



# City of Racine

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

## Meeting Minutes - Final Common Council

*Mayor John T. Dickert*  
*Alderman Jeff Coe, Alderman Gregory Holding*  
*Alderman Michael Shields, Alderman Jim Kaplan, Alderman*  
*David L. Maack*  
*Alderman Sandy Weidner, Alderman Terry McCarthy,*  
*Alderman Raymond DeHahn*  
*Alderman Q.A. Shakoor, II, Alderman Aron Wisneski,*  
*Alderman Robert Mozol*  
*Alderman James T. Spangenberg, Alderman Ronald D. Hart,*  
*Alderman Eric Marcus, Alderman Dennis Wisner*

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Tuesday, December 21, 2010

7:00 PM

Room 205, City Hall

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### A. Call To Order

**PRESENT:** 14 - Shakoor, II, Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, McCarthy, DeHahn, Holding, Spangenberg and Mozol  
**EXCUSED:** 1 - Wisneski

### B. Pledge of Allegiance To The Flag

*Boy Scout Troop 199 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 Coe.*

### D. PRESENTATION BY MAYOR DICKERT FOR DR. LITTLE

*Mayor Dickert thanked Dr. Little for his dedicated service to the City of Racine.*

### E. Public Comments

*Jan Frey*  
*Dan Frey*  
*Ken Brown*  
*Nancy Simonson*  
*George Meyers*

### F. Communications

**Refer to Finance and Personnel Committee, by Ald. Spangenberg**

[10-5903](#)

**Subject:** communication from the City Attorney submitting the claim of

Donna Atkinson for consideration.

**Referred to Finance and Personnel Committee**

[10-5904](#)

**Subject:** communication from the City Attorney submitting the claim of Sean Strauss for consideration.

**Referred to Finance and Personnel Committee**

[10-5910](#)

**Subject:** communication from the City Attorney submitting the claim of Zivorad Jovanovic for consideration.

**Referred to Finance and Personnel Committee**

[10-5913](#)

**Subject:** Communication from Kelly M. Semrau; Vice President, Global Public Affairs and Communication and Executive Vice President - The SC Johnson Fund, Inc.; requesting that the City of Racine be allowed to accept a grant from SC Johnson in an amount up to \$510,000 to be used toward underwriting the cost of renovation of the Laurel Clark Memorial Fountain on Sam Johnson Parkway in Downtown Racine.

**Referred to Finance and Personnel Committee**

#### **Refer to Public Safety and Licensing Committee, by Ald. Maack**

[10-5921](#)

**Subject: (New)** Application of E&K Durand, LLC (Open Pantry), James Schutz, Agent for a Class "A" Fermented Malt Beverage License for 2731 Durand Avenue. (10th District)

**Referred to Public Safety and Licensing Committee**

[10-5912](#)

**Subject:** (New) Application of GURSIMR, LLC, Kuldip S. Ahuja, Agent, (Washington Avenue Citgo), for a Class "A" Retail Fermented Malt Beverage License for 5302 Washington Avenue. (12th District)

**Referred to the Public Safety and Licensing Committee**

#### **Refer to Traffic Commission, by Ald. Holding**

[10-5878](#)

**Subject:** Communication from the Alderman of the 9th District, on behalf of Lincoln Lutheran, requesting to have the City consider a no-parking Ordinance and signs on the river-side of Domanik Drive from the curve to curve across from their building (2000 Domanik Drive).

**Referred to Traffic Commission**

[10-5881](#)

**Subject:** Communication from Patrick Starken, RUSD Transportation Director, requesting parking sign changes at Fratt Elementary School

(3501 Kinzie Ave.) and Knapp Elementary School (2701 17th St.).

**Referred to Traffic Commission**

**10-5902**

**Subject:** Communication from the Alderman of the 11th District, on behalf of Laurie Kell (4000 Maryland Ave, #301), requesting signage to alert motorists of disabled persons in the vicinity of Lathrop and Durand.

**Referred to Traffic Commission**

**10-5920**

**Subject:** Communication from Zachary Evans (3411 Victorian Dr.) requesting a four-way stop at the intersection of Southwood Drive and Maryland Avenue.

**Referred to Traffic Commission**

**10-5922**

**Subject:** Communication from the Alderman of the 6th District requesting a traffic study at the intersection of N. Green Bay Road, Rapids Drive, and Floyd Drive.

**Referred to the Traffic Commission**

**Refer to Board of Health, by Ald. Mozol**

**10-5643**

**Subject:** Communication from the Health Administrator submitting the contract for animal control for 2011 and 2012 with Countryside Humane Society.

Staff Recommendation: Authorize the Mayor and City Clerk to enter into an agreement to provide animal control in 2011 and 2012.

Fiscal Note: City will pay Countryside \$191,810 in 2011 and an amount adjusted for inflation not to exceed \$197,564 in 2012.

*Motion made by Alderman Mozol seconded by Alderman Holding to suspend the rules and consider the item. There were no objections to suspension of the rules.*

*Motion made by Alderman Mozol seconded by Alderman Kaplan to authorize the Mayor and City Clerk to enter into an agreement to provide animal control in 2011 and 2012. Motion passed.*

**A motion was made by Robert Mozol, seconded by Jim Kaplan, Received and Filed as Reported. The motion was Approved by the following vote:**

**AYES:** 12 - Shakoor, II, Coe, Shields, Hart, Kaplan, Wisner, Maack, Weidner, DeHahn, Holding, Spangenberg and Mozol

**NOES:** 2 - Marcus and McCarthy

**EXCUSED:** 1 - Wisneski

**G. Committee Reports**

**Finance and Personnel Committee Report, by Ald. Spangenberg**[10-5591](#)

**Subject:** Developers Agreement for Water Main Construction in the Village of Sturtevant (Res.10-2324)

**Recommendation of the Water Commission on 11/30/10:** Approve and further recommends to refer this item to the Finance and Personnel Committee for approval

**Recommendation of the Finance & Personnel Committee on 12-13-10:** That the developers agreement for water main construction in the Village of Sturtevant be approved and that the Mayor and City Clerk be authorized and directed to enter into the agreement.

**Fiscal Note:** No City funds or Utility funds will be spent on this project.

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

[10-5819](#)

**Subject:** Communication from the Director of City Development requesting that the City enter into an agreement with Racine County Economic Development Corporation for economic development services. (Res.10-2323)

**Recommendation of the Economic Development Committee on 11-30-10:** That the agreement with RCEDC for economic development services be approved.

Further, the Mayor and City Clerk be authorized to enter into an agreement with RCEDC for economic development services.

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

**Fiscal Note:** Contract amount is \$67,000, funding has been provided in the 2011 budget.

**Recommendation of the Finance & Personnel Committee on 12-13-10:** That the Mayor and City Clerk be authorized and directed to enter into an agreement with RCEDC for Economic Development Services for the 2011 calendar year at a cost of \$67,000.

**Fiscal Note:** Funding of \$67,000 is budgeted in 2011 in account 101.150.5630.

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

[10-5843](#)

**Subject:** Communication from the Fire Chief requesting permission to accept a UASI, Department of Homeland Security grant for a fire fighting foam trailer. (City Grant Control Number 2010-050) (Res.10-2326)

**Recommendation of the Finance & Personnel Committee on**

**12-13-10:** That the City accept a 2010 Department of Homeland Security Urban Area Security Initiative Grant in an amount of \$45,000 (City Grant Control Number 2010-050) for the purchase of a fire fighting foam trailer to be used in fighting hydrocarbon-based fires.

**Fiscal Note:** There is 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.**

[10-5844](#)

**Subject:** Communication from the Fire Chief requesting permission to accept a UASI, Department of Homeland Security grant for enhanced Chemical Monitoring equipment. (City Grant Control Number 2010-051) (Res.10-2327)

**Recommendation of the Finance & Personnel Committee on**

**12-13-10:** That the City accept a 2010 Department of Homeland Security Urban Area Security Initiative Grant in an amount of \$50,000 (City Grant Control Number 2010-051) for the purchase of PlumeRae chemical monitoring devices for deployment during a "Weapons of Mass Destruction" or chemical emergency in the area.

**Fiscal Note:** There is 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.**

[10-5845](#)

**Subject:** Communication from the Fire Chief requesting permission to accept the 2010 Port Security Grant for Water Rescue Training and Equipment. (City Grant Control Number 2010-048) (Res.10-2328)

**Recommendation of the Finance & Personnel Committee on**

**12-13-10:** That the City accept a 2010 Port Security Grant in an amount of \$32,000 (City Grant Control Number 2010-048) for dive rescue training and the purchase of miscellaneous equipment.

**Fiscal Note:** There is 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.**

[10-5846](#)

**Subject:** Communication from the Fire Chief requesting permission to apply for a 2011 Port Security grant for Water Rescue Equipment.

(City Grant Control Number 2010-049) (Res.10-2329)

**Recommendation of the Finance & Personnel Committee on**

**12-13-10:** That the City apply for a 2011 Port Security Grant in an amount of approximately \$50,000 (City Grant Control Number 2010-049) for additional dive rescue training and the purchase of miscellaneous equipment.

**Fiscal Note:** It is anticipated that the Federal Government will formally accept applications in early 2011 and that there will be 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.**

[10-5858](#)

**Subject:** Communication from Racine County Economic Development Corporation submitting for review and approval its 2011 Brownfields Contract with the City. (Res.10-2322)

**Recommendation of the Redevelopment Authority on 12-6-10:** that \$55,000 from the Intergovernmental Revenue Sharing Fund be used for the renewal of the RCEDC brownfields initiative contract for 2011.

Further, that the Mayor and City Clerk be authorized and directed to enter into the agreement with RCEDC.

**Fiscal Note:** The funds are available in the city's 2011 capital budget.

**Recommendation of the Finance & Personnel Committee on**

**12-13-10:** That the Mayor and City Clerk be authorized and directed to enter into the 2011 brownfields initiative contract with RCEDC.

**Fiscal Note:** The contract amount is \$55,000; no change from 2010. Source is the Intergovernmental Revenue Sharing Fund; the expenditure is included in the 2011 capital budget, account 919.000.5610.

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

[10-5864](#)

**Subject:** Communication from Public Health Administrator requesting to accept funding in the amount of \$205,422 from UW-Oshkosh for the Comprehensive Sanitary Survey Project for high risk Southern Wisconsin beaches. (Res.10-2330)

**Recommendation of the Finance & Personnel Committee on**

**12-13-10:** That the City accept funding in the amount of \$205,422 from the University of Wisconsin - Oshkosh (City Grant Control Number 2010-045) for the Comprehensive Sanitary Survey Project for

high risk southern Wisconsin Beaches.

**Fiscal Note:** The contract duration is 9/01/10 - 12/31/12. There is no match required on the part of the City. These are Federal funds derived from the Great Lakes Restoration Initiative for which UW-Oshkosh is acting as the fiscal agent.

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

[10-5894](#)

**Subject:** (Direct Referral) Communication from the Deputy City Attorney and the Human Resources Manager requesting to appear before the Finance & Personnel Committee to submit for consideration a collective bargaining agreement between the City of Racine and the Racine Police Association (RPA), covering the years 2011-2012 and 2013-2014. (Res.10-2331)

**Recommendation of the Finance & Personnel Committee on 12-13-10:** That the negotiated collective bargaining agreements between the Racine Police Association (RPA) and the City covering the years 2011-2012 and 2013-2014 be approved.

**Fiscal Note:** Additional year to year cost is as follows: 2011 -- \$19,500; 2012 -- \$152,533; 2013 - 154,058; 2014 -- \$291,306.

*Alderman Weidner requested that item 10-5894 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:** 13 - Shakoor, II, Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, McCarthy, DeHahn, Holding, Spangenberg and Mozol

**EXCUSED:** 1 - Wisneski

**ABSTENTIONS:** 1 - Weidner

[10-5896](#)

**Subject:** (Direct Referral) Communication from the City Administrator, Deputy City Attorney, and Human Resources Manager requesting to appear before the Finance & Personnel Committee to submit for consideration the continued collective bargaining agreement with Racine Dispatchers Association Local 356 and the City's responsibilities under Article 38 of such agreement. (Res.10-2332)

**Recommendation of the Finance & Personnel Committee on 12-13-10:** That the agreement continuing the collective bargaining agreement with the Racine Dispatchers Association, Local 356, and fulfilling the City's responsibilities under Article 38 of such agreement be approved.

**Fiscal Note:** \$27,283.80 in 2016

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

**10-5897**

**Subject:** (Direct referral) Communication from the Fire Chief requesting permission to enter into a computer software development agreement for Joint Dispatch. (Res.10-2325)

**Recommendation of the Finance & Personnel Committee on 12-13-10:** That the Mayor and City Clerk be authorized and directed to enter into a computer software development agreement for joint dispatch.

**Fiscal Note:** The estimated cost of the software development services is \$25,000 and funding is available in the Dispatch Budget, per City Administrator Friedel.

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

Council Action

**A motion was made by James T. Spangenberg, seconded by Q.A. Shakoor, II, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:**

**AYES:** 14 - Shakoor, II, Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, McCarthy, DeHahn, Holding, Spangenberg and Mozol

**EXCUSED:** 1 - Wisneski

**Public Works and Services Committee Report, by Ald. Holding**

**10-5765**

**Subject:** Communication from Village of Caledonia East Sewer Utility District submitting an easement contract for installation of facilities through the Racine Zoological property, 2131 North Main Street. (Res.10-2302)

**Recommendation of the Public Works and Services Committee on 11-30-10:** That the existing sanitary sewer easement agreement between the City of Racine and the Village of Caledonia East Sewer Utility District be amended to update the easement area and that the Temporary Construction Easement Agreement be approved as contained in Exhibit A (attached).

**Fiscal Note:** Not applicable.

**Recommendation of the Board of Parks, Recreation & Cultural Services on 12-8-10:** To approve the communication from the Village of Caledonia East Sewer Utility District submitting an easement



contract for installation of facilities through the Racine Zoological property, 2131 North Main Street, with the following conditions:

- City Attorney's office to review the specific conditions in the interest of the City.
- Refer to the Zoological Society for review and impact on the Zoo's master plan and future projects.

**Fiscal Note:** Not applicable.

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

10-5805

**Subject:** Communication from Ben LaForest on behalf of Great Atlantic & Pacific Tea Company offering to donate 1936 Edgewood Avenue to the City of Racine.

**Recommendation of the Public Works and Services Committee on 12-14-10:** That the donation of 1936 Edgewood Avenue be accepted with the stipulation that the City of Racine covers the 2010 taxes.

Further recommend that this item be referred to the Finance Committee for funding to pay the taxes and other costs associated with the property transfer.

**Fiscal Note:** The appraised value of this property is \$39,000.00 and the City of Racine will be waiving \$1,344.81 in taxes owed on this lot.

**This Communication was Referred to the Finance and Personnel Committee**

10-5808

**Subject:** Communication from the Assistant Commissioner of Public Works/Operations requesting to extend the existing Building Complex Janitorial Contract with MJI, Inc. (Res.10-2337)

**Recommendation of the Public Works and Services Committee on 12-14-10:** That the agreement with MJI, Inc., Franksville, WI, for janitorial service for the building complex, which ends March 31, 2011, be approved for a one (1) year extension at the current rate of \$106,800.00.

Further recommend that funding to defray the cost of these professional services are available in Account 404.000.560, Building Complex, Professional Services.

**Fiscal Note:** This contract was authorized by Resolution 08-1748, dated March 20, 2008, and will result in no increase in cost for the 2010 calendar year.

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

**10-5840**

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 1 to Contract 54-10 (K0-069), Professional Services - Review HVAC System at Racine Public Library, Arnold & O'Sheridan, consultant. (Res.10-2344)

**Recommendation of the Public Works and Services Committee on 12-14-10:** That Amendment No. 1 to Contract 54-10 (K0-069), Professional Services - Review HVAC System at Racine Public Library, Arnold & O'Sheridan, consultant, as submitted, be approved in the amount of \$9,800.00.

Further recommends that funding to defray the cost of these professional services be appropriated from Account 255.989.5010, Library HVAC Energy Audit.

**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.**

**10-5861**

**Subject:** Communication from the Assistant Commissioner of Public Works/Operations submitting the 2011 lease agreements for office space. (Res.10-2338)

**Recommendation of the Public Works and Services Committee on 12-14-10:** The Mayor and City Clerk be authorized and directed to enter into lease agreements for 2011 for rental of office space in the City Hall, City Hall Annex and Safety Building at the rental rates as submitted.

**Fiscal Note:** Rental rates will increase in 2011 due to the 2010 Consumer Price Index increasing by 1.6%. These leases will generate a total annual revenue of approximately \$87,927.04.

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

**10-5868**

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 1 on Contract 50-10 (K0-064), Generator Replacement-Racine Radio Tower, Great Lakes Electric, contractor. (Res.10-2346)

**Recommendation of the Public Works and Services Committee on 12-14-10:** That Change Order No. 1 on Contract 50-10 (K0-064), Generator Replacement-Racine Radio Tower, Great Lakes Electric,

contractor, be approved in the amount of \$1,520.00.

Further recommends that funding to defray the cost of this change order be appropriated from Account 266.991.5010, Radio Communications Generator.

**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.**

**10-5871**

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting Change Order No. 2 on Contract 10-10 (K0-010), 2010 Republic Avenue Reconstruction CDBG, A.W. Oakes and Son, contractor. (Res.10-2340)

**Recommendation of the Public Works and Services Committee on 12-14-10:** That Change Order No. 2 on Contract 10-10 (K0-010), 2010 Republic Avenue Reconstruction CDBG, A.W. Oakes & Son, Inc., contractor, as submitted, be approved in the deduct amount of \$20,855.31.

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

(\$14,058.31) - Account 890.030.5540, 2010 Street Resurfacing  
(\$ 1,360.00) - Account 287.990.5310, Sanitary Sewer Var. Locations  
(\$ 5,437.00) - Account 104.990.5420, Storm Sewer Misc. Locations  
(\$20,855.31) - Total

**Fiscal Note:** Change Order No. 2 will result in a decrease in contract price.

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

**10-5875**

**Subject:** (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 10-10 (K0-010) 2010 Republic Avenue Reconstruction C.D.B.G., A.W. Oakes & Sons, Inc., contractor. (Res.10-2341)

**Recommendation of the Public Works and Services Committee on 12-14-10:** That the work done by A.W. Oakes & Son, Inc. under Contract 10-10 (K0-010), 2010 Republic Avenue Reconstruction C.D.B.G., be accepted and final payment authorized for a total contract amount of \$452,805.57.

**Fiscal Note:** Contract was authorized under Resolution No. 10-1964,

dated April 19, 2010.

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

**10-5888**

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 2 to Contract 21-10 (K0-024), Professional Services - Festival Hall and Mound Cemetery AC, Graef-USA, Inc., consultant. (Res.10-2342)

**Recommendation of the Public Works and Services Committee on 12-14-10:** That Amendment No. 2 to Contract 21-10 (K0-024), Professional Services - Festival Hall and Mound Cemetery AC, Graef-USA, Inc., consultant, as submitted, be approved in the amount of \$14,300.00.

Further recommends that funding to defray the cost of these professional services be appropriated from Account 108.991.5010, Festival Hall Air Handler.

**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.**

**10-5889**

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 1 to Contract 22-10 (K0-025), Professional Services - Design Services for City Hall Facilities Plan Implementation-Phase III, Butterfield, Rudie & Seitz, consultant. (Res.10-2343)

**Recommendation of the Public Works and Services Committee on 12-14-10:** That Amendment No. 1 to Contract 22-10 (K0-025), Professional Services - Design Services for City Hall Facilities Plan Implementation-Phase III, Butterfield, Rudie & Seitz, consultant, as submitted, be approved in the amount of \$8,700.00.

Further recommends that funding to defray the cost of these professional services be appropriated from Account 777.050.5720, Infrastructure Expenses.

**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.**

**10-5890**

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 2 to Contract 1-10 (K0-001), Racine Public Library - 2nd Floor Remodeling, Absolute Construction Enterprises, Inc., contractor. (Res.10-2339)

**Recommendation of the Public Works and Services Committee on 12-14-10:** That Change Order No. 2 on Contract 1-10 (K0-001), Racine Public Public Library-Second Floor Remodeling, Absolute Construction Enterprises, Inc., contractor, be approved in the amount of \$3,183.00.

Further recommends that funding to defray the cost of this change order be appropriated from Account 255.699.5020, Remodel 2nd Floor (Trust).

**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.**

[10-5891](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 2 to Contract 17-10 (K0-017), State Street Bridge Repairs, Zenith Tech, Inc., contractor. (Res.10-2345)

**Recommendation of the Public Works and Services Committee on 1-12-10:** That Change Order No. 2 on Contract 17-10 (K0-017), State Street Bridge Repairs, Zenith Tech, Inc., contractor, be approved in the amount of \$44,075.00.

Further recommends that funding to defray the cost of this change order be appropriated from Account 930.077.5810, State Street Lift Bridge Repairs.

**Fiscal Note:** Funds are available as herein delineated and are fully reimbursable by the State of Wisconsin.

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

[10-5893](#)

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting a proposal from AECOM Technical Services, Inc. for 2011 Information Technology Consulting. (Res.10-2347)

**Recommendation of the Public Works and Services Committee on 12-24-10:** That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with AECOM Technical Services, Inc. for 2011 Information Technology Consulting, in the not-to-exceed amount of \$25,000.00.

Further recommends that funds to defray the cost of these professional services be appropriated from Account 101.130.5610,

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.**

10-5895

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineer submitting a proposal for Professional Services - Mound Avenue Underground Storm Water Treatment System. (Res.10-2348)

**Recommendation of the Public Works and Services Committee on 12-24-10:** That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with AECOM Technical Services, Inc. for Design Services for Mound Avenue Underground Stormwater Treatment System, in the not-to-exceed amount of \$33,800.00.

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

\$18,800.00 - Account 104.991.5420, Storm Sewer, Misc. Locations  
\$15,000.00 - Grant Control No. 2010-021  
\$33,800.00 - 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.**

10-5909

**Subject:** (Direct Referral) Communication from the City Administrator requesting approval of preliminary plans to upgrade the Laurel Clark Memorial Fountain.

**Recommendation of the Public Works and Services Committee on 12-14-10:** That the City of Racine accept the donation of design services from SC Johnson, A Family Company, for upgrades to the Laurel Clark Memorial Fountain.

**Fiscal Note:** There will be no cost to the City of Racine for these services.

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

Council Action

**A motion was made by Gregory Holding, seconded by Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following**

**vote:**

**AYES:** 14 - Shakoor, II, Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, McCarthy, DeHahn, Holding, Spangenberg and Mozol

**EXCUSED:** 1 - Wisneski

**Public Safety and Licensing Committee Report, by Ald. Maack****10-5788**

**Subject:** Communication from the Alderman of the 15h District requesting the City Attorney to draft an ordinance for repetitive unnecessary driving of motor vehicles known as "cruising."

**Recommendation of the Public Safety and Licensing Committee on 11-22-10:** Alderman Mozol made a motion to defer this until the December 13th meeting.

**Recommendation of the Public Safety and Licensing Committee on 12-13-10:** That the City Attorney draft an ordinance for repetitive unnecessary driving of motor vehicles known as "cruising." and bring it back to the Public Safety and Licensing Committee.

**Fical Note:** N/A

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

**10-5811**

**Subject:** (Direct Referral) (New) Application of Arbee's Liquors Jagdish Patel, Agent for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License 2062 Lathrop Ave. (11th District)

**Recommendation of the Public Safety and Licensing Committee on 12-13-10:** That the application of Arbee's Liquors Jagdish Patel, Agent for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License 2062 Lathrop Ave be approved.

**Fiscal Note:** N/A

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

**10-5812**

**Subject:** Communication from the Purchasing Agent and award recommendation regarding Official Notice 17, EMS Supplies for the Racine Fire Department for calendar year 2011. Funding for this expense in FY2011 is \$96,000 in account 101.300.5690. (Res.10-2335)

**Recommendation of the Public Safety and Licensing Committee on 12-13-10:** That the recommendation regarding Official Notice 17, EMS Supplies for the Racine Fire Department for calendar year 2011

be approved.

