



City of Racine

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

Meeting Agenda - Final Common Council

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

Monday, April 14, 2014

7:00 PM

Room 205, City Hall

Old Council

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

Refer to Finance and Personnel Committee, by Ald. Shakoor

[14-9982](#)

Subject: Communication from the Commissioner of Public Works requesting additional compensation for Department of Public Works Supervisors.

[14-9983](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting permission to apply for & accept \$10,000.00 in grant funds from SC Johnson to support the Dr. John Bryant Community Center Performing Arts Program. No Match Required. Grant Control #2014-012.

[14-9984](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Service requesting permission to apply for and accept \$20,000.00 in grant funds from Helen Bader Foundation to support the Dr. John Bryant Community Center Performing Arts Program. No match required. Grant Control #2014-013.

[14-10018](#) **Subject:** Communication from the Alderman of the 15th District requesting that city policy be written to codify the current practice that permission to apply for grants be approved by the Common Council via the Finance and Personnel Committee.

[14-10024](#) **Subject:** Communication from the Transit and Parking System Manager requesting that the Purchasing Agent be authorized to negotiate with ABM for the provision of Parking Facility Management and Equipment Replacement.

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

[14-10016](#) **Subject:**(New) Application of Guy Singer Dance Studio, Guy L. Singer, Agent for a "Class C" Wine License for 1514 Junction Avenue. (3rd District)

[14-10021](#) **Subject:** (New) Application of ATM Financials Services LLC DBA: Carriage House Liquor Co., Douglas Nicholson, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 220 State St. (1st District).

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

[14-10012](#) **Subject:** Communication from the Greater Racine Kennel Club requesting to reserve and control parking on part of the lakefront east of Pershing Drive and to further request waiver of ordinance 70.104 to allow overnight parking of vehicles & RV's Saturday, August 9, 2014 through Monday, August 11, 2014 for the 2014 American Kennel Club All Breed Dog Show at Pershing Park.

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[14-9962](#) **Subject:** Communication from the City Attorney submitting the claim of Jodi Spranger for consideration.

Recommendation of the Finance & Personnel Committee on 4-7-14:
The claim of Jodi Spranger, 729 Imperial Dr., for alleged missing garbage cans be denied.

Fiscal Note: N/A

[14-9963](#) **Subject:** Communication from the City Attorney submitting the claim of

James Pendergast for consideration.

Recommendation of the Finance & Personnel Committee on 4-7-14:

The claim of James Pendergast, 3136 Terrace High Dr. for damages to his vehicle from allegedly driving over a pothole in the 1900 block of State Street be denied.

Fiscal Note: N/A

[14-9965](#)

Subject: Communication from Alderperson of District 5, requesting permission to apply for the Community Foundation grant and that the Council approve the city's participation in the America in Bloom contest for the year 2014. (Res. No. 14-0153)

Recommendation of the Finance & Personnel Committee on 4-7-14:

Permission be granted to the Alderperson of District 5 to apply for and accept the Community Foundation grant, with no city match, and that the Council approve the City's participation in the America in Bloom contest for the year 2014.

Fiscal Note: There is no cost to the City.

[14-9971](#)

Subject: Communication from the City Attorney submitting the claim of Janice Kropp for consideration.

Recommendation of the Finance & Personnel Committee on 4-7-14:

The claim of Janice Kropp, 9416 Carol Ann Dr, Sturtevant 53177, for repairs to her vehicle allegedly arising from being stuck in a build up of ice on the roadway in the 9500 block of Carol Ann Drive in Sturtevant, WI be denied.

Fiscal Note: N/A

[14-9976](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer requesting permission to apply for a State of Wisconsin Urban Nonpoint Source & Storm Water (UNPS&SW) Program Construction Grant for the Graceland Cemetery Pond Improvement Project, Grant Control No. 2014-015. (Res. No. 14-0154)

Recommendation of the Finance & Personnel Committee on 4-7-14:

Permission be granted for the Assistant Commissioner of Public Works/City Engineer to apply for a State of Wisconsin Urban Nonpoint Source & Storm Water (UNPS&SW) Program Construction Grant for the Graceland Cemetery Pond Improvement Project, Grant Control No. 2014-015.

Fiscal Note: The grant would pay for 50% of eligible project elements (design & construction) up to \$125,000. The project cost is estimated at \$400,000 for design and construction. Funds are available in account 104.994.5450 Graceland Pond Construction.

14-9998

Subject: (Direct Referral) Communication from the Human Resources Manager and Deputy City Attorney submitting the Racine Professional Employees Association 2014 collective bargaining agreement for consideration. (Res. No. 14-0155)

Recommendation of the Finance & Personnel Committee on 4-7-14: Recommend approval of the negotiated 2014 collective bargaining agreement with the Racine Professional Employees Association.

Fiscal Note: \$0 change over 2013

Public Works and Services Committee Report, by Ald. Weidner

14-9968

Subject: Communication from the President of Fourth Fest of Greater Racine requesting permission to use city right-of-way for the 4th of July parade and permission to use North Beach for the fireworks.

Recommendation of the Public Works and Services Committee on 04-08-14: That permission be granted to Fourth Fest of Greater Racine, Inc. to close certain city streets on Friday, July 4, 2014, from 7:00 A.M. to 12:30 P.M., to hold the 2014 Independence Day Parade.

