



City of Racine

Meeting Agenda - Final

Common Council

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

Tuesday, March 21, 2006

7:00 PM

Room 205, City Hall

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

Refer to Finance and Personnel Committee

06-1650 **Subject:** Communication from the City Attorney submitting the claim of Michael Minasian and Edith Minasian for consideration.

06-1653 **Subject:** Communication submitted by Human Resources Director requesting to reclassify three (3) non-represented positions on the salary classification scale as GR-17. These positions would be Deputy Chief, Deputy City Attorney, and Assistant Commissioner of Public Works - Engineering.

06-1679 **Subject:** Enter into an agreement with GEMS/Harris Computer Systems for the Employee Self-Service Portal software package to integrate with HRMS and the CoR public website.

06-1685 **Subject:** To review and recommend a donation from the Racine Community Foundation of \$5,000 to support a study of the feasibility and market for additional new housing in the Lincoln-King neighborhood.

06-1695 **Subject:** Communication from the Chief of Police, requesting authorization to accept a donation from Crime Stoppers, in the amount of \$1,300, to fund the printing of adhesive stickers, which will help the Racine Police Department in non-consent to trespass enforcement.

(Also referred to the License & Welfare Committee.)

06-1699 **Subject:** A bond resolution in providing financial assistance for the State and Main Redevelopment Project (TID 13).

Refer to Public Works and Services Committee

06-1697 **Subject:** Communication from the President of 4th Fest requesting permits for several street closures, Main & State Bridges be closed, and also the use of North Beach Park for the 4th of July.

(Also refer to Board of Parks, Recreation & Cultural Services)

06-1608 **Subject:** Communication from Property owners reference, Notice of Public Hearing for Blue River Ave, from Illinois Street to Oregon Street wishing to discuss the proposed Portland Cement Concrete Paving. The property owners are not in agreement.

06-1656 **Subject:** Communication from the Assistant Commissioner of Public Works/Operations submitting a Deed Notice for 820 Pearl Street.

06-1684 **Subject:** Communication from Mr. & Mrs. Antonio Rodrigues-Pavao, being opposed to the street improvements for North Osborne Boulevard from Ravine Drive to Fairway Drive.

06-1688 **Subject:** Communication from Racine Neighborhood Watch requesting to use the City Hall Annex parking lot for its plant sale fundraiser pickup on

Saturday, May 20, 2006 from 5 a.m. until 5 p.m. They would like to use the lawn area on the southeast side of the parking lot facing Grand Avenue and requesting a few parking stalls for pick up and delivery.

06-1702

Subject: Communication from Kevin F. Parco and property owners on North Bay Drive objecting to the proposed Portland Cement Concrete Paving project for North Bay Drive from Saxony to Steeplechase Drive.

06-1707

Subject: Communication from Todd Shanks of TDS Co., LLP, requesting the paving of Biscayne Avenue from Oakwood Drive to Southwood Drive and a preliminary resolution be authorized.

Refer to License and Welfare Committee**06-1666**

Subject: Application of The Brothers Club, Melvin T. Bumpus, for Change Agent for a "Class B" Retail Fermented Malt Beverage and intoxicating Liquor License for 1846 Mead Street.
(2nd District) **(Alderman of the 2nd District included in reference)** (The agent has been requested to appear)

Refer to Traffic Commission**06-1680**

Subject: Communication from Whey Chai Chinese Restaurant requesting a "No Parking Anytime" sign be place on the fourth street side of the building at 400 Main Street; the primary use of this area is a loading zone for the delivery business. The delivery hours are: 11:00am to 10:00pm seven days a week.

Refer to Transit and Parking Commission**06-1651**

Subject: Communication from Gilbane wishing to discuss the possibility of waiving the parking meter fee during construction of the Law

Enforcement Center (LEC) Expansion, when Eighth Street is closed down.

[06-1661](#) **Subject:** Communication from the Transit Planner submitting the February 2006 operating and financial report for Wisconsin Coach Lines Kenosha-Racine-Milwaukee intercity bus service.

[06-1662](#) **Subject:** Communication from the Transit Planner submitting the January 2006 operating and financial report for the Belle Urban System.

[06-1663](#) **Subject:** Communication from the Transit Planner recommending the City of Racine enter into an agreement with Architectural Associates, LTD, for architect/engineering services for the design of expanded administrative offices for the Belle Urban System.

[06-1664](#) **Subject:** Communication from the Transit Planner to review and consider the scrapping of six old buses.