**Fiscal Note:** \$96,000 in account 101.300.5690.

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

10-5849

**Subject:** The following renewal application for "CLASS B" PUBLIC FACILITY Retail Fermented Malt Beverage Licenses for two year period ending DECEMBER 31, 2012. (Res.10-2336)

Venu Works of Racine, LLC  
(Festival Hall and Park )  
5 Fifth Street  
Rik Edgar - Agent

Venu Works of Racine, LLC  
(Memorial Hall)  
72-7th Street  
Rik Edgar - Agent.

**Recommendation of the Public Safety and Licensing Committee on 12-13-10:** That the renewal application for "CLASS B" PUBLIC FACILITY Retail Fermented Malt Beverage Licenses for two year period ending DECEMBER 31, 2012, be approved.

Venu Works of Racine, LLC  
(Festival Hall and Park )  
5 Fifth Street  
Rik Edgar - Agent

Venu Works of Racine, LLC  
(Memorial Hall)  
72-7th Street  
Rik Edgar - Agent.

**Fiscal Note:** N/A

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

10-5853

**Subject:** Communication from GURSIMR, LLC, Kuldip Ahuja, Agent, submitting a petition to exceed the Class A quota limit.

**Recommendation of the Public Safety and Licensing Committee on 12-13-10:** To allow GURSIMR, LLC, Kuldip Ahuja, Agent for 5302 Washington Ave to submit the application to exceed the Class A quota



limit.

**Fiscal Note:** N/A

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

**10-5855**

**Subject:** Communication from the Director of Parks, Recreation and Cultural Services requesting final payment for Contract 43-10 (K0-052) Boiler Replacement at Bryant Community Center and Wustum Museum by Martin Peterson Co., Inc. of Kenosha, WI. (Res.10-2333)

**Recommendation of the Public Safety and Licensing Committee on 12-13-10:** That the final payment for Contract 43-10 (K0-052) Boiler Replacement at Bryant Community Center and Wustum Museum by Martin Peterson Co., Inc. of Kenosha, WI be approved.

**Fiscal Note:** Funds are available as follows 990-680-5010 \$107,855.00 and 655.000.5980 \$42,000.

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

**10-5863**

**Subject:** Communication from the Alderman of the 12th District regarding the drafting of an ordinance for the regulation of Synthetic Cannabinoids in the City of Racine. (Ord.18-10)

**Recommendation of the Public Safety and Licensing Committee on 12-13-10:** That Attorney Weber draft an ordinance against possession of Synthetic Cannabinoids and bring it back to the Public Safety and Licensing Committee.

**Fiscal Note:** N/A

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

**10-5869**

**Subject:** (New) Application of Steel Rose, Abimael Gutierrez, for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 1518 Washington Avenue (3rd District).

**Recommendation of the Public Safety and Licensing Committee on 12-13-10:** That the application for a "Class B" license for 1518 Washington Avenue be approved with the following conditions.

1. The facility be opened solely as a banquet hall with both levels included.
2. The agent bring an updated application/business plan to the clerks office based on the conversation of 12-13-10 no later than the Common Council Meeting on 12-21-10.
3. Any changes in the new submitted applicationbusiness plan would have to be brought before the Public Safety and Licensing Committee but no

sooner than 6 months from the date of issue from the license.

4. Any infraction or violation of the license' issued will result in voluntary surrender by the business agent.

**Fiscal Note:** N/A

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

[10-5876](#)

**Subject:** (Direct Referral) Communication from the Purchasing Agent submitting the sale of abandoned vehicles for December 7, 2010.

**Recommendation of the Public Safety and Licensing Committee on 12-13-10:** That the sale of abandoned vehicles for December 7th, 2010 be received and filed.

**Fiscal Note:** This will generate \$10,947.01 in revenue.

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

[10-5880](#)

**Subject: Subject:** Communication from the Fire Chief requesting permission to waive formal bidding, authorizing and directing the Purchasing Agent to negotiate the purchase of a 2011 fire department ambulance from Foster Coach. (Res.10-2334)

**Recommendation of the Public Safety and Licensing Committee on 12-13-10:** That the request to waive formal bidding, authorizing and directing the Purchasing Agent to negotiate the purchase of a 2011 fire department ambulance from Foster Coach be approved.

**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 David L. Maack, seconded by Jim Kaplan, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:**

**AYES:** 14 - Shakoor, II, Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, McCarthy, DeHahn, Holding, Spangenberg and Mozol

**EXCUSED:** 1 - Wisneski

#### City Plan Commission Report, by Ald. Holding

[10-5850](#)

**Subject:** (Direct Referral) Request from John Thielen of Gateway Technical College seeking to amend a conditional use permit for Gateway Technical College campus at 1001 Main Street to construct

an addition to the "Tech Building" for a storage and repair facility for maintenance vehicles and equipment. (Res.10-2320)

**Recommendation of the Downtown Area Design Review**

**Commission on 12-2-10:** That the item be approved subject to conditions.

**Recommendation of the City Plan Commission on 12-8-10:** That the item be approved subject to conditions.

**Fiscal Note:** N/A

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

**10-5865**

**Subject:** (Direct Referral) Request by Richard Olson of Racine Indoor Motocross, LLC seeking an amendment to a condition of Res.10-2232 regarding access for a pedestrian river walk and/or bike path along Root River frontage at 526 Marquette Street. (Res.10-2319)

**Recommendation of the City Plan Commission on 12-8-10:** That the item be approved subject to conditions.

**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 Gregory Holding, seconded by Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

**AYES:** 14 - Shakoor, II, Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, McCarthy, DeHahn, Holding, Spangenberg and Mozol

**EXCUSED:** 1 - Wisneski

**10-5866**

**Subject:** (Direct Referral) Request from Tamara A. Beyer, DVM of Beechwood Veterinary Clinic seeking consideration of a request to amend a conditional use permit for 2625 Eaton Lane to allow overnight boarding of up to 30 dogs. (Res.10-2321)

**Recommendation of the City Plan Commission on 12-09-10:** That the item be approved subject to conditions.

**Fiscal Note:** N/A

*Alderman Holding requested that item 10-5866 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:** 13 - Shakoor, II, Coe, Shields, Hart, Kaplan, Wisner, Maack, Weidner, McCarthy, DeHahn, Holding, Spangenberg and Mozol

**EXCUSED:** 1 - Wisneski

**ABSTENTIONS:** 1 - Marcus

**Committee of the Whole Report, by Ald. Coe,**

**10-5338**

**Subject:** communication from the 15th District Alderman requesting to change the yearly system of repaving non-critical streets.

**Recommendation of the Committee of the Whole on 12-07-2010:**  
the Item be referred to Public Works and Services.

**Fiscal Note:** N/A

**This Communication was Referred to the Public Works and Services Committee**

**10-5710**

**Subject:** Request from the First District Alderman for a moratorium on City of Racine support for affordable housing developments until an analysis of housing affordability is completed. (Res. 10-2317)

**Recommendation of the Committee of the Whole on 12-07-2010:**  
that the following be adopted

WHEREAS, the Common Council of the City of Racine deems it necessary to develop a comprehensive plan for housing development, including:

1. Goals, objectives, principles, policies and standards upon which proposals for immediate and long-range enhancement, growth and development of the City are based;
2. Existing and proposed location and intensity of land uses;
3. Consideration of historic, visual and cultural resources. Natural resources and sensitive environmental areas;
4. Existing housing resources and future housing needs including affordable housing;
5. Present and future general location of cultural facilities, historic sites;
6. Existing and proposed recreational facilities and parkland; and

WHEREAS, the Common Council believes that substantial impacts in the City of Racine would occur if certain housing projects in the City are developed without the City having the benefit of City Development Department review and

recommendations together with developing appropriate standards and guidelines;  
and

WHEREAS, the Common Council therefore desires to delay blanket approvals of affordable housing projects as hereafter defined while the City Development Department analyzes affordable housing needs in conjunction with its comprehensive plan; and

WHEREAS, during this period of time, it is the intent of the City to consider site plan review and subdivision regulations and related land use regulations which will mitigate these impacts, will better protect the City's environment and its natural, visual and historic resources, and protect Racine's attractive character and will otherwise help to promote the health, safety and general welfare of its residents.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council places a moratorium on official statements of support for any affordable housing development, other than assisted living facilities, for a period of 18 months from the date of adoption of this resolution or until an analysis of housing affordability is completed, whichever comes earlier. Affordable Housing is defined as any housing in which a maximum rent is set by an agency of the state or federal government and/or rental units are available only to income-qualified tenants. Statements of Support include responses to Local Official Notification Forms submitted to the City by WHEDA or similar agencies.