Further recommends that in the interest of public safety, the Commissioner of Public Works, City Engineer and Chief of Police be authorized and directed to close Goold Street, Yout Street, English Street, High Street, St. Patrick Street, Kewaunee Street and Barker Street, from Main Street to Michigan Boulevard; Michigan Boulevard, from Goold Street to Hamilton Street; Chatham Street, from north of Yout Street to Hamilton Street; and Hoffert Drive, on Friday, July 4, 2014, to provide for a Municipal Band Concert, to be held at North Beach Gazebo, and the fireworks display, as part of the Independence Day festivities.

Further recommends that the Commissioner of Public Works be authorized and directed to communicate with the U.S. Coast Guard requesting permission to close the Main Street and State Street bridges to boat traffic for the period of 7:30 A.M. to 12:00 Noon and from 9:00 P.M. to 10:30 P.M.

Further recommends that the Commissioner of Public Works, City Engineer, Chief of Police provide limited assistance, in the interest of

public safety, to implement this event.

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

Fiscal Note: Since the City is a co-sponsor of the event, there are no stipulations.

14-9973

Subject: (Direct Referral) Communication from the Rotary Club of Downtown Racine requesting street closures, the use of Lakefront Lot No. 4/Festival Hall Lot, and the Civic Centre Parking Ramp for Post Prom 2014. (Res. No. 14-0156)

Recommendation of the Public Works and Services Committee on 04-08-14: That the request of the Rotary Post Prom Committee of the Downtown Rotary Club, to close:

Fifth Street from Lake Avenue to Festival Park Drive.
Festival Park Drive from Fifth Street to Sixth Street.
Sixth Street from Festival Park Drive to Pershing Park Drive.
Pershing Park Drive from Sixth Street to Eleventh Street.
Eleventh Street from Pershing Park Drive to Main Street.

from 7:00 P.M., Saturday May 17, 2014, to 4:30 A.M. Sunday, May 18, 2014, for the Rotary Post Prom, be approved.

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

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. Proof of liability insurance be filed prior to the event.
- C. The setup and dismantling of barricades will be the responsibility of the sponsor.
- D. Any overtime and/or equipment and material loss will be charged to the sponsor.
- E. Sponsor shall pay a \$450.00 special event fee.
- F. Sponsor shall pay \$818.00 for use of the Civic Centre Parking Ramp.

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

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

[14-9985](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting Amendment No. 2 to State Project ID: 2350-00-00, Hamilton Street/Douglas Avenue - Main Street to Goold Avenue (K2-011), Graef-USA Inc., consultant. (Res. No. 14-0162)

Recommendation of the Public Works and Services Committee on 04-08-14: That Amendment No. 2 to State Project ID: 2350-00-00, Hamilton Street/Douglas Avenue (STH 32) - Main Street to Goold Street, Graef-USA, Inc., consultant, as submitted, be approved in the amount of \$50,827.48, with the City's share being \$12,706.87.

Further recommends that funding to defray the cost of the City's share be appropriated from Account 994.908.5180, Douglas - Main to Goold.

Fiscal Note: Funds are available as herein delineated.

[14-9990](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 07-14 (K4-007), 2014 CDBG Concrete Reconstruct.

Recommendation of the Public Works and Services Committee on 04-08-14: That Contract 07-14 (K4-007), 2014 CDBG Concrete Reconstruct, be awarded to A.W. Oakes & Son, Inc., Racine, WI, at their bid price of \$2,079,411.05, they being the lowest bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 404,018.29 - Account 893.030.5520, CDBG Concrete Paving
\$ 19,095.45 - Account 893.030.5540, CDBG Concrete Paving
\$ 455,546.12- Account 994.908.5020, Concrete Pavement Repl. Misc.
\$ 128,217.00 - Account 104.994.5420, Storm Sewers, Misc.
\$ 39,249.19 - Account 287.994.5310, Sanitary Sewers, Var. Loc.
\$ 5,285.00 - Account 994.600.5010, Traffic Signal Replacements
\$ 5,000.00 - Account 993.908.5210, Asphalt Street Paving
\$ 3,000.00 - Account 993.908.5230, Alley Resurfacing Asphalt
\$ 20,000.00 - Account 993.908.5310, New Curb & Gutter
\$ 1,000,000.00 - Account 914.000.5050, Sanitary Improvements
\$ 2,079,411.05 - Total

[14-9991](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 08-14 (K4-008), 2014 Traffic Signal & Street Light Replacement - Mt. Pleasant St. & South St. (R1). (Res. No. 14-0159)

Recommendation of the Public Works and Services Committee on

04-08-14: That Contract 08-14 (K4-008), 2014 Traffic Signal & Street Light Replacement - Mt. Pleasant St. & South St. (R1), be awarded to Outdoor Lighting Construction Company, Milwaukee, WI, at their bid price of \$297,362.39, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 8,491.23 - Account 993.600.5010, Traffic Signal Replacement
\$ 46,857.82 - Account 993.590.5010, Street Lighting (2013)
\$117,874.41 - Account 994.600.5010, Traffic Signal Replacement
\$124,138.93 - Account 994.590.5010, Replace City Circuits
\$297,362.39 - Total

14-9999

Subject: (Direct Referral) Communication from Dave Blank, President of Real Racine, requesting to use City right-of-way on, Sunday, June 29, 2014, for the new national race "The Totally Rad '80's Run". (Res. No. 14-0157)

Recommendation of the Public Works and Services Committee on

04-08-14: That permission be granted to Real Racine to close the following streets and to utilize certain other city streets, as indicated, on their race map, for "The Totally Rad '80's Run" on Sunday, June 29, 2014.

