



City of Racine

Meeting Agenda - Final

Common Council

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

*Alderman Keith Fair, Alderman Robert Anderson, Alderman Tim Hermes,
Alderman Jim Kaplan, Alderman David L. Maack, Alderman Sandy Weidner,
Alderman Raymond DeHahn, Alderman Q.A. Shakoor, II, Alderman Pete Karas,
Alderman Thomas Friedel, Alderman Gregory Holding, Alderman Ronald D. Hart,
Alderman Thomas M. Sollman, Alderman James T. Spangenberg, Alderman Aron Wisneski*

Tuesday, November 21, 2006

7:00 PM

Room 205, City Hall

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

Refer to Finance and Personnel Committee, by Ald. Spangenberg

06-2828

Subject: Communication from Stephen T. Nenonen, City Administrator, requesting the opportunity to discuss the healthcare management and bargaining plans with the Finance and Personnel Committee.

Staff Recommendation to the Finance and Personnel Committee:
No Recommendation.

Fiscal Note: N/A

06-2831

Subject: Communication from the Fire Chief requesting to transfer funds to cover the acquisition of two-way radio equipment and thermo imaging cameras for emergency operations.

Also refer to Public Safety & Licensing Committee

Staff Recommendation to the Finance and Personnel Committee:
\$36,000 be transferred from account 101.300.5010, Fire Salaries, to account 101.300.5770, Fire Machinery and Equipment, for the purchase of Thermo Imaging Cameras. Further Recommend that \$32,500 be

transferred from account 101.300.5010, Fire Salaries, to account 101.300.5770, Fire Machinery and Equipment, to cover the 25% Office of Justice Assistance Grant match in the purchase of two-way radios.

Fiscal Note: There are sufficient funds available for the transfers. \$97,500 of the two-way radio acquisition (\$130,000 total project) costs will be provided by the Office of Justice Grant and will be fronted through the 213 Fund until reimbursement is received.

06-2829

Subject: Communication from Stephen T. Nenonen, City Administrator, requesting the opportunity to present the 2006 "true-up" report on compensation and healthcare for non-represented personnel to the Finance and Personnel Committee.

Staff Recommendation to the Finance and Personnel Committee:
The "True-up" Plan be adopted and implemented for non-represented employees.

Fiscal Note: Not known at this time.

06-2830

Subject: Communication from the Director of Human Resources requesting, in closed session, to present a summary of the collective bargaining agreements between the City of Racine and Local 67 (Police and City Hall Unit), AFSCME, AFL-CIO for 2006-2008, and the City of Racine and the Staff Officers' Association of the Racine Fire Department for 2006-2008.

06-2834

Subject: Request of the Director of Parks, Recreation & Cultural Services to meet with the Personnel and Finance Committee to request a transfer of funds to purchase recreational software and waive bidding and enter into an agreement with a specific vendor.

Staff Recommendation to the Finance and Personnel Committee:
Approximately \$75,000 be transferred from various Parks Department salary accounts to account 101.170.5830, Parks Administration Software, for the purchase of recreation services software and professional services related to its implementation. Further recommend that, in the best interest of the City, formal bidding be waived.

Fiscal Note: There are sufficient funds available for the transfer.

06-2845

Subject: Communication from the Public Health Administrator requesting permission to accept funding and for the Mayor and City Clerk to sign an amended contract with the State of Wisconsin Department of Health and Family Services for the Women, Infants and Children Program. The

revised funding amount for the second year of a four year contract (2007) is \$199,346.

The contract has been reviewed and approved by Terry Maier in the Finance Department. The grant control number is 2006-049.

Also refer to the Board of Health.

Staff Recommendation to the Finance and Personnel Committee:

The Mayor and City Clerk be authorized and directed to enter into an amended contract with the State of Wisconsin Department of Health and family Services fro the Women, Infants and Children Program (Grant Control Number 2006-049) for a revised amount of \$199,346 in the second year (2007) of a four year contact.

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

06-2846

Subject: Communication from the Public Health Administrator requesting permission for the Mayor and City Clerk to sign an amended contract with the United Way of Racine County, Inc. The original contract (resolution number 6663) covered the period January 1, 2006 through December 31, 2006. The amended contract covers the period through June 30, 2007. The amount funded is \$34,000.

Also refer to the Board of Health.

Staff Recommendation to the Finance & Personnel Committee: The Mayor and City Clerk be authorized and directed to enter into an amended contract with United way of Racine County, Inc. for an extension of the project from January 1, 2007 through June 30, 2007 with additional funding of \$34,000.

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

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

06-2814

Subject: Communication from Godske Awnings & Textiles, Inc. requesting permission to install an awning at 610 Sixth Street.

06-2824

Subject: Communication from Commissioner of Public Works/City Engineer requesting permission to accept a financial incentive of up to \$99,975.00 for a Renewable Energy Project.

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

- [06-2809](#) **Subject: (New)** The application of Partners In Health, LLC for a Massage Establishment Permit for 1612 N. Main Street. (4th District)
- [06-2839](#) **Subject: (New)** Application of J & A, LLC, Jason Boesel, Agent, for a "Class B" Retail Fermented Malt Beverage and intoxicating Liquor License for 1300 N. Main Street. (4th District)
- [06-2849](#) **Subject: (New)** Application of Rika, LLC, Richard J. Shawhan, Agent for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2 Christopher Columbus Causeway. (1st District)

Refer to Transit and Parking Commission, by Ald. Sollman

- [06-2786](#) **Subject:** Communication from the Transit Planner submitting the September 2006 financial and operating report for the Belle Urban System.
- [06-2787](#) **Subject:** Communication from the Transit Planner submitting the October 2006 financial and operating report for the Wisconsin Coach Lines, Inc. Kenosha-Racine-Milwaukee intercity bus service.
- [06-2810](#) **Subject:** Communication from the Uptown Improvement Organization requesting the removal of meters from parking lots in the Uptown area.

Refer to Housing Loan Board, by Ald. Weidner

- [06-2833](#) **Subject:** Request of the Racine Safe Neighborhood Alliance to extend the boundaries of the Down Payment Assistance program.

Refer to Committee of the Whole, by Ald. Weidner

- [06-2838](#) **Subject:** Communication from the President of the Council submitting on behalf of Dale H. Slaasted, 1723 Shoop Street, requesting the City implement & enforce a policy within the scope of Federal Law for proper flying of the United States of America Flag.

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

- [06-2832](#) **Subject:** Communication from Jay Christie, President and CEO of Racine Zoological Society, requesting permission to meet with the Board of Parks, Recreation and Cultural Services to discuss the possibility of utilizing existing parkland at Lakeview Park to create a parking lot for the zoo.

[06-2847](#)

Subject: Request of First Choice Pre-Apprenticeship Training Program for the use of Captain's Cove - 6th Street Facility for training of participants in basic construction skills for employment opportunities.

Staff recommendation: No recommendation at this time.

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Spangenberg

06-2652

Subject: Communication from the City Attorney submitting the claim of Laurence Miller and Cynthia Miller for consideration. Recommendation of the Common Council on 11-08-06 was to refer back to the Finance & Personnel Committee.

Recommendation of the Finance & Personnel Committee on

10-23-06: The claim for Laurence and Cynthia Miller in the amount of \$9,470.00 be denied.

Recommendation of the Finance & Personnel Committee on

11-13-06: The claim for Laurence and Cynthia Miller requesting reimbursement for connecting the sanitary sewer service adjacent to 1219 Layard Avenue in the amount of \$9,470.00 be denied.

Fiscal Note: N/A

06-2744

Subject: Communication from the City Attorney submitting the claim of Mya Haessig for consideration.

Recommendation of the Finance & Personnel Committee on

11-13-06: The claim of Mya Haessig, of 1612 Thurston Avenue, for the request of reimbursement for car and chimney repairs allegedly caused from a fallen branch of a tree located in the parkway be denied.

Fiscal Note: N/A

06-2766

Subject: Communication from the City Attorney submitting the claim of PAMA, LLC for consideration.

Recommendation of the Finance & Personnel Committee on

11-13-06: The claim of PAMA, LLC for sanitary sewer wye connection failure adjacent to 1219 Layard Avenue be settled in the amount of

\$7,882.50.

Fiscal Note: There are sufficient funds available in account 101.160.5910, Judgment and Claims for the settlement.

06-2638

Subject: Communication from the Compassionate Friends organization requesting use of Mound Cemetery Chapel on December 10, 2006 at 6:30 p.m. and waiver of fees.

Recommendation of the Cemetery Commission: Approve the request of the Compassionate Friends for use of the chapel on December 10, 2006 and further recommends that it be referred to the Finance and Personnel Committee for consideration of waiving the fee.

Recommendation of the Finance & Personnel Committee on

11-13-06: Permission be granted for the Compassionate Friends organization to utilize the Mound Cemetery Chapel on December 10, 2006 at a flat fee of \$100.

Fiscal Note: Revenues will be placed in the Cemetery's Maintenance Fund.

06-2681

Subject: Communication from the Director of City Development to amend the Development agreement with Key Bridge Group for the Pointe Blue redevelopment project.

Recommendation of the Finance & Personnel Committee on

11-13-06: The Mayor and City Clerk be authorized and directed to enter into an amended contract with Key Bridge Group for the Pointe Blue Redevelopment Project to amend the date of closing to April 11, 2007 on the former Walker property and related terms.

Fiscal Note: N/A

06-2703

Subject: Communication from the Assistant Director of City Development requesting discussion on the Home Improvement Loan Program Agreement with the Wisconsin Housing and Economic Development Authority.

Recommendation of the Finance & Personnel Committee on

11-13-06: The Mayor and City Clerk be authorized and directed to enter into a Home Improvement Loan Program agreement with the Wisconsin Housing and Economic Development Authority (WHEDA) enabling the City to disburse home improvement loans on WHEDA's behalf and the City earn a sponsor fee.

Fiscal Note: The sponsor fee will be \$350 per loan closure to be placed into the Housing Department's revenue account.

[06-2729](#)

Subject: Communication from the Director of City Development requesting to discuss the 2007 Operating Plan for Business Improvement District No. 1, Downtown Racine.

Recommendation of the Finance & Personnel Committee on

11-13-06: Approval of the 2007 Operating Plan for Business Improvement District No. 1, Downtown Racine.

Fiscal Note: It is estimated that \$187,500 will be raised through bid assessments to be placed into the Downtown Bid's revenue account.

Public Works and Services Committee Report, by Ald. Hart

[06-2627](#)

Subject: Communication from the Alderman of the 6th District requesting that a street light be placed on an existing pole in the alley of the 2000 block of Carmel Avenue.

Recommendation: In accordance with Section 2-94 of the Municipal Code of the general ordinances of the City of Racine, the following street lighting changes be approved: Install one (1) 100-watt high-pressure sodium street in the 2000 block of Carmel Avenue.

Fiscal Note: The estimated installation cost of this lighting is \$200.00 for installation and the annual operating cost is \$130.00 per fixture

[06-2649](#)

Subject: Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 5-05 (K5-005), Professional Services - Design of Jacobsen-Textron Redevelopment Site, Earth Tech, Inc., consultant.

Recommendation: The professional services provided by Earth Tech, Inc. under Contract 5-05 (K5-005), Professional Services - Design of Jacobsen-Textron Redevelopment Site, be accepted and final payment authorized for a total contract amount of \$148,407.92, from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 6341, dated January 18, 2005.

[06-2663](#)

Subject: Communication from the Principal of Washington Park High

School and Aldermen of the 1st and 3rd Districts requesting street lighting on Valley Drive, 13th Street and Bluefields Drive.

Recommendation: In accordance with Section 2-94 of the Municipal Code of the general ordinances of the City of Racine, the following street lighting changes be approved: Install five (5) 200-watt high-pressure sodium street lights on Valley Drive and Thirteenth Street as recommended by the Assistant Commissioner of Public Works/Engineering.

Fiscal Note: The estimated installation cost of this lighting is \$1,000.00 for installation and the annual operating cost is \$650.00.

06-2680

Subject: Granting "right of early entry" for the Walker property to the Key Bridge Group for the Pointe Blue redevelopment project.

Recommendation: Key Bridge Group, the developers of the Pointe Blue Project, be granted permission to perform environmental remediation work on the city owned portion of the Walker property up until the time that the property is sold, with the following stipulations:

- A. The sidewalks be maintained in a safe condition, free of snow.
- B. The property be maintained in compliance with the City Weed Ordinance.
- C. A Certificate of Liability Insurance and Hold Harmless Agreement be filed with the City Attorney's office.

Fiscal Note: Approval of this item will result in no cost to the City of Racine.

06-2732

Subject: Communication from the Commissioner of Public Works/City Engineer requesting to discuss a change to the Racine First Program.

Recommendation: Ordinance 9-03, Section 46-41 (d) *Requirement*, be amended by changing 10% to 15%.

Fiscal Note: All contractors utilizing city funds on a contract valued over \$200,000.00 are subject to this ordinance change.

06-2733

Subject: Communication from the Commissioner of Public Works/City Engineer submitting a list of alleys for the 2007 paving program which will require public hearings in 2007.

Recommendation: The following list of alleys, as submitted by the Commissioner of Public Works/City Engineer, be considered for

reconstruction with portland cement concrete paving for the 2008 construction season and that a preliminary resolution be introduced.

2008 PCCP PROGRAM (2007 HEARINGS)

Alleys bounded by:

Shoreland Drive, North Avenue, Charles Street and Sixth Avenue
Shoreland Drive, North Avenue, Charles Street and Eighth Avenue
Shoreland Drive, North Avenue, LaSalle Street and First Avenue
Shoreland Drive, North Avenue, Ninth Avenue and Eighth Avenue
Shoreland Drive, North Avenue, Tenth Avenue and Ninth Avenue

Shoreland Drive, South Avenue, Charles Street and Sixth Avenue
Shoreland Drive, South Avenue, Charles Street and Eighth Avenue
Shoreland Drive, South Avenue, Fourth Avenue and Third Avenue
Shoreland Drive, South Avenue, LaSalle Street and First Avenue
Shoreland Drive, South Avenue, Ninth Avenue and Eighth Avenue
Shoreland Drive, South Avenue, Tenth Avenue and Ninth Avenue

Fiscal Note: Unknown at this time.

06-2745

Subject: Communication from Mrs. Jodi Fidler, 5320 Kinzie Avenue, disputing an assessment for road paving adjacent to her property.

Recommendation: The communication be received and filed.

Fiscal Note: Not applicable.

06-2762

Subject: Communication from a representative of Thoughts for Foods requesting permission to close the 300 block of Hamilton Street on March 3, 2007 for their annual event.

Recommendation: The owner of George's Tavern be granted permission to close Hamilton Street from Main Street to Chatham Street, from 6:00 p.m., Saturday, March 3, 2007 to 2:00 a.m., Sunday, March 4, 2007, in conjunction with the Thoughts for Food Fundraiser, with the following stipulations:

- A. A hold harmless agreement be executed;
- B. A liability insurance certificate be filed prior to this event;
- C. Any overtime costs incurred by any City department be charged to the sponsor;
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event;

E. No alcoholic beverages will be sold and/or dispensed within the street right-of-way;

F. In the event of snow, the sponsor shall remove all barricades from the street.

G. Sponsor shall be responsible for all detour signage during the event.

H. The sponsor shall pay a \$250.00 special event fee.

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

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

06-2780

Subject: Communication from Robert Wortock, Christmas Coalition, requesting permission to install banners at Monument Square from December 13, 2006 through January 8, 2007.

Recommendation: The communication be received and filed.

Fiscal Note: Not applicable.

06-2795

Subject: Communication from the Commissioner of Public Works/City Engineer submitting Amendment No. 1 on Contract 37-06 (K6-039), Professional Services-Investigate Structural Problem at Main Street Bridge, HNTB, consultant.

Recommendation: Amendment No. 1 on Contract 37-06 (K6-039), Professional Services-Investigate Structural Problem at Main Street Bridge, HNTB, Inc., consultant, as submitted, be approved in the not-to-exceed amount of \$48,250 plus \$5,000 for reimbursable expenses.

Further recommends that funding to defray the cost of these professional services be appropriated from Account 984.520.5010, Island Park Bridges.

Fiscal Note: Funds are available as herein delineated.

06-2799

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting Change Order No. 3 on Contract 25-06 (K6-026), City Parking Lots, Cicchini Asphalt Paving, Inc., contractor.

Recommendation: Change Order No. 1 on Contract 25-06 (K6-026), City Parking Lots, Cicchini Asphalt Paving, Inc., contractor, as submitted, be

approved in the amount of \$22,055.00.

Further recommends that funding to defray the cost of this change order be appropriated from Account 986.908.5130, Asphalt Resurfacing.

Fiscal Note: Funds are available as herein delineated.

06-2812

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting Change Order No. 4 on Contract 24-06 (K6-025), Concrete Street Reconstruction and Paving, Milwaukee General Construction Company, contractor.

Recommendation: Change Order No. 4 on Contract 24-06 (K6-025), Concrete Street Reconstruction and Paving, Milwaukee General Construction Company, contractor, as submitted, be approved to provide a time extension until December 8, 2006, to complete this contract.

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

06-2826

Subject: Communication from the Downtown Racine Corporation requesting permission to close city streets for the annual Holiday Parade on November 25, 2006.

Recommendation: Permission be granted to the Downtown Racine Corporation to close Main Street between State Street and Sixth Street, and Sixth Street between Main Street and City Hall, on Saturday, November 25, 2006, from 4:00 p.m. to 6:30 p.m., for their annual Downtown Holiday Parade on the following conditions:

- A. A hold harmless agreement be executed;
- B. A liability insurance certificate be filed prior to this event;
- C. Any overtime costs incurred by any City department be charged to the sponsor;
- D. Sponsor shall notify all abutting property occupants 72 hours in advance of the event.
- E. The sponsor shall be responsible for the signing of the necessary detours for the State Highway route.
- F. The sponsor shall pay a \$750 special event fee.

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

Fiscal Note: There will be nominal costs incurred on a regular shift basis to provide limited assistance to implement this event.

Public Safety and Licensing Committee Report, by Ald. Maack**06-2600**

Subject: The application of Peg & Lou's Junction Inn, Randall L. Larson, Agent, for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 1436 Junction Avenue. (3rd District)

Recommendation of the Public Safety & Licensing Committee of

10/23/06: That the license be granted with the following conditions:

- 1.) The previous license holder has to surrender the license.
- 2.) If the business hasn't been sold by June 30, 2007, the license holder has to re-apply as a "new" applicant.
- 3.) If Mr. Larson decides to operate the business, he will have to appear before the Committee.

Fiscal Note: N/A

06-2625

Subject: (Direct Referral) Incident relating to City Haul Lounge on 10-4-06.

Recommendation of the Public Safety & Licensing Committee of

10/09/06: That the owner of the City Haul Lounge, 835 Washington Avenue, be requested to appear at the October 23, 2006.

Recommendation of the Public Safety & Licensing Committee of

10/23/06: That the item be deferred until the November 13, 2006 meeting and City Attorney Weber along with Mr. Hand and his counsel, meet to come up with an agreed upon agreement.

Recommendation of the Public Safety & Licensing Committee of

11-13-06: That the matter of the City Haul Lounge be referred to a due process hearing to determine whether the license should be revoked or suspended.

Fiscal Note: The approximate cost of the due process hearing is \$8,000.00.

06-2712

Subject: Application of Super Taqueria, Jose Roman, Agent, for a "Class C" Wine and Class "B" Retail Fermented Malt Beverage License for 1824 Douglas Avenue. (5th District)

Recommendation of the Public Safety & Licensing Committee of

11-13-06: That the "Class C" Wine and Class "B" Retail Fermented Malt Beverage License for 1824 Douglas Avenue, be approved.

Fiscal Note: N/A

[06-2741](#)

Subject: (Direct Referral) Communication from the Purchasing Agent submitting the monthly report for the sale of Abandoned Vehicles, October 19, 2006.

Recommendation of the Public Safety & Licensing Committee of

11-13-06: That the report be received and filed.

Fiscal Note: This will generate \$3,877.01 in revenues.

[06-2747](#)

Subject: Communication from the Chief of Police requesting to amend the 2006 Asset Forfeiture Spending Plan, as adopted by Council, to include \$20,000 for the purchase of 20 tasers.

Recommendation of the Finance & Personnel Committee on

11-13-06: Permission granted to the Chief of Police to amend the 2006 Asset Forfeiture Spending Plan to increase capital outlay by \$20,000 to be utilized for the purchase of 20 tasers.

Recommendation of the Public Safety & Licensing Committee on

11-13-06: That permission be granted to amend the 2006 Asset Forfeiture Spending Plan to increase capital outlay by \$20,000 for the purchase of 20 tasers.

Fiscal Note: \$20,000 appropriated in account 241.000.5770 Machinery & Equipment.

[06-2748](#)

Subject: Communication from the Chief of Police requesting permission to accept the in-kind donation of decal application services, offered by the Sign Shop, Inc., for the Racine Police Department's marked canine squad car. No matching funds from the City are required.

Recommendation of the Finance & Personnel Committee on

11-13-06: Permission granted to the Chief of Police to accept the in-kind donation for the decal application services for Racine Police Department's marked canine squad car from Sign Shop, Inc. and an appropriate letter of thanks be sent.

Recommendation of the Public Safety & Licensing Committee on

11-13-06: That permission be granted to the Chief of Police to accept the in-kind donation for the decal application services for Racine Police Department's marked canine squad car from Sign Shop, Inc. and an

appropriate letter of thanks be sent.

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

06-2767

Subject: Direct Referral, Change Order #1 and Final Payment on Contract 20-06 (K6-021), Electrical Improvements at Lockwood Park by Great Lakes Electric, Inc., of Kenosha.

Recommendation of the Public Safety & Licensing Committee of

11-3-06: That Change Order #1 and Final Payment on Contract 20-06 (K6-021), be approved.

Fiscal Note: \$47,463.00 be appropriated from account 931.230.5950 Lockwood Tennis Courts.

06-2768

Subject: Direct Referral, Change Order #1 and Final Payment on Contract 59-05 (K5-068), New Football Lighting at Horlick Athletic Field by Delta Electric, Inc., of Racine.

Recommendation of the Public Safety & Licensing Committee on

11-13-2006: That Change Order #1 and Final Payment on Contract 59-05 (K5-068), be approved.

Fiscal Note: \$244,017/00 be appropriated from account 985.710.5050 Horlick Field Lights.

06-2782

Subject: The application of Lush Life, Inc., Jeannie Dillon, Agent, for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 550 State Street. (4th District)

Recommendation of the Public Safety & Licensing Committee on

11-13-06: That the license be granted.

Fiscal Note: N/A

06-2797

Subject: Direct Referral, Contract 41-04 (K4-054), HVAC Upgrades at Dr. Bryant Community Center by Action Plus LLC, South Milwaukee, WI

Recommendation of the Public Safety & Licensing Committee of

11-13-06: That the settlement amount be approved and final payment be made.

Fiscal Note: \$22,441.77 be appropriated from account 931.230.6960,

Bryant Air Handling.

06-2800

Subject: (Direct Referral) Communication from the Purchasing Agent submitting the monthly report for the sale of Abandoned Vehicles, November 7, 2006.

Recommendation of the Public Safety & Licensing Committee of 11-13-06: That the report be received and filed.

Fiscal Note: This will generate \$5,236.03 in revenues.

06-2815

Subject: Ordinance No. 39-06

To create Secs. 50-65 and 50-66 of the Municipal Code of the City of Racine, Wisconsin relating to Annual fire prevention inspection fees.

Recommendation of the Public Safety & Licensing Committee of 11-13-06: That ordinance No. 39-06 be adopted.

06-2822

Subject: Ordinance No. 40-06

To amend Sec. 6-137 of the Municipal Code of the City of Racine, Wisconsin relating to Alcoholic Beverages - Nonrenewal, suspension and revocation.

Recommendation of the Public Safety & Licensing Committee of 11-13-06: That Ordinance No. 40-06, be received and filed.

Fiscal Note: N/A

06-2817

Subject: Ordinance No. 41-06

To create Section 6-19 of the Municipal Code of the City of Racine, Wisconsin relating to Alcohol beverages - licensee responsibility for the control of patrons on the licensee's building lot and parking lot.

Recommendation of the Public Safety & Licensing Committee of 11-13-06: That Ordinance No. 41-06, be adopted.

Fiscal Note: N/A

06-2818

Subject: Ordinance No. 42-06

To create Sec. 6-59 of the Municipal Code of the City of Racine, Wisconsin relating to Alcoholic beverages - Grant of conditional license.

Recommendation of the Public Safety & Licensing Committee of**11-13-06:** That Ordinance No. 42-06, be adopted.**Fiscal Note:** N/A**06-2819****Subject:** Ordinance No. 43-06

To amend Sec. 6-54 of the Municipal Code of the City of Racine, Wisconsin relating to Alcoholic beverages - Licensing.

Recommendation of the Public Safety & Licensing Committee of**11-13-06:** That Ordinance No. 43-06, be amended to include site plan and the ordinance be adopted.**Fiscal Note:** N/A**06-2820****Subject:** Ordinance No. 44-06

To amend Secs. 6-51 and 22-477 of the Municipal Code of the City of Racine, Wisconsin relating to Alcoholic Beverages - Limitations on issuance of licenses.

Recommendation of the Public Safety & Licensing Committee of**11-13-06:** That Ordinance No. 44-06, be adopted.**Fiscal Note:** N/A**City Plan Commission Report, by Ald. Holding****06-2758****Subject:** (Direct Referral). Request from John RaBuck seeking a conditional use permit for a construction yard for outdoor storage of construction equipment and vehicles at 1112 Frederick Street.**Recommendation of the City Plan Commission 11-08-06:** To deny.**06-2760****Subject:** (Direct Referral). Request from Mike Maistelman, representing EZ Money of Wisconsin seeking a conditional use permit to locate a convenient cash business on 6108 Regency West Drive.**Recommendation of the City Plan Commission 11-08-06:** In the matter of the request by Mike Maistelman, representing EZ Money of Wisconsin, seeking a conditional use permit to locate a convenient cash business at 6108 Regency West Drive, the following decision is rendered:

Whereas, On October 25, 2006 the Plan Commission found merit in the argument of the applicant that asserted vested rights as they relate to their

ability to locate a convenient cash facility at 6108 Regency West Drive in conflict with the 2500 foot separation rule as stipulated in Section 114-468 of the Municipal Code of the City of Racine.

Whereas, The circumstances associated with this application, and the assertion of vested rights shall not establish a precedent in the review of future convenient cash facilities.

Therefore, that the request by Mike Maistelman, representing EZ Money of Wisconsin, seeking a conditional use permit to locate a convenient cash business at 6108 Regency West Drive is approved, subject to the following conditions:

- a. That the plans stamped "Received October 27, 2006" and presented to the Plan Commission on November 8, 2006 be approved, subject to the following conditions.
- b. That an occupancy permit and all other applicable permits be requested from the Building Department.
- c. That all yard areas, landscaping, buildings, and grounds be maintained in a professional manner and on a daily basis.
- d. That the maximum hours of operation be Monday through Friday from 9:00 a.m. to 7:00 p.m.; Saturday from 9:00 a.m. to 5:00 p.m., and no hours on Sunday.
- e. That all trash, recyclables, and dumpsters be stored in stored closed containers and screened from view.
- f. That a sign plan be submitted for the review and approval of the Director of City Development illustrating signage as it is to appear at the subject location, in compliance with the approved sign plans for the shopping center.
- g. That all codes and ordinances be complied with and required permits acquired.
- h. 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.
- i. That this permit is subject to review by the Plan Commission for compliance with the listed conditions.

Fiscal Note: N/A

06-2761

Subject: (Direct Referral). Request from Dorothy A. Metz representing McDonald's Restaurant at 2100 Lathrop Avenue seeking to rezone the property at 3921-21st Street, and portions of the property at 2100 Lathrop Avenue.

Recommendation of the City Plan Commission 11-8-06: That an ordinance be created.

Fiscal Note: N/A

06-2763

Subject: (Direct Referral). Review of plans for through-lot development for the rebuilding of the McDonald's Restaurant at 2100 Lathrop Avenue.

Recommendation of the City Plan Commission 11-08-06: That the plans for a through-lot development for the rebuilding of the McDonald's Restaurant at 2100 Lathrop Avenue be approved, subject to the following conditions:

- a. That the plans stamped "Received October 25, 2006" and presented to the Plan Commission on November 8, 2006 be approved, subject to the conditions contained herein.
- b. That the site plan showing driveway placement labeled as Option "B", Sheet C-1.1 Opt. "B" be the approved site plan and that all other plans be adjusted accordingly.
- c. That all applicable building and occupancy permits be obtained from the Building Inspection Department.
- d. That the following shall be submitted for the review and approval of the Director of City Development prior to the issuance of a building permit:
 1. A landscape plan
 2. A site lighting plan.
- e. That if an occupancy permit is requested prior to the installation of landscaping, then a landscape bond shall be submitted for the review and approval of the Director of City Development that is equal in value to the cost of acquisition and installation of landscaping elements associated with the approved landscape plan.

- f. That this business is approved for operations extending 24 hours per day.
- g. That all signs be professionally made and be submitted for the review and approval of the Director of City Development.
- h. That all yard areas, landscaping, and grounds be maintained in a professional manner and on a daily basis.
- i. That all codes and ordinances be complied with and required permits acquired.
- j. That no minor changes be made from these conditions without the approval of the Director of City Development, and no major changes be made from these conditions without the approval of the Plan Commission.
- k. That this approval is subject to review by the Plan Commission for compliance with the listed conditions.

Fiscal Note: N/A

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

06-2008

Subject: Direct Referral. Request by Samuel Hutchins of R&S Performance and Auto Repair seeking a conditional use permit to operate an automobile repair facility, and park up to four tow trucks at 1535 High Street.

Recommendation of the City Plan Commission of 05/30/06: That this file be received and filed and that this matter be referred to the Redevelopment Authority for evaluation of its compatibility with the redevelopment plan for the Racine Steel Casting Redevelopment area.

Fiscal Note: N/A

Recommendation of the Redevelopment 11-09-06: To be received and filed.

Fiscal Note: N/A

06-2589

Subject: (Direct Referral). Request of the Executive Director to declare blighted properties on both sides of Michigan Boulevard between Dodge and Hamilton Streets for the purpose of providing financial assistance to

the Pointe Blue redevelopment project and submit the proposed redevelopment to the Common Council for approval.

Recommendation of the Redevelopment Authority 10-04-06: To adopt Redevelopment Authority Resolution 06-17 declaring the properties on both sides of Michigan Boulevard between Dodge and Hamilton Streets as blighted.

Fiscal Note: N/A

Recommendation of the Redevelopment Authority 11-09-06: That the Common Council approve the following:

- The findings that the subject properties are blighted under Wisconsin Statutes section 1333 and that a comprehensive redevelopment plan under Wisconsin Statutes section 1333 is not necessary for this redevelopment, and
- That the Authority is authorized to assist the private acquisition and redevelopment of the subject properties.

Fiscal Note: This action will allow the financial assistance approved for the project in the adopted development agreement and Tax Increment District Plan to be provided through the Redevelopment Authority. This action does not change the amount of assistance to be provided or the terms of the development agreement; it simply allows the Authority to provide assistance.

06-2752

Subject: Communication from the Alderman of the 15th District wishing to move forward with a Redevelopment plan for the former Racine Steel Castings site and the surrounding area.

Recommendation of the Redevelopment Authority 11-09-06: To be received and filed.

Fiscal Note: N/A

06-2754

Subject: (Direct Referral). Request of the Executive Director that the Authority adopt the Redevelopment Plan for the Racine Steel Castings Industrial Area and submit the redevelopment plan to the Common Council for approval.

Recommendation of the Redevelopment Authority 11-09-06: That the Common Council approve the Redevelopment Plan for the Racine Steel Castings Industrial Area as submitted by the Authority.

Fiscal Note: NA. The plan does not call for property acquisition by the

Authority or the City.

Committee of the Whole Report, by Ald. Weidner

06-2536

Subject: Submittal of the report of the Finance Committee of the Racine Wastewater Commission regarding year 2007 Wastewater Utility Operation & Maintenance Budget and the 2007-2011 Capital Improvements Budget recommending adoption.

Recommendation of the Racine Wastewater Commission of

09-26-06: To adopt. Refer to the Finance & Personnel Committee for approval.

Recommendation of the Finance & Personnel Committee 10-09-06:

The item be referred to the Committee of the Whole.

Recommendation of the Committee of the Whole 11-16-2006:

recommend approval.

Fiscal Note: Copies of the above proposed budgets, along with their supporting exhibits, are on file in the Office of the Finance Director.

06-2595

Subject: Communication from Mayor Becker submitting the 2007 proposed budgets for the General Fund, Special Revenue Funds, Capital Projects Funds, Dept Service, Enterprise Funds, and Internal Service Funds.

Recommend: that the 2007 proposed budgets for the General Fund, Special Revenue Funds, Capital Projects Funds, Dept Service, Enterprise Funds, and Internal Service Funds be amended, and approved as amended.

Fiscal Note: Copies of the above proposed budgets, along with their supporting exhibits, are on file in the Office of the Finance Director.

Board of Health Report, by Ald. DeHahn

06-2769

Subject: Communication from the Public Health Administrator requesting to apply for funding from the Wisconsin Coastal Management Program for a project titled Determination of Ambient Indicator Levels in Fresh Water Environments by Real-Time PCR.

Recommendation of the Finance & Personnel Committee on

11-13-06: Permission granted to the Public Health Administrator to apply for a \$30,000 grant with the Wisconsin Coastal Management Program

(Grant Control No. 2006-048) to be utilized for the Determination of Ambient Indicator Levels in Fresh Water Environments by Real-Time PCR Program.

Recommendation of the Board of Health on 11/14/2006: Permission granted to the Public Health Administrator to apply for a \$30,000 grant with the Wisconsin Coastal Management Program (Grant Control No. 2006-048) to be utilized for the Determination of Ambient Indicator Levels in Fresh Water Environments by Real-Time PCR Program.

Fiscal Note: There is a soft match above grant amount of \$46,282 on the part of the City.

06-2770

Subject: Communication from the Public Health Administrator requesting permission to apply for a grant in the amount of \$3,640 from the Children's Hospital of Wisconsin to fund the Children and Youth with Special Healthcare Needs. The contract period is January 1, 2007 to December 31, 2007.

Recommendation of the Finance & Personnel Committee on

11-13-06: Permission granted to the Public Health Administrator to apply for the \$3,640 grant with the Children's Hospital of Wisconsin, Inc. (Grant Control No. 2006-046) to be utilized for Children and Youth with Special Healthcare Needs Program.

Recommendation of the Board of Health 11/14/06: Permission granted to the Public Health Administrator to apply for the \$3,640 grant with the Children's Hospital of Wisconsin, Inc. (Grant Control No. 2006-046) to be utilized for Children and Youth with Special Healthcare Needs Program.

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

06-2771

Subject: Communication from the Public Health Administrator requesting permission to apply for and accept funding and the Mayor and City Clerk sign a contract with the State of Wisconsin, Department of Health and Family Services for the CDC WIC Childhood Lead Poisoning Prevention Program in the amount of \$1,400.

Recommendation of the Finance & Personnel Committee on

11-13-06: The City apply for and the Mayor and City Clerk be authorized and directed to enter into a \$1,400 agreement with the State of Wisconsin, Department of Health and Family Services for the CDC WIC Childhood Lead Poisoning Prevention Program (Grant Control No. 2007-047).

Recommendation of the Board of Health 11/14/06: The City apply for

and the Mayor and City Clerk be authorized and directed to enter into a \$1,400 agreement with the State of Wisconsin, Department of Health and Family Services for the CDC WIC Childhood Lead Poisoning Prevention Program (Grant Control No. 2007-047).

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

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

[06-2221](#)

Subject: Communication from the Mayor requesting that the North Beach Oasis contract be amended to provide for payment by concessionaire for designated North Beach improvements in lieu of revenues to the City.

Recommendation of the Finance & Personnel Committee on

07-24-06: The item be deferred.

Recommendation of the Board of Parks, Recreation & Cultural

Services on 8-9-06: The request be deferred.

Recommendation of the Finance & Personnel Committee on

09-11-06: The item be deferred.

Recommendation of the Board of Parks, Recreation & Cultural

Services on 09-13-06: That the contract not be amended. Further recommends that the contract between the City of Racine and the North Beach Oasis be reviewed in totality to implement possible changes in light of strong concerns of constituents in the neighborhood.

Recommendation of the Finance & Personnel Committee on

11-13-06: The item be received and filed.

Fiscal Note: N/A

[06-2645](#)

Subject: Discussion of 2007 Operating Budget and Fees & Charges.

Defer to the next meeting.

Recommendation of the Board of Parks, Recreation & Cultural

Services 11-14-06: that the report be approved.

Fiscal note: N/A

Civic Centre Commission Report, by Ald. Spangenberg

[06-2664](#)

Subject: Communication from Stephen T. Nenonen, City Administrator

and Scott Letteney, Assistant City Attorney, requesting the opportunity to present an amended contract for the operations of the Civic Centre and Memorial Hall.

Recommendation of the Finance & Personnel Committee on

10-23-06: The item be deferred.

Recommendation of Civic Centre Commission on 10-25-06: That the amended contract be approved and accepted.

Recommendation of the Finance & Personnel Committee on

11-13-06: The Mayor and City Clerk be authorized and directed to enter into an amended contract with Compass of Racine, LLC for Civic Centre and Memorial Hall to take effect on January 1, 2007.

Fiscal Note: NA

G. Resolutions

[Res.06-7321](#) Through-lot Development at 2100 Lathrop Avenue

Resolved, that the plans for a through-lot development for the rebuilding of the McDonald's Restaurant at 2100 Lathrop Avenue be approved, subject to the following conditions:

- a. That the plans stamped "Received October 25, 2006" and presented to the Plan Commission on November 8, 2006 be approved, subject to the conditions contained herein.
- b. That the site plan showing driveway placement labeled as Option "B", Sheet C-1.1 Opt. "B" be the approved site plan and that all other plans be adjusted accordingly.
- c. That all applicable building and occupancy permits be obtained from the Building Inspection Department.
- d. That the following shall be submitted for the review and approval of the Director of City Development prior to the issuance of a building permit:
 1. A landscape plan
 2. A site lighting plan.
- e. That if an occupancy permit is requested prior to the installation of landscaping, then a landscape bond shall be submitted for the review and approval of the Director of City Development that is equal in value to the cost of acquisition and installation of landscaping elements associated with the approved landscape plan.

- f. That this business is approved for operations extending 24 hours per day.
- g. That all signs be professionally made and be submitted for the review and approval of the Director of City Development.
- h. That all yard areas, landscaping, and grounds be maintained in a professional manner and on a daily basis.
- i. That all codes and ordinances be complied with and required permits acquired.
- j. That no minor changes be made from these conditions without the approval of the Director of City Development, and no major changes be made from these conditions without the approval of the Plan Commission.
- k. That this approval is subject to review by the Plan Commission for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Gregory Holding

Res.06-7306 Conditional Use Permit at 6108 Regency West Drive

Whereas, on October 25, 2006 the Plan Commission found merit in the argument of the applicant that asserted vested rights as they relate to their ability to locate a convenient cash facility at 6108 Regency West Drive in conflict with the 2500 foot separation rule as stipulated in Section 114-468 of the Municipal Code of the City of Racine; and

Whereas, the circumstances associated with this application, and the assertion of vested rights shall not establish a precedent in the review of future convenient cash facilities.

Now therefore be it resolved, that the request by Mike Maistelman, representing EZ Money of Wisconsin, seeking a conditional use permit to locate a convenient cash business at 6108 Regency West Drive is approved, subject to the following conditions:

- a. That the plans stamped "Received October 27, 2006" and presented to the Plan Commission on November 8, 2006 be approved, subject to the following conditions.
- b. That an occupancy permit and all other applicable permits be requested from the Building Department.
- c. That all yard areas, landscaping, buildings, and grounds be maintained in a professional manner and on a daily basis.
- d. That the maximum hours of operation be Monday through Friday from 9:00 a.m. to 7:00 p.m., Saturday from 9:00 a.m. to 5:00 p.m. and no hours on

Sunday.

- e. That all trash, recyclables and dumpsters be stored in stored closed containers and screened from view.
- f. That a sign plan be submitted for the review and approval of the Director of City Development illustrating signage as it is to appear at the subject location, in compliance with the approved sign plans for the shopping center.
- g. That all codes and ordinances be complied with and required permits acquired.
- h. 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.
- i. That this permit is subject to review by the Plan Commission for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Gregory Holding

Res.06-7307 Amend 2006 Asset Forfeiture Spending Plan

Resolved, that permission be granted to the Chief of Police to amend the 2006 Asset Forfeiture Spending Plan to increase capital outlay by \$20,000 for the purchase of 20 tasers.

Fiscal Note: \$20,000 appropriated in Account 241.000.5770, Machinery and Equipment.

Sponsors: David L. Maack and James T. Spangenberg

Res.06-7308 Change Order and Final Payment on Electrical Improvements at Lockwood Park

Resolved, that Change Order #1 on Contract 20-05 (K6-021), Electrical Improvements at Lockwood Park, Great Lakes Electric, Inc., Kenosha, Wisconsin, contractor, be approved in the increased amount of \$3,890.00 and that the work be accepted and final payment authorized in the amount of \$47,463.00.

Fiscal Note: \$47,463.00 be appropriated from Account 931.230.5950, Lockwood Tennis Courts, for final payment on Contract 20-06 (K6-021).

Sponsors: David L. Maack

Res.06-7309 Change Order and Final Payment for New Football Lighting at Horlick Athletic

Field

Resolved, that Change Order #1 on Contract 59-05 (K5-068), New Football Lighting at Horlick Athletic Field, Delta Electric, Inc., Racine, contractor, be approved in the increased amount of \$1,647.00, and that the work be accepted and final payment be authorized in the amount of \$244,017.00 from funds heretofore appropriated.

Fiscal Note: Final payment be authorized in the amount of \$244,017.00 from Account 985.710.5050, Horlick Field Lights.

Sponsors: David L. Maack

Res.06-7310 Contract for HVAC Upgrades at Dr. Bryant Community Center

Resolved, that the settlement offer on Contract 41-04 (K4-054), HVAC Upgrades at Dr. Bryant Community Center, from Capitol Indemnity Corporation, the contractor's bonding company, be accepted in the amount of \$24,935.30.

Further resolved, that Contract 41-04 (K4-054), HVAC Upgrades at Dr. Bryant Community Center, be closed in the amount of \$22,441.77, the amount paid to the contractor, appropriated from Account 931.230.6960, Bryant Air Handling.

Fiscal Note: Contract was authorized by Resolution 6159 of September 21, 2004.

Sponsors: David L. Maack

Res.06-7311 Resolution declaring property to be blighted and authorizing the Redevelopment Authority to assist the private redevelopment of the property (Pointe Blue Project)

WHEREAS, Section 66.1333 of the Wisconsin Statutes, as amended (the "Act"), states that it is the policy of this state to protect and promote the health, safety and general welfare of the people of the state in which blighted areas exist by the elimination and prevention of such areas through the utilization of all means appropriate for that purpose, thereby encouraging well-planned, integrated, stable, safe and healthful neighborhoods, the provision of healthful homes, a decent living environment and adequate places for employment of the people of this state and its communities in such areas; and WHEREAS, this Common Council has heretofore created the Redevelopment Authority of the City of Racine (the "Authority") to eliminate or prevent substandard, deteriorated, obsolete and blighted areas in the City of Racine, Wisconsin (the "City"); and WHEREAS, the Act authorizes the Authority to undertake certain activities within the City, for the purpose of carrying out redevelopment, blight elimination, blight prevention and urban renewal programs and projects as set forth in the Act, together with all powers necessary or incidental to effect adequate and comprehensive redevelopment, blight elimination, and urban renewal programs

and projects; and

WHEREAS, the properties in the City described in Exhibit A attached hereto (the "Properties") have been proposed as the site for various public improvements and private development projects; and

WHEREAS, the Properties have been determined by the City staff to be "blighted properties" as defined in Section 66.1333 of the Wisconsin Statutes based on a report prepared by the Department of City Development (the "Report"); and

WHEREAS, this body is advised by the staff of the City that the blight conditions described in the Report have continued; and

WHEREAS, blight elimination, slum clearance, and urban renewal and redevelopment projects on the Properties will protect and promote the health, safety and general welfare of citizens of the City; and

WHEREAS, the Authority proposes to assist the private acquisition and redevelopment of the Properties and to carry out blight elimination and urban renewal projects on the Properties, including the provision of economic development incentives to developers of the Properties and the installation and construction of public improvements on the Properties; and

WHEREAS, Section 5(c)1g. and 5(c)1r. of the Act provides that the Authority may acquire or assist the private acquisition and redevelopment of blighted property without designating a redevelopment area or adopting a redevelopment plan if the Authority obtains advance approval of the Common Council by at least a two-thirds vote; and

WHEREAS, on November 9, 2006 the Authority conducted a duly-noticed public hearing at which all interested parties were afforded a full opportunity to express their views respecting the determination of blight for the Properties; and

WHEREAS, after the public hearing on November 9, 2006, the Authority (i) found the Properties to be "blighted properties" within the meaning of Section 66.1333(2m)(bm) of the Wisconsin Statutes, and (ii) submitted the blight determination and proposed acquisition and redevelopment of the Properties for the purpose of carrying out blight elimination and urban renewal projects to this Common Council for approval; and

WHEREAS, in accordance with the Act, this Common Council now finds it necessary and in the public interest that the Authority undertake activities to eliminate and prevent blight, obsolescence, and the deterioration of the Properties and to promote redevelopment and urban renewal on the Properties; and

WHEREAS, this Common Council has studied the facts and circumstances relating to the Properties and the proposed acquisition of the Properties, consideration having been given, among other items, to the following matters: (i) the definition of "blighted property" contained in Section (2m)(bm) of the Act, (ii) the Report with respect to the existence of blight on the Properties in the context of the Act, (iii) the past and existing condition of, and the proposed uses of, the Properties, (iv) the goals and objectives of the proposed acquisition of the Properties, (v) visual inspections of the Properties and surrounding areas by various members of the Authority and by various staff of and consultants to the City, and (vi) reports and recommendations to the Common Council by the Authority.

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

1. The Common Council hereby finds, determines and declares that the Properties are blighted properties within the meaning of Section (2m)(bm) of the Act which substantially impair or arrest the sound growth of the community.
 2. The Common Council hereby approves the Authority's proposal to assist the private acquisition and redevelopment of the Properties for the purpose of carrying out blight elimination and urban renewal projects without designating a redevelopment area or adopting a redevelopment plan. The Common Council finds that a comprehensive redevelopment plan is not necessary to determine the need for the acquisition and redevelopment of the Properties, the uses of the Properties after acquisition and redevelopment and the relation of the acquisition and redevelopment to other property redevelopment by the Authority.
 3. This Resolution shall take effect immediately upon its adoption and approval.
- Fiscal Note: This action will allow the financial assistance approved for the project in the adopted development agreement and Tax Increment District Plan to be provided through the Redevelopment Authority. This action does not change the amount of assistance to be provided or the terms of the development agreement, it simply allows the Authority to provide assistance.

Exhibit A

Address	Street	Parcel #	Area sq. ft.	Area Blighted	Owner
1129	Michigan Blvd.	2485000	420,459	420,459	City of Racine
90	Reichert Ct.	2485001	39,620	39,620	Pugh W. H. Co.
1001	Michigan Blvd.	2479000	94,917	94,917	Pugh W. H. Co.
39	Reichert Ct.	2473000	169,884	169,884	Pugh W. H. Co.
1144	Michigan Blvd.	2486000	17,668	17,668	Pugh W. H. Co.
1136	Michigan Blvd.	2490000	6,800	6,800	Mc Glown Leora
1115	Chatham St.	2487000	25,045	25,045	Pugh Richard J.
200	Dodge St.	2489000	44,344	44,344	Pugh W. H. Co.
1135	Chatham St.	2491001	5,750	5,750	Pugh W. H. Co.
1131	Chatham St.	2491000	2,875	2,875	Pugh W. H. Co.
1125	Chatham St.	2488000	9,380	9,380	Pugh Richard J.

Sponsors: James T. Spangenberg

Res.06-7312 Redevelopment Plan for Racine Steel Castings Industrial Area

Resolved, that the Redevelopment Plan for the Racine Steel Castings Industrial Area as approved by the Redevelopment Authority on November 9, 2006, is hereby approved by the Common Council of the City of Racine.

Fiscal Note: The plan does not call for any property acquisition by the Authority or the City.

Sponsors: James T. Spangenberg

Res.06-7313 Amendment to Development Agreement Pointe Blue project

Whereas, on September 25, 2006, by adoption of Resolution No. 06-7244, the Common Council of the City of Racine authorized that the City of Racine enter into a development agreement with Key Bridge Group, Inc., its successors and

assigns, Pointe Blue, LLC, its successors and assigns and the Redevelopment Authority for the Pointe Blue redevelopment project; and

Whereas, Key Bridge Group has requested an extension of time to arrange for more favorable financing for the redevelopment;

Now, therefore, be it resolved, that an escrow agreement be executed for a closing on the property acquisition at such time as phase one financing is completed, but no later than April 11, 2007.

Further resolved, that the Mayor and City Clerk be authorized and directed to enter into an amended agreement to amend the date of closing to April 11, 2007, for the Pointe Blue Redevelopment Project .

Fiscal Note: N/A

Sponsors: James T. Spangenberg

Res.06-7314 Hold Harmless Agreement for West Racine Christmas Open House

Resolved, that the West Racine Business and Professional Association be granted permission to display a Dragon Boat on Saturday, November 28, 2006, at the corner of Washington Avenue and West Boulevard for their Christmas Open House condition on the execution of a Hold Harmless Agreement between the West Racine Business and Professional Association and the City of Racine.

Fiscal Note: N/A

Sponsors: James T. Spangenberg

Res.06-7315 Thoughts for Foods Event

Resolved, that the owner of George's Tavern be granted permission to close Hamilton Street from Main Street to Chatham Street, from 6:00 p.m., Saturday, March 3, 2007 to 2:00 a.m., Sunday, March 4, 2007, in conjunction with the Thoughts for Food Fundraiser, with the following stipulations:

- A. A hold harmless agreement be executed;
- B. A liability insurance certificate be filed prior to this event;
- C. Any overtime costs incurred by any City department be charged to the sponsor;
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event;
- E. No alcoholic beverages will be sold and/or dispensed within the street right-of-way;
- F. In the event of snow, the sponsor shall remove all barricades from the street.
- G. Sponsor shall be responsible for all detour signage during the event.

H. The sponsor shall pay a \$250.00 special event fee.

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

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

Sponsors: Ronald D. Hart

Res.06-7305 Grant Right of Entry for Walker property to Key Bridge Group

Resolved, that Key Bridge Group, the developers of the Pointe Blue Project, be granted permission to perform environmental remediation work on the city owned portion of the Walker property up until the time that the property is sold, with the following stipulations:

- A. The sidewalks be maintained in a safe condition, free of snow.
- B. The property be maintained in compliance with the City Weed Ordinance.
- C. A Certificate of Liability Insurance and Hold Harmless Agreement be filed with the City Attorney's office.

Fiscal Note: Approval of this item will result in no cost to the City of Racine.

Sponsors: Ronald D. Hart

Res.06-7316 2008 PCCP Program (2007 Hearings)

Resolved, by the Common Council of the City of Racine, Wisconsin:

1. The Common Council hereby declares its intention to exercise its power under s. 66.0703, Wisconsin Statutes, to levy special assessments upon property within the following described area for benefits conferred upon such property by improvement of the following street(s):

All property fronting upon both sides of alley's:

PORTLAND CEMENT CONCRETE PAVING

Alley, Shoreland Drive, North Street, Charles Street and Sixth Avenue
Alley, Shoreland Drive, North Street, Charles Street and Eighth Avenue
Alley, Shoreland Drive, North Street, LaSalle Street and First Avenue
Alley, Shoreland Drive, North Street, Ninth Avenue and Eighth Avenue
Alley, Shoreland Drive, North Street, Tenth Avenue and Ninth Avenue
Alley, Shoreland Drive, South Street, Charles Street and Sixth Avenue
Alley, Shoreland Drive, South Street, Fourth Avenue and Third Avenue
Alley, Shoreland Drive, South Street, LaSalle Street and First Avenue
Alley, Shoreland Drive, South Street, Ninth Avenue and Eighth Avenue
Alley, Shoreland Drive, South Street, Tenth Avenue and Ninth Avenue
Alley, Shoreland Drive, South Street, Charles Street and Eighth Avenue

2. Said public improvement shall consist of PORTLAND CEMENT CONCRETE PAVING.
3. The total amount assessed against such district shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accruing thereto from said improvements.
4. The assessments against any parcel may be paid in cash or in ten (10) annual installments.
5. The Commissioner of Public works is directed to prepare a report consisting of:
 - a. Preliminary or final plans and specifications for said improvement
 - b. An estimate of the entire cost of the proposed work or improvement
 - c. An estimate, as to each parcel of property within the assessment district, of:
 - (1) The assessment of benefits to be levied.
 - (2) The damages to be awarded for property taken or damaged.
 - (3) The net amount of such benefits over damages or the net amount of such damages over benefits.

Upon completing such report the Commissioner of Public Works is directed to file a copy thereof in the City Clerk's office for public inspection.

6. Upon receiving the report of the Commissioner of Public Works, the City Clerk is directed to give a Class 1 notice of a public hearing on such report as specified in s. 66.60 (7), Wisconsin Statutes.

The hearing shall be held at the Council Chambers in the City Hall at a time set by the Clerk in accordance with S. 66.0703 (7)(a), Wisconsin Statutes.

Sponsors: Ronald D. Hart

Res.06-7317 Amendment to contract Main Street Bridge

Resolved, that Amendment No. 1 on Contract 37-06 (K6-039), Professional Services-Investigate Structural Problem at Main Street Bridge, HNTB, Inc., consultant, as submitted, be approved in the not-to-exceed amount of \$48,250 plus \$5,000 for reimbursable expenses.

Further resolved, that funding to defray the cost of these professional services be appropriated from Account 984.520.5010, Island Park Bridges.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

Res.06-7318 Final Payment on contract for Jacobsen-Textron Redevelopment Site

Resolved, that the professional services provided by Earth Tech, Inc. under Contract 5-05 (K5-005), Professional Services - Design of Jacobsen-Textron Redevelopment Site, be accepted and final payment authorized for a total contract amount of \$148,407.92, from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 6341, dated January 18, 2005.

Sponsors: Ronald D. Hart

Res.06-7319 Change Order for Paving City Parking Lots

Resolved, that Change Order No. 3 on Contract 25-06 (K6-026), City Parking Lots, Cicchini Asphalt Paving, Inc., contractor, as submitted, be approved in the amount of \$22,055.00.

Further resolved, that funding to defray the cost of this change order be appropriated from Account 986.908.5130, Asphalt Resurfacing.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Ronald D. Hart

Res.06-7323 Approval of use of Mound Cemetery Chapel

Resolved, that permission be granted to the Compassionate Friends Organization to utilize the Mound Cemetery Chapel on December 10, 2006 at a flat fee of \$100.

Fiscal Note: Revenues will be placed in the Cemetery's Maintenance Fund.

Sponsors: James T. Spangenberg

Res.06-7320 Annual Holiday Parade Event

Resolved, that permission be granted to the Downtown Racine Corporation to close Main Street between State Street and Sixth Street, and Sixth Street between Main Street and City Hall, on Saturday, November 25, 2006, from 4:00 p.m. to 6:30 p.m., for their annual Downtown Holiday Parade on the following conditions:

- A. A hold harmless agreement be executed;
- B. A liability insurance certificate be filed prior to this event;
- C. Any overtime costs incurred by any City department be charged to the sponsor;
- D. Sponsor shall notify all abutting property occupants 72 hours in advance of the event.
- E. The sponsor shall be responsible for the signing of the necessary detours

for
the State Highway route.
F. The sponsor shall pay a \$750 special event fee.

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

Fiscal Note: There will be nominal costs incurred on a regular shift basis to provide limited assistance to implement this event.

Sponsors: Ronald D. Hart

Res.06-7322 Change Order Concrete Street Reconstruction and Paving

Resolved, that Change Order No. 4 on Contract 24-06 (K6-025), Concrete Street Reconstruction and Paving, Milwaukee General Construction Company, contractor, as submitted, be approved to provide a time extension until December 8, 2006, to complete this contract.

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

Sponsors: Ronald D. Hart

Res.06-7324 Amended contract with Compass of Racine

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an amended contract with Compass of Racine, LLC for the Civic Centre and Memorial Hall effective January 1, 2007 under the negotiated terms and conditions.

Fiscal Note: N/A

Sponsors: James T. Spangenberg

Res.06-7325 Settlement of PAMA Claim

Resolved, that the claim of PAMA, LLC for sanitary sewer wye connection failure adjacent to 1219 Layard Avenue be settled in the amount of \$7,882.50.

Fiscal Note: There are sufficient funds available in Account 101.160.5910, Judgment and Claims, for the settlement.

Sponsors: James T. Spangenberg

Res.06-7326 Agreement with State of Wisconsin for the CDC Lead Poisoning Program

Resolved, that the City of Racine apply for and accept funding and that the Mayor and City Clerk be authorized and directed to enter into a \$1,400 agreement with the State of Wisconsin, Department of Health and Family Services for the CDC WIC Childhood Lead Poisoning Prevention Program (Grant Control No. 2007-047).

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

Sponsors: James T. Spangenberg and Raymond DeHahn

Res.06-7327 Apply for grant from Children's Hospital of Wisconsin

Resolved, that permission be granted for the Public Health Administrator to apply for the \$3,640 grant with the Children's Hospital of Wisconsin, Inc. (Grant Control No. 2006-046) to be utilized for Children and Youth with Special Healthcare Needs Program.

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

Sponsors: James T. Spangenberg and Raymond DeHahn

Res.06-7328 Permission to apply for grant from Wisconsin Coastal Management Program

Resolved, that permission be granted to the Public Health Administrator to apply for a \$30,000 grant with the Wisconsin Coastal Management Program (Grant Control No. 2006-048) to be utilized for the Determination of Ambient Indicator Levels in Fresh Water Environments by Real-Time PCR Program.

Fiscal Note: There is a soft match above grant amount of \$46,282 on the part of the City.

Sponsors: James T. Spangenberg and Raymond DeHahn

Res.06-7329 Agreement for Home Improvement Loan Program

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a Home Improvement Loan Program agreement with the Wisconsin Housing and Economic Development Authority (WHEDA) enabling the City to disburse home improvement loans on WHEDA's behalf and the City earn a sponsor fee.

Fiscal Note: The sponsor fee will be \$350 per loan closure to be placed into the Housing Department's revenue account.

Sponsors: James T. Spangenberg

Res.06-7330 2007 Operating Plan for Business Improvement District No. 1, Downtown Racine

Resolved, that the 2007 operating plan for Business Improvement District No. 1, Downtown Racine, dated September 18, 2006, is approved, and the Interim 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: The plan calls for a total of \$187,500 in special assessments to be collected from the 185 eligible properties in the district.

Sponsors: James T. Spangenberg

Res.06-7331 Agreement with Coalition to End Childhood Lead Poisoning

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a services agreement with The Coalition to End Childhood Lead Poisoning, Inc., at a cost of up to \$15,000.

Fiscal Note: Expenditures will be covered by a grant from the U.S. Conference of Mayors Fund 756.

Sponsors: Raymond DeHahn and James T. Spangenberg

Res.06-7332 Subcontract agreement with Kenosha County Division of Health for HUD Lead Grant

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a subcontract agreement with the Kenosha County Division of Health for the HUD Lead Demonstration Grant.

Fiscal Note: A hard match is required and will be fulfilled by the CDBG. Grant Control #2006-046.

Sponsors: Raymond DeHahn and James T. Spangenberg

Res.06-7304 2007 Proposed Budgets

Resolved, that the 2007 proposed budgets for the General Fund, Special Revenue Funds, Capital Projects Funds, Dept Service, Enterprise Funds, and Internal Service Funds be amended, and approved as amended.

Fiscal Note: Copies of the above proposed budgets, along with their supporting exhibits, are on file in the Office of the Finance Director.

Sponsors: Sandy Weidner

Res.06-7303 2007 Wastewater Utility Operation & Maintenance Budget and the 2007-2011 Capital Improvements Budget

Resolved, that the 2007 Wastewater Utility Operation & Maintenance Budget and the 2007-2011 Capital Improvements Budget as submitted to the Committee of the Whole on November 16, 2006, be adopted.

Fiscal Note: Copies of the above proposed budgets, along with their supporting exhibits, are on file in the Office of the Finance Director.

Sponsors: Sandy Weidner

Res.06-7302 2007 Sewer Service Rates

Resolved, that the 2007 Sewer Services Rates as submitted to the Committee of the Whole on November 16, 2006, be approved.

Fiscal Note: Copies, along with their supporting exhibits, are on file in the Office of the Finance Director.

Sponsors: Sandy Weidner

H. Ordinances

ZOrd.0009-06 An ordinance to rezone 3921-21st Street, 2100 and 2200 Lathrop Avenue

To amend the map of the Zoning Ordinance of the City of Racine.

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

Part 1:

That the property located at 3921 - 21st Street, 2100 and 2200 Lathrop Avenue, and more particularly described as follows:

"Lots 6, 8, 9, 10, and 11 of Block 11 of Doris Park Addition to the City of Racine. Said land being in the City of Racine, Racine County, Wisconsin"

be rezoned from "R-2" Single Family Residence, to "B-2" Community Shopping, and designated as Supplement No. _____, which Supplement is hereby made a part of this ordinance.

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: Gregory Holding

Ord.45-06

Ordinance No. 45-06

To amend Sec. 46-41(d) of the Municipal Code of the City of Racine, Wisconsin relating to Finance - Racine First Program.

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

Part 1:

Sec. 46-41(d) of the Municipal Code of the City of Racine is hereby amended by deleting "ten percent" in the sixth line and inserting "15%" in its place.

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: Ronald D. Hart

I. Miscellaneous Business

J. Adjourn