. That all applicable building and occupancy permits be applied for.
- c. That the hours of operation be 10:00 a.m. to 8:00 p.m., Monday through Saturday and 10:00 a.m. to 6:00 p.m. on Sunday.
- d. That prior to the issuance of an occupancy permit for the subject use, the property owner shall:
 - 1. Submit a detailed landscape plan to the Access Corridor Development Review Committee for review and approval. Said plan shall also include a landscaping maintenance plan. At a minimum, landscaping shall be installed at the northwest and southern corners of the property, and along the Douglas Avenue frontage of the building. Landscaping shall be installed in accordance with the approved plans by May 1, 2008 unless a letter of credit, equal to the value of the landscaping, is submitted to the Director of City Development for review and approval. In no case shall landscaping be installed later than July 1, 2008.
 - 2. Install wheel stops or curbing along parking spaces which are parallel to the sidewalk.
 - 3. Submit a detailed sign plan to the Director of City Development indicating the use of rigid sign panels in the existing box signs, and not the use of flexible fabric for the same.
- e. That all trash and recyclables be stored in closed containers and screen from view.
- f. That all codes and ordinances be complied with and required permits acquired.
- g. That no minor changes be made from the conditions of this permit without approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Common Council.
- h. That this approval is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Gregory Holding

Res.07-0549 Conditional Use Permit for 2503 S. Green Bay Road

Resolved, that the request by Charles J. Mott, Jr., Cricket Communications, Inc seeking a conditional use permit for the installation of a wireless communication facility at 2503 S. Green Bay Road be approved, subject to the following conditions:

- a. November 28, 2007 be approved subject to the conditions contained herein.

- b. That all applicable permits be applied for through the Building Inspection Department.
- c. That the color of the antennas matches the color of the surface to which they are mounted.
- d. That all codes and ordinances be complied with and required permits acquired.
- e. That all appropriate FAA approvals be obtained and submitted to the Department of City Development, prior to the issuance of a building permit.
- f. That the operator provides to the City/County Communications Office within the Racine Police Department a current listing of all frequencies utilized by this facility and the name of a contact in charge of radio frequencies for the operator, and notify the City/County Communications Office of any changes in frequencies for this facility.
- g. 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.
- h. That this permit is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Gregory Holding

Res.07-0550 Conditional Use Permit for 1600 Summit Avenue

Resolved, that the request by Charles J. Mott, Jr., Cricket Communications, Inc seeking a conditional use permit for the installation of a wireless communication facility at 1600 Summit Ave be approved, subject to the following conditions:

- a. That the plans received November 28, 2007 and presented to the Plan Commission on November 28, 2007 be approved subject to the conditions contained herein.
- b. That all applicable permits be applied for through the Building Inspection Department.
- c. That the color of the antennas matches the color of the surface to which they are mounted.
- d. That all codes and ordinances be complied with and required permits acquired.
- e. That all appropriate FAA approvals be obtained and submitted to the Department of City Development, prior to the issuance of a building permit.

f. That the operator provides to the City/County Communications Office within the Racine Police Department a current listing of all frequencies utilized by this facility and the name of a contact in charge of radio frequencies for the operator, and notify the City/County Communications Office of any changes in frequencies for this facility.

g. 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.

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

Fiscal Note: N/A

Sponsors: Gregory Holding

I. Ordinances

[ZOrd.0008-07](#) An Ordinance to rezone 1321 State Street

To amend the map of the Zoning Ordinance of the City of Racine.

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

Part 1:

That the parcel of property located at 1321 State Street, and more particularly described as follows:

"SE 1/4 Section 8-3-23 Parcel 4 of CSM 2587 recorded as document 1954281 in the Racine County Register of Deeds Office. Said land being in the City of Racine, Racine County, Wisconsin"

be rezoned from "I-2" General Industrial District and "B-3" General Business District, to "B-2" Community Shopping District, and designated as Supplement No. _____, which Supplement is hereby made a part of this ordinance.

Part 2:

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

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Gregory Holding

ZOrd.0009-07 An Ordinance to rezone 1014 Dr. Martin Luther King Jr. Drive

To amend the map of the Zoning Ordinance of the City of Racine.

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

Part 1:

That the parcel of property located at 1014 Dr. Martin Luther King Jr. Drive, and more particularly described as follows:

"The NW 1/4 of Section 9-3-23 Lot 33 as described in Volume 2335 page 122,as recorded with the Racine County Register of Deeds Office. Said land being in the City of Racine, Racine County, Wisconsin"

be rezoned from "O-1" Office Institutional District, to "R-3" Limited General Residence District, and designated as Supplement No. _____, which Supplement is hereby made a part of this ordinance.

Part 2:

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

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Gregory Holding

ZOrd.0010-07 An Ordinance

To adopt an addendum to the comprehensive plan of the City of Racine, Wisconsin titled *Artist Relocation Program* as an addendum to the *Uptown Improvement Plan* adopted under the authority Wis. Stat. §§62.23 and 66.1001, and by the City of Racine Common Council through adoption on May 3, 2005 of An Ordinance To Amend The City's Comprehensive Plan.

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

Part 1:

The addendum to the *Uptown Improvement Plan*, said addendum referred to as the *Artist Relocation Program*, as recommended for adoption by the city plan commission on November 28, 2007, is adopted as part of the comprehensive plan of the City of Racine and is added to the list of comprehensive plan reports maintained by the director of city development.

Part 2:

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

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Gregory Holding

J. Miscellaneous Business

K. Adjourn

Office of The City Clerk

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