[06-1665](#) **Subject:** Communication from the Lakefront Artist Fair committee requesting permission to rent parking lot #5, or a comparable lot near the Festival site, from 6:00 A.M. until 5:00 PM on May 6, 2006.

[06-1677](#) **Subject:** Communication from Barbara A. Walsh and students that attend the University of Wisconsin - Parkside wishing to address the proposed cuts to the Route 9 bus service.

[06-1689](#) **Subject:** Communication from the Assistant Commissioner of Public Works/Operations submitting a request from Gorman and Company for a reduced parking rate at the Gaslight Parking Ramp during construction of their building at 2nd and Main Streets.

[06-1700](#) **Subject:** Communication from the Sturtevant Village Administrator for the reduction of City bus service.

Refer to Board of Parks, Recreation, and Cultural Services

[06-1660](#) **Subject:** Communication from Robert Wortock, requesting to discuss the proposal to put Christmas Symbols (decorations) up on Monument Square for 2006 and each year after.

[06-1683](#) **Subject:** Communication from the Downtown Rotary Club of Racine, requesting the City of Racine to provide a 950 linear feet of wood slat fencing with 95 fencing stands, for the 52nd Annual Post Prom at Festival Hall Saturday, May 20, 2006.

[06-1701](#) **Subject:** Request of the Historic Sixth Street Association to install two electrical ground fault outdoor receptacles at Paul Harris Park. Also two swivel neck photocells. The purpose is to provide power for Christmas lighting and other public events.

Refer to Cemetery Commission

[06-1709](#) **Subject:** Director of PRCS request to meet with the Cemetery Commission to discuss 2006 Fees and Charges recommendations.

F. Committee Reports

Finance and Personnel Committee Report

[05-1268](#) **Subject:** Communication from representatives of the Racine Art Museum requesting \$25,000 in an annual long-term commitment to provide a weekly free admission day for Racine residents.

(Item referred to the Finance and Personnel Committee and the Board of

Parks, Recreation and Cultural Services)

Recommendation of the Finance & Personnel Committee: that the item be referred to the Board of Parks, Recreation, and Cultural Services for consideration and a funding source if approved.

Fiscal Note: N/A

Recommendation of the Board of Parks, Recreation & Cultural Services:

Refer back to the Finance and Personnel Committee with the recommendation that the request be denied.

Fiscal Note: N/A

Recommendation of the Finance & Personnel Committee: That the item be deferred.

Fiscal Note: N/A

Recommendation of the Finance & Personnel Committee 03-14-06: That the item be received and filed.

Fiscal Note: N/A

[05-1377](#)

Subject: Communication from the Director of City Development requesting the authorization to enter into a development agreement with Gorman and Company for the State at Main redevelopment project and the creation of a Tax Increment District to provide partial funding for the redevelopment.

(Item referred to Finance & Personnel Committee, the City Plan Commission, Redevelopment Authority, and Standing Joint Review Board.)

Finance & Personnel Committee's recommendation 03-14-06:

Approval of a three-party development agreement between City of Racine, Gorman and Company (d.b.a. State at Main LLC), and the Redevelopment Authority.

Fiscal Note: No debt will be issued by the City. Increment revenues from Tax Increment District No. 13 will be assigned to the developer.

Roll Call Vote: Ayes: Aldermen Friedel and Finley

Noes: Alderman Sollman

Excused: Aldermen Spangenberg and Karas

06-1578

Subject: Communication from the City Attorney's Office submitting the claim of Alma Donald for consideration.

Recommendation: That the claim of Alma Donald of 250 Jones Street be denied.

Alma Donald, 250 Jones Street, claims reimbursement in the amount of \$4,994.59 for lost wages and damages she incurred when she tripped and fell in the construction area around the Horlick Drive bridge on September 28, 2005. The State of Wisconsin was performing maintenance; therefore, the City has no liability for the incident.

Fiscal Note: N/A

06-1579

Subject: Communication from the City Attorney's Office submitting the claim of Linda Wilson for consideration.

Recommendation: That the claim of Linda Wilson of 1106 Irving Place be denied.

Linda Wilson, 1106 Irving Place, claims reimbursement in the amount of \$20,000 for injuries she sustained during her arrest by police officers on February 3, 2004. Ms. Wilson alleges the officers had no right to arrest her and used excessive force. The City denies excessive force was applied during the arrest, and therefore the City has no liability for the incident.

