



City of Racine

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

Meeting Minutes - Final

Common Council

*Alderman Jeff Coe
Alderman Mollie Jones
Alderman John Tate II
Alderman Tracey Larrin
Alderman Steve Smetana
Alderman Sandy Weidner
Alderman Maurice Horton
Alderman Q.A. Shakoor II
Alderman Terry McCarthy
Alderman Carrie Glenn
Alderman Mary Land
Alderman Henry Perez
Alderman James Morgenroth
Alderman Jason Meekma
Alderman Melissa Lemke*

Tuesday, December 4, 2018

7:00 PM

City Hall, Room 205

A. Call To Order

PRESENT: 13 - Coe, Jones, Tate II, Smetana, Weidner, Horton, Shakoor II, McCarthy, Glenn, Land, Perez, Meekma and Lemke
EXCUSED: 2 - Larrin and Morgenroth

B. Pledge of Allegiance To The Flag

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

C. Approval of Journal of Council Proceedings (Minutes) November 20, 2018

A motion was made by Alderman Meekma, seconded by Alderman Shakoor II, that this be to Approve the Minutes. The motion **PASSED** by the following vote:

AYES: 13 - Coe, Jones, Tate II, Smetana, Weidner, Horton, Shakoor II, McCarthy, Glenn, Land, Perez, Meekma and Lemke

EXCUSED: 2 - Larrin and Morgenroth

D. Public Hearings

[ZOrd.0002-18](#)

ZOrd. 0002-18 - An Ordinance Rezoning Property at 2100 and 2200 Northwestern Avenue

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 2100 Northwestern Avenue, more particularly described as follows:

That part of the Northeast ¼ and the Northwest ¼ of Section 8, Township 3 North, Range 23 East, Racine County, City of Racine, parts as described in documents held by the Racine County Register of Deeds, Volume 1209, Page 202 and Volume 1559 Pages 553-555, excepting parts described in Vol 1681 page 476 and excepting parts dedicated for public street purposes as described in Document 2391568; 3.5 acres more-or-less, be rezoned from I-2 General Industrial District to R-5 General Residence District with a Flex Development Overlay District, and

Part 2: That 2200 Northwestern Avenue, more particularly described as follows:

That part of the Northwest ¼ of Section 8, Township 3 North, Range 23 East, Racine County, City of Racine, parts as described in documents held by the Racine County Register of Deeds, Volume 1681, page 476, Northeasterly of Northwestern Avenue; 3.660 acres more-or-less, be rezoned from I-2 General Industrial District to R-5 General Residence District with a Flex Development Overlay District.

Part 3: 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.

Fiscal Note: N/A

Sponsors: Jason Meekma

No one from the public appeared to speak.

[ZOrd.0003-18](#)

ZOrd. 0003-18 - An Ordinance Rezoning 1520 and 1536 Clark 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 properties located at 1520 and 1536 Clark Street and more particularly described as follows:

1520 Clark Street: "Said lands being in Racine County, WI, City of Racine, Being in the Southwest 1/4 of the Southwest ¼ of Section 16 Township 3 North, Range 23 East, Block 84 of the School Section, in the

Blake and Fish subdivision plat as described in Volume 1651, Page 473 and the adjacent vacated Blake Street (AKA Higgins Court), containing 2.955 acres, more-or-less", and

1536 Clark Street: "Said lands being in Racine County, WI, City of Racine, Being in the Southwest 1/4 of the Southwest 1/4 of Section 16 Township 3 North, Range 23 East, Block 84 of the School Section, in the Blake and Fish subdivision, Lot 33 and part of lot 28 as described in Volume 1832, Page 764, containing 4,707.93 square feet, more-or-less", and

Said lands being part of the vacated public right-of-way of Fifteenth Street between the Westerly right-of-way line of Clark Street and the Easterly railroad right-of-way line of the Chicago and Northwestern Transportation Company.

Be rezoned from I-2 with a FD-Flex Development Overlay District, to R-5 General Residence District.

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

Fiscal Note: N/A

Sponsors: Jason Meekma

No one from the public appeared to speak.

[ZOrd.0004-18](#)

ZOrd. 0004-18 - An Ordinance Rezoning 821, 930, and a part of 931 Carroll Street, and 1130, 1132, 1134, and 1140 Center 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 properties located at 821 Carrol Street and the Eastern 165 feet +/- of 930 Carrol Street, more particularly described as follows:

Part of the West 1/2 of Section 16, Town 3 North, Range 23 East, City of Racine, Racine County, Wisconsin Lots 9 (excluding the Eastern 56 feet), 12, 13, 16 (Eastern 165 feet +/-), 23, 24, 27, 28, 31 and 32 (excluding the Western 29 feet), 1.17 acres more-or-less, all in Block 66, Herrick and Crams Subdivision,

Be rezoned from R-3 Limited General Residence District to R-5 General Residence District, and

Part 2: That the properties located in the Western 115 feet +/- of 930 Carrol Street and part of 931 Carrol Street more particularly described as follows:

Part of the West ½ of Section 16, Town 3 North, Range 23 East, City of Racine, Racine County Lots 16 (Western 25 feet +/-) and 17, 0.371 acres more-or-less, all in Block 66, Herrick and Crams Subdivision, and

Part of the Northwest ¼ and Western ½ of Section 16, Town 3 North, Range 23 East, in the City of Racine, Racine County, Wisconsin, the northern 286.24 feet (as measured along the Western boundary) of a part of the former right-of-way of the Chicago, Milwaukee, Saint Paul and Pacific Railroad Company as described in documents held at the Racine County Register of Deeds, Volume 1748, Page 876, being north of Twelfth Street, South of Eleventh Street and West of Block 66 of the School Section, Herrick and Crams Subdivision, 0.54 acres more-or-less,

Be rezoned from I-2 General Industrial District to R-5 General Residence District, and

Part 3: That the properties located at 1130, 1132, 1132, 1134, and 1140 Center Street and more particularly described as follows:

Part of the West ½ of Section 16, Town 3 North, Range 23 East, City of Racine, Racine County Lots 19 and 20, 0.37 acres more-or-less, all in Block 66, Herrick and Crams Subdivision,

Be rezoned from R-3 Limited General Residence District to R-5 General Residence District.

Part 4: 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.

Fiscal Note: N/A

Sponsors: Jason Meekma

No one from the public appeared to speak.

E. Public Comments

The following people appeared to speak before the Common Council:

Seth Raymond

Holly Hess

*Scott Metzel
Holly Anderle
Rachel McGinley
Wally Herman
Don Francis
Ed DiMoulenaere
Cindy Ganzel
Kurt Squire
Tamerin Hayward
Ernest J. Ni'A
JJ McAuliffe*

F. Communications

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

[1238-18](#)

Subject: Communication from the Alderman of the 6th District requesting a quarterly update as required in resolution 0078-18, in regards to \$900,000 in intergovernmental funds allocated by the Common Council on March 20, 2018.

Recommendation of the Finance & Personnel Committee on 12-10-2018: To receive and file with the understanding that a RCDC presentation will occur in January and a more descriptive quarterly report will be submitted to the Finance & Personnel Committee.

Fiscal Note: N/A

Referred to Finance and Personnel Committee

[1254-18](#)

Subject: Communication from the Fire Chief requesting permission to apply for and accept funding from the Wisconsin Department of Military Affairs/Wisconsin Emergency Management for the purpose of acquiring a chemical and radiological detection monitoring equipment. (Grant Control #00203)

Recommendation of the Finance & Personnel Committee on 12-10-2018: That permission be granted to the Fire Chief to apply for and accept funding from the Wisconsin Department of Military Affairs/Wisconsin Emergency Management for the purpose of acquiring a chemical and radiological detection monitoring equipment and that the City advance the funds in anticipation of the grant.

Fiscal Note: The grant awarded is for \$114,507.55. There is no hard match for the grant. Any soft match will be funded from the Fire Department's State Haz Mat fund. No levy dollars are involved.

Sponsors: Q.A. Shakoor II

Referred to Finance and Personnel Committee

[1237-18](#)

Subject: Communication from John Schumann wishing to meet with the Finance and Personnel Committee to discuss a donation of \$69,916.32 from the estate of Nickolas Willing to the Racine Fire Department, to be used towards the purchase of defibrillators and a power lift cot and/or tactical gear.

Recommendation of the Finance & Personnel Committee on 12-10-2018: That permission be granted to accept a donation of \$69,916.32 from the estate of Nickolas Willing to the Racine Fire Department to be used towards the purchase of defibrillators and a power lift cot and/or tactical gear.

Fiscal Note: Donation of \$69,916.32 from the estate of Nickolas Willing.

Sponsors: Q.A. Shakoor II

Referred to Finance and Personnel Committee

[1207-18](#)

Subject: Communication from the City Attorney submitting the Claim of Gabriella Blake for consideration.

Recommendation of the Finance & Personnel Committee on 12-10-2018: That this claim be denied.

Fiscal Note: If the recommendation to deny this claim is adopted, this item would have a \$0.00 impact on the City's budget.

Referred to Finance and Personnel Committee

[1255-18](#)

Subject: Communication from the City Attorney submitting the claim of Amy Beckett for consideration.

Recommendation of the Finance & Personnel Committee on 12-10-2018: That this claim be denied.

Fiscal Note: If the recommendation to deny this claim is adopted, this item would have a \$0.00 impact on the City's budget.

Referred to Finance and Personnel Committee

[1256-18](#)

Subject: Communication from the City Attorney submitting the claim of Maria Mancera for consideration.

Recommendation of the Finance & Personnel Committee on 12-10-2018: That this claim be denied.

Fiscal Note: If the recommendation to deny this claim is adopted, this item would have a \$0.00 impact on the City's budget.

Referred to Finance and Personnel Committee

[1274-18](#)

Subject: Communication from the Manager of Housing and Community Development requesting the City accept 1937 Racine Street from Racine County and transfer the deed to Racine Habitat for Humanity for the purpose of redevelopment.

Recommendation of the Finance & Personnel Committee on

12-10-2018: That the Finance & Personnel Committee recommend approval of the acceptance of 1937 Racine Street from Racine County and transfer of the deed from the City of Racine to the Racine Habitat for Humanity with conditions as recommended by staff.

Fiscal Note: Racine Habitat for Humanity with reimburse the City for title transfer, recording or any other applicable fees estimated at approximately \$30 dollars.

Referred to Finance and Personnel Committee

Refer to Public Works and Services Committee, by Ald. Tate II

[1233-18](#)

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer requesting a preliminary resolution for paving the West N/S alley bounded by Romaine Avenue to Layard Avenue; Geneva Street to LaSalle Street.

Recommendation of the Public Works and Services Committee on

12-11-18: That a preliminary resolution be introduced for paving of the West N/S alley bounded by Romaine Avenue to Layard Avenue; Geneva Street to LaSalle Street.

Fiscal Note: This is an assessable alley project and, therefore, all costs will be paid by the abutting property owners.

Sponsors: John Tate II

Referred to Public Works and Services Committee

[1234-18](#)

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer requesting a preliminary resolution for paving the East/West alley bounded by Romaine Avenue to Layard Avenue; Geneva Street to LaSalle Street.

Recommendation of the Public Works and Services Committee on

12-11-18: That a preliminary resolution be introduced for paving of the East/West alley bounded by Romaine Avenue to Layard Avenue; Geneva Street to LaSalle Street.

Fiscal Note: This is an assessable alley project and, therefore, all costs will be paid by the abutting property owners.

Sponsors: John Tate II

Referred to Public Works and Services Committee

[1235-18](#)

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer requesting a preliminary resolution for paving the East N/S alley bounded by Romaine Avenue to Layard Avenue; Geneva Street to LaSalle Street.

Recommendation of the Public Works and Services Committee on 12-11-18: That a preliminary resolution be introduced for paving of the East N/S alley bounded by Romaine Avenue to Layard Avenue; Geneva Street to LaSalle Street.

Fiscal Note: This is an assessable alley project and, therefore, all costs will be paid by the abutting property owners.

Sponsors: John Tate II

Referred to Public Works and Services Committee

[1236-18](#)

Subject: Communication from the Transit and Parking System Manager, on behalf of the Alderman of the 12th District, requesting the use of the northeast quadrant of the City parking lot between Grove and Hayes, north of Washington Avenue in West Racine as a possible site for a community garden. **Mike Maierle invited to the meeting.**

Recommendation of the Public Works and Services Committee on 12-11-18: Defer pending further action by the requestor.

Referred to Public Works and Services Committee

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

[1273-18](#)

Subject: Communication from the City Attorney's Office requesting an update to the guidelines adopted by the Public Safety and Licensing Committee relating to arrests and conviction records in the context of licensing, in order to comply with recent changes in state law.

Recommendation of the Public Safety and Licensing Committee on 12-11-18: That the communication from the City Attorney's Office

requesting an update to the guidelines adopted by the Public Safety and Licensing Committee relating to arrests and conviction records in the context of licensing, in order to comply with recent changes in state law, be approved.

Fiscal Note: N/A

Referred to Public Safety and Licensing Committee

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

[1251-18](#)

Subject: Communication from Robert Goebel requesting to place a commemorative boulder and plaque on Park Place (Sam Johnson Parkway) at the corner of 6th St. and Lake Ave.

Recommendation of the Board of Parks, Recreation & Cultural Services on 12-12-18: To approve the request to place a commemorative boulder and plaque on Park Place or a site approved by PRCS staff.

Fiscal Note: Funding will be provided by Mr. Goebel.

Sponsors: Jason Meekma

Referred to Board of Park, Recreation and Cultural Services

G. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor II

[1069-18](#)

Subject: Communication from the City Attorney submitting the claim of Breanna Guenther for consideration.

Recommendation of the Finance & Personnel Committee on 10/22/2018: That the claim be denied.

Fiscal Note: N/A

A motion was made that this Claim be Denied. The motion was APPROVED on a Voice Vote in Consent

[1076-18](#)

Subject: Communication from the City Attorney submitting the claim of Christine Kiernan for consideration.

Recommendation of the Finance & Personnel Committee on

10/22/2018: That the claim be denied.

Fiscal Note: N/A

A motion was made that this Claim be Denied. The motion was APPROVED on a Voice Vote in Consent

[1168-18](#)

Subject: Communication from the Fire Chief requesting permission to accept funding from the Racine Community Foundation grant for the purpose of acquiring a Rescue Utility Task Vehicle. (Grant Control #00169)

Recommendation of the Finance & Personnel Committee on

11/26/2018: That permission be granted to accept funding from the Racine Community Foundation grant for the purpose of acquiring a Rescue Utility Task Vehicle.

Fiscal Note: The grant awarded is for \$24,000. There is no hard match for the grant.

Sponsors: Q.A. Shakoor II

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1205-18](#)

Subject: Communication from the City Attorney requesting to meet with the Finance and Personnel Committee in Closed Session pursuant to Wisconsin Statutes section 19.85(1)(g), to confer with legal counsel concerning an issue regarding Central States, Southeast, and Southwest Areas Pension Fund.

Recommendation of the Finance & Personnel Committee on

11/26/2018: To approve the negotiated settlement with Central States, Southeast and Southwest Areas Pension Fund and to request the Mayor to establish an Ad Hoc Committee to address the annual shortfall of the Transit Pension Fund.

Fiscal Note: No present payment, contingent future liability only.

Sponsors: Q.A. Shakoor II

Alderman Shakoor II requested that item 1205-18 be considered separately.

A motion was made by Alderman Shakoor II, seconded by Alderman McCarthy, that this Communication be Adopted. The motion PASSED by the following vote:

AYES: 13 - Coe, Jones, Tate II, Smetana, Weidner, Horton, Shakoor II, McCarthy, Glenn, Land, Perez, Meekma and Lemke

EXCUSED: 2 - Larrin and Morgenroth

[1210-18](#)

Subject: Communication from the Human Resources Manager and City Attorney requesting to appear before the Finance and Personnel Committee to discuss the City's Stop Loss Insurance coverage for 2019.

Recommendation of the Finance & Personnel Committee on 11/26/2018: That the Mayor and City Clerk are authorized and directed to enter into an agreement for the City's 2019 Health Insurance Stop Loss Coverage with American Fidelity Assurance Company through the Horton Group.

Fiscal Note: Total annual premium for 2019 of \$848,931. This is approximately a 12% decrease from 2018. Funding is available in Org-Object 70312 52130, Stop-Loss Premium.

Sponsors: Q.A. Shakoor II

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1231-18](#)

Subject: (Direct Referral) Communication from the City Attorney requesting to meet with the Finance and Personnel Committee pursuant to Wisconsin Statute section 19.85(1)(g) concerning a litigation in which the City is currently involved, specifically *Harmon v. City of Racine, et al.*, US District Court, Eastern District of Wisconsin, Case No. 18 CV 209-JPS.

Recommendation of the Finance & Personnel Committee on 11/26/2018: To Receive and File.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Public Works and Services Committee Report, by Ald. Tate II[1034-18](#)

Subject: (Direct Referral) Communication from Joe Berrada requesting a variance from the storm sewer requirements at 2100 Romaine Avenue.

Recommendation of the Public Works and Services Committee on 10-9-18: Defer

Recommendation of the Public Works and Services Committee on 11-27-18: Recommend denial of the request and require a site grading and drainage plan be submitted for approval by the City Engineer.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1170-18](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting a list of streets to be included in the 2019 Public Hearings for 2020 Construction.

Recommendation of the Public Works and Services Committee on 11-27-18: That the following list of streets, as submitted by the Assistant Commissioner of Public Works/City Engineer, be considered for reconstruction with Portland Cement Concrete Paving or Bituminous Concrete Paving for the 2020 construction season (2019 Public Hearings) and that a preliminary resolution be introduced.

Portland Concrete Paving

Chatham Street - Lombard Avenue to Dead End
Monroe Avenue - Twentieth Street to Nineteenth Street
N. Wisconsin Street - Cul-de-sac to Carlton Drive
Savoy Circle - Cul-de-sac to Cecelia Park Drive
Howard Street - Westwood Drive to Cul-de-sac
Howland Avenue - Roe Avenue to West Sixth Street
Lake Avenue - Twelfth Street to Eleventh Street
Library Drive - Cul-de-sac to Sixth Street

Bituminous Concrete Paving

Chatham Street - Lombard Avenue to Dead End
Monroe Avenue - Twentieth Street to Nineteenth Street
N. Wisconsin Street - Cul-de-sac to Carlton Drive
Savoy Circle - Cul-de-sac to Cecelia Park Drive
Howard Street - Westwood Drive to Cul-de-sac
Howland Avenue - Roe Avenue to West Sixth Street
Lake Avenue - Twelfth Street to Eleventh Street
Library Drive - Cul-de-sac to Sixth Street

Fiscal Note: Unknown at this time.

Sponsors: John Tate II

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1188-18](#)

Subject: Communication from the Transit and Parking System Manager requesting to discuss the Racine County Juror parking rates for 2019.

Recommendation of the Public Works and Services Committee on 11-27-18: That the Mayor and City Clerk be authorized and directed to enter into an agreement with Racine County to provide juror parking at the rate of \$750.00 per month in 2019.

Fiscal Note: \$9,000.00 in revenue will go into the Parking Utility fund.

Sponsors: John Tate II

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1190-18](#)

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer requesting changes to Section 94, Transportation Sections of Municipal Code of Racine, related to the STH 32 (Douglas Avenue/Hamilton Street) - N. Main Street to Gould Street, WisDOT Project ID: 2350-00-70.

Recommendation of the Public Works and Services Committee on 11-27-18: Recommends that Section 94-93, Mandatory left turns, be amended to include:

The operator of a vehicle proceeding northerly on Douglas Avenue and approaching Rapids Drive in the lane furthest to the left shall turn left onto Rapids Drive and shall not proceed in any other direction.

The operator of a vehicle proceeding southerly on Douglas Avenue and approaching High Street in the lane furthest to the left shall turn left onto High Street and shall not proceed in any other direction.

The operator of a vehicle proceeding southerly on LaSalle Street and approaching Kewaunee Street shall turn left onto Kewaunee Street and shall not proceed in any other direction.

Further recommends that Section 94-94, Mandatory right turns, be amended to include:

The operator of a vehicle proceeding westerly on Kewaunee Street and approaching LaSalle Street shall turn right onto LaSalle Street and shall not proceed in any other direction.

The operator of a vehicle proceeding easterly on Rapids Drive and approaching Douglas Avenue in the lane furthest to the right shall turn right onto Douglas Avenue and shall not proceed in any other direction.

The operator of a vehicle proceeding southerly on Douglas Avenue and approaching Yout Street in the lane furthest to the right shall turn right onto Yout Street and shall not proceed in any other direction.

Further recommends, in accordance with Section 2-95 of the Municipal Code of the General Ordinances of the City of Racine, that the following requests for changes in traffic code be granted:

A. Recommends that Section 94-81 (b) of Schedule E of the Municipal Code of the General Ordinances of the City of Racine relative to "One-way streets" be amended:

By Including:

- 1. Charles Street, between Douglas Avenue and Yout Street, northbound.

Fiscal Note: The cost to the City to install signs or pavement markings to implement these changes is included on WisDOT Project ID: 2350-00-70.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1192-18](#)

Subject: Change Order No. 2 on Contract 20170093, Young Industrial Park Pond Dredging, A.W. Oakes & Son, Inc., contractor.

Recommendation of the Public Works and Services Committee on 11-27-18: That Change Order No. 2 on Contract 20170093, Young Industrial Park Pond Dredging, A.W. Oakes & Son, Inc., contractor, be approved in the amount of \$12,901.07.

Further recommends that funding to defray the cost of the change order be appropriated from Org-Object 60484-57570, Storm Sewers.

Fiscal Note: Funds are available as herein delineated.

Sponsors: John Tate II

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1193-18](#)

Subject: Final Payment on Contract 20170093, Young Industrial Park Pond Dredging, A.W. Oakes & Son, Inc., contractor.

Recommendation of the Public Works and Services Committee on 11-27-18: That the work done by A.W. Oakes & Son, Inc., under contract 20170093, Young Industrial Park Pond Dredging, be accepted and final payment authorized for a total contract amount of \$264,182.32. Final Payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 0428-17 of December 20, 2017.

Sponsors: John Tate II

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1195-18](#)

Subject: Change Order No. 1 on Contract 20180051, 2018 Storm and Sanitary Sewer CCTV, Green Bay Pipe and TV, Inc., contractor.

Recommendation of the Public Works and Services Committee on 11-27-18: That Change Order No. 1 on Contract 20180051, 2018 Storm and Sanitary Sewer CCTV, Green Bay Pipe and TV, Inc., contractor, be approved in the deduct amount of (\$14,022.50).

Further recommends that the funding accounts be adjusted by the following amounts:

(\$ 7,860.26) - Org-Object 60484-57570, Storm Sewer, Misc. Loc
~~(\$ 6,162.24)~~ - Org-Object 22640-54560, Sanitary Sewers, Var. Loc
(\$14,022.50) - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: John Tate II

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1196-18](#)

Subject: Final Payment on Contract 20180051, 2018 Storm and Sanitary Sewer CCTV, Green Bay Pipe and TV, Inc., contractor.

Recommendation of the Public Works and Services Committee on 11-27-18: That the work done by Green Bay Pipe and TV, Inc., under contract 20180051, 2018 Storm and Sanitary CCTV, be accepted and final payment authorized for a total contract amount of \$114,348.32. Final Payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 0512-18 of May 24, 2018.

Sponsors: John Tate II

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1197-18](#)

Subject: Change Order No. 2 on Contract 20180019, Grange & Thurston Reconstruct (R1), Milwaukee General Construction Company, Inc., contractor.

Recommendation of the Public Works and Services Committee on

11-27-18: That Change Order No. 2 on Contract 20180019, Grange & Thurston Reconstruct (R1), Milwaukee General Construction Company, Inc., contractor, be approved in the deduct amount of (\$67,783.52).

Further recommends that the funding accounts be adjusted by the following amounts:

- (\$ 1,266.45) - Org-Object 45040-57500, DPW Paving
- (\$ 1,978.20) - Org-Object 45040-57515, DPW Sidewalks
- (\$ 5,345.53) - Org-Object 60484-57570, Storm Sewers
- (\$59,193.34) - Org-Object 22640-57560, Sanitary Sewers
- (\$67,783.52) - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: John Tate II

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1198-18](#)

Subject: Final Payment on Contract 20180019, Grange & Thurston Reconstruct (R1), Milwaukee General Construction Company, Inc., contractor.

Recommendation of the Public Works and Services Committee on 11-27-18: That the work done by Milwaukee General Construction Company, Inc., under contract 20180019, Grange & Thurston Reconstruct (R1), be accepted and final payment authorized for a total contract amount of \$1,147,326.82. Final Payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 0101-18 of April 4, 2018.

Sponsors: John Tate II

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1201-18](#)

Subject: Communication from the American Transmission Company, LLC., requesting to enter into an agreement with the City of Racine to operate overweight vehicles on Oakes Road.

Recommendation of the Public Works and Services Committee on 11-27-18: That the Mayor and City Clerk be authorized and directed to enter into an agreement with American Transmission Company, LLC., to operate overweight vehicles on Oakes Road.

Fiscal Notes: American Transmission Company, LLC., will pay the City

of Racine \$5,000 to enter into the agreement and \$500.00 for each load exceeding 80,000 lbs. All revenue will be deposited in Org-Object 14010-45222, Judgement/Damages St. Maintenance.

Sponsors: John Tate II

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1217-18](#)

Subject: (Direct Referral) Change Order No. 1 on Contract 20180075, 21st Street Repairs, Poblocki Paving Corporation, contractor.

Recommendation of the Public Works and Services Committee on 11-27-18: That Change Order No. 1 on Contract 20180075, 21st Street Repairs, Poblocki Paving Corporation, contractor, be approved in the amount of \$2,567.50.

Further recommends that funding to defray the cost of the change order be appropriated from Org-Object 45040-57500.

Fiscal Note: Funds are available as herein delineated.

Sponsors: John Tate II

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1218-18](#)

Subject: (Direct Referral) Change Order No. 2 on Contract 20170007, 2017 Traffic Signal Replacement, MP Systems, Inc., contractor.

Recommendation of the Public Works and Services Committee on 11-27-18: That Change Order No. 2 on Contract 20170007, 2017 Traffic Signal Replacement, MP Systems, Inc., contractor, be approved in the amount of \$5,043.96.

Further recommends that funding to defray the cost of the change order be appropriated from Org-Object 45040-57530, Traffic Signal & LED Replacements.

Fiscal Note: Funds are available as herein delineated.

Sponsors: John Tate II

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1219-18](#)

Subject: Amend Res.0131-18, of April 16, 2018, to change the total amount of the final payment on Contract 20170007, 2017 Traffic Signal Replacement, MP Systems, Inc., contractor, from \$199,979.05 to \$205,023.01.

Recommendation of the Public Works and Services Committee on 11-27-18: That Resolution 0131-18, of April 16, 2018, be amended to change the total amount of the final payment on Contract 20170007, 2017 Traffic Signal Replacement, MP Systems, Inc., contractor, from \$199,979.05 to \$205,023.01.

Fiscal Note: Contract was authorized under Resolution 0120-17 of April 6, 2017.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1223-18](#)

Subject: Final Payment on Contract 20180075, 21st Street Repairs, Poblacki Paving Corporation, contractor.

Recommendation of the Public Works and Services Committee on 11-27-18: That the work done by Poblacki Paving Corporation, under contract 20180075, 21st Street Repairs, be accepted and final payment authorized for a total contract amount of \$72,502.50. Final Payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 0264-18 of August 21, 2018.

Sponsors: John Tate II

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1224-18](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer, on behalf of J. Jeffers & Co., requesting a vacation of the dead end alley south of 17th Street between Phillips Avenue and Packard Avenue.

Recommendation of the Public Works and Services Committee on 11-27-18: Approves the recommendation of right-of-way vacation subject to the attached conditions. Further recommends that this item be referred to the City Plan Commission.

Recommendation of the City Plan Commission on 12-12-18: That the proposed alley vacation is consistent with City plans and programs and recommends that a resolution be prepared and a public hearing scheduled.

Further, that execution of the vacation be consistent with the conditions of approval recommended by the Public Works and Services Committee on 11-27-18.

Fiscal Note: N/A

Referred to the City Plan Commission.

Public Safety and Licensing Committee Report, by Ald. Coe

[1157-18](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Truth Sports Bar LLC, DBA Truth Sports Bar, located at 1436 Junction Avenue, Jacqueline Lagrone, Agent. (3rd District)

Recommendation of the Public Safety and Licensing Committee on 11-27-18: That the Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Truth Sports Bar LLC, DBA Truth Sports Bar, located at 1436 Junction Avenue, Jacqueline Lagrone, Agent be approved.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1191-18](#)

Subject: (New) Application of Speedway LLC (#4451) dba Speedway, Carmella Harris, Agent, for a **Change of Agent** for a Class "A" Fermented Malt Beverage License for 2110 S. Green Bay Road. (14th District)

Recommendation of the Public Safety and Licensing Committee on 11-27-18: That the Application of Speedway LLC (#4451) dba Speedway, Carmella Harris, Agent, for a **Change of Agent** for a Class "A" Fermented Malt Beverage License for 2110 S. Green Bay Road be approved.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1194-18](#)

Subject: (New) Application for a Class "B" and "Class C" Fermented Malt Beverage and Wine License for Eric Benitez and Leticia Benitez dba Lety's Mexican restaurant, 3408 Douglas Ave, Leticia Benitez, Agent. (7th District)

Recommendation of the Public Safety and Licensing Committee on 11-27-18: That the Application for a Class "B" and "Class C" Fermented Malt Beverage and Wine License for Eric Benitez and Leticia Benitez dba Lety's Mexican restaurant, 3408 Douglas Ave, Leticia

Benitez, Agent be approved.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1200-18](#)

Subject: (New) Application of Skin & Body Therapy by Ella, Inc. DBA Skin & Body Therapy by Ella, Inc. for a Massage Establishment Permit for 1036 Kentucky Street, 2018-2019. (12th District)

Recommendation of the Public Safety and Licensing Committee on 11-27-18: That the Application of Skin & Body Therapy by Ella, Inc. DBA Skin & Body Therapy by Ella, Inc. for a Massage Establishment Permit for 1036 Kentucky Street, 2018-2019 be approved contingent upon the applicant contacting City Development and questioning the zoning for a massage establishment in a residential area.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

City Plan Commission Report, by Ald. Meekma

[1175-18](#)

Subject: (Direct Referral) Consideration of a proposed amendment of the Project Plan for Tax Incremental District No. 9. (PC-18)

Recommendation of the City Plan Commission on 11-14-18: That the proposed amendment to the Project Plan for TID. No. 9 be approved and a resolution approving the amendment be adopted.

Fiscal Note: N/A

Sponsors: Jason Meekma

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1176-18](#)

Subject: (Direct Referral) Consideration of a proposed amendment of the Project Plan for Tax Incremental District No. 12. (PC-18)

Recommendation of the City Plan Commission on 11-14-18: That the proposed amendment to the Project Plan for TID. No. 12 be approved and a resolution approving the amendment be adopted.

Fiscal Note: N/A

Sponsors: Jason Meekma

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1177-18](#)

Subject: (Direct Referral) Consideration of a proposed amendment of the Project Plan for Tax Incremental District No. 14. (PC-18)

Recommendation of the City Plan Commission on 11-14-18: That the proposed amendment to the Project Plan for TID. No. 14 be approved and a resolution approving the amendment be adopted.

Fiscal Note: N/A

Sponsors: Jason Meekma

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1178-18](#)

Subject: (Direct Referral) Consideration of a proposed amendment of project plan for Tax Incremental District No. 17. (PC-18)

Recommendation of the City Plan Commission on 11-14-18: That the proposed amendment to the Project Plan for TID. No. 17 be approved and a resolution approving the amendment be adopted.

Fiscal Note: N/A

Sponsors: Jason Meekma

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1179-18](#)

Subject: (Direct Referral) Consideration of a proposed amendment of the boundaries and Project Plan for Tax Incremental District No. 18. (PC-18)

Recommendation of the City Plan Commission on 11-14-18: That the proposed amendment to the Project Plan for TID. No. 18 be approved and a resolution approving the amendment be adopted.

Fiscal Note: N/A

Sponsors: Jason Meekma

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1180-18](#)

Subject: (Direct Referral) Consideration of a proposed Project Plan, boundaries and creation of Tax Incremental District No. 21. (PC-18)

Recommendation of the City Plan Commission on 11-14-18: That

the creation of TID No. 21 be created with the boundaries designated in the Project Plan and that a resolution approving the creation of TID No. 21 and its plan be adopted.

Fiscal Note: N/A

Sponsors: Jason Meekma

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1181-18](#)

Subject: (Direct Referral) A request from Seth Raymond, representing the Episcopal Diocese of Milwaukee, seeking a major amendment to an existing conditional use permit which allows for a hospitality center at 614 Main Street to add additional days and hours of operation, full meals, and serve as a homeless day shelter. (PC-18)

Recommendation of the City Plan Commission on 11-28-18: That, based on the required findings of fact, the request from Seth Raymond, representing the Episcopal Diocese of Milwaukee, seeking a major amendment to an existing conditional use permit which allows for a hospitality center at 614 Main Street to add additional days and hours of operation, full meals, and serve as a homeless day shelter be approved, subject to the attached conditions.

Fiscal Note: N/A

Sponsors: Jason Meekma

Alderman Meekma requested that item 1181-18 be considered separately.

A motion was made by Alderman Meekma, seconded by Alderman Shakoor II, that this Communication be Approved. The motion PASSED by the following vote:

AYES: 12 - Coe, Jones, Tate II, Smetana, Weidner, Horton, Shakoor II, McCarthy, Land, Perez, Meekma and Lemke

EXCUSED: 2 - Larrin and Morgenroth

ABSTENTIONS: 1 - Glenn

[1230-18](#)

Subject: (Direct Referral) Consideration of a Use Supplement with a Flex Development Overlay District at 2100 and 2200 Northwestern Avenue. (PC-18)

Recommendation of the City Plan Commission on 11-28-18: That a Use Supplement in association with a Flex Development Overlay District at 2100-2200 Northwestern Avenue be approved, subject to the attached conditions.

Fiscal Note: N/A

Sponsors: Jason Meekma

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1232-18](#)

Subject: (Direct Referral) Consideration of a two lot Certified Survey Map for the reconfiguration of two lots at 1520 and 1536 Clark Street. (PC-18)

Recommendation of the City Plan Commission on 11-28-18: That the two lot Certified Survey Map for the reconfiguration of two lots at 1520 and 1536 Clark Street be approved, subject to the attached conditions.

Fiscal Note: N/A

Sponsors: Jason Meekma

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[zord-0002-18](#)

Subject: (ZOrd.0002-18) An ordinance rezoning the property at 2100 and 2200 Northwestern Avenue from I-2 General Industrial District to R-5 General Residence District with a Flex Development Overlay.

Recommendation of the City Plan Commission on 11-28-18: That the ordinance be adopted.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1267-18](#)

Subject: (ZOrd.0003-18) An ordinance rezoning 1520 and 1536 Clark Street from I-2 General Industrial with a Flex Development Overlay District to R-5 General Residence District.

Recommendation of the City Plan Commission on 11-28-18: That the ordinance rezoning 1520 and 1536 Clark Street from I-2 General Industrial with a Flex Development Overlay District to R-5 General Residence District be adopted.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1268-18](#)

Subject: (ZOrd.0004-18) An ordinance rezoning 821, 930, and part of 931 Carroll Street from R-3 Limited General Residence District, and

1130, 1132, 1134, and 1140 Center Street from I-2 General Industrial District to R-5 General Residence District.

Recommendation of the City Plan Commission on 11-28-18: That the ordinance rezoning 821, 930, and part of 931 Carroll Street from R-3 Limited General Residence District, and 1130, 1132, 1134, and 1140 Center Street from I-2 General Industrial District to R-5 General Residence District be adopted.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Executive Committee Report, by Ald. Meekma

[1271-18](#)

Subject: (Direct Referral) Communication from the City Attorney requesting to meet with the Executive Committee pursuant to Wisconsin Statute section 19.85(1)(g) to discuss the settlement of a litigation in which the City is currently involved, specifically *Harmon v. City of Racine, et al.*, US District Court, Eastern District of Wisconsin Case No. 18 CV 209-JPS

Staff Recommendation to the Executive Committee on 12/4/2018:
To approve the mediated settlement of *Harmon v. City of Racine, et al.*

Fiscal Note: To be discussed.

Alderman Meekma requested that item 1271-18 be considered separately.

A motion was made by Alderman Meekma, seconded by Alderman Coe, that this Communication be Rejected. The motion PASSED by the following vote:

AYES: 12 - Coe, Jones, Tate II, Smetana, Weidner, Horton, Shakoor II, Glenn, Land, Perez, Meekma and Lemke

NOES: 1 - McCarthy

EXCUSED: 2 - Larrin and Morgenroth

Office of the Mayor Report, by Ald. Meekma

[1239-18](#)

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

Appoint Alder Maurice Horton, 2621 Diane Lane Racine 53404, to the Board of Health to complete a vacated term expiring April 30, 2019.
Appoint Alder Maurice Horton, 2621 Diane Lane Racine 53404, to the Public Safety and Licensing Committee to complete a vacated term

expiring April 15, 2019.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1272-18](#)

Subject: Communication from the Office of the Mayor submitting the proposed 2019 Common Council Calendar.

Alderman Meekma requested that item 1272-18 be considered separately.

A motion was made by Alderman Meekma, seconded by Alderman Shakoor II, that this Communication be Adopted. The motion PASSED by the following vote:

AYES: 13 - Coe, Jones, Tate II, Smetana, Weidner, Horton, Shakoor II, McCarthy, Glenn, Land, Perez, Meekma and Lemke

EXCUSED: 2 - Larrin and Morgenroth

H. Common Council Vote on Consent Agenda (Communications, Committee Reports, Resolutions)

Council Action on Consent Agenda Items

A motion was made by Alderman Jason Meekma, seconded by Alderman Q.A. Shakoor II, that this be Considered as Reported Adopted by the following vote

AYES: 13 - Coe, Jones, Tate II, Smetana, Weidner, Horton, Shakoor II, McCarthy, Glenn, Land, Perez, Meekma and Lemke

EXCUSED: 2 - Larrin and Morgenroth

I. Common Council Announcements

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

J. Adjourn

Alderman Shakoor II made a motion to adjourn the meeting at 9:26 PM. The next scheduled meeting of the Council is December 18, 2018.

**ATTEST: TARA COOLIDGE
ASSISTANT CITY CLERK**