FURTHER RESOLVED, that during the period of moratorium, the Department of City Development is authorized and directed to undertake an analysis of housing affordability that will include an inventory of the affordable housing now in the City, analyze whether additional affordable housing is needed, and assess the impact of additional affordable housing on individual neighborhoods as well as the City as a whole.

FURTHER RESOLVED, that the Common Council shall have the power to waive the application of any provision of this moratorium upon its determination, in its reasoned legislative discretion, that such waiver is required to alleviate undue hardship, is consistent with any proposed comprehensive plan site plan, and is consistent with the health, safety, and general welfare of the City. The hardship must be the result of unique circumstances, and the waiver must be the minimum necessary to alleviate the hardship.

**Fiscal Note:** N/A

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

[10-5856](#)

**Subject:** (Direct Referral) Communication from the City Attorney recommending that the Loan Board of Review consist of the following voting members: Director of City Development (or designee); Finance Director (or designee); Environmental Health Director (or designee); Chief Building Inspector (or designee); and one alderman appointed by the Mayor on an annual basis. The City Attorney (or designee) shall be a non-voting member.

FURTHER, that the Loan Board of Review be authorized to administer the Housing Rehabilitation Loan Program for properties with four or fewer dwelling units, including establishing administrative rules, procedures, and program policies; approval or disapproval of individual loan applications; and monitoring of existing loans to ensure compliance with the terms and conditions of the loans and collection of loan payments. Administration by the Board pursuant to this authorization shall not need further approval by the Common Council. In all other matters to come before the Board, the Board shall advise the Common Council and the alderman appointed to the Board shall report the Board's recommendations for approval by the Common Council.

Note: the Loan Board of Review was created by Resolution 6609 on February 5, 1980. (Res. 10-2318)

**Recommended:** that the Loan Board of Review, created by Resolution 6609 on February 5, 1980, shall consist of the following voting members: Director of City Development (or designee); Finance Director (or designee); Environmental Health Director (or designee); Chief Building Inspector (or designee); and one alderman appointed by the Mayor on an annual basis. The City Attorney (or designee) shall be a non-voting member.

FURTHER, that the Loan Board of Review be authorized to administer the Housing Rehabilitation Loan Program for properties with four or fewer dwelling units, including establishing administrative rules, procedures, and program policies; approval or disapproval of individual loan applications; and monitoring of existing loans to ensure compliance with the terms and conditions of the loans and collection of loan payments. Administration by the Board pursuant to this authorization shall not need further approval by the Common Council. In all other matters to come before the Board, the Board shall advise the Common Council and the alderman appointed to the Board shall report the Board's recommendations for approval by the Common Council.

**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 Jeff Coe, seconded by Q.A. Shakoor, II, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:**

**AYES:** 14 - Shakoor, II, Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, McCarthy, DeHahn, Holding, Spangenberg and Mozol

**EXCUSED:** 1 - Wisneski

**Office of the Mayor Report, by Ald. Coe,**

10-5879

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

Appoint Tracy Richters 333 Lake Ave Racine, 53403 to the Water Commission to fill the current vacancy set to expire October 1, 2011

Appoint Tracy Richters 333 Lake Ave Racine, 53403 to the Wastewater Commission to fill the current vacancy set to expire October 1, 2011

Appoint Kristen Kaprelian 421 Blaine Ave, Racine 53405 to the Board of Park, Recreation and Cultural Services, filling the current vacancy set to expire on April 1, 2011.

Reappoint Al Guetzlaff 3821 Alden Court, Racine 53405 to the Racine Sister City Planning Council for a term of 3 years, expiring 12/1/2013

Reappoint Keiko Skow 1526 Holmes Ave, Racine 53405 to the Racine Sister City Planning Council for a term of 3 years, expiring 12/1/2013

Reappoint Alice Peterson 115 South Indiana Street, Racine 53405 to the Racine Sister City Planning Council for a term of 3 years, expiring 12/1/2013

Reappoint Lisa Koenen 3500 Partridge Terrace, Racine 53404 to the Racine Sister City Planning Council for a term of 3 years, expiring 12/1/2013

Reappoint Alderman James Spangenberg 1238 Hayes Ave, Racine 53405 to the Business Improvement District Board 2 - West Racine to a 3 year term expiring 12/1/2013

Rappoint Alderman Terry McCarthy 317 West Blvd, Racine 53405 to the Business Improvement District Board 2 - West Racine to a 1 year term expiring 12/1/2011

Reappoint Joey LeGath 1423 Hickory, Racine 53405 to the Business Improvement District Board 1 - Downtown to a 3 year term expiring on December 1, 2013

Reappoint Lauren Klein 1328 Washington Ave, Racine 53403 to the Business Improvement District Board 3 - Uptown to a 3 year term expiring on December 31, 2013

Reappoint Andy Hay 1642 Washington Ave, Racine 53403 to the

Business Improvement District Board 3 - Uptown to a 3 year term expiring on December 31, 2013

Reappoint Guy Singer 1514 Junction Ave, Racine 53403 to the Business Improvement District Board 3 - Uptown to a 3 year term expiring on December 31, 2013

Reappoint Christopher Eperjesy 1328 Racine St, Racine 53403 to the Business Improvement District Board 3 - Uptown to a 3 year term expiring on December 31, 2013

Reappoint Alderman David Maack 2019 Erie St, Racine 53402 to the Business Improvement District Board 4 - Douglas Ave to a 1 year term expiring 12/31/2011

Reappoint DeWayne Perry 1300 Douglas Ave, Racine 53402 to the Business Improvement District Board 4 - Douglas Ave to a 2 year term expiring 12/31/2012

Reappoint Mitch Wemmert 2101 Douglas Ave, Racine 53402 to the Business Improvement District Board 4 - Douglas Ave to a 3 year term expiring 12/31/2013

Appoint Bob Carlson 2412 Douglas Ave, Racine 53402 to the Business Improvement District Board 4 - Douglas to a 3 year term expiring 12/31/2013

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

**AYES:** 14 - Shakoor, II, Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, McCarthy, DeHahn, Holding, Spangenberg and Mozol

**EXCUSED:** 1 - Wisneski

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

#### **10-5611**

**Subject:** Communication from Richard Christensen, 1831 Neptune Avenue requesting to meet with the appropriate committee to discuss some issues involving Johnson Park Golf Course.

**Recommendation of the Board of Parks, Recreation & Cultural Services 11-17-10:** To defer to the next meeting.

**Fiscal Note:** N/A.

**Recommendation of the Board of Parks, Recreation & Cultural**



**Services 12-8-10:** To receive and file the communication.

**Fiscal Note:** N/A.

**A motion was made that this Communication be Referred to the Board of Park, Recreation and Cultural Services, . The motion was APPROVED by the following vote:**

**AYES:** 14 - Shakoor, II, Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, McCarthy, DeHahn, Holding, Spangenberg and Mozol

**EXCUSED:** 1 - Wisneski

## H. Consent Agenda -Resolution

### [Res.10-2317](#)

Common Council places Moratorium on City of Racine support for affordable housing developments for a period of 18 months from the date of adoption of this resolution or until an analysis of housing affordability is completed, whichever comes first

WHEREAS, the Common Council of the City of Racine deems it necessary to develop a comprehensive plan for housing development, including:

1. Goals, objectives, principles, policies and standards upon which proposals for immediate and long-range enhancement, growth and development of the City are based;
2. Existing and proposed location and intensity of land uses;
3. Consideration of historic, visual and cultural resources. Natural resources and sensitive environmental areas;
4. Existing housing resources and future housing needs including affordable housing;
5. Present and future general location of cultural facilities, historic sites;
6. Existing and proposed recreational facilities and parkland; and

WHEREAS, the Common Council believes that substantial impacts in the City of Racine would occur if certain housing projects in the City are developed without the City having the benefit of City Development Department review and recommendations together with developing appropriate standards and guidelines; and

WHEREAS, the Common Council therefore desires to delay blanket approvals of affordable housing projects as hereafter defined while the City Development Department analyzes affordable housing needs in conjunction with its comprehensive plan; and

WHEREAS, during this period of time, it is the intent of the City to consider site plan review and subdivision regulations and related land use regulations

which will mitigate these impacts, will better protect the City's environment and its natural, visual and historic resources, and protect Racine's attractive character and will otherwise help to promote the health, safety and general welfare of its residents.

NOW, THEREFORE, BE IT RESOLVED, that the Common Council places a moratorium on official statements of support for any affordable housing development, other than assisted living facilities, for a period of 18 months from the date of adoption of this resolution or until an analysis of housing affordability is completed, whichever comes earlier. Affordable Housing is defined as any housing in which a maximum rent is set by an agency of the state or federal government and/or rental units are available only to income-qualified tenants. Statements of Support include responses to Local Official Notification Forms submitted to the City by WHEDA or similar agencies.

FURTHER RESOLVED, that during the period of moratorium, the Department of City Development is authorized and directed to undertake an analysis of housing affordability that will include an inventory of the affordable housing now in the City, analyze whether additional affordable housing is needed, and assess the impact of additional affordable housing on individual neighborhoods as well as the City as a whole.

FURTHER RESOLVED, that the Common Council shall have the power to waive the application of any provision of this moratorium upon its determination, in its reasoned legislative discretion, that such waiver is required to alleviate undue hardship, is consistent with any proposed comprehensive plan site plan, and is consistent with the health, safety, and general welfare of the City. The hardship must be the result of unique circumstances, and the waiver must be the minimum necessary to alleviate the hardship.

Fiscal Note: N/A

Sponsors: Jeff Coe

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2318**

Voting Members on Loan Board of Review be approved

Resolved, that the Loan Board of Review, created by Resolution 6609 on February 5, 1980, shall consist of the following voting members:

Director of City Development (or designee); Finance Director (or designee); Environmental Health Director (or designee); Chief Building Inspector (or designee); and one alderman appointed by the Mayor on an annual basis. The City Attorney (or designee) shall be a non-voting member.

Further Resolved, that the Loan Board of Review be authorized to administer the Housing Rehabilitation Loan Program for properties with

four or fewer dwelling units, including establishing administrative rules, procedures, and program policies; approval or disapproval of individual loan applications; and monitoring of existing loans to ensure compliance with the terms and conditions of the loans and collection of loan payments. Administration by the Board pursuant to this authorization shall not need further approval by the Common Council. In all other matters to come before the Board, the Board shall advise the Common Council and the alderman appointed to the Board shall report the Board's recommendations for approval by the Common Council.

Fiscal Note: N/A

Sponsors: Jeff Coe and Eric Marcus

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2319**

Amendment to condition on Resolution No. 10-2232 regarding access for pedestrian river walk and/or bike path along Root River frontage at 526 Marquette Street be approved

Resolved, that the request by Richard Olson of Racine Indoor Motocross, LLC seeking an amendment to a condition of Res. 10-2232 regarding access for a pedestrian river walk and/or bike path along Root River frontage at 526 Marquette Street be approved, subject to the following amended language for condition "8":

"(8) That a site plan be submitted for the review and approval of the Director of City Development with the illustration of a ten (10) feet wide non-exclusive pedestrian and/or bicycle right of way along the property's Root River frontage, and with the text labeling the illustration as "Ten (10) feet wide, non-exclusive, future controlled access pedestrian and/or bicycle right of way amenity to be constructed and maintained by the City of Racine or its designee." A Memorandum of Agreement shall be recorded with the Racine County Register of Deeds. Nothing in this condition shall obligate the property owner to remove or alter the existing building, or the City of Racine or its designee to construct subject amenity."

Fiscal Note: N/A

Sponsors: Gregory Holding

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2320**

Amendment to Conditional Use Permit for Gateway Technical College campus at 1001 Main Street to construct an addition to the "Tech Building" for a storage and repair facility for maintenance vehicles and equipment be approved with stipulations

Resolved, that the request from John Thielen of Gateway Technical College seeking to amend a Conditional Use Permit for Gateway Technical College Campus at 1001 Main Street to construct an

addition to the "Tech Building" for a storage and repair facility for maintenance vehicles and equipment be approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on December 8, 2010 be approved subject to the conditions contained herein.
- b. That all codes and ordinances be complied with and applicable permits acquired.
- c. 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.
- d. That this Conditional Use Permit is subject to review by the Plan Commission for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Gregory Holding

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2322**

Mayor and City Clerk be authorized to enter into the 2011 Brownfields Initiative Contract with RCEDC

Resolved, the Mayor and City Clerk be authorized and directed to enter into the 2011 brownfields initiative contract with RCEDC for the period of January 1, 2011 to December 31, 2011.

Fiscal Note: The contract amount is \$55,000; no change from 2010. Source is the intergovernmental Revenue Sharing Fund; the expenditure is included in the 2011 capital budget, Account 919.000.5610.

Sponsors: James T. Spangenberg

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2323**

Mayor and City Clerk be authorized to enter into an agreement with Racine County Economic Development Corporation for Economic Development Services for the 2011 calendar year

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with RCEDC for Economic Development Services for the 2011 calendar year at a cost of \$67,000.

Fiscal Note: Funding of \$67,000 is budgeted in 2011 in Account 101.150.5630.

Sponsors: James T. Spangenberg

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2324**

Developer's Agreement for Water Main Construction in the Village of Sturtevant be approved and Mayor and City Clerk be authorized to enter into the Developer's Agreement for Water Main Construction in the Village of Sturtevant

Resolved, that the Developer's Agreement for Water Main Construction in the Village of Sturtevant be approved, and that the Mayor and City Clerk be authorized and directed to enter into the agreement.

Fiscal Note: No City funds or Utility funds will be spent on this project.

Sponsors: James T. Spangenberg

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2325**

Mayor and City Clerk be authorized to enter into a computer software development agreement with Pro-Phoenix for Joint Dispatch Services

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a computer software development agreement for joint dispatch with Pro-Phoenix.

Fiscal Note: The estimated cost of the software development services is \$25,000 and funding is available in the Dispatch Budget, per City Administrator Friedel.

Sponsors: James T. Spangenberg

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2326**

Fire Chief be granted permission to accept a 2010 Department of Homeland Security Urban Area Security Initiative Grant, and the Mayor and City Clerk be authorized and directed to enter into the grant agreement

Resolved, that the Fire Chief be granted permission to accept a 2010 Department of Homeland Security Urban Area Security Initiative Grant in an amount of \$45,000 (City Grant Control Number 2010-050) for the purchase of a fire fighting foam trailer to be used in fighting hydrocarbon-based fires, and the Mayor and City Clerk be authorized and directed to enter into the grant agreement.

Fiscal Note: There is no match required on the part of the City.

Sponsors: James T. Spangenberg

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2327**

Fire Chief be granted permission to accept a UASI, Department of Home Security Grant, for enhanced Chemical Monitoring Equipment, and the Mayor and City Clerk be authorized and directed to enter into the grant agreement

Resolved, that the Fire Chief be granted permission to accept a 2010 Department of Homeland Security Urban Area Security Initiative Grant in an amount of \$50,000 (City Grant Control Number 2010-051) for the purchase of PlumeRae chemical monitoring devices for deployment during a "Weapons of Mass Destruction" or chemical emergency in the area, and the Mayor and City Clerk be authorized and directed to enter into the grant agreement.

Fiscal Note: There is no match required on the part of the City.

Sponsors: James T. Spangenberg

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2328**

Fire Chief be granted permission to accept a 2010 Port Security Grant for Water Rescue Training and Equipment, and the Mayor and City Clerk be authorized to enter into the grant agreement

Resolved, that the Fire Chief be granted permission to accept a 2010 Port Security Grant in an amount of \$32,000 (City Grant Control Number 2010-048) for dive rescue training and the purchase of miscellaneous equipment, and the Mayor and City Clerk be authorized and directed to enter into the grant agreement.

Fiscal Note: There is no match required on the part of the City.

Sponsors: James T. Spangenberg

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2329**

Fire Chief be granted permission to apply for a 2011 Port Security Grant for Water Rescue Equipment

Resolved, that the Fire Chief be granted permission to apply for a 2011 Port Security Grant in an amount of approximately \$50,000 (City Grant Control Number 2010-049) for additional dive rescue training and the purchase of miscellaneous equipment.

Fiscal Note: It is anticipated that the Federal Government will formally accept applications in early 2011 and that there will be no match required on the part of the City.

Sponsors: James T. Spangenberg

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2330**

Public Health Administrator be granted permission to accept funding from the University of Wisconsin-Oshkosh for Comprehensive Sanitary Survey Project for high risk Southern Wisconsin beaches, and the Mayor and City Clerk be authorized to enter into the agreement

Resolved, that the Public Health Administrator be granted permission to accept funding in the amount of \$205,422 from the University of Wisconsin - Oshkosh (City Grant Control Number 2010-045) for the Comprehensive Sanitary Survey Project for high risk southern Wisconsin Beaches, and the Mayor and City Clerk be authorized and directed to enter the agreement.

Fiscal Note: The contract duration is 9/01/10 - 12/31/12. There is no match required on the part of the City. These are Federal funds derived from the Great Lakes Restoration Initiative for which UW-Oshkosh is acting as the fiscal agent.

Sponsors: James T. Spangenberg

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2332**

Agreement continuing the Collective Bargaining Agreement with the Racine Dispatchers Association, Local 356, and the fulfilling the City's responsibilities under Article 38 of the Agreement, be approved

Resolved, that the agreement continuing the Collective Bargaining Agreement with the Racine Dispatchers Association, Local 356, and fulfilling the City's responsibilities under Article 38 of such agreement be approved.

Fiscal Note: \$27,283.80 in 2016.

Sponsors: James T. Spangenberg

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2333**

Work on Contract 43-10 (K0-052), Boiler Replacement at Bryant Community Center and Wustum Museum, Martin Peterson Co., Inc., contractor, be approved and final payment authorized

Resolved, that the work on Contract 43-10 (K0-052), Boiler Replacement at Bryant Community Center and Wustum Museum by Martin Peterson Co., Inc. of Kenosha, WI be approved, and final payment authorized for a total contract amount of \$150,655.00 .

Fiscal Note: Funds are available as follows: Acct. 990-680-5010, Bryant Center Replace Boiler, \$107,855.00, and Acct. 655.000.5980, Wustum

HVAC, \$42,800.

**Sponsors:** Aron Wisneski

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2334**

Formal bidding procedures be waived and the Purchasing Agent be authorized and directed to negotiate the purchase of a 2011 fire department ambulance from Foster Coach

Resolved, that formal bidding procedures be waived and the Purchasing Agent be authorized and directed to negotiate with Foster Coach of Sterling, Illinois for the purchase of a 2011 ambulance for the Fire Department.

**Fiscal Note:** N/A

**Sponsors:** Aron Wisneski

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2335**

Recommendation regarding Official Notice 17, EMS Supplies for the Racine Fire Department for calendar year 2011, be approved

Resolved, that the recommendation regarding Official Notice 17, EMS Supplies for the Racine Fire Department for calendar year 2011, be approved.

**Fiscal Note:** Funding for this expense in FY2011 is \$96,000, Account 101.300.5690.

**Sponsors:** Aron Wisneski

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2336**

Public Facility Permit for Venu Works of Racine, LLC (Festival Hall and Park), and Venu Works of Racine, LLC (Memorial Hall), for a two year period ending December 31, 2012, be approved

Resolved, that the following establishments be granted a public facilities permit for a two year period ending December 31, 2012:

Venu Works of Racine, LLC            5 Fifth Street  
(Festival Hall and Park )  
Rik Edgar - Agent

Venu Works of Racine, LLC            72-7th Street  
(Memorial Hall)  
Rik Edgar - Agent



Fiscal Note: N/A

Sponsors: Aron Wisneski

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2337**

Existing agreement with MJJ, Inc., for janitorial service for the Building Complex be extended for one year

Resolved, that the agreement with MJJ, Inc., Franksville, WI, for janitorial service for the building complex, which ends March 31, 2011, be approved for a one (1) year extension at the current rate of \$106,800.00, and that the Mayor and City Clerk be authorized and directed to enter into the agreement.

Further resolved, that funding to defray the cost of these professional services are available in Account 404.000.560, Building Complex, Professional Services.

Fiscal Note: This contract was authorized by Resolution 08-1748, dated March 20, 2008, and will result in no increase in cost for the 2010 calendar year.

Sponsors: Gregory Holding

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2338**

Mayor and City Clerk be authorized and directed to enter into lease agreements for 2011 for rental of office space in the City Hall, City Hall Annex and Safety Building at submitted rental rates

Resolved, that the Mayor and City Clerk be authorized and directed to enter into lease agreements for 2011 for rental of office space in the City Hall, City Hall Annex and Safety Building at the rental rates as submitted.

Fiscal Note: Rental rates will increase in 2011 due to the 2010 Consumer Price Index increasing by 1.6%. These leases will generate a total annual revenue of approximately \$87,927.04.

Sponsors: Gregory Holding

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2339**

Change Order No. 2 on Contract 1-10, (K0-001), Racine Public Library-Second Floor Remodeling, Absolute Construction Enterprises, Inc., be approved

Resolved, that Change Order No. 2 on Contract 1-10 (K0-001), Racine Public Library-Second Floor Remodeling, Absolute Construction Enterprises, Inc., contractor, be approved in the amount of \$3,183.00.

Further recommends that funding to defray the cost of this change order be appropriated from Account 255.699.5020, Remodel 2nd Floor (Trust).

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2340**

Change Order No. 2 on Contract 10-10 (K0-010), 2010 Republic Avenue Reconstruction CDBG, A.W. Oakes and Son, Inc., contractor, be approved

Resolved, that Change Order No. 2 on Contract 10-10 (K0-010), 2010 Republic Avenue Reconstruction CDBG, A.W. Oakes & Son, Inc., contractor, as submitted, be approved in the deduct amount of \$20,855.31.

Further resolved, that the funding accounts be adjusted by the following amounts:

(\$14,058.31) - Account 890.030.5540, 2010 Street Resurfacing  
(\$ 1,360.00) - Account 287.990.5310, Sanitary Sewer Var. Locations  
(\$ 5,437.00) - Account 104.990.5420, Storm Sewer Misc. Locations  
(\$20,855.31) - Total

Fiscal Note: Change Order No. 2 will result in a decrease in contract price.

Sponsors: Gregory Holding

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2341**

Work done by A.W. Oakes & Son, Inc., under Contract 10-10 (K0-010), 2010 Republic Avenue Reconstruction C.D.B.G., be accepted and final payment authorized

Resolved, that the work done by A.W. Oakes & Son, Inc. under Contract 10-10 (K0-010), 2010 Republic Avenue Reconstruction C.D.B.G., be accepted and final payment authorized for a total contract amount of \$452,805.57.

Fiscal Note: Contract was authorized under Resolution No. 10-1964, dated April 19, 2010.

Sponsors: Gregory Holding

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2342**

Amendment No. 2 to Contract 21-10 (K0-024), Professional Services-Festival Hall and Mound Cemetery AC, Graef-USA, Inc., consultant, be approved

Resolved, that Amendment No. 2 to Contract 21-10 (K0-024), Professional Services - Festival Hall and Mound Cemetery AC, Graef-USA, Inc., consultant, as submitted, be approved in the amount of \$14,300.00.

Further resolved, that funding to defray the cost of these professional services be appropriated from Account 108.991.5010, Festival Hall Air Handler.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2343**

Amendment No. 1 to Contract 22-10 (K0-025), Professional Services - Design Services for City Hall Facilities Plan Implementation- Phase III, Butterfield, Rudie & Seitz, consultant, be approved

Resolved, that Amendment No. 1 to Contract 22-10 (K0-025), Professional Services - Design Services for City Hall Facilities Plan Implementation-Phase III, Butterfield, Rudie & Seitz, consultant, as submitted, be approved in the amount of \$8,700.00.

Further resolved, that funding to defray the cost of these professional services be appropriated from Account 777.050.5720, Infrastructure Expenses.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2344**

Amendment No. 1 to Contract 54-10 (K0-069), Professional Services - Review HVAC System at Racine Public Library, Arnold & O'Sheridan, consultant, be approved

Resolved, that Amendment No. 1 to Contract 54-10 (K0-069), Professional Services - Review HVAC System at Racine Public Library, Arnold & O'Sheridan, consultant, as submitted, be approved in the amount of \$9,800.00.

Further resolved, that funding to defray the cost of these professional services be appropriated from Account 255.989.5010, Library HVAC Energy Audit.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2345**

Change Order No. 2 on Contract 17-10 (K0-017). State Street Bridge Repairs, Zenith Tech, Inc., contractor, be approved

Resolved, that Change Order No. 2 on Contract 17-10 (K0-017), State Street Bridge Repairs, Zenith Tech, Inc., contractor, be approved in the amount of \$44,075.00.

Further resolved, that funding to defray the cost of this change order be appropriated from Account 930.077.5810, State Street Lift Bridge Repairs.

Fiscal Note: Funds are available as herein delineated and are fully reimbursable by the State of Wisconsin.

Sponsors: Gregory Holding

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2346**

Change Order No. 1 on Contract 50-10 (K0-064), Generator Replacement-Racine Radio Tower, Great Lakes Electric, contractor, be approved

Resolved, that Change Order No. 1 on Contract 50-10 (K0-064), Generator Replacement-Racine Radio Tower, Great Lakes Electric, contractor, be approved in the amount of \$1,520.00.

Further resolved, that funding to defray the cost of this change order be appropriated from Account 266.991.5010, Radio Communications Generator.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2347**

Mayor and City Clerk be authorized and directed to enter into a Professional Services Agreement with AECOM Technical Services, Inc., for 2011 Information Technology Consulting

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a Professional Services Agreement with AECOM Technical Services, Inc., for 2011 Information Technology Consulting, in the

not-to-exceed amount of \$25,000.00.

Further resolved, that funds to defray the cost of these professional services be appropriated from Account 101.130.5610, Professional Services.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

**Res.10-2348**

Mayor and City Clerk be authorized and directed to enter into a Professional Services Agreement with AECOM Technical Services, Inc., for Design Services for Mound Avenue Underground Stormwater Treatment System

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a Professional Services Agreement with AECOM Technical Services, Inc., for Design Services for Mound Avenue Underground Stormwater Treatment System, in the not-to-exceed amount of \$33,800.00.

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

\$18,800.00 - Account 104.991.5420, Storm Sewer, Misc. Locations  
\$15,000.00 - Grant Control No. 2010-021  
\$33,800.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

**A motion was made that this Resolution be Adopted. The motion was APPROVED.**

Council Action

**A motion was made by Jeff Coe, seconded by Q.A. Shakoor, II, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:**

**AYES:** 14 - Shakoor, II, Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, McCarthy, DeHahn, Holding, Spangenberg and Mozol

**EXCUSED:** 1 - Wisneski

**Resolutions**

**Res.10-2321**

Amend Conditional Use Permit for 2625 Eaton Lane to allow overnight boarding of up to 30 dogs be approved with stipulations

Resolved, that the request from Tamara A. Beyer, DVM of Beechwood Veterinary Clinic, seeking consideration of a request to amend a Conditional Use Permit for 2625 Eaton Lane to allow overnight boarding of up to 30 dogs be approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on December 8, 2010 be approved subject to the conditions contained herein.
- b. That all conditions as contained in Resolution No. 5245 be complied with unless otherwise amended herein.
- c. That the maximum hours of operation that the facility is to be open to the public are from 6:00 a.m. to 9:00 p.m. daily
- d. That pet drop-off and pick-up for boarding services not be conducted later than 9:00 p.m. daily.
- e. That the maximum hours during which outdoor activities may be conducted are between 9:00 a.m. and 9:00 p.m. daily.
- f. That all codes and ordinances be complied with and applicable permits acquired.
- g. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Common Council.
- h. That this permit is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Gregory Holding

**A motion was made by Coe, seconded by Shakoor, II, that this Resolution be Adopted. The motion was APPROVED by the following vote:**

**AYES:** 13 - Shakoor, II, Coe, Shields, Hart, Kaplan, Wisner, Maack, Weidner, McCarthy, DeHahn, Holding, Spangenberg and Mozol

**EXCUSED:** 1 - Wisneski

**ABSTENTIONS:** 1 - Marcus

**Res.10-2331**

Negotiated Collective Bargaining Agreements between the Racine Police Association and the City covering years 2011-2012 and 2013-2014 be approved

Resolved, that the negotiated collective bargaining agreements between the Racine Police Association (RPA) and the City covering the years

2011-2012 and 2013-2014 be approved.

Fiscal Note: Additional year to year cost is as follows: 2011 -- \$19,500; 2012 -- \$152,533; 2013 - 154,058; 2014 -- \$291,306.

Sponsors: James T. Spangenberg

**A motion was made by Coe, seconded by Shakoor, II, that this Resolution be Adopted. The motion was APPROVED by the following vote:**

**AYES:** 13 - Shakoor, II, Coe, Marcus, Shields, Hart, Kaplan, Wisner, Maack, McCarthy, DeHahn, Holding, Spangenberg and Mozol

**EXCUSED:** 1 - Wisneski

**ABSTENTIONS:** 1 - Weidner

## J. Ordinances

### Ord.18-10

Ordinance No. 18-10

To create Section 66-262, of the Municipal Code of the City of Racine Wisconsin relating to Chapter 66, Offenses, Article X, Marijuana and Drug Paraphernalia, Division 2: Marijuana.

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

#### Part 1:

Section 66-262 of the Municipal Code of the City of Racine is hereby created to read as follows:

"Sec. 66-262. Synthetic cannabinoid prohibited.

(a) Possession, use and sale are illegal. It shall be illegal for any person to use, possess, purchase, attempt to purchase, sell, publically display for sale or attempt to sell, give or barter any one or more of the following chemicals whether under the common street or trade names of "Spice", "K2", "Genie", "Yucatan Fire", "fake", or "new" marijuana, or by any other name, label or description:

(1) (6aR, 10aR)-9-(hydroxymethyl)-6, 6dimethyl-3(2methyloctan-2yl)-6a, 7, 10, 10a-tetrahydrobenzo [c] chromen-1-indole-some trade or other names: HU-210.

(2) 1-Pentyl-3-(1-naphthoyl) indole-some trade or other names: JWH-018/spice.

(3) 1-Butyl-3-(1-naphthoyl) indole-some trade or other names: JWH-073.

(4) 1-(3{trifluoromethylphenyl}) piperazine-some trade or other names: TFMPP.

(5) Or any similar structural analogs.

Medical or dental use allowed. Acts otherwise prohibited shall not be unlawful if done by or under the direction or prescription of a licensed physician, dentist or other medical health professional authorized to direct or prescribe such acts, provided that such use is permitted under state and federal laws.

(b) Penalties.

Any person violating this ordinance shall be subject to the following forfeitures:

(1) Possession/use. A forfeiture of three hundred dollars to five hundred dollars, exclusive of costs, and upon failure to pay the same shall be confined in the county jail for not more than thirty days.

(2) Sale. A forfeiture of two thousand dollars to three thousand dollars, exclusive of costs, and upon failure to pay the same shall be confined in the county jail for not more than thirty days.”

Part 2:

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

Passed by the Common Council:

\_\_\_\_\_

Approved: \_\_\_\_\_

\_\_\_\_\_

Mayor

Attest:

\_\_\_\_\_

City Clerk

Fiscal Note: N/A

Sponsors: Aron Wisneski

**Referred to Public Safety and Licensing Committee**

**K. Adjourn**



The meeting was adjourned at 8:25p.m. by Alderman Shakoor. The next scheduled meeting of the Council is January 4, 2011.

ATTEST: JANICE M. JOHNSON-MARTIN  
CITY CLERK