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

with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- 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 \$1,700.00 special event fee.
- F. Sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval; and providing and removing all temporary traffic control devices and detour signs.
- G. Sponsor shall provide a detour plan for the closure of all State Connecting Highways, arterial and collector streets to the City Engineer for approval.
- H. Sponsor is responsible for cleaning the streets.

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

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

[14-10006](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations requesting to waive formal bidding for the City lock and key system. (Res. No. 14-0161)

Recommendation of the Public Works and Services Committee on 04-08-14: The the request of the Purchasing Agent to waive formal bidding procedures be approved in accordance with State Statutes that allow for the waiving of public bids for the purpose of maintaining uniformity of equipment and services.

Further recommends that the Mayor and City Clerk be authorized and directed to enter into an agreement with Apex Key and Lock for the City's lock and key system.

Fiscal Note: N/A

[14-10010](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting a request for final payment on Contract 55-13 (K3-060) Repair HVAC Equipment - Safety Building and City Hall, Johnson Controls, Inc., contractor. (Res. No. 14-0160)

Recommendation of the Public Works and Services Committee on 04-08-14: That the work done by Johnson Controls, Inc., under Contract 55-13 (K3-060) Repair HVAC Equipment - Safety Building and City Hall, be accepted and final payment authorized for a total contract amount of \$50,760.00.

Fiscal Note: Contract was authorized under Resolution No. 13-0330, dated August 20, 2013.

[14-10011](#)

Subject: (Direct Referral) Communication from the Assistant

Commissioner of Public Works/Operations submitting a Three-Party Design Engineering Services Contract between the City of Racine, State of Wisconsin and Strand Associates, Inc. for Project ID: 2440-09-00 - Washington Avenue (STH 20) - Roosevelt Avenue - West Boulevard. (Res. No. 14-0163)

Recommendation of the Public Works and Services Committee on 04-08-14: That the Mayor and City Clerk be authorized and directed to enter into a three-party agreement with the State of Wisconsin and Strand Associates, Inc., for professional design engineering services for the reconstruction of Washington Avenue (STH 20) from Roosevelt Avenue to West Boulevard, State Project ID: 2440-09-00, for the not-to-exceed cost of \$1,598,977.37, with the City's share being \$399,744.30 or 25%, and the State's share being \$1,199,233.07 or 75%.

Further recommends that funds to defray the cost of these professional services are available in the 2015 CIP.

Fiscal Note: Funds are available as herein delineated.

Public Safety and Licensing Committee Report, by Ald. Holding

[14-9761](#)

Subject: Communication from Alderman Wiser relating to a new ordinance and forfeiture associated with no trespassing on RUSD schools during night time hours. (Ord. 02-14)

Recommendation of the Public Safety and Licensing Committee on 02-11-14: That the new ordinance and forfeiture associated with no trespassing on RUSD schools during night time hours be deferred.

Recommendation of the Public Safety and Licensing Committee on 2-26-14: That the item be deferred.

Recommendation of the Public Safety and Licensing Committee on 03-11-14: That the item be deferred.

Recommendation of the Public Safety and Licensing Committee on 03-25-14: That Communication from Alderman Wiser relating to a new ordinance and forfeiture associated with no trespassing on RUSD schools during night time hours. (Ord. 02-14) be amended to change the language from "school" to "Racine Unified School District".

Recommendation of the Public Safety and Licensing Committee on 04-08-14 : That Communication from Alderman Wiser relating to a new ordinance and forfeiture associated with no trespassing on RUSD schools during night time hours. (Ord. 02-14) be approved as amended.

Fiscal Note: N/A

City Plan Commission Report, by Ald. Wiser

14-10001

Subject: (Direct Referral) Request by Billie R. Johnson for a conditional use permit to operate an adult day care at 3417 Douglas Avenue. (PC-14) (Res. No. 14-0165)

Recommendation of the City Plan Commission on 4-9-14: That the item be approved, subject to conditions.

Fiscal Note: N/A

14-10002

Subject: (Direct Referral) Request by Paulo Martinez for a conditional use permit to operate an automobile repair at 1454 Junction Avenue. (PC-14) (Res. No. 14-0166)

Recommendation of the City Plan Commission on 4-9-14: That the item be approved, subject to conditions.

Fiscal Note: N/A

14-10003

Subject: (Direct Referral) Request by Mark Gill and Lavonda Perkins for a conditional use permit to operate a tavern to be known as "King Daddies" at 1333 Douglas Avenue. (PC-14) (Res. No. 14-0167)

Recommendation of the City Plan Commission on 4-9-14: That the item be approved, subject to conditions.

Fiscal Note: N/A

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

14-9919

Subject: Request by the Community Economic Development Corporation (CEDCO) to extend the period for completion of its Small Business Development Services contract.

Recommendation of the Redevelopment Authority on 4-7-2014: That the Authority supports the extension of the contract expiration through December 2014.

Further, that the Mayor and City Clerk be authorized and directed to execute a contract extension with CEDCO effective through December 2014.