Fiscal Note: N/A

06-1619

Subject: Communication from Racine Art Museum (RAM) submitting a revised proposal of \$15,000 in an annual long-term commitment from the City to help subsidize the promoting of RAM outside of Racine County.

Recommendation: The Committee recommends that the City of Racine appropriate \$10,000 from the Room Tax Fund to the Racine Art Museum to be utilized for 2006 promotion outside of Racine County.

Fiscal Note: There are sufficient funds available in Room Tax Fund.

06-1622

Subject: Communication from the Public Health Administrator requesting permission to apply for funding from the Centers for Disease Control in the amount of \$106,692. There is a 50% in-kind soft match required.

(Item referred to the Finance & Personnel Committee and to the Board of Health.)

Recommendation of the Finance & Personnel Committee 03-14-06:

Permission granted for the Public Health Administrator apply for the Centers for Disease Control grant (Grant Control No. 2006-010) in the amount of \$106,692 to be utilized for Lead Poisoning Prevention Program during the period of July 1, 2006 through June 30, 2007.

Fiscal Note: There is a 50% in-kind match required on the part of the City.

06-1623

Subject: Communication from the City Attorney requesting authorization for the continuation of the self-insured worker's compensation program, in compliance with Wisconsin Administrative Code DWD 80.60(3).

Recommendation: Permission granted for the City of Racine's self-insured worker's compensation program be continued.

Fiscal Note: N/A

06-1633

Subject: Communication from the Chief of Police requesting to waive formal bidding for and purchasing a CVSA (Computer Voice Stress Analyzer) for the department. He further requests that the Purchasing Agent be authorized and directed to negotiate with National Institute for Truth Verification, 11400 Fortune Circle, W. Palm Beach, Florida, for the purchase of this equipment.

(Item referred to the Finance & Personnel Committee and the License & Welfare Committee.)

Recommendation of the Finance & Personnel Committee 03-14-06:

Permission granted to waive formal bidding and to negotiate with National Institute for Truth Verification, 11400 Fortune Circle, W. Palm Beach, Florida, for the purchase of a Computer Voice Stress Analyzer (CVSA).

Fiscal Note: Funding is budgeted in account 241.000.5770, Machinery and Equipment.

06-1634

Subject: Communication from Chief of Police requesting to waive formal bidding for and purchase BEAST (Bar Code Evidence Analysis Statistics Tracking) software for the department. He further requests that the

Purchasing Agent be authorized and directed to negotiate with Porter Lee Corporation, 1091 S. Wright Boulevard, Schaumburg, Illinois, for this purchase.

(Item referred to the Finance & Personnel Committee and to the License & Welfare Committee.)

Recommendation of the Finance & Personnel Committee 03-14-06:

Permission granted to waive formal bidding and to negotiate with Porter Lee Corporation, 1091 S. Wright Boulevard, Schaumburg, IL for the purchase of Bar Code Evidence Analysis Statistics Tracking (BEAST).

Fiscal Note: Funding is budgeted in account 241.000.5830, Computer Software.

06-1635

Subject: Communication from Chief of Police Spenner requesting to amend the 2006 Asset Forfeiture Spending Plan, as adopted by Council, by adding a Capital Outlay under 241.00.5780, Licensed Vehicles, in the amount of \$12,500, for Special Investigations Unit Vehicle Trades.

(Item referred to the Finance & Personnel Committee and to the License & Welfare Committee.)

Recommendation of the Finance & Personnel Committee 03-14-06:

The 2006 Asset Forfeiture Spending Plan be amended by adding Capital Outlay 241.00.5780, Licensed Vehicles, Special Investigations Unit Vehicles in the amount of \$12,500.

Fiscal Note: Sufficient funding is available to provide for the amendment.

06-1638

Subject: Communication from Chief of Police Spenner, requesting to enter into a Terrorism Equipment Agreement with Racine County for the purchase of terrorism equipment for the Racine Police Department, under the Homeland Security Grant program, for which Racine County has applied. Finance Department has issued City Grant Control No. 2006-012. There is no cost to the City.

(Item referred to Finance & Personnel Committee and to the License & Welfare Committee.)

Recommendation of the Finance & Personnel Committee 03-14-06:

That the Mayor and City Clerk be authorized and directed to enter into an agreement with Racine County to accept terrorism equipment (Grant Control No. 2006-012) given to them under the Homeland Security Grant.

Fiscal Note: There is no cost to the City to accept the equipment from Racine County.

06-1645

Subject: Communication from Interim Finance Director requesting to appear before the committee to discuss the recently vacated position in the City Clerk's Office.

Recommendation: Permission granted for the elimination of Licensing Clerk, SU-9, position and the creation of a new position, Customer Service Specialist, SU-9, for the City Clerk's office upon permanent vacancy of the Licensing Clerk position.

Fiscal Note: Funding for this position is provided for in the 2006 budget and was recommended by the Clerk-Treasurer's study.

06-1658

Subject: Communication from the Interim Finance Director wishing to discuss an appropriation from the undesignated, unreserved General Fund balance to the Health Insurance Fund to cover unfunded 2004 expenditures and to discuss an appropriate Health Insurance Fund reserve. The Item was deferred per the Minutes of April 25, 2005.

Recommendation: That the Item be received and filed.

Fiscal Note: N/A

06-1659

Subject: Communication from the Interim Finance Director wishing to discuss an advance refunding of the payments for the years 2013-2021 relating to the 2002 General Obligation debt issue. The Item was deferred per Minutes of March 7, 2005.

Recommendation: That the item be received and filed.

Fiscal Note: N/A

06-1668

Subject: (Direct Referral) Communication from the Purchasing Agent requesting to discuss aligning our Purchasing Card Program with the program recently awarded by V.A.L.U.E.

Recommendation: Permission granted for the City of Racine's Purchasing Card Program to be transferred to the Volume Acquisition Large Uniform Expenditures (V.A.L.U.E.) contract.

Fiscal Note: The City will qualify for a rebate immediately rather than having to attain 2 million dollars in charges. Rebates will be larger.

Public Works and Services Committee Report**06-1600**

Subject: Direct Referral. Communication from the Commissioner of Public Works submitting a request for final payment on Contract 55-05 (K5-062), Ventilation System for Fire Station No. 1, Hastings Air-Energy Control, Inc., contractor.

Recommendation: The work of Hastings Air-Energy Control, Inc., under Contract 55-05 (K5-062), Ventilation System for Fire Station No. 1, be accepted and final payment authorized for a total contract amount of \$68,231.00, from funds heretofore appropriated.

Fiscal Note: Contract was authorized under Resolution 6671, dated September 20, 2005.

06-1610

Subject: Item 14 of March 7, 2006, communication from the YMCA requesting to use city right-of-way on June 17, 2006 for the 28th annual Lighthouse Run.

Recommendation: Permission be granted to the sponsor of the Lighthouse Run to use certain city streets for the period of 6:00 a.m. to 10:30 a.m. on Saturday, June 17, 2006, and to close the following streets:

Main Street from State Street to Sixth Street

Lake Avenue from 8th Street to State Street

State Street from Main Street to Lake Avenue

Main Street from State Street to 3 Mile Road (west side two traffic lanes will remain open for two-way traffic)

Dodge Street from Main Street to Michigan Boulevard

Michigan Boulevard from Dodge Street to Wolff Street

Wolff Street from Michigan Boulevard to North Main Street

Further recommends that the Commissioner of Public Works be authorized and directed to communicate with the U. S. Coast Guard requesting permission to close Main Street Bridge to boat traffic for the period of 7:40 a.m. to 10:40 a.m. on Saturday, June 17, 2006 to satisfy the needs of this run.

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

A. A hold harmless agreement be executed;

B. A liability insurance certificate be filed prior to this event;

C. Any overtime cost and equipment and material loss incurred by any department in the assistance of this event shall be charged to the sponsor;

D. Sponsor shall comply with the approved policy on parking restrictions for special events, and the sponsor shall distribute to all abutting property occupants on those streets where parking is being prohibited written notices of the ban approximately 48 hours in advance of this event.

E. Sponsor shall be responsible for all traffic control and detour signage during the event.

F. Sponsor shall pay a \$1,400.00 special event fee.

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

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

06-1613

Subject: Item 13 of March 7, 2006, communication from K. Singh & Associates, Inc. notifying the City of residual groundwater contamination within the street right-of-way of 4542 Douglas Avenue.

Recommendation: The communication be received and filed.

Fiscal Note: Not applicable.

06-1648

Subject: Item 16 of March 7, 2006, communication from the 1st District Alderman requesting an extension on design of the Sixth Street Department of Transportation project.

Recommendation: The communication be received and filed. There is sufficient time within the project schedule to accommodate the Historical Sixth Street Association's desire to complete their environmental master plan.

Fiscal Note: Not applicable.

06-1654

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting Amendment No. 1 to Contract 61-05 (K5-070), Professional Services for 2006 CCTV Services and Manhