



City of Racine

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

Meeting Minutes - Final Common Council

Mayor John T. Dickert, Alderman Q.A. Shakoor, II, Alderman Michael Shields, Alderman Ronald D. Hart, Alderman Jim Kaplan, Alderman Dennis Wiser, Alderman Sandy Weidner, Alderman Terry McCarthy, Alderman Raymond DeHahn, Alderman Gregory Holding, Alderman Robert Mozol, Alderman O. Keith Fair, Alderman Melissa Kaprelian-Becker, Alderman James Morgenroth, Alderman Krystyna Sarrazin, Alderman Molly Hall

Tuesday, October 2, 2012

7:00 PM

Room 205, City Hall

A. Call To Order

PRESENT: 12 - Fair, Kaprelian-Becker, DeHahn, McCarthy, Holding, Morgenroth, Mozol, Wiser, Kaplan, Shakoor, II, Weidner and Sarrazin
EXCUSED: 3 - Shields, Hart and Hall

B. Pledge of Allegiance To The Flag

Mayor Dickert 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 Kaplan.

D. Public Comments

There was no one signed up for Public Comments.

E. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

[12-8176](#)

Subject: Communication from the Chief of Police requesting to discuss their request to apply for and accept the Wisconsin Department of Transportation 2013 Alcohol Enforcement Mobilization grant (Grant Control #2012-030).

Referred to Finance and Personnel Committee

[12-8177](#)

Subject: Communication from the Chief of Police requesting to apply for and accept the Wisconsin Department of Transportation 2013 Seat Belt Safety Grant (Grant Control #2012-031).

Referred to Finance and Personnel Committee

[12-8178](#)

Subject: Communication from the Chief of Police requesting to apply for and accept the Wisconsin Department of Transportation 2013 Speed Enforcement Mobilization Grant (Grant Control #2012-032).

Referred to Finance and Personnel Committee

[12-8180](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting permission to have Nassco provide a free on-site demonstration to strip and wax the gym floor at the Cesar Chavez Community Center. Materials and labor will be provided by Nassco as a donation.

Referred to Finance and Personnel Committee

[12-8197](#)

Subject: communication from the City Attorney submitting the claim of Danielle Ours for consideration.

Referred to Finance and Personnel Committee

[12-8198](#)

Subject: communication from the City Attorney submitting the claim of Roy Ours for consideration.

Referred to Finance and Personnel Committee

[12-8199](#)

Subject: communication from the City Attorney submitting the claim of John Huck for consideration.

Referred to Finance and Personnel Committee

[12-8200](#)

Subject: communication from the City Attorney submitting the claim of Janet Venegas for consideration.

Referred to Finance and Personnel Committee

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

[12-8174](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Odd Fellows Bistro at 817 Main St., Emily J. Day, Agent. **(1st District)**

Referred to Public Safety and Licensing Committee

[12-8189](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for R & B Latin Club, located at 1600 Douglas Avenue., Brenda Torres, Agent. **(4th District)**

Referred to Public Safety and Licensing Committee

[12-8195](#)

Subject: Communication from Kathy Salazar, owner of Dairy Queen,

3320 Douglas Ave, Racine WI concerning events surrounding the business located at 3316 Douglas Ave.

Referred to Public Safety and Licensing Committee

[12-8203](#)

Subject: Communication from James Schutz, Open Pantry 2731 Durand Ave requesting review of licensing restrictions established by the Public Safety and Licensing Committee.

Referred to Public Safety and Licensing Committee

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[12-8130](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations requesting permission to accept a Focus on Energy Grant for upgrades to boiler burners that feed City Hall and the Safety Building (Grant Control No. 2012-025). (RES No. 12-3341)

Recommendation of the Finance & Personnel Committee on 9-24-12: Permission be granted for the Assistant Commissioner of Public Works/Operations to accept a Focus on Energy Grant for upgrades to boiler burners that feed City Hall and the Safety Building (Grant Control #2012-025).

Fiscal Note: The estimated project cost is \$154,000 and will result in an estimated annual energy cost savings of \$3,745. The grant is in the amount of \$1,617.60 which will fund future projects.

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

[12-8138](#)

Subject: Communication from the Public Health Administrator requesting permission to apply and accept \$64,991 from the Wisconsin Department of Health Services for Public Health Emergency Preparedness and Response (PHEP). (Grant Control #2012-029) (RES No. 12-3343)

Recommendation of the Finance & Personnel Committee on 9-24-12: Permission be granted for the Public Health Administrator to apply for and accept \$64,991 from the Wisconsin Department of Health Services for Public Health Emergency Preparedness and Response (PHEP) and that the Mayor and City Clerk be authorized and directed to enter into a contract agreement with the Wisconsin Department of Health Services for Public Health Emergency Preparedness and Response (PHEP). (Grant Control #2012-025).

Fiscal Note: There is no City match required.

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

[12-8142](#)

Subject: Communication from the Public Health Administrator requesting permission to apply for and accept \$26,748 from the State of Wisconsin represented by its Division of Public Health of the Department of Health Services for Public Health Emergency Preparedness and Response - CRI. (Grant Control #2012-028) (RES No. 12-3344)

Recommendation of the Finance & Personnel Committee on

9-24-12: Permission be granted for the Public Health Administrator to apply for and accept \$26,748 from the State of Wisconsin represented by its Division of Public Health of the Department of Health Services for Public Health Emergency Preparedness and Response - CRI and that the Mayor and City Clerk be authorized and directed to enter into a contract agreement with the State of Wisconsin represented by its Division of Public Health of the Department of Health Services for Public Health Emergency Preparedness and Response - CRI. (Grant Control #2012-028).

Fiscal Note: There is no City match required.

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

[12-8143](#)

Subject: Communication from the Public Health Administrator requesting permission to apply for and accept \$99,034.53 from the Root-Pike Watershed Initiative Network for water quality monitoring at 16 sites in the watershed. (RES No. 12-3345)

Recommendation of the Finance & Personnel Committee on

9-24-12: That the Mayor and City Clerk be authorized and directed to enter into a contract with the Root-Pike Watershed Initiative Network to accept \$99,034.53 for water quality monitoring at 16 sites in the watershed.

Fiscal Note: There is no City match required.

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

[12-8144](#)

Subject: Communication from the Interim Assistant Director of City Development submitting a request from the Board of Business Improvement District No. 4 - Douglas Avenue for approval of its 2013 Operating Plan. . (RES No. 12-3339)

Recommendation of the Finance & Personnel Committee on

9-24-12: That the 2013 Operating Plan for the Board of Business

Improvement District No. 4 - Douglas Avenue dated September 6, 2012, be approved and the Finance Director be authorized and directed to place the special assessments listed in the plan on the property tax bills of the parcels within the District.

Fiscal Note: It is estimated \$58,000 will be raised through B.I.D. assessments to be disbursed to the Douglas Avenue B.I.D.

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

[12-8145](#)

Subject: Communication from the Interim Assistant Director of City Development submitting a request from the Board of Business Improvement District No. 3 - Uptown for approval of its 2013 Operating Plan. . (RES No. 12-3340)

Recommendation of the Finance & Personnel Committee on 9-24-12: That the 2013 Operating Plan for the Board of Business Improvement District No. 3 - Uptown dated September 7, 2012, be approved and the Finance Director be authorized and directed to place the special assessments listed in the plan on the property tax bills of the parcels within the District.

Fiscal Note: It is estimated \$38,000 will be raised through B.I.D. assessments to be disbursed to the Uptown B.I.D.

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

[12-8147](#)

Subject: Communication from the Public Health Administrator requesting permission to apply for and accept \$4,250 from the Bay Lake Regional Planning Commission to complete a beach sanitary survey project. (RES No. 12-3346)

Recommendation of the Finance & Personnel Committee on 9-24-12: That the Mayor and City Clerk be authorized and directed to enter into a contract agreement with the Bay Lake Regional Planning Commission to accept \$4,250 to complete a beach sanitary survey project.

Fiscal Note: There is no City match required.

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

[12-8160](#)

Subject: Communication from the Public Health Administrator requesting permission to accept \$1,000 from the Kenosha-Racine Bicycle Club for the Health Department's "Be Seen in Racine" public safety program. (RES No. 12-3347)

Recommendation of the Finance & Personnel Committee on

9-24-12: Permission be granted for the Public Health Administrator to accept \$1,000 from the Kenosha-Racine Bicycle Club for the Health Department's "Be Seen in Racine" public safety program and that an appropriate letter of thanks be sent.

Fiscal Note: There is no City match required.

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

12-8163

Subject: Communication from the Alderman of the Thirteenth District requesting to discuss revising the interest rate for home owners to finance alley and sidewalk improvements. (RES No. 12-3338)

Recommendation of the Finance & Personnel Committee on

9-24-12: To approve in concept revising the interest rate for home owners to finance street and sidewalk improvement assessments as presented with a cap on the rate change either way and to direct the attorney's office to draft the appropriate resolution and ordinance.

Fiscal Note: The rate would be based on the average prime rate over the last 10 years plus an additional .5% administrative charge, total rate rounded to the nearest .5%. The rate will be reviewed every 5 years but there will be a cap on the rate change either way.

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

12-8169

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer, on behalf of the Racine Harbor Commission and the Park, Recreation and Cultural Services Department, requesting authorization to apply for a State of Wisconsin DNR Waterways Commission Financial Grant for a boat washdown station at the 5th Street Boat Launch. (Grant Control #2012-033) (RES No. 12-3342)

Recommendation of the Finance & Personnel Committee on

9-24-12: Permission be granted for the Assistant Commissioner of Public Works/City Engineer to apply for a State of Wisconsin DNR Waterways Commission Financial Grant for a boat washdown station at the 5th Street Boat Launch. (Grant Control #2012-033)

Fiscal Note: The estimated cost is \$34,400. The grant provides matching funds up to 50% of the project cost with an additional 10% for municipalities that conduct a boating safety and enforcement and education program approved by WisDNR. The local share for this project will be budgeted jointly by the Racine Harbor Commission and the Park, Recreation and Cultural Services Department in the 2013 Capital Improvement Program.

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

12-8186

Subject: (Direct Referral) Communication from the Deputy City Attorney and the Human Resources Manager requesting to meet in closed session pursuant to sec. 19.85(1)(c), to discuss strategy regarding upcoming contract negotiations with the City's labor unions without contracts after December 31, 2012.

Recommendation of the Finance & Personnel Committee on 9-24-12: To receive and file the item.

Fiscal Note: N/A

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

12-8192

Subject: (Direct Referral) Communication from the Commissioner of Public Works requesting permission to apply for a \$2,000 grant from the Root-Pike Watershed Initiative Network to purchase/install rain garden informational/Educational signs. (Grant Control #2012-034) (RES No. 12-3348)

Recommendation of the Finance & Personnel Committee on 9-24-12: Permission be granted for the Commissioner of Public Works to apply for a \$2,000 grant from the Root-Pike Watershed Initiative Network to purchase/install rain garden informational/Educational signs. (Grant Control #2012-034)

Fiscal Note: There is an in-kind \$1,000 match that can/will be met through the efforts of city employees installing the signs in rain gardens along Sixth Street. There will be no financial impact to the City.

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

Council Action

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

AYES: 12 - Fair, Kaprelian-Becker, DeHahn, McCarthy, Holding, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Weidner and Sarrazin

EXCUSED: 3 - Shields, Hart and Hall

Public Works and Services Committee Report, by Ald. Weidner

[12-8148](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting final payment on Contract 20-12 (K2-021) - PS - 2012 Bridge Inspection Services, Ayres Associates, Consultant. (RES No. 12-3352)

Recommendation of the Public Works and Services Committee

on 9-25-12: That the professional services provided by Ayres Associates, under Contract 20-12 (K2-021, Professional Services - 2012 Bridge Inspection Services, be accepted and final payment authorized for a total contract amount of \$18,841.61.

Fiscal Note: Contract was authorized under Resolution No. 12-7288, dated January 19, 2012.

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

[12-8152](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineering submitting Amendment No. 2 to an existing agreement for the marking of underground street lighting and traffic signal infrastructure with Precise Underground Marking Corporation, Milwaukee, WI. (RES No. 12-3355)

Recommendation of the Public Works and Services Committee

on 9-25-12: That the agreement with Precise Underground Marking Corporation to mark underground street lighting and traffic signal infrastructure, which ends December 31, 2012, be approved for a one (1) year extension with a per ticket price of:

Prescreens - \$9.27;

Locates - \$11.85;

Site Visit/No Conflict - \$11.85;

Emergency During Business Hours (Clear/No Conflict/Site

Visit/Locate) - \$11.85;

Emergency After Business Hours (Clear/No Conflict/Site Visit/Locate) - \$41.20;

Projects - \$25.75 per hour.

Fiscal Note: Funding to defray the cost of these services is available in Account 101.590.5610, Street Lighting-Professional Services.

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

[12-8161](#)

Subject: Communication from Cheri Kulland, McKinley Middle School Directing Principal, requesting to close off the south sidewalk of Rupert Boulevard from Chicago Street west to the cemetery during the

2012-2013 winter.

Recommendation of the Public Works and Services Committee on 9-25-12: That the request be denied and the communication be received and filed.

Fiscal Note: N/A

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

[12-8164](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting the assessment rates established for 2013 Public Hearings for 2014 construction of Portland Cement Concrete Paving and Curb and Gutter. (RES No. 12-3356)

Recommendation of the Public Works and Services Committee on 9-25-12: The proposed special assessment rates for public hearings in 2013 (2014 construction) for portland cement concrete paving and curb and gutter be as follows:

Portland Cement Concrete Paving

Residential Paving (7 inch) - 26' Flange to Flange Foot	\$57.00/Front
Residential Paving (7 inch) - 30' Flange to Flange Foot	\$62.00/Front
Residential Paving (7 inch) - 32' Flange to Flange Foot	\$65.00/Front
Commercial Paving (8 inch) - 32' Flange to Flange Foot	\$75.00/Front
Industrial Paving (9 inch) - 32' Flange to Flange Foot	\$85.00/Front
Industrial Paving (9 inch) - 42' Flange to Flange Foot	\$100.00/Front
Industrial Paving (9 inch doweled)-44' Flange to Flange Foot	\$115.00/Front
Industrial Paving (10 inch doweled)-44' Flange to Flange Foot	\$125.00/Front

Portland Cement Concrete Curb and Gutter (30 inch)

7" Pavement	\$22.00/Front Foot
8" Pavement	\$24.00/Front Foot
9" Pavement	\$26.00/Front Foot
10" Pavement	\$28.00/Front Foot

Sewer and Water Services

Sewer (6") and Water (1")	\$10,500.00/Each
Sewer (6") and Water (2")	\$12,000.00/Each

Alley Paving

10' ROW	7" Pavement	\$35.00/Front Foot
11'-15' ROW	7" Pavement	\$45.00/Front Foot
16'-20' ROW	7" Pavement	\$55.00/Front Foot
21'-25' ROW	7" Pavement	\$65.00/Front Foot

Further recommend that these special assessment rates become effective upon passage of the Common Council for all preliminary resolutions.

These rates apply to all streets, regardless of width, unless the actual construction cost is less, then the front foot cost shall be reduced accordingly.

Fiscal Note: These rates are established so that the abutting property owner pays 100% of the cost of such street improvements.

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

12-8173

Subject: Resolution 12-3329, created September 18, 2012, relating to bituminous concrete paving on Victorian Drive from Emstan Hills Road to Maryland Avenue.

Recommendation of the Public Works and Services Committee on 9-25-12: That Resolution No. 12-3329, created September 18, 2012, be adopted.

Fiscal Note: Funds will be appropriated in the 2013 C.I.P. for these street improvements and special assessments will be paid by the abutting property owners for the improvements.

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

12-8184

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting Change Order No. 2 to Contract 02-12 (K2-002), 2012 Sidewalk Replacement, Phase I, AZAR LLC., contractor. (RES No. 12-3350)

Recommendation of the Public Works and Services Committee on 9-25-12: That Change Order No. 2 on Contract 2-12 (K2-002), 2012 Sidewalk Replacement, Phase I, AZAR LLC, contractor, be

approved in the amount of \$1,091.17.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 906.000.5520, Sidewalk Replacement.

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

[12-8185](#)

Subject: Communication from the Commissioner of Public Works submitting final payment to Contract 02-12 (K2-002) 2012 Sidewalk Replacement, Phase I, AZAR LLC., contractor. (RES No. 12-3351)

Recommendation of the Public Works and Services Committee on 9-25-12: That the work done by AZAR LLC under Contract 2-12 (K2-002), 2012 Sidewalk Replacement, Phase I, be accepted and final payment authorized for a total contract amount of \$308,838.85.

Fiscal Note: Contract was authorized under Resolution No. 12-3023, dated March 20, 2012.

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

[12-8172](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 3 to Contract 22-12 (K2-023), Safety Building-Replace Ceiling and Lights, Absolute Construction Company, contractor. (RES No. 12-3353)

Recommendation of the Public Works and Services Committee on 9-25-12: That Change Order No. 3 on Contract 22-12 (K2-023), Safety Building Ceiling and Lights, Absolute Construction Enterprises, Inc., contractor, be approved in the amount of \$10,447.00.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 991.210.5040, Safety Building - Building Updates.

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

[12-8170](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting Change Order No. 1 on Contract 38-12 (K2-043) Sewer and Lateral Lining, Musson Brothers, contractor. (RES No. 12-3354)

Recommendation of the Public Works and Services Committee on 9-25-12: That Change Order No. 1 on Contract 38-12 (K2-043), Sewer & Lateral Lining, Musson Brothers, Inc., contractor, as

submitted, be approved that will provide a time extension until October 19, 2012 to complete this contract.

Fiscal Note: There will be no change in contract price as a result of this change order.

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

Council Action

A motion was made by Alderman Sandy Weidner, seconded by Alderman Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 12 - Fair, Kaprelian-Becker, DeHahn, McCarthy, Holding, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Weidner and Sarrazin

EXCUSED: 3 - Shields, Hart and Hall

Public Safety and Licensing Committee Report, by Ald. Holding

12-8126

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 53-12 (K2-064), PRCS Asphalt Pavement Improvements. (RES No. 12-3357)

Recommendation of the Public Safety and Licensing Committee on 09-25-12: That the Contract 53-12(K2-064), PRCS Asphalt Pavement Improvements be awarded to Poblocki Paving Corporation as the lowest responsible bidder be approved.

Fiscal Note: Funds are available as follows:

992.700.5010 Pave Johnson Park Picnic Road	\$41,071.90
992.700.5100 Pershing Park Parking Lot	\$50,751.50
992.700.5080 Lincoln Park Parking Lot	\$37,734.50
207.000.5750 Land Improvement/Mound Cemetery	\$ <u>10,528.50</u>
Total	\$140,086.40

12-8146

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting that Change Order #3 and Final Payment be approved for Contract 31-11 (K1-033) Sam Johnson Parkway Upgrades. (RES No. 12-3358)

Recommendation of the Public Safety and Licensing Committee on 09-25-12: That the Change Order #3 and Final Payment for Contract 31-11 (K1-033) Sam Johnson Parkway Upgrades be approved.

Fiscal Note: Funds are available from 930.00.5240 Sam Johnson Parkway Donation.

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

12-8167

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License with sidewalk cafe to include alcohol for Divino Gelato Cafe Ltd., located at 245 Main Street., Lori A. Lester, Agent. **(1st District)**

Recommendation of the Public Safety and Licensing Committee on 09-25-12: That the Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License with sidewalk cafe to include alcohol for Divino Gelato Cafe Ltd., located at 245 Main Street., Lori A. Lester, Agent be approved.

Fiscal Note: N/A

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

12-8151

Subject: (Direct Referral) Request of the Committee for the appearance of Iyad Alabed, Agent, Sunshine Supermarket, 1559 Taylor Avenue, regarding Secondhand Jewelry Dealers application.

Recommendation of the Public Safety and Licensing Committee on 09-25-12: That the Request of the Committee for the appearance of Iyad Alabed, Agent, Sunshine Supermarket, 1559 Taylor Avenue, regarding Secondhand Jewelry Dealers application be denied based on the misrepresentation of the signature portion of the application.

Fiscal Note: N/A

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

Council Action

A motion was made by Alderman Gregory Holding, seconded by Alderman Terry McCarthy, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 12 - Fair, Kaprelian-Becker, DeHahn, McCarthy, Holding, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Weidner and Sarrazin

EXCUSED: 3 - Shields, Hart and Hall

Traffic Commission Report, by Ald. Weidner

[12-7775](#)

Subject: Communication from the Alderman of the 4th District, requesting a Right Turn Only from Hoffert Drive onto Michigan Blvd, directing traffic to the north.

Recommendation of the Traffic Commission on 06-18-12: Defer

Recommendation of the Traffic Commission on 09-17-12: Receive and file.

Fiscal Note: N/A

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

[12-7992](#)

Subject: Communication from Pastor Daryn Crenshaw of the Christ Baptist Church (1034 West Boulevard), requesting removal of the "No Parking Anytime" sign at Lindermann Avenue and West Boulevard.

Recommendation of the Traffic Commission on 08-20-12: Defer

Recommendation of the Traffic Commission on 09-17-12: The parking restrictions on Lindermann Avenue between West Blvd. and Grove Ave. be removed.

Fiscal Note: N/A

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

[12-8136](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer, on behalf of residents on Michigan Blvd., requesting to rescind Resolution 12-3313.

Recommendation of the Traffic Commission on 09-17-12: Resolution 12-3313 be rescinded.

Fiscal Note: N/A

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

[12-8187](#)

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

A. Recommends that Section 94-141 (1) of Schedule F of the Municipal Code of the General Ordinances of the City of Racine relative to "No parking at any time" be amended:

By Deleting

1. Michigan Blvd., east side, from Barker Street south 124 feet
2. Michigan Blvd., east side, from Barker Street north 91 feet
3. Michigan Blvd., west side, from Barker Street south 120 feet
4. Michigan Blvd., west side, from Barker Street north 87 feet
5. Lindermann Ave., south side, from West Boulevard and Grove Avenue

B. Recommends that Section 94-141 (22) of Schedule F of the Municipal Code of the General Ordinances of the City of Racine relative to "No parking from 6:00 A.M. to 11:00 A.M., except Sundays & holidays" be amended:

By Deleting

1. Lindermann Ave., north side, from Grove Avenue east 150 feet

C. Recommends that Section 94-143 (15) of Schedule G of the Municipal Code of the General Ordinances of the City of Racine relative to "Two-hour parking from 9:00 A.M. to 6:00 P.M., except on Sundays & holidays" be amended:

By Deleting

1. Lindermann Ave., north side, from Grove Avenue to West Boulevard.

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

Council Action

A motion was made by Alderman Sandy Weidner, seconded by Alderman Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 12 - Fair, Kaprelian-Becker, DeHahn, McCarthy, Holding, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Weidner and Sarrazin

EXCUSED: 3 - Shields, Hart and Hall

Transit and Parking Commission Report, by Ald. DeHahn**12-7925**

Subject: (Direct Referral) Communication from the Transit and Parking Systems Manager providing options for 2013 parking rate and parking violation forfeiture adjustments to maintain Parking Utility financial self-sufficiency. (RES No. 12-3361)

Recommendation of the Transit and Parking Commission on 07-18-12: Defer

Recommendation of the Transit and Parking Commission on 08-15-12: Defer

Recommendation of the Transit and Parking Commission on 09-19-12: To incorporate increased parking and forfeiture rates into the 2013 Parking Utility budget.

Fiscal Note: Recommendations to be included in the 2013 Parking Utility Enterprise Fund budget.

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

[12-8022](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting emergency approval to purchase a credit card capable Pay-In-Line parking control mechanism to replace the existing defective mechanism for the Gaslight Parking Ramp.

Recommendation of the Transit and Parking Commission on 08-15-12: Defer

Recommendation of the Transit and Parking Commission on 09-19-12: Receive and file.

Fiscal Note: N/A

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

[12-8156](#)

Subject: (Direct Referral) Communication from the BUS General Manager providing the August 2013 operations report.

Recommendation of the Transit and Parking Commission on 09-19-12: Receive and file.

Fiscal Note: N/A

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

[12-8157](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager reviewing issues related to the rerouting of Route 27 and a request to extend service to the Sturtevant Gateway Campus. (RES No. 12-3360)

Recommendation of the Transit and Parking Commission on

09-19-12: To approve extension of Route 27 to the Gateway Sturtevant Campus in response to requests from Gateway students.

Fiscal Note: N/A

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

12-8159

Subject: (Direct Referral) Communication from the Transit and Parking System Manager providing a public comment opportunity at 4:30 P.M. on September 19 at the regular meeting of the Racine Parking Transit Commission regarding a proposal to raise fares by \$.25 across the board for Commuter Bus service linking Racine with Kenosha and Milwaukee and the elimination of two Sunday/Holiday trips in each direction in reaction to reduced State/Federal funding. (RES No. 12-3359)

Recommendation of the Transit and Parking Commission on

09-19-12: Approve the fare changes.

Fiscal Note: N/A

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

12-8158

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting an additional 10 feet of "No Parking" area at the bus stop on the east side on Main Street at 10th (SE corner) to reduce accident potential and eliminate traffic back-ups.

Recommendation of the Transit and Parking Commission on

09-19-12: Refer the communication to the Traffic Commission with a recommendation to eliminate at least one parking space on Main St. at 10th St. to improve traffic flow and eliminate a potential traffic hazard.

Fiscal Note: N/A

A motion was made that this Communication be Referred to the Traffic Commission, . The motion was APPROVED.

Council Action

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

AYES: 12 - Fair, Kaprelian-Becker, DeHahn, McCarthy, Holding, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Weidner and Sarrazin

EXCUSED: 3 - Shields, Hart and Hall

City Plan Commission Report, by Ald. Wiser

[12-8190](#)

Subject: (Direct Referral) Review of a 4-lot Certified survey Map for KHK Holdings, located at 2220 and 2224 Northwestern Avenue. (PC-12) (RES No. 12-3362)

Recommendation of the City Plan Commission on 9-26-12: 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.

[12-8191](#)

Subject: (Direct Referral) Request from DeAnna Ford of Vine Media Group and Vine Ministries seeking a conditional use permit for a graphic arts and design business and a church at 1500 Washington Avenue. (PC-12) (RES No. 12-3363)

Recommendation of the City Plan Commission on 9-26-12: That the item be approved, subject to conditions.

Fiscal Note: N/A

A motion was made that this Conditional Use Permit be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Alderman Dennis Wiser , seconded by Alderman Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 12 - Fair, Kaprelian-Becker, DeHahn, McCarthy, Holding, Morgenroth, Mozol, Wiser, Kaplan, Shakoor, II, Weidner and Sarrazin

EXCUSED: 3 - Shields, Hart and Hall

Community Development Committee Report, by Ald. Kaplan.

[12-8194](#)

Subject: (Direct Referral) Approval of the U.S. Department of Housing and Urban Development (HUD) 2013 Annual Action Plan. (RES. No. 12-3365)

Alderman Kaplan made a motion, seconded by Alderman Holding to remove this item from the Committee and to adopt on the Council Floor due to time constraints. Alderman Kaplan made a motion to approve 12-8194, seconded by Alderman Holding. Motion Carried.

Fiscal Note: An award of \$1,614,000 in Community Development Block Grant

(CDBG); \$396,000 in HOME Housing Investment Partnerships Program; and \$155,000 in Emergency Solutions Grant (ESG) funding is anticipated.

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

AYES: 12 - Fair, Kaprelian-Becker, DeHahn, McCarthy, Holding, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Weidner and Sarrazin

EXCUSED: 3 - Shields, Hart and Hall

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

12-8182

Subject: (Direct Referral) Consideration of authorization to accept US Economic Development Administration funds for small business loans. (RES No. 12-3364)

Recommendation of the Redevelopment Authority on 9-24-12:

That the Common Council authorize the acceptance of an increase in the US EDA grant by \$100,000 to a total grant of \$600,000; that the Common Council authorize the Executive Director of RCEDC, the City Finance Director, the Mayor, and City Clerk to accept from the US EDA the increased grant, segregate and restrict funds for a required local match of \$100,000, and execute such amended grant agreement with the US EDA and RCEDC as may be necessary to implement this increase.

Further, that this item be referred to the Finance and Personnel Committee of the Common Council for its review and approval.

Fiscal Note: The required local match of \$100,000 will be obtained from the Sewer Agreement Intergovernmental Revenue Sharing Funds as is consistent with provisions of Sec. 46-268 of the Municipal Code. This action will increase funds dedicated to the Industrial/Commercial Building Revolving Loan Fund to a total of \$1,200,000 (\$600,000 in City Sewer Agreement funds and \$600,000 in US EDA funds).

A motion was made that this Communication be Referred to the Finance and Personnel Committee, . The motion was APPROVED by the following vote:

AYES: 12 - Fair, Kaprelian-Becker, DeHahn, McCarthy, Holding, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Weidner and Sarrazin

EXCUSED: 3 - Shields, Hart and Hall

Office of the Mayor Report, by Ald. Kaplan.

12-8205

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

and/or commissions:

Reappoint Thomas Friedel 1904 Dwight St Racine, 53403 to the Wastewater Utilities Commission for a 1 year term, expiring October 1, 2013

Reappoint Alderman Ray DeHahn 2706 Diane Ave Racine, 53404 to the Transit and Parking Commission for a 1 year term expiring October 1, 2013

Reappoint Deborah Ganaway 1010 Orchard St Racine, 53405 to the Transit and Parking Commission for a 3 year term expiring October 1, 2015

Reappoint John Heckenlively 410 7th St. Racine, 53403 to the Transit and Parking Commission for a 3 year term expiring October 1, 2015

Reappoint Alderman Ronald Hart 4420 Republic Ave Racine, 53405 to the Water Utilities Commission for a 1 year term, expiring October 1, 2013

Reappoint Alderman Ronald Hart 4420 Republic Ave Racine, 53405 to the Wastewater Utilities Commission for a 1 year term, expiring October 1, 2013

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

AYES: 12 - Fair, Kaprelian-Becker, DeHahn, McCarthy, Holding, Morgenroth, Mozol, Wisner, Kaplan, Shakoore, II, Weidner and Sarrazin

EXCUSED: 3 - Shields, Hart and Hall

Water Works Committee Report, by Ald Kaplan

12-8111

Subject: Submittal of the Report of the Finance Committee of the Racine Waterworks Commission Regarding Year 2013 Water Utility Operations and Maintenance Budget and the 2013-2017 Capital Improvements Budget Recommending Adoption

Recommendation of the Racine Waterworks Commission on 9/25/12: To adopt

FURTHER RECOMMEND, THE ITEM BE REFERRED TO THE COMMITTEE OF THE WHOLE

A motion was made that this Communication be Referred to the Committee of the Whole, . The motion was APPROVED by the following vote:

AYES: 12 - Fair, Kaprelian-Becker, DeHahn, McCarthy, Holding, Morgenroth, Mozol, Wisner, Kaplan, Shakoore, II, Weidner and Sarrazin

EXCUSED: 3 - Shields, Hart and Hall

Wastewater Commission Report, by Ald Kaplan

[12-8117](#)

Subject: Submittal of 2013 Sewer Service Rates

Recommendation of the Wastewater Commission on 9/25/12: To adopt

FURTHER RECOMMEND, THE ITEM BE REFERRED TO THE COMMITTEE OF THE WHOLE

A motion was made that this Communication be Referred to the Committee of the Whole, . The motion was APPROVED by the following vote:

AYES: 12 - Fair, Kaprelian-Becker, DeHahn, McCarthy, Holding, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Weidner and Sarrazin

EXCUSED: 3 - Shields, Hart and Hall

[12-8119](#)

Subject: Submittal of the Report of the Finance Committee of the Racine Wastewater Commission Regarding Year 2013 Wastewater Utility Operations and Maintenance Budget and the 2013-2017 Capital Improvements Budget Recommending Adoption

Recommendation of the Racine Wastewater Commission on 9/25/12: To adopt

FURTHER RECOMMEND, THE ITEM BE REFERRED TO THE COMMITTEE OF THE WHOLE

A motion was made that this Communication be Referred to the Committee of the Whole, . The motion was APPROVED by the following vote:

AYES: 12 - Fair, Kaprelian-Becker, DeHahn, McCarthy, Holding, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Weidner and Sarrazin

EXCUSED: 3 - Shields, Hart and Hall

G. Consent Agenda-Resolutions

[Res.12-3338](#)

Finance alley and sidewalk improvements

Resolved, to approve in concept revising the interest rate for home owners to finance street and sidewalk improvement assessments as presented with a cap on the rate change either way and to direct the attorney's office to draft the appropriate resolution and ordinance.

Fiscal Note: The rate would be based on the average prime rate over the last 10 years plus an additional .5% administrative charge, total

rate rounded to the nearest .5%. The rate will be reviewed every 5 years but there will be a cap on the rate change either way.

Sponsors: Q.A. Shakoor, II

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

Res.12-3339

District No. 4 - Douglas Avenue for approval of its 2013 Operating Plan

Resolved, that the 2013 Operating Plan for the Board of Business Improvement District No. 4 - Douglas Avenue dated September 6, 2012, is approved and the Finance Director is authorized and directed to place the special assessments listed in the plan on the property tax bills of the parcels within the District.

Fiscal Note: It is estimated \$58,000 will be raised through B.I.D. assessments to be disbursed to the Douglas Avenue B.I.D.

Sponsors: Q.A. Shakoor, II

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

Res.12-3340

District No. 3 - Uptown for approval of its 2013 Operating Plan

Resolved, that the 2013 Operating Plan for the Board of Business Improvement District No. 3 - Uptown dated September 7, 2012, is approved and the Finance Director is authorized and directed to place the special assessments listed in the plan on the property tax bills of the parcels within the District.

Fiscal Note: It is estimated \$38,000 will be raised through B.I.D. assessments to be disbursed to the Uptown B.I.D.

Sponsors: Q.A. Shakoor, II

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

Res.12-3341

Boiler burners that feed City Hall and the Safety Building

Resolved, that permission is granted for the Assistant Commissioner of Public Works/Operations to accept a Focus on Energy Grant for upgrades to boiler burners that feed City Hall and the Safety Building (Grant Control #2012-025).

Fiscal Note: The estimated project cost is \$154,000 and will result in an estimated annual energy cost savings of \$3,745. The grant is in the amount of \$1,617.60 which will fund future projects.

Sponsors: Q.A. Shakoor, II

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

Res.12-3342

Boat washdown station at the 5th Street Boat Launch

Resolved, that permission is granted for the Assistant Commissioner of Public Works/City Engineer to apply for a State of Wisconsin DNR Waterways Commission Financial Grant for a boat washdown station at the 5th Street Boat Launch. (Grant Control #2012-033)

Fiscal Note: The estimated cost is \$34,400. The grant provides matching funds up to 50% of the project cost with an additional 10% for municipalities that conduct a boating safety and enforcement and education program approved by WisDNR. The local share for this project will be budgeted jointly by the Racine Harbor Commission and the Park, Recreation and Cultural Services Department in the 2013 Capital Improvement Program.

Sponsors: Q.A. Shakoor, II

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

Res.12-3343

Public Health Emergency Preparedness and Response

Resolved, that permission is granted for the Public Health Administrator to apply for and accept \$64,991 from the Wisconsin Department of Health Services for Public Health Emergency Preparedness and Response (PHEP) and that the Mayor and City Clerk are authorized and directed to enter into a contract agreement with the Wisconsin Department of Health Services for Public Health Emergency Preparedness and Response (PHEP). (Grant Control #2012-025).

Fiscal Note: There is no City match required.

Sponsors: Q.A. Shakoor, II

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

Res.12-3344

Public Health Emergency Preparedness and Response - CRI

Resolved, that permission is granted for the Public Health Administrator to apply for and accept \$26,748 from the State of Wisconsin represented by its Division of Public Health of the Department of Health Services for Public Health Emergency Preparedness and Response - CRI and that the Mayor and City Clerk

are authorized and directed to enter into a contract agreement with the State of Wisconsin represented by its Division of Public Health of the Department of Health Services for Public Health Emergency Preparedness and Response - CRI. (Grant Control #2012-028).

Fiscal Note: There is no City match required.

Sponsors: Q.A. Shakoor, II

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

Res.12-3345

Water quality monitoring

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a contract with the Root-Pike Watershed Initiative Network to accept \$99,034.53 for water quality monitoring at 16 sites in the watershed.

Fiscal Note: There is no City match required.

Sponsors: Q.A. Shakoor, II

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

Res.12-3346

Beach sanitary survey project

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a contract agreement with the Bay Lake Regional Planning Commission to accept \$4,250 to complete a beach sanitary survey project.

Fiscal Note: There is no City match required.

Sponsors: Q.A. Shakoor, II

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

Res.12-3347

"Be Seen in Racine" public safety program.

Resolved, that permission is granted for the Public Health Administrator to accept \$1,000 from the Kenosha-Racine Bicycle Club for the Health Department's "Be Seen in Racine" public safety program and that an appropriate letter of thanks be sent.

Fiscal Note: There is no City match required.

Sponsors: Q.A. Shakoor, II

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

[Res.12-3348](#) Rain garden informational/Educational signs

Resolved, that permission is granted for the Commissioner of Public Works to apply for a \$2,000 grant from the Root-Pike Watershed Initiative Network to purchase/install rain garden informational/Educational signs. (Grant Control #2012-034)

Fiscal Note: There is an in-kind \$1,000 match that can/will be met through the efforts of city employees installing the signs in rain gardens along Sixth Street. There will be no financial impact to the City.

Sponsors: Q.A. Shakoor, II

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

[Res.12-3350](#) Change Order No. 2 to Contract 02-12 (K2-002)

Resolved, that Change Order No. 2 on Contract 2-12 (K2-002), 2012 Sidewalk Replacement, Phase I, AZAR LLC, contractor, is approved in the amount of \$1,091.17.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 906.000.5520, Sidewalk Replacement.

Sponsors: Sandy Weidner

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

[Res.12-3351](#) Final payment to Contract 02-12 (K2-002)

Resolved, that the work done by AZAR LLC under Contract 2-12 (K2-002), 2012 Sidewalk Replacement, Phase I, is accepted and final payment authorized for a total contract amount of \$308,838.85.

Fiscal Note: Contract was authorized under Resolution No. 12-3023, dated March 20, 2012.

Sponsors: Sandy Weidner

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

[Res.12-3352](#) Final payment on Contract 20-12 (K2-021)

Resolved, that the professional services provided by Ayres Associates, under Contract 20-12 (K2-021, Professional Services - 2012 Bridge Inspection Services, is accepted and final payment

authorized for a total contract amount of \$18,841.61.

Fiscal Note: Contract was authorized under Resolution No. 12-7288, dated January 19, 2012.

Sponsors: Sandy Weidner

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

Res.12-3353

Change Order No. 3 to Contract 22-12 (K2-023)

Resolved, that Change Order No. 3 on Contract 22-12 (K2-023), Safety Building Ceiling and Lights, Absolute Construction Enterprises, Inc., contractor, is approved in the amount of \$10,447.00.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 991.210.5040, Safety Building - Building Updates.

Sponsors: Sandy Weidner

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

Res.12-3354

Change Order No. 1 on Contract 38-12 (K2-043)

Resolved, that Change Order No. 1 on Contract 38-12 (K2-043), Sewer & Lateral Lining, Musson Brothers, Inc., contractor, as submitted, is approved that will provide a time extension until October 19, 2012 to complete this contract.

Fiscal Note: There will be no change in contract price as a result of this change order.

Sponsors: Sandy Weidner

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

Res.12-3355

Amendment No. 2 to an existing agreement with Precise Underground Marking Corporation

Resolved, that the agreement with Precise Underground Marking Corporation to mark underground street lighting and traffic signal infrastructure, which ends December 31, 2012, is approved for a one (1) year extension with a per ticket price of:

Prescreens - \$9.27;

Locates - \$11.85;

Site Visit/No Conflict - \$11.85;

Emergency During Business Hours (Clear/No Conflict/Site Visit/Locate) - \$11.85;
Emergency After Business Hours (Clear/No Conflict/Site Visit/Locate) - \$41.20;
Projects - \$25.75 per hour.

Fiscal Note: Funding to defray the cost of these services is available in Account 101.590.5610, Street Lighting-Professional Services.

Sponsors: Sandy Weidner

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

Res.12-3356

Portland Cement Concrete Paving and Curb and Gutter

Resolved, that the proposed special assessment rates for public hearings in 2013 (2014 construction) for portland cement concrete paving and curb and gutter be as follows:

Portland Cement Concrete Paving

Residential Paving (7 inch) - 26' Flange to Flange \$57.00/Front Foot
Residential Paving (7 inch) - 30' Flange to Flange \$62.00/Front Foot
Residential Paving (7 inch) - 32' Flange to Flange \$65.00/Front Foot
Commercial Paving (8 inch) - 32' Flange to Flange \$75.00/Front Foot
Industrial Paving (9 inch) - 32' Flange to Flange \$85.00/Front Foot
Industrial Paving (9 inch) - 42' Flange to Flange \$100.00/Front Foot
Industrial Paving (9 inch doweled)-44' Flange to Flange \$115.00/Front Foot
Industrial Paving (10 inch doweled)-44' Flange to Flange \$125.00/Front Foot

Portland Cement Concrete Curb and Gutter (30 inch)

7" Pavement \$22.00/Front Foot
8" Pavement \$24.00/Front Foot
9" Pavement \$26.00/Front Foot
10" Pavement \$28.00/Front Foot

Sewer and Water Services

Sewer (6") and Water (1") \$10,500.00/Each
Sewer (6") and Water (2") \$12,000.00/Each

Alley Paving

10' ROW 7" Pavement \$35.00/Front Foot
11'-15' ROW 7" Pavement \$45.00/Front Foot

16'-20' ROW 7" Pavement \$55.00/Front Foot
 21'-25' ROW 7" Pavement \$65.00/Front Foot

Further, resolved that these special assessment rates become effective upon passage of the Common Council for all preliminary resolutions.

These rates apply to all streets, regardless of width, unless the actual construction cost is less, then the front foot cost shall be reduced accordingly.

Fiscal Note: These rates are established so that the abutting property owner pays 100% of the cost of such street improvements.

Sponsors: Sandy Weidner

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

Res.12-3357

Contract 53-12 (K2-064)

Resolved, that the Contract 53-12(K2-064), PRCS Asphalt Pavement Improvements is awarded to Poblocki Paving Corporation as the lowest responsible bidder is approved

Fiscal Note: Funds are available as follows:

992.700.5010 Pave Johnson Park Picnic Road	\$41,071.90
992.700.5100 Pershing Park Parking Lot	\$50,751.50
992.700.5080 Lincoln Park Parking Lot	\$37,734.50
207.000.5750 Land Improvement/Mound Cemetery	<u>\$10,528.50</u>
	\$140,

086.40 Total

Sponsors: Gregory Holding

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

Res.12-3358

Contract 31-11 (K1-033)

Resolved, that the Change Order #3 and Final Payment for Contract 31-11 (K1-033) Sam Johnson Parkway Upgrades is approved.

Fiscal Note: Funds are available from 930.00.5240 Sam Johnson Parkway Donation.

Sponsors: Gregory Holding

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

Res.12-3359 Proposal to Raise Fares for Commuter Bus

Resolved, that the fare changes are approved to be raised \$.25 across the board for Commuter Bus service linking Racine with Kenosha and Milwaukee and the elimination of two Sunday/Holiday trips in each direction in reaction to reduced State/Federal funding.

Fiscal Note: N/A

Sponsors: Raymond DeHahn

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

Res.12-3360 Sturtevant Gateway Campus

Resolved, that extension of Route 27 to the Gateway Sturtevant Campus in response to requests from Gateway students is approved.

Fiscal Note: N/A

Sponsors: Raymond DeHahn

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

Res.12-3361 2013 parking rate and parking violation forfeiture adjustments to maintain Parking Utility financial self-sufficiency.

Resolved, to incorporate increased parking and forfeiture rates into the 2013 Parking Utility budget.

Fiscal Note: Recommendations to be included in the 2013 Parking Utility Enterprise Fund budget.

Sponsors: Raymond DeHahn

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

Res.12-3364 Consideration of authorization to accept US Economic Development Administration funds for small business loans

Resolved, that the Common Council authorize the acceptance of an increase in the US EDA grant by \$100,000 to a total grant of \$600,000; that the Common Council authorize the Executive Director of RCEDC, the City Finance Director, the Mayor, and City Clerk to accept from the US EDA the increased grant, segregate and restrict funds for a required local match of \$100,000, and execute such amended grant agreement with the US EDA and RCEDC as may be

necessary to implement this increase.

Further, resolved that this item be referred to the Finance and Personnel Committee of the Common Council for its review and approval.

Fiscal Note: The required local match of \$100,000 will be obtained from the Sewer Agreement Intergovernmental Revenue Sharing Funds as is consistent with provisions of Sec. 46-268 of the Municipal Code. This action will increase funds dedicated to the Industrial/Commercial Building Revolving Loan Fund to a total of \$1,200,000 (\$600,000 in City Sewer Agreement funds and \$600,000 in US EDA funds).

Sponsors: Q.A. Shakoor, II

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

Res.12-3362

2220 & 2224 Northwestern Avenue

That the four-lot certified survey map for 2220 & 2224 Northwestern Avenue is approved, subject to the following conditions:

- a. That the certified survey map as prepared by Nielsen, Madsen, & Barber, dated August 27, 2012, and presented to the Plan Commission on September 26, 2012, is approved subject to the conditions contained herein.
- b. That the following note be added to the CSM prior to recording: "Non-obstructed access shall be provided by property owners to all public utilities".
- c. That within thirty (30) days of recording, a certified recorded copy shall be provided to the Department of City Development. Failure to provide the recorded copy will result in nullification of the approval.

Fiscal Note: N/A

Sponsors: Dennis Wiser

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

Res.12-3363

1500 Washington Avenue

That the request from Deanna Ford of the Vine Media Group and the Vine Ministries for conditional use approval for a graphic arts and design business and a church at 1500 Washington Avenue is

approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on September 26, 2012 is approved subject to the conditions contained herein.
- b. That all applicable building and occupancy permits be obtained from the Building Inspection Department.
- c. That front "store" and office spaces as depicted in the approved floor plan will be utilized for the employees and clients of The Vine Media Group, and the rear "meeting room" will be the location for worship space associated with The Vine Ministries.
- d. That in association with The Vine Media Group, services and products shall be provided as described in the application materials (i.e. consultation, graphic design, web design, electronic communication and file management, letterhead, envelopes, business cards, brochures, mailers, fliers, catalogs, labels, reports and more, etc.).
- e. That The Vine Media group shall be operated Monday through Friday, 10:00 a.m. to 5:00 p.m. and on Saturday from 11:00 a.m. to 3:00 p.m.
- f. That The Vine Ministries activities shall be conducted on Sunday from 11:00 a.m. to 2:00 p.m., Tuesdays from 6:0 p.m. to 7:30 p.m., and may be conducting activities on Friday from 7:00 p.m. to 9:00 p.m., Thursdays from 6:30 p.m. to 7:30 p.m., and on Sundays from 9:30 a.m. to 11:00 a.m.
- g. That all signs be professionally made, comply with zoning ordinance and design standards requirements, and be submitted to the Director of City Development for review and approval prior to installation.
- h. That the following shall be accomplished prior to the issuance of an occupancy permit:
 1. Resurface the awning in a material and color that has been submitted to the Director of City Development for review and approval.
 2. Repaint the street level façade in colors that have been submitted to the Director of City Development for review and approval.
- i. That if prior to occupancy the requirements in condition h. are not completed, than prior to occupancy a financial surety shall be provided

to the City in an amount equal in value to the required improvements described in condition h. above, subject to the following terms:

1. Financial surety documents shall be submitted for the review and approval of the Director of City Development, shall be issued in the City's favor, shall be in effect for one year from the date of issuance, shall be extended beyond the expiration date if deemed necessary by the City of Racine, and shall require that the issuer give a 90 day notice to the Department of City Development prior to the expiration of said financial security.

2. The City is authorized by this Conditional Use permit to enter the site, implement the plan(s) and draw on the financial security for the cost of implementation if required improvements are not completed by time of the issuance of an occupancy permit, or by an earlier date as may be required herein. Any costs incurred in excess of the value of the financial security shall be paid by the applicant or owner or shall be imposed as a special charge against the real property in accordance with the applicable statute.

3. By operating under this Conditional Use, the applicant and owner give permission to the City to enter upon the property for the purposes described herein.

j. That by January 31, 2013 detailed plans illustrating the remodeling of the street level façade shall be submitted by the applicant or their representative to the Director of City Development for review and approval. Said detailed plans shall incorporate details that remove or cover the stucco surface and causes the installation of full storefront windows. The remodeling shall be completed by June 30, 2013.

k. That if by January 31, 2013 or June 30, 2013 the requirements in conditions j. are not completed, than a financial surety shall be provided to the City in an amount equal in value to the required plans or improvements described in condition j. above, subject to the following terms:

1. Financial surety documents shall be submitted for the review and approval of the Director of City Development, shall be issued in the City's favor, shall be in effect for one year from the date of issuance, shall be extended beyond the expiration date if deemed necessary by the City of Racine, and shall require that the issuer give a 90 day notice to the Department of City Development prior to the expiration of said financial security.

2. The City is authorized by this Conditional Use permit to enter the

site, implement the plan(s) and draw on the financial security for the cost of implementation if required plans or improvements are not completed by dates specified in j., or by an earlier date as may be required herein. Any costs incurred in excess of the value of the financial security shall be paid by the applicant or owner or shall be imposed as a special charge against the real property in accordance with the applicable statute.

3. By operating under this Conditional Use, the applicant and owner give permission to the City to enter upon the property for the purposes described herein.

l. That failure to maintain operational and activities standards establish by this permit may result in the initiation of enforcement and/or revocation proceedings, the issuance of fines, or both.

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.

Sponsors: Dennis Wisner

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

[Res.12-3364](#)

Consideration of authorization to accept US Economic Development Administration funds for small business loans

Resolved, that the Common Council authorize the acceptance of an increase in the US EDA grant by \$100,000 to a total grant of \$600,000; that the Common Council authorize the Executive Director of RCEDC, the City Finance Director, the Mayor, and City Clerk to accept from the US EDA the increased grant, segregate and restrict funds for a required local match of \$100,000, and execute such amended grant agreement with the US EDA and RCEDC as may be necessary to implement this increase.

Further, resolved that this item be referred to the Finance and Personnel Committee of the Common Council for its review and approval.

Fiscal Note: The required local match of \$100,000 will be obtained from the Sewer Agreement Intergovernmental Revenue Sharing Funds as is consistent with provisions of Sec. 46-268 of the Municipal Code. This action will increase funds dedicated to the

Industrial/Commercial Building Revolving Loan Fund to a total of \$1,200,000 (\$600,000 in City Sewer Agreement funds and \$600,000 in US EDA funds).

Sponsors: Q.A. Shakoor, II

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

Res.12-3365

2013 Annual Housing and Community Development Plan

Resolved, that the 2013 Annual Housing and Community Development Plan is approved.

Fiscal Note: An award of \$1,614,000 in Community Development Block Grant (CDBG); \$396,000 in HOME Housing Investment Partnerships Program; and \$155,000 in Emergency Solutions Grant (ESG) funding is anticipated.

Sponsors: Gregory Holding

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

Council Action

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

AYES: 12 - Fair, Kaprelian-Becker, DeHahn, McCarthy, Holding, Morgenroth, Mozol, Wisner, Kaplan, Shakoor, II, Weidner and Sarrazin

EXCUSED: 3 - Shields, Hart and Hall

H. Adjourn

The Members of the Common Council offered a moment of silence in memory of Chuck Johnson who was active in many aspects of the City of Racine and recently passed away.

The meeting was adjourned at 7:48 P.M. by Alderman Shakoor. The next scheduled meeting of the Council is October 16, 2012.

ATTEST: JANICE M. JOHNSON-MARTIN
CITY CLERK