Further, that this be referred to the Finance and Personnel Committee for their review and recommendation.

Fiscal Note: Sufficient funds remain in the original contract to fund this extension.

14-9970

Subject: Communication from UW-Parkside Center for Community Partnerships requesting the City to continue its participation in the AmeriCorps VISTA project in 2014-15.

Recommendation of the Redevelopment Authority on 4-7-2014:

That the Authority supports the use of \$22,000.00 from the Intergovernmental Revenue Sharing Fund for the VISTA contract for 2014.

Further, that the Mayor and City Clerk be authorized and directed to enter into an agreement with the University of Wisconsin - Parkside for use of funds as outlined in this resolution.

Further, that this item be referred to the Finance and Personnel Committee for their review and recommendation.

Fiscal Note: The funds are available in the city's 2014 capital budget account 919.000.5020.

Committee of the Whole Report, by Ald. McCarthy.

14-9910

Subject: communication from the Second District Alderman requesting that the Common Council support a resolution urging the Wisconsin Legislature to approve SB38 and AB53. (Res. No. 14-0126)

Recommendation of the Committee of the Whole on 04-02-2014:
the Item be approved as submitted.

Fiscal Note: N/A

Office of the Mayor Report, by Ald. McCarthy.

14-10019

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

Appoint James Spangenberg 3324 Foxwood Rd. Racine 53405 to the Water Commission for a 3 year term, expiring October 1, 2016

Appoint James Spangenberg 3324 Foxwood Rd. Racine 53405 to the Wastewater Commission for a 3 year term, expiring October 1, 2016

Appoint James Spangenberg 3324 Foxwood Rd. Racine 53405 to the Board of Standards for a 3 year term, expiring October 1, 2017

Appoint J. Nicole Servantez 1438 Main St. Racine, 53403 to the Business Improvement District 3 Board - Uptown, filling the current vacancy expiring December 31, 2015

Appoint Alderman Jeff Coe 1044 Villa St. Racine, 53403 to the Civic Centre Commission for a 1 year term, expiring May 1, 2015

Appoint Alderman James Morgenroth 1500 Monroe Ave. Racine, 53405 to the Redevelopment Authority for a 1 year term, expiring April 1, 2015

Reappoint Alderman James Kaplan 400 Kewaunee St. Racine, 53402 to the Board of Health for a 1 year term, expiring April 1, 2015

Reappoint Alderman Edward Diehl 3400 Michigan Blvd. Racine, 53402 to the Board of Health for a 1 year term, expiring April 1, 2015

Reappoint Sarah Fouse, RN 1900 21nd St. Racine, 53403 to the Board of Health for a 3 year term, expiring April 1, 2017

Reappoint John Berge 1529 Crabapple Dr. Racine, 53405 to the Board of Health for a 3 year term, expiring April 1, 2017

Reappoint Laura Martinez 1105 1/2 Hayes Ave. Racine, 53405 to the Board of Health for a 3 year term, expiring April 1, 2017

Reappoint Margaret Lampark 1841 Polaris Ave Racine 53404 to the Board of Health for a 3 year term, expiring April 1, 2017

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

14-9815

Subject: Communication from Alderman Terry McCarthy to revise and amend Chapter 102 - Vegetation, Article II.-Trees, Division 4. Nuisances. (Ord. 04-14)

Recommendation of the Board of Parks, Recreation & Cultural Services on 3/12/14: To defer.

Recommendation of the Board of Parks, Recreation & Cultural Services on 4/9/14: That Ordinance 04-14 be approved as amended.

Fiscal Note: N/A

[14-9907](#)

Subject: Communication from Peter Henkes, Lighthouse Run Director, requesting to use City right-of-way and Monument Square on June 21, 2014 for the 36th Annual Lighthouse Run. (Res. No. 14-0168)

Recommendation of the Public Works and Services Committee on

03-25-14: Permission granted to the sponsor of the Lighthouse Run to use certain city streets for the period of 6:00 A.M. to 10:30 A.M. on Saturday, June 21, 2014, and to close the following streets:

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

Further recommends that the Commissioner of Public Works be authorized and directed to communicate with the U.S. Coast Guard requesting permission to close Main Street Bridge to boat traffic for the period of 7:40 A.M. to 10:40 A.M. on Saturday, June 21, 2014 to satisfy the needs of this run.

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

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs and equipment and material loss incurred by any department in the assistant of this event shall be charged to the sponsor.
- D. Sponsor shall comply with the approved policy on parking restrictions for special events, and the sponsor shall distribute to all abutting property occupants on those streets where parking is being prohibited written notices of the ban approximately 48 hours in advance of this event.
- E. Sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval; and providing and removing all temporary traffic control devices and detour signs.
- F. Sponsor shall provide a detour plan for the closure of all State connecting Highways, arterial and collector streets to the City Engineer for approval.
- G. Sponsor shall pay a \$1,400.00 special event fee.

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

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

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

Recommendation of the Parks, Recreation & Cultural Services Committee on 4-9-14: To waive ordinance 70:104 park closing hours to allow the Lighthouse Run staff on Monument Square and Sam Johnson Parkway premises outside of regular park hours on Saturday, June 21, 2014 to accommodate event set up.

Fiscal Note: Park rental fees & deposits.

G. Consent Agenda Resolutions

[Res.14-0126](#) Resolution Urging the Full Use of Federal Grants to Improve the Wisconsin Health Care System (SB38 and AB53)

WHEREAS, the federal Affordable Care Act encourages innovation in states provided the goal is to ensure a greater level of health coverage. The decision to turn down federal grants for Wisconsin, however, will not improve health care coverage; it actually makes it harder for people to qualify for Badger Care. An estimated 88,000 adults who currently qualify for the program will be dropped, including thousands from Racine County. Leaving up to \$1.3 billion of Medicaid grants on the table by 2017 will improve neither the economy nor our health care system. Some of these federal funds will flow through insurance exchanges rather than Medicaid, but much will be lost; and

WHEREAS, in 2014 thousands of Medicaid recipients will be placed in private health insurance exchanges and required to pay premiums. The transition from Medicaid to private insurance and the premium cost could result in the loss of health care due to confusion and inability to pay; and

WHEREAS, in Racine County over 19,000 (10%) people remain uninsured. Some Racine County health issues include: 52% more people per doctor, 9% more early deaths, 14% more low birth weight

babies, 11% more air particulate, 13% more poor mental health days, 35% more sexual infections, and more obesity, smoking, etc. compared to the rest of the State ¹; and

WHEREAS, being underinsured and uninsured impacts County Human Services Departments because it can lead to untreated mental health or substance abuse and lack of preventive health care that can lead to loss of jobs, the inability to function and loss of self-sufficiency. Being underinsured and uninsured impacts local health care provider Wheaton Franciscan, whose Racine hospital deals with \$20 million per year of unfunded healthcare.

Wisconsin Assembly Bill 53, and its companion, Senate Bill 38, require the state to take action to qualify for enhanced Medicaid grants.

NOW THEREFORE BE IT RESOLVED that the Racine Common Council urges the Wisconsin Legislature to support Assembly Bill 53 and Senate Bill 38 and accept enhanced federal Medicaid grants to improve the state's health care system.

BE IT FURTHER RESOLVED that, as an alternative, the Racine Common Council encourages the Governor and the Wisconsin Legislature to authorize and enable counties to enhance Medicaid funding at the county level, thereby ensuring their citizens in participating counties have access to affordable health coverage

BE IT FINALLY RESOLVED that a copy of this resolution be provided to Governor Walker, Wisconsin Department of Health Services Secretary Rhoades, and the Racine County state legislative delegation.

¹ www.countyhealthrankings.org

Sponsors: Krystyna Sarrazin, Jeff Coe, Michael Shields, Q.A. Shakoor, II, Melissa Kaprelian-Becker, Raymond DeHahn, Dennis Wiser, Henry Perez, Melvin Hargrove and Ronald D. Hart

Res.14-0153 2014 America in Bloom Contest

Resolved, that permission is granted to the Alderperson of District 5 to apply for and accept the Community Foundation grant, with no City match, and that the Council approve the City's participation in the America in Bloom contest for the year 2014.

Fiscal Note: There is no cost to the City.

Sponsors: Q.A. Shakoor, II

Res.14-0154 GOVERNMENTAL RESPONSIBILITY RESOLUTION FOR RUNOFF MANAGEMENT GRANTS

WHEREAS, the City of Racine is interested in acquiring a Grant from the Wisconsin Department of Natural Resources for the purpose of implementing measures to control agricultural or urban storm water runoff pollution sources (as described in the application and pursuant to ss. 281 .65 or 281 .66, Wis. Stats., and chs. NR 151, 153 and 155); and

WHEREAS, a cost-sharing grant is required to carry out the project:

THEREFORE, BE IT RESOLVED, that the City of Racine HEREBY AUTHORIZES John Rooney to act on behalf of the City of Racine to:

Submit and sign an application to the State of Wisconsin Department of Natural Resources for any financial aid that may be available;

Sign a grant agreement between the local government (applicant) and the Department of Natural Resources;

Submit reimbursement claims along with necessary supporting documentation;

Submit signed documents; and

Take necessary action to undertake, direct and complete the approved project.

BE IT FURTHER RESOLVED that the City of Racine shall comply with all state and federal laws, regulations and permit requirements pertaining to implementation of this project and to fulfillment of the grant document provisions.

Adopted this day of , 2014.

I hereby certify that the foregoing resolution was duly adopted by at a legal meeting on ____ day of , 2014.

Authorized Signature: _____

Title:

IMPORTANT NOTE: The DNR expects the individual authorized by this resolution to become familiar with the applicable grant program's procedures for the purpose of taking the necessary actions to undertake, direct, and complete the approved project. This includes acting as the primary contact for the project, submitting required materials for a complete grant application, carrying out the acquisition or

development project (e.g., obtaining required permits, noticing, bidding, following acquisition guidelines, etc.), and closing the grant project (e.g., submitting grant reimbursement forms and documentation, and organization of project files for future monitoring of compliance with grant program.

Fiscal Note: The grant would pay for 50% of eligible project elements (design & construction) up to \$125,000.00. The project cost is estimated at \$400,000.00 for design and construction. Funds are available in account 104.994.5450 Graceland Pond Construction.

Sponsors: Q.A. Shakoor, II

Res.14-0155 Racine Professional Employees Association 2014 Collective Bargaining Agreement for Consideration

Resolved, that the negotiated 2014 collective bargaining agreement with the Racine Professional Employees Association is approved.

Fiscal Note: \$0 change over 2013

Sponsors: Q.A. Shakoor, II

Res.14-0156 Post Prom 2014

Resolved, that the request of the Rotary Post Prom Committee of the Downtown Rotary Club to close the following streets from 7:00 p.m., Saturday May 17, 2014, to 4:30 a.m. Sunday, May 18, 2014, for the Rotary Post Prom, is approved:

Fifth Street from Lake Avenue to Festival Park Drive
Festival Park Drive from Fifth Street to Sixth Street
Sixth Street from Festival Park Drive to Pershing Park Drive
Pershing Park Drive from Sixth Street to Eleventh Street
Eleventh Street from Pershing Park Drive to Main Street

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

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. Proof of liability insurance be filed prior to the event.
- C. The setup and dismantling of barricades will be the responsibility of the sponsor.
- D. Any overtime and/or equipment and material loss will be charged to the sponsor.

E. Sponsor shall pay a \$450.00 special event fee.

F. Sponsor shall pay \$818.00 for use of the Civic Centre Parking Ramp.

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 the various City departments, on a regular shift basis, to assist in implementing this event.

Sponsors: Sandy Weidner

Res.14-0157 2014 "The Totally Rad '80's Run"

Resolved, that permission is granted to Real Racine to close the following streets and to utilize certain other City streets, as indicated, on their race map, for "The Totally Rad '80's Run" on Sunday, June 29, 2014.

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

with the following stipulations:

A. A hold harmless agreement be executed and a \$75.00 processing fee paid.

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 \$1,700.00 special event fee.

F. Sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval and providing and removing all temporary traffic control devices and detour signs.

G. Sponsor shall provide a detour plan for the closure of all State Connecting Highways, arterial and collector streets to the City Engineer for approval.

H. Sponsor is responsible for cleaning the streets.

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

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

Sponsors: Sandy Weidner

Res.14-0158 Contract 07-14 (K4-007) - 2014 CDBG Concrete Reconstruct

Resolved, that Contract 07-14 (K4-007) - 2014 CDBG Concrete Reconstruct, is awarded to A.W. Oakes & Son, Inc., Racine, WI, at its bid price of \$2,079,411.05, it being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 404,018.29 - Account 893.030.5520, CDBG Concrete Paving
\$ 19,095.45 - Account 893.030.5540, CDBG Concrete Paving
\$ 455,546.12 - Account 994.908.5020, Concrete Pavement Repl. Misc.
\$ 128,217.00 - Account 104.994.5420, Storm Sewers, Misc.
\$ 39,249.19 - Account 287.994.5310, Sanitary Sewers, Var. Loc.
\$ 5,285.00 - Account 994.600.5010, Traffic Signal Replacements
\$ 5,000.00 - Account 993.908.5210, Asphalt Street Paving
\$ 3,000.00 - Account 993.908.5230, Alley Resurfacing Asphalt
\$ 20,000.00 - Account 993.908.5310, New Curb & Gutter
\$1,000,000.00 - Account 914.000.5050, Sanitary Improvements
\$2,079,411.05 - Total

Sponsors: Sandy Weidner

Res.14-0159 Contract 08-14 (K4-008) - 2014 Traffic Signal & Street Light Replacement - Mt. Pleasant St. & South St. (R1)

Resolved, that Contract 08-14 (K4-008) - 2014 Traffic Signal & Street Light Replacement - Mt. Pleasant St. & South St. (R1), is awarded to Outdoor Lighting Construction Company, Milwaukee, WI, at its bid price

of \$297,362.39, it being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$ 8,491.23 - Account 993.600.5010, Traffic Signal Replacement
\$ 46,857.82 - Account 993.590.5010, Street Lighting (2013)
\$117,874.41 - Account 994.600.5010, Traffic Signal Replacement
\$124,138.93 - Account 994.590.5010, Replace City Circuits
\$297,362.39 - Total

Sponsors: Sandy Weidner

Res.14-0160 Final Payment on Contract 55-13 (K3-060) - Repair HVAC Equipment - Safety Building and City Hall

Resolved, that the work done by Johnson Controls, Inc., under Contract 55-13 (K3-060) - Repair HVAC Equipment - Safety Building and City Hall, is accepted and final payment authorized for a total contract amount of \$50,760.00.

Fiscal Note: Contract was authorized under Resolution No. 13-0330, dated August 20, 2013.

Sponsors: Sandy Weidner

Res.14-0161 City Lock and Key System

Resolved, that the request of the Purchasing Agent to waive formal bidding procedures is approved in accordance with State Statutes that allow for the waiving of public bids for the purpose of maintaining uniformity of equipment and services.

Further resolved, that the Mayor and City Clerk are authorized and directed to enter into an agreement with Apex Key and Lock for the City's lock and key system.

Fiscal Note: N/A

Sponsors: Sandy Weidner

Res.14-0162 Amendment No. 2 to State Project ID: 2350-00-00, Hamilton Street / Douglas Avenue - Main Street to Goold Avenue (K2-011)

Resolved, that Amendment No. 2 to State Project ID: 2350-00-00, Hamilton Street / Douglas Avenue (STH 32) - Main Street to Goold Street, Graef-USA, Inc., consultant, as submitted, is approved in the amount of \$50,827.48.

Fiscal Note: The City's share is \$12,706.87. Funding to defray the cost

of the City's share be appropriated from Account 994.908.5180, Douglas - Main to Goold.

Sponsors: Sandy Weidner

Res.14-0163 Three-Party Design Engineering Services Contract between the City of Racine, State of Wisconsin and Strand Associates, Inc. for Project ID: 2440-09-00 - Washington Avenue (STH 20) - Roosevelt Avenue - West Boulevard

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a three-party agreement with the State of Wisconsin and Strand Associates, Inc., for professional design engineering services for the reconstruction of Washington Avenue (STH 20) from Roosevelt Avenue to West Boulevard, State Project ID: 2440-09-00, for the not-to-exceed cost of \$1,598,977.37, with the City's share being \$399,744.30 or 25%, and the State's share being \$1,199,233.07 or 75%.

Fiscal Note: Funds to defray the cost of these professional services are available in the 2015 CIP.

Res.14-0165 Adult Day Care at 3417 Douglas Avenue

That the request from Billie Johnson seeking a conditional use permit to operate an adult group day care at 3417 Douglas Avenue is approved subject to the following conditions:

- a. That the plans presented to the Plan Commission on April 9, 2014, be approved subject to the conditions contained herein.
- b. That all codes and ordinances be complied with and that all required permits be obtained.
- c. That there be adequate state certified Staff, as dictated by state licensing requirements, present at all times for adult care services.
- d. That the applicant shall indicate the location of the dumpster and its screening on a plan to be approved by the Department of City Development prior to issuance of certificate of occupancy.
- e. That the hours of operation shall be from 6:00 a.m. - 6:00 p.m., Monday through Friday.
- f. That the building owner is responsible for maintaining the grounds, including green space and the parking area, keeping it clean and orderly.

- g. That signage is not approved with this review. Proposed signage shall be reviewed by City Development Staff prior to issuance of a building permit.
- h. That the loading and unloading of children and adults shall not block any driveways or parking areas within the site, including access to any of the other buildings.
- i. That this permit is subject to the review and recommendation of the Douglas Avenue Business Improvement District
- j. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission, and no major changes be made from the conditions of this permit without the approval of the Common Council.
- k. That this permit is subject to review by the Plan Commission for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Dennis Wiser

Res.14-0166 Automobile Repair Facility at 1454 Junction Avenue

That the request by Paulo Martinez for a conditional use permit to operate an automobile repair facility at 1454 Junction Avenue is approved, subject to the following conditions:

That the plans presented to the Plan Commission at the April 9, 2014 Plan Commission meeting be approved subject to the conditions contained herein.

- b. That all applicable building and occupancy permits be obtained from the Building Inspection Department.
- c. That the hours the establishment may be open are Monday through Saturday, 8:00 a.m. - 7:00 p.m.
- d. That no engine repair, transmission repair or service, tire work, a/c, body work, body work or painting be allowed at this location. Also, diesel vehicles may not be serviced at this location.
- e. That all aspects of the operation of the auto repair must be contained indoors, including the storage of parts, equipment, and tires. No outdoor display of sales of products or vehicles for sales is allowed.
- f. That vehicles for repair shall be limited to private passenger

automobiles and personal trucks or vans. No commercial vehicle repair is allowed. Towing trucks may not be stored on the site at any time.

g. That all vehicles being worked on or awaiting work shall be stored indoors, or in the striped spaces behind the building or on the leased space at 1450 Junction. There shall be no parking in the alley.

h. That all doors and windows to the building must remain closed while vehicle work is being done to lessen the impact of noise on the surrounding neighborhoods.

i. That no junked or inoperable vehicles may be stored at this location, and no vehicle salvage be conducted at this location

j. That all signs shall be professionally made and approved by the Department of City Development prior to issuance of a building permit for installation.

k. That the applicant shall provide City Development detail on the screening of the dumpster prior to issuance of an occupancy permit.

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

m. That this permit be subject to the review and recommendation of the Uptown Business Improvement District.

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

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

Fiscal Note: N/A

Sponsors: Dennis Wiser

Res.14-0167 Tavern at 1333 Douglas Avenue

That the request by Mark Gill and Lavonda Perkins to operate a tavern at 1333 Douglas Avenue is approved, subject to the following conditions:

a. That the plans presented to the Plan Commission on April 9, 2014, be approved subject to the conditions contained herein.

- b. That all applicable building and occupancy permits be obtained from the Building Inspection department.
- c. That all signage shall be reviewed and approved by the Department of City Development prior to installation or issuance of a building permit
- d. That the applicants provide additional off-street parking, possibly via an agreement with an adjoining property having space available in the evening hours. Proof of additional parking and the parking agreement shall be provided to Staff prior to issuance of an occupancy permit. Alternatively, approval by the Plan Commission to allow for on-street parking will alleviate this requirement.
- e. That the business operator is responsible for keeping individuals from loitering on the premises after closing time
- f. That the number of patrons on the premises shall be limited to that number as listed on the occupancy certificate.
- g. That food shall not be served until all applicable permits and inspections have been approved.
- h. That the hours and days the facility is open to the public for regular business may be Monday - Thursday from 6:00 p.m. till 2:00 a.m., and Fridays - Sundays from 4:00 p.m. - 2:30 a.m.
- i. That the following shall apply:
 - 1. Live music and /or D.J. music shall begin no earlier than 5:00 p.m. and run no later than 12:00 a.m.
 - 2. Live music and D.J. music shall be limited to the inside of the premises with doors and windows remaining closed.
- j. That off-duty police officers be on site to verify customers' IDs and to check for weapons prior to allowing patrons into the establishment and that there be 4 to 8 security cameras on site and that all security cameras on the premises be fully operable.
- k. That this permit is subject to the review and recommendation of the Douglas Avenue Business Improvement District.
- l. That all codes and ordinances be complied with and required permits acquired.
- m. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the

Common Council

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

Fiscal Note: N/A

Sponsors: Dennis Wiser

Res.14-0168 2014 36th Annual Lighthouse Run

Resolved, that permission is granted to the sponsor of the Lighthouse Run to use certain City streets for the period of 6:00 a.m. to 10:30 a.m. on Saturday, June 21, 2014, and to close the following streets:

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

Further resolved, that the Commissioner of Public Works is authorized and directed to communicate with the U.S. Coast Guard requesting permission to close Main Street Bridge to boat traffic for the period of 7:40 a.m. to 10:40 a.m. on Saturday, June 21, 2014 to satisfy the needs of this run.

Further resolved, that this permission is granted with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs and equipment and material loss incurred by any department in the assistant of this event shall be charged to the sponsor.
- D. Sponsor shall comply with the approved policy on parking restrictions for special events, and the sponsor shall distribute to all abutting property occupants on those streets where parking is being prohibited written notices of the ban approximately 48 hours in advance of this event.

E. Sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval; and providing and removing all temporary traffic control devices and detour signs.

F. Sponsor shall provide a detour plan for the closure of all State connecting Highways, arterial and collector streets to the City Engineer for approval.

G. Sponsor shall pay a \$1,400.00 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 in accordance with these stipulations.

Further resolved, to waive ordinance 70:104 park closing hours to allow the Lighthouse Run staff on Monument Square and Sam Johnson Parkway premises outside of regular park hours on Saturday, June 21, 201 to accommodate event set up.

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

Sponsors: Terry McCarthy

[Res.14-0169](#) Amend Resolution No. 14-0134 - Contract 10-14 (K4-010) - 2014 Sidewalk Replacement Program, Phase 1 (R1)

Resolved, that Resolution No. 14-0134 is to be amended to correct the name of the contractor from AZAR, LLC to RAZA of Racine, LLC.

Fiscal Note: N/A

Sponsors: Sandy Weidner

H. Resolution

[Res.14-0164](#) Final - Ten (10) Year Benefits & Damages

WHEREAS, the Public Works & Services Committee of the Common Council of the City of Racine, Wisconsin, held a public hearing at the Council Chambers in the City Hall at 5:30 p.m. on the 8th day of April, 2014 for the purpose of hearing all interested persons concerning the preliminary resolution and report of the Commissioner of Public Works on the proposed improvement of:

PORTLAND CEMENT CONCRETE PAVING

Alley - Washington Ave to Fifteenth St; Flett Ave to Grange Ave

Alley - Yout St to English St; Carlisle Ave to Summit Ave

Alley - Glen St to Ehlert St; Luedtke Ave to Lee Park (NS)

Alley - Glen St to Ehlert St; Luedtke Ave to Lee Park (EW)

Alley - Jones Ave to Goold St; LaSalle St to Geneva St (NS)W

Alley - Jones Ave to Goold St; LaSalle St to Geneva St (EW)

Alley - Jones Ave to Goold St; LaSalle St to Geneva St (NS)E

Alley - Walton Ave to Jones Ave; Geneva St to Charles St (EW)

Alley - Romayne Ave to Walton Ave; St. Clair St to Green St

Alley - Seventeenth St South to the Dead End; Deane Blvd to West Blvd

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Racine as follows:

1. That the report of the Commissioner of Public Works pertaining to the construction of the above described public improvements, including plans and specifications therefore, as modified, is hereby adopted and approved.
2. That the Commissioner of Public Works is directed to advertise for bids and to carry out the work of such improvement in accordance with the report of the Commissioner of Public Works.
3. That payment for said improvements be made by assessing the cost to the property benefited as indicated in said report.
4. That benefits and damages shown on the report, as modified, are true and correct, have been determined on a reasonable basis; do not exceed the value accruing to the property therefrom; and are hereby confirmed.
5. That the assessments for all projects included in said report are hereby combined as a single assessment, but any interested property owner shall be entitled to object to each assessment separately or both assessments jointly for any purpose or purposes.
6. That the assessments may be paid in cash or if any assessments are over \$200.00 it may be paid in ten (10) annual installments to the City Treasurer, deferred payments to bear interest at the rate of 8% per annum on the unpaid balance. Installments or assessments not paid when due shall bear additional interest on the amount due at the rate of 9.6% per annum.
7. The City Clerk is directed to publish this resolution in the official newspaper of the City of Racine as a Class I notice in the assessment

district.

8. The Clerk is further directed to mail a copy of this resolution and a statement of the final assessment against his property, to every property owner whose name appears on the assessment roll, whose post office address is known or can with reasonable diligence be ascertained.

Dated

Signed

Mayor

Published

Attest

City Clerk

Sponsors:

Sandy Weidner

I. Adjourn

Office of The City Clerk

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