



City of Racine

Meeting Minutes - 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 Thomas Friedel
Alderman Gregory Holding, Alderman Aron Wisneski
Alderman James T. Spangenberg, Alderman Ronald D. Hart, Alderman Robert Mozol*

Wednesday, February 20, 2008

7:00 PM

Room 205, City Hall

A. Call To Order

PRESENT: 14 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Wisneski, Spangenberg, Hart and Mozol

Mayor Becker was excused

President Spangenberg presided over the meeting.

B. Pledge of Allegiance To The Flag

President Spangenberg led the Council in the Pledge of Allegiance to the Flag.

C. Approval of Journal of Council Proceedings (Minutes)

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

D. Public Comments

No one appeared for Public Comment.

E. Communications

Refer to Finance and Personnel Committee, by Ald. Friedel

[08-1730](#)

Subject: communication from the City Attorney submitting the claim of Mark Johnson for consideration.

Referred to Finance and Personnel Committee

[08-1736](#)

Subject: communication from the City Attorney submitting the claim of Friends of Seniors, Inc. for consideration.

Referred to Finance and Personnel Committee

[08-1749](#)

Subject: communication from the City Attorney submitting the claim of Lillie Jones for consideration.

Referred to Finance and Personnel Committee

[08-1743](#) **Subject:** Communication from the Commissioner of Public Works/City Engineer wishing to discuss overtime due to severe weather.

Referred to Finance and Personnel Committee

[08-1745](#) **Subject:** Communication from the Public Health Administrator requesting permission to apply for funding from Children's Hospital of Wisconsin. (Grant Control #2008-005)

Referred to Finance and Personnel Committee

[08-1746](#) **Subject:** Communication from the Public Health Administrator requesting to accept an amendment to the contractual agreement with the United Way of Racine County for Teen Parenting Support. (Grant Control #2007-004)

Referred to Finance and Personnel Committee

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

[08-1740](#) **Subject:** Communication from Racine Neighborhood Watch requesting to use the City Hall Annex parking lot for its plant sale fundraiser pickup on Saturday, May 17, 2008, from 5 a.m. until 3 p.m.

Referred to Public Works and Services Committee

[08-1742](#) **Subject:** Communication from the YMCA requesting to use city right-of-way and Monument Square on June 21, 2008 for the 30th Annual Lighthouse Run.

(Also referred to Board of Parks, Recreation and Cultural Services)

Referred to Public Works and Services Committee

Referred to Board of Park, Recreation and Cultural Services

[08-1748](#) **Subject:** Communication from the Purchasing Agent submitting bids for Janitorial Services for the Building Complex.

Referred to Public Works and Services Committee

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

[08-1728](#) **Subject:** Application of Fifth Street Yacht Club, LLC, James Robert Walters, Agent, for a Change of Agent for a "Class B" license for 761 Marquette Street.

Referred to Public Safety and Licensing Committee

[08-1733](#) **Subject:** Communication from the Director of Parks, Recreation & Cultural

Services requesting permission to enter in an agreement with Strass-Maguire Associates, Inc. to prepare plans and specifications for Washington Park Golf Course Suspension Bridge Repairs.

Referred to Public Safety and Licensing Committee

[08-1734](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting permission to enter in an agreement with Industrial Roofing Services, Inc. to prepare plans and specifications and project administration for Window and Door Replacement at Dr. King Community Center.

Referred to Public Safety and Licensing Committee

[08-1735](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting permission to enter in an agreement with Industrial Roofing Services, Inc. to prepare plans and specifications and project administration for Masonry Restoration at Graceland Cemetery War Memorial.

Referred to Public Safety and Licensing Committee

[08-1739](#)

Subject: Application of The Tropical, Juan S. Jimenez, Agent for a "Class B" Fermented Malt Beverage and intoxicating Liquor License for 1510 Junction Avenue. (3rd District)

Referred to Public Safety and Licensing Committee

Refer to Transit and Parking Commission, by Ald. DeHahn

[08-1741](#)

Subject: Communication from Bonnie Prochaska, requesting the use of the State Street Train Depot for an Eco-Fair event on April 26, 2008.

Referred to Transit and Parking Commission

[08-1744](#)

Subject: Communication from Laurie Kell requesting a Dart bus pass.

Referred to Transit and Parking Commission

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Friedel

[07-0006](#)

Subject: Communication from the Alderman of the 9th District requesting to rephrase the Hold Harmless, Indemnification and insurance clauses that are utilized in contracts with the City of Racine.

Recommendation of the Finance & Personnel Committee on 1-22-07: The item be deferred.

Recommendation of the Finance & Personnel Committee on**2-12-07:** The item be deferred.**Recommendation of the Finance & Personnel Committee on****02-11-08:** The item be received and filed.**Fiscal Note:** N/A**A motion was made that this Communication be Received and Filed as Reported.****The motion was APPROVED.****07-1052****Subject:** Communication from the Alderman of the 9th District requesting to appear before the Finance & Personnel Committee to discuss drafting a policy for a reimbursement policy for presidential campaign visits.**Recommendation of the Finance and Personnel Committee on****11-26-07:** The item be deferred until the second meeting in January.**Recommendation of the Finance & Personnel Committee on****02-11-08:** The item be received and filed.**Fiscal Note:** N/A**A motion was made that this Communication be Received and Filed as Reported.****The motion was APPROVED.****07-1263****Subject:** Communication from Mayor Becker requesting to appear before the Finance & Personnel Committee to discuss the non-rep employee bumping rights.**Recommendation of the Finance & Personnel Committee on****10-22-07:** The item be deferred to continue discussion with the Mayor and that all department heads and non-represented employees be informed of the next meeting.**Recommendation of the Finance and Personnel Committee on****1-21-08:** The item be deferred to receive consolidated feedback from the administrative managers.**Recommendation of the Finance and Personnel Committee on****02-11-08:** The City of Racine's policy and procedures relating to A10 lay-off bumping recall procedures for non-reps be amended and approved as presented.**Fiscal Note:** N/A

Alderman Friedel requested that item 07-1263 be considered separately.

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

The motion was APPROVED by the following vote:

AYES: 9 - Anderson, Kaplan, Maack, Weidner, Friedel, Holding, Wisneski, Hart and Mozol

NOES: 4 - Coe, Shields, DeHahn and Shakoor II

NON VOTING: 1 - Spangenberg

08-1625

Subject: communication from the City Attorney submitting the claim of Regina Edwards for consideration.

Recommendation of the Finance & Personnel Committee on

02-11-08: The claim of Regina Edwards, 5303 Biscayne Ave, requesting reimbursement in the amount of \$2,722.42 for damages to her auto when a manhole cover allegedly flipped over be denied.

Fiscal Note: N/A

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

08-1627

Subject: communication from the City Attorney submitting the claim of Postorino Revocable Trust for consideration.

Recommendation of the Finance & Personnel Committee on

02-11-08: The claim of Postorino Revocable Trust, 1135 Mound Ave., requesting reimbursement of \$6,007.20 for cleaning and repair expenses from flooding of the basement be denied.

Fiscal Note: N/A

Alderman Shakoor requested that item 08-1627 be considered separately.

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

AYES: 10 - Coe, Anderson, Kaplan, Maack, Weidner, Friedel, Holding, Wisneski, Hart and Mozol

NOES: 3 - Shields, DeHahn and Shakoor II

NON VOTING: 1 - Spangenberg

08-1628

Subject: communication from the City Attorney submitting the claim of James Stokes for consideration.

Recommendation of the Finance & Personnel Committee on

02-11-08: The claim of James Stokes, 1922 Arthur Ave., requesting a

reimbursement of \$1,803.92 for alleged vandalism to his vehicle while it was held in the Police impound lot be denied.

Fiscal Note: N/A

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

08-1636

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting to apply for a grant from the Racine Community Foundation (City Grant Control # 2008-003) for the G.E.D./H.S.E.D. Program.

Recommendation of the Finance & Personnel Committee on

02-11-08: Permission be granted for the Director of Parks, Recreation & Cultural Services to apply for a \$3,500 grant with the Racine Community Foundation (Grant Control No. 2008-003) to be utilized for the G.E.D./H.S.E.D. Program.

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

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

08-1637

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting to apply for a grant from Fiskars Garden & Outdoor Living - Project Orange Thumb (City Grant Control # 2008-004) for a community gardening project.

Recommendation of the Finance & Personnel Committee on

02-11-08: Permission be granted for the Director of Parks, Recreation & Cultural Services apply for a \$2,300 grant with the Fiskars Garden & Outdoor Living - Project Orange Thumb (Grant Control No. 2008-004) to be utilized for the community gardening project.

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

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

08-1659

Subject: communication from the City Attorney submitting the claim of Davis & Letha Thomas, d/b/a Thomas Trucking, for consideration.

Recommendation of the Finance & Personnel Committee on

02-11-08: The claim of Davis & Letha Thomas, d/b/a Thomas Trucking, requesting reimbursement of \$316.04 for damages to a dump truck cab protector which struck a beam at the DPW salt shed be denied.

Fiscal note: N/A

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

[08-1664](#)

Subject: communication from the City Attorney submitting the claim of Dawn Dunk for consideration.

Recommendation of the Finance & Personnel Committee on

02-11-08: The claim of Dawn Dunk, 1738 Deane Blvd., requesting reimbursement of \$7,661 for injuries and damages to her moped when she allegedly hit a pothole in the 1300 block of West Boulevard be denied.

Fiscal Note: N/A

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

[08-1697](#)

Subject: communication from the City Attorney submitting the claim of Jewel Hendrickson for consideration.

Recommendation of the Finance & Personnel Committee on

02-11-08: The claim of Jewel Hendrickson, 3325 Debra Lane, requesting reimbursement of \$1,997.54 for damages to her car during a collision with a DPW snowplow be denied.

Fiscal Note: N/A

Alderman Wisneski requested that item 08-1697 be considered separately.

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

AYES: 8 - Anderson, Kaplan, Weidner, Shakoor II, Friedel, Holding, Hart and Mozol

NOES: 5 - Coe, Shields, Maack, DeHahn and Wisneski

NON VOTING: 1 - Spangenberg

[08-1702](#)

Subject: Communication from the Public Health Administrator requesting an amendment to the adopted 2008 budget increasing the hours of the Health Promotion and Wellness Coordinator position from 24 hours per week to 32 hours per week.

Recommendation of the Finance & Personnel Committee on

02-11-08: The 2008 budget be amended to increase the hours of the Health Promotion and Wellness Coordinator position from 24 hours per week to 32 hours per week in 2008.

Fiscal Note: The total cost will be \$15,000 covered by the Health

Insurance Fund.

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

08-1705

Subject: communication from the City Attorney submitting the claim of Mark Chaffee for consideration.

Recommendation of the Finance & Personnel Committee on

02-11-08: The claim of Mark Chaffee, 1820 Holmes Ave., requesting reimbursement of \$3,000 for injuries when the truck he was driving fell into a sink hole be denied.

Fiscal Note: N/A

Alderman Coe requested that item 08-1705 be considered separately.

This Claim was Received and Filed as Reported

AYES: 10 - Anderson, Kaplan, Maack, Weidner, Shakoor II, Friedel, Holding, Wisneski, Hart and Mozol

NOES: 3 - Coe, Shields and DeHahn

NON VOTING: 1 - Spangenberg

08-1712

Subject: Communication from the Public Health Administrator requesting permission for the City of Racine Health Department to apply to be fiscal agent for Youth Connections for grant funding in the amount of \$16,000 from United Way. (Grant Control #2008-002)

Recommendation of the Finance & Personnel Committee on

02-11-08: Permission granted for the City of Racine Health Department to become the fiscal agent for the United Way Youth Connections Grants (Grant Control No. 2008-002) for 2007 and 2008 fiscal year.

Fiscal Note: The City will act as the fiscal agent for Youth Connections in 2007 and 2008 fiscal year.

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

08-1716

Subject: Communication from the Human Resources Benefit Coordinator to discuss a Smoking Cessation Program for 2008 for employees who carry health insurance.

Recommendation of the Finance & Personnel Committee on

02-11-08: Permission granted for the Human Resources Benefit Coordinator implement a Smoking Cessation Program for 2008 for employees and their spouses who carry the City of Racine health insurance.

Fiscal Note: Estimated cost for 2008 will be \$20,000 to be funded by the Health Insurance Fund.

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

[08-1717](#)

Subject: Communication from the Human Resources Benefit Coordinator to discuss the Fitness center reimbursement.

Recommendation of the Finance & Personnel Committee on

02-11-08: Permission granted for the Human Resources Benefit Coordinator implement the fitness club reimbursement for 2008.

Fiscal Note: Estimated cost for 2008 will be \$32,500.

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

Council Action

A motion was made by Alderman Thomas Friedel to Adopt the Report. Adopted by the following vote:

AYES: 13 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Wisneski, Hart and Mozol

NON VOTING: 1 - Spangenberg

Public Works and Services Committee Report, by Ald. Hart

[08-1704](#)

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting Amendment No. 1 to Contract 4-07 (K7-004), Professional Services - Analysis of Railroad Overpasses., HNTB, consultant.

Recommendation: That Amendment No. 1 on Contract 4-07 (K7-004), Professional Services - Analysis of Railroad Overpasses, HNTB, consultant, as submitted, be approved in the amount of \$6,120.00 plus \$600.00 for reimbursable expenses.

Further recommends that funding to defray the cost of these professional services be appropriated from Account 986.913.5050, Metra Study.

Fiscal Note: Funds are available as herein delineated

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

[08-1608](#)

Subject: Communication from the Downtown Racine Corporation requesting permission to use city right-of-way on Saturday, March 15,

2008, for a St. Patrick's Day Parade.

Recommendation: Permission be granted to the Downtown Racine Corporation to close Main Street from State Street to 8th Street, on Saturday, March 15, 2008, for a St. Patrick's Day Parade, 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. The sponsor shall pay a \$550.00 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, in implementing this event.

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

08-1698

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Operations submitting a proposal from Industrial Roofing Services, Inc. for professional services for Roof Replacement at the Racine Public Library and Solid Waste Garage.

Recommendation: The Mayor and City Clerk be authorized and directed to enter into an agreement with Industrial Roofing Services, Inc., Butler, WI, for Professional Services for Roof Replacement at the Library, Incinerator and Solid Waste Garage, at a price not-to-exceed \$25,100.00.

Further recommend that funds to defray the cost of these professional services are available in the following accounts:

\$ 2,100.00 - Account 988.340.5010, Electrical Storage Building Roof
\$11,500.00 - Account 255.000.5760, Replace Library Roof Areas
\$11,500.00 - Account 988.410.5010, Solid Waste Garage Roof Area 4
\$25,100.00 - Total

Fiscal Note: Funds are available as herein delineated.

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

08-1720

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 15-07 (K7-018), Racine Public Library Interior Remodeling.

Recommendation: Contract 15-07 (K7-018), Racine Public Library Interior Remodeling, be awarded to Imagine That GC, LLC, Racine, WI, at their bid price of \$44,850.00, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from the Account 771.000.5950, Library Gift and Memorial Fund.

Fiscal Note: Funds are available as herein delineated.

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

08-1723

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting Amendment No. 3 to Contract 30-06 (K6-031), PS - Sixth Street Sanitary Sewer Lining, Earth Tech, Inc., consultant.

Recommendation: That Amendment No. 3 on Contract 30-06 (K6-031), Professional Services - Sixth Street Sanitary Sewer Lining, Earth Tech, Inc., consultant, as submitted, be approved in the amount of \$3,840.00.

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

\$1,598.50 - Account 987.907.5330, Sanitary Sewer Constr., 6th St.
\$ 468.19 - Account 287.988.5310, Sanitary Sewer, Various Locations
\$1,773.31 - Water Utility
\$3,840.00 - Total

Fiscal Note: The Racine Water Utility has agreed to pay \$1,773.31 as their portion of the costs of this amendment.

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

08-1724

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting a proposal from Earth Tech, for professional services for the 2008 Pavement Inspections.

Recommendation: The Mayor and City Clerk be authorized and directed to enter into an agreement with Earth Tech, Inc. for 2008 Pavement Inspection and Planning at a price not-to-exceed \$78,900.00.

Further recommend that funds to defray the cost of these professional services are available in Account 101.130.5610, 2008 Professional Services.

Fiscal Note: Funds are available as herein delineated.

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

Council Action

A motion was made by Alderman Ronald D. Hart to Adopt the Report. Adopted by the following vote:

AYES: 12 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Wisneski, Hart and Mozol

NON VOTING: 2 - Holding and Spangenberg

Public Safety and Licensing Committee Report, by Ald. Shakoor

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)

Recommendation of the Public Safety & Licensing Committee on

12-10-07: That the item be referred to the City Attorney to work with the applicant on an agreement which will address hours of operation, security, and no single/individual sales of beer. The City Attorney should also include information from the Chief of Police and submit a draft copy of the agreement to the Public Safety & Licensing Committee members to be discussed at the January 7, 2008 meeting.

Recommendation of the Public Safety & Licensing Committee on

1-07-08: That the item be deferred until the next Public Safety & Licensing Committee meeting.

Recommendation of the Public Safety & Licensing Committee on

01-21-08: That the item be deferred until the next Public Safety & Licensing Committee meeting.

Recommendation of the Public Safety & Licensing Committee on

02-11-08: That the (New) application of Syed Mikhail's, Inc., Omar Mansoor (Agent) for a Class "A" Retail Fermented Malt Beverage license for 930 Washington Avenue be granted.

Fiscal Note: N/A

Alderman Maack requested that item 07-1483 be considered separately.

This Communication was Received and Filed as Reported

AYES: 9 - Anderson, Shields, Kaplan, DeHahn, Shakoor II, Friedel, Holding, Hart and Mozol

NOES: 4 - Coe, Maack, Weidner and Wisneski

NON VOTING: 1 - Spangenberg

07-1566

Subject: Request of the Director of Parks, Recreation & Cultural Services for permission to enter into an agreement with Mekus Studios to prepare plans and specifications for Mound Cemetery New Fountain and Crypts.

Recommendation of the Public Safety & Licensing Committee on

02-11-08: That permission be granted to enter into an agreement with Mekus Studios to prepare plans and specifications for Mound Cemetery New Fountain and Crypts.

Fiscal Note: Funds are available in account 207.000.5760, Mound Crypt Interior/Mound Crypt.

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

08-1686

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting permission to enter in an agreement with Southport Consulting to conduct an HVAC study of Wustum Museum.

Recommendation of the Public Safety & Licensing Committee on

02-11-08: That permission be granted to enter in an agreement with Southport Consulting to conduct an HVAC study of Wustum Museum.

Fiscal Note: Funds are available in account 655.988.5010, Wustum HVAC System Replacement.

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

08-1699

Subject: Direct Referral: Final payment for a property survey at N. Owen Davies Park by Nielsen Madsen & Barber SC

Recommendation of the Public Safety & Licensing Committee on

02-11-08: That final payment for a property survey at N. Owen Davies Park by Nielsen Madsen & Barber SC be authorized.

Fiscal Note: Funds are available in account 987.710.5070, Horlick Field Bleachers.

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

08-1700

Subject: Application of Scott M. Bohlman (English Room) for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License at 2416 Lathrop Avenue. (11th District)

Recommendation of the Public Safety & Licensing Committee on

02-11-08: That the application of Scott M. Bohlman (English Room) for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License at 2416 Lathrop Avenue be granted.

Fiscal Note: N/A

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

08-1706

Subject: Communication from Chief of Police Wahlen, requesting to discuss the waiver of formal bidding and authorize the Purchasing Agent to negotiate with Clear Com Inc., for the purchase and installation of a Security Camera Solution for a community policing area.

Rcommendation of the Finance & Personnel Committee on

02-11-08: Formal bidding procedures be waived and the Purchasing Agent be authorized and directed to negotiate with Clear Com Inc. to negotiate the purchase and installation of a Security Camera Solution for a community policing areas.

Recommendation of the Public Safety & Licensing Committee on

02-11-08: That formal bidding be waived and the Purchasing Agent be authorized and directed to negotiate with Clear Com Inc. to negotiate the purchase and installation of a Security Camera Solution for community policing areas.

Fiscal Note: Total cost of the equipment will be \$48,974 to be funded by the Weed & Seed Grant and the Asset Forfeiture Account.

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

08-1713

Subject: Application of PH Green Bay, LLC, Muriel Kerns, Agent, for a Change of Agent for a Class "B" license for 5000 Washington Avenue. (12th District)

Recommendation of the Public Safety & Licensing Committee on

02-11-08: That the application of PH Green Bay, LLC, Muriel Kerns, Agent, for a Change of Agent for a Class "B" license for 5000 Washington Avenue be granted.

Fiscal Note: N/A

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

[08-1714](#)

Subject: Application of Mega Marts, LLC, Gregory Fink, Agent, for a Change of Agent for a "Class A" license for 2406 S. Greenbay Road.

Recommendation of the Public Safety & Licensing Committee on

02-11-08: That the application of Mega Marts, LLC, Gregory Fink, Agent, for a Change of Agent for a "Class A" license for 2406 S. Greenbay Road be granted.

Fiscal Note: N/A

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

Council Action

A motion was made by Alderman Q.A. Shakoor II to Adopt the Report. Adopted by the following vote:

AYES: 13 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Wisneski, Hart and Mozol

NON VOTING: 1 - Spangenberg

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

[07-0911](#)

Subject: Communication from Alderman Shakoor requesting a status update on Homeward Bound property on Dr. ML King Drive.

Recommendation of Redevelopment Authority on 8-1-07: That this item be deferred.

Recommendation of Redevelopment Authority on 2-12-08: That the communication be received and filed.

Fiscal Note: N/A

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

[08-1715](#)

Subject: (Direct Referral) Request of Winona Pattern & Mold to acquire the properties at 1623 De Koven Avenue and 1701 De Koven Avenue.

Recommendation of Redevelopment Authority on 2-12-08: That the Common Council approve the sale of 1623 De Koven Avenue and 1701 De Koven Avenue to Racona Properties, LLC under the terms and

conditions in Redevelopment Authority Resolution 08-03.

Fiscal Note: N/A

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

Council Action

**A motion was made by Alderman Thomas Friedel to Adopt the Report. Adopted
by the following vote:**

AYES: 13 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, DeHahn, Shakoor II,
Friedel, Holding, Wisneski, Hart and Mozol

NON VOTING: 1 - Spangenberg

Office of the Mayor Report, by Ald. Spangenberg

[08-1747](#)

Subject: Communication from Mayor Becker nominating reappointments
to the following commission for the City of Racine:

Downtown Area Design Review Commission:

Reappoint Robert Hartmann, 1611 College Ave., for a three-year term
ending in November 2010.

Reappoint Richard Christensen, 1037 Kentucky St., for a three-year term
ending in November 2010.

Reappoint Gary Wolfe, 405 Sixth St., for a three-year term ending in
November 2010.

Reappoint Micah Waters, 301 Sixth St., for a three-year ending in
November 2010.

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

AYES: 13 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, DeHahn, Shakoor II,
Friedel, Holding, Wisneski, Hart and Mozol

NON VOTING: 1 - Spangenberg

G. Resolutions

[Res.08-0636](#)

Enter into agreement with Mekus Studios to prepare plans for Mound Cemetery
New Fountain and Crypts

Resolved, that the Mayor and City Clerk be authorized and directed to enter into
an agreement with Mekus Studios to prepare plans and specifications for
Mound Cemetery New Fountain and Crypts in an amount not to exceed
\$101,500.00.

Fiscal Note: Funds are available in account 207.000.5760, Mound Crypt Interior/Mound Crypt.

Sponsors: Q.A. Shakoor II

A motion was made by Alderman Shakoor that this Resolution be Adopted.

Res.08-0637 Enter into agreement with Southport Consulting to conduct an HVAC study of Wustum Museum

Resolved, that the Mayor and City Clerk be authorized and directed to enter in an agreement with Southport Consulting to conduct an HVAC study of Wustum Museum in the amount of \$3,600.00 plus reimbursable costs.

Fiscal Note: Funds are available in account 655.988.5010, Wustum HVAC System Replacement.

Sponsors: Q.A. Shakoor II

A motion was made by Alderman Shakoor that this Resolution be Adopted.

Res.08-0638 Accept work and final payment authorized for property survey at N Owen Davies Park

Resolved, that the work of Nielsen Madsen & Barber SC for the property survey at N. Owen Davies Park be accepted and that final payment be authorized for a total contract amount of \$5,640.00, from funds heretofore appropriated.

Fiscal Note: Funds are available in account 987.710.5070, Horlick Field Bleachers.

Sponsors: Q.A. Shakoor II

A motion was made by Alderman Shakoor that this Resolution be Adopted.

Res.08-0639 Waive formal bidding procedures for purchase and installation of Security Camera Solution for community policing areas

Resolved, that formal bidding procedures be waived and the Purchasing Agent be authorized and directed to negotiate with Clear Com Inc. to negotiate the purchase and installation of a Security Camera Solution for community policing areas.

Fiscal Note: Total cost of the equipment is \$48,974 to be defrayed from the Weed & Seed Grant and the Asset Forfeiture Account.

Sponsors: Q.A. Shakoor II

A motion was made by Alderman Shakoor that this Resolution be Adopted.

Res.08-0640 Permission for Rotary Foundation to utilize parks for 5th Annual Great Midwest Dragon Boat Festival

Resolved, that permission be granted to the Rotary Foundation of Racine West, Inc., to utilize various parks for the 5th Annual Great Midwest Dragon Boat Festival, on July 11 and 12, 2008, for the use of selling beverages, beer, food items, and providing live entertainment, as long as applicant applies for, and is issued, all necessary permits and licenses.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor II

A motion was made that the Resolution be Received As Read

Res.08-0641 Rotary Foundation of Racine West permission to close streets and use of parking lot for Great Midwest Dragon Boat Festival

Resolved, that permission be granted to the Rotary Foundation of Racine West, Inc. to use the City-owned parking lot east of Gateway Technical College and the gravel area immediately east of the Gateway parking lot between Pershing Park Drive and Lake Michigan for the Fifth Annual Great Midwest Dragon Boat Festival, to be held July 11-12, 2008.

Further resolved, that the parking lane along the east side of Main Street from 11th Street to 14th Street be closed during the event.

Further resolved, that no parking be allowed along the west side of Main Street from 14th Street to 16th Street during the event and that traffic be shifted to the west half of the roadway.

Further resolved, that permission be granted to the sponsor to close Main Street, From 14th Street to 16th Street.

Further resolved, that permission be granted to the sponsor to use certain city streets on Friday, July 11, 2008, and to close the following streets:

6th Street from Library Drive to Pershing Park Drive
Pershing Park Drive from 6th Street to 11th Street
11th Street from Main Street to Pershing Park Drive

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

- A. A hold harmless agreement be executed;
- B. Proof of liability insurance be filed prior to the event;
- C. Any overtime costs incurred by any City department be charged to the

sponsor;

D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event;

E. The sponsor shall pay a \$450.00 special event fee.

Further resolved, that the Commissioner of Public Works/City Engineer, Chief of Police, and Director of Parks, Recreation and Cultural Services 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

A motion was made that the Resolution be Received As Read

Res.08-0642 Downtown Racine Corporation requests for St. Patrick's Day Parade

Resolved, that permission be granted to the Downtown Racine Corporation to close Main Street from State Street to 8th Street, on Saturday, March 15, 2008, for a St. Patrick's Day Parade, with the following stipulations:

A. A hold harmless agreement be executed;

B. Proof of liability insurance be filed prior to this event;

C. Any overtime costs incurred by any City department be charged to the sponsor;

D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event;

E. The sponsor shall pay a \$550.00 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, in implementing this event.

Sponsors: Ronald D. Hart

A motion was made by Alderman Hart that this Resolution be Adopted.

Res.08-0643 Enter into contract for Library Interior Remodeling

Resolved, that Contract 15-07 (K7-018), Racine Public Library Interior Remodeling, be awarded to Imagine That GC, LLC, Racine, WI, at its bid price of \$44,850.00, it being the lowest responsible bidder.

Further resolved, that funding to defray the cost of this public works project be

appropriated from Account 771.000.5950, Library Gift and Memorial Fund.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

A motion was made by Alderman Hart that this Resolution be Adopted. The motion was APPROVED by the following vote:

AYES: 12 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, Shakoor II, Friedel, Holding, Wisneski, Hart and Mozol

NOES: 1 - DeHahn

NON VOTING: 1 - Spangenberg

Res.08-0644 Enter into Professional Service Agreement for Roof Replacement at Racine Library, Incinerator, and Solid Waste Garage

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with Industrial Roofing Services, Inc., Butler, WI, for professional services for roof replacement at the Library, Incinerator, and Solid Waste Garage, at a price not-to-exceed \$25,100.00.

Further resolved, that funds to defray the cost of these professional services are available in the following accounts:

\$ 2,100.00 - Account 988.340.5010, Electrical Storage Building Roof
\$11,500.00 - Account 255.000.5760, Replace Library Roof Areas
\$11,500.00 - Account 988.410.5010, Solid Waste Garage Roof Area 4
\$25,100.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

A motion was made by Alderman Hart that this Resolution be Adopted. The motion was APPROVED by the following vote:

AYES: 13 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Wisneski, Hart and Mozol

NON VOTING: 1 - Spangenberg

Res.08-0645 Enter into Professional Service Agreement for 2008 Pavement Inspections

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with Earth Tech, Inc. for 2008 Pavement Inspection and Planning at a price not-to-exceed \$78,900.00.

Further resolved, that funds to defray the cost of these professional services

are available in Account 101.130.5610, 2008 Professional Services.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

A motion was made by Alderman Hart that this Resolution be Adopted.

Res.08-0646 Amendment to contract for Professional Services - Analysis of Railroad Overpasses

Resolved, that Amendment No. 1 on Contract 4-07 (K7-004), Professional Services - Analysis of Railroad Overpasses, HNTB, consultant, as submitted, be approved in the amount of \$6,120.00 plus \$600.00 for reimbursable expenses.

Further resolved, that funding to defray the cost of these professional services be appropriated from Account 986.913.5050, Metra Study.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

A motion was made by Alderman Hart that this Resolution be Adopted.

Res.08-0647 Amendment to Professional Service Contract for Sixth Street Sanitary Sewer Lining

Resolved, that Amendment No. 3 to Contract 30-06 (K6-031), Professional Services - Sixth Street Sanitary Sewer Lining, Earth Tech, Inc., consultant, as submitted, be approved in the amount of \$3,840.00.

Further resolved, that funding to defray the cost of these professional services be appropriated from the following accounts:

\$1,598.50 - Account 987.907.5330, Sanitary Sewer Constr., 6th St.
\$ 468.19 - Account 287.988.5310, Sanitary Sewer, Various Locations
\$1,773.31 - Water Utility
\$3,840.00 - Total

Fiscal Note: The Racine Water Utility has agreed to pay \$1,773.31 as their portion of the costs of this amendment.

Sponsors: Ronald D. Hart

A motion was made by Alderman Hart that this Resolution be Adopted.

Res.08-0648 Non-Represented Employee Bumping Rights

Resolved, that the City of Racine's policy and procedures relating to A-10 Layoff/Bumping Recall Procedures for Non-Represented Employees, as outlined in the Non-Represented Employees Manual, be amended and approved as presented to the Finance and Personnel Committee on February 11, 2008.

Fiscal Note: N/A

Sponsors: Thomas Friedel

A motion was made by Alderman Friedel that this Resolution be Adopted. The motion was APPROVED by the following vote:

AYES: 9 - Anderson, Kaplan, Maack, Weidner, Friedel, Holding, Wisneski, Hart and Mozol

NOES: 4 - Coe, Shields, DeHahn and Shakoor II

NON VOTING: 1 - Spangenberg

Res.08-0649 Amendment to the 2008 Budget for increased hours of Health Promotion and Wellness Coordinator

Resolved, that the 2008 Budget be amended to increase the hours of the Health Promotion and Wellness Coordinator position from 24 hours per week to 32 hours per week in 2008.

Fiscal Note: The total cost will be \$15,000 covered by the Health Insurance Fund.

Sponsors: Thomas Friedel

A motion was made by Alderman Friedel that this Resolution be Adopted. The motion was APPROVED by the following vote:

AYES: 13 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Wisneski, Hart and Mozol

NON VOTING: 1 - Spangenberg

Res.08-0650 Permission for Racine Health Department to apply to be fiscal agent for Youth Connections Grants

Resolved, that permission be granted for the City of Racine Health Department to apply to become the fiscal agent for the United Way Youth Connections Grants (Grant Control No. 2008-002), Fiscal Years 2007 and 2008, for grant funding from United Way in the amount of \$16,000.

Fiscal Note: The City will act as the fiscal agent for Youth Connections in Fiscal

Years 2007 and 2008.

Sponsors: Thomas Friedel

A motion was made by Alderman Friedel that this Resolution be Adopted. The motion was APPROVED by the following vote:

AYES: 13 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Wisneski, Hart and Mozol

NON VOTING: 1 - Spangenberg

Res.08-0651 Permission for Director of Parks, Recreation, & Cultural Services to apply for a grant from Racine Community Foundation

Resolved, that permission be granted for the Director of Parks, Recreation, & Cultural Services to apply for a \$3,500 grant from the Racine Community Foundation (Grant Control No. 2008-003) to be utilized for the G.E.D./H.S.E.D. Program.

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

Sponsors: Thomas Friedel

A motion was made by Alderman Friedel that this Resolution be Adopted.

Res.08-0652 Permission for Director of Parks, Recreation, & Cultural Services to apply for a grant from Fiskars Garden & Outdoor Living

Resolved, that permission be granted for the Director of Parks, Recreation, & Cultural Services to apply for a \$2,300 grant from Fiskars Garden & Outdoor Living - Project Orange Thumb (Grant Control No. 2008-004) to be used for the community gardening project.

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

Sponsors: Thomas Friedel

A motion was made by Alderman Friedel that this Resolution be Adopted.

Res.08-0653 Permission for Human Resources Benefit Coordinator to implement Smoking Cessation Program for 2008

Resolved, that permission be granted for the Human Resources Benefit Coordinator to implement a Smoking Cessation Program for 2008 for employees who carry City of Racine employee health insurance and their spouses.

Fiscal Note: Estimated cost for 2008 will be \$20,000 to be funded by the Health Insurance Fund.

Sponsors: Thomas Friedel

A motion was made by Alderman Friedel that this Resolution be Adopted. The motion was APPROVED by the following vote:

AYES: 13 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Wisneski, Hart and Mozol

NON VOTING: 1 - Spangenberg

Res.08-0654 Permission for Human Resources Benefit Coordinator to implement fitness club reimbursement for 2008

Resolved, that permission be granted to the Human Resources Benefit Coordinator to implement the fitness club reimbursement for 2008.

Fiscal Note: Estimated cost for 2008 will be \$32,500.

Sponsors: Thomas Friedel

A motion was made by Alderman Friedel that this Resolution be Adopted. The motion was APPROVED by the following vote:

AYES: 13 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Wisneski, Hart and Mozol

NON VOTING: 1 - Spangenberg

Res.08-0655 Redevelopment Authority execute sales agreement with Racona Properties for redevelopment of 1623 DeKoven and 1701 DeKoven

Whereas, Racine County Economic Development Corporation has recommended that the Redevelopment Authority sell the properties at 1623 and 1701 DeKoven to Racona Properties, LLC for construction of an office and manufacturing facility for the Wisconsin Division of Winona Pattern and Mold.

Resolved, that the Common Council approves the sale pursuant to section 66.1333 (9) (a) 1. d., Wisconsin Statutes.

Further resolved, that the Chairman and the Executive Director of the Authority are authorized to execute a sales agreement and associated documents with Racona Properties, LLC, for the redevelopment of 1623 DeKoven Avenue (parcel identification no. 16853001) and 1701 DeKoven Avenue (parcel identification no. 16853002), subject to the following:

That the sale be for the development described in the Land Purchase Application submitted by Racona Properties, LLC, dated January 23, 2008;

That Racona Properties, LLC, submit a site plan including landscaping plan,

building plans, and renderings to the Executive Director for his review and approval;

That the land sale be in the form of a forgivable mortgage that will result in Racona Properties, LLC, obtaining the properties at no cost if all other terms of the agreement are complied with;

That the agreement includes such provisions as the Executive Director and City Attorney shall determine to be necessary and appropriate for such an agreement; and

That the Chairperson, Executive Director and City Attorney are authorized and directed to proceed with the execution of the agreement without further action by the Authority, including finalizing specific terms of the agreement and execution of any lease, option, mortgage, and/or deed of sale pursuant to the agreement.

Fiscal Note: There would be no payment for the land. Racona Properties will invest an estimated \$850,000.00 in construction of the building. The development will produce 14 jobs immediately and an estimated 30 jobs in total within two years.

Sponsors: James T. Spangenberg

A motion was made by Alderman Friedel that this Resolution be Adopted. The motion was APPROVED by the following vote:

AYES: 13 - Coe, Anderson, Shields, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Wisneski, Hart and Mozol

NON VOTING: 1 - Spangenberg

H. Miscellaneous Business

President Spangenberg introduced and welcomed the new MIS Director Paul Ancona.

I. Adjourn

The meeting was adjourned at 7:50 p.m. by Alderman Shakoor. The next scheduled meeting of the Council is March 4, 2008.

ATTEST: JANICE M. JOHNSON-MARTIN
CITY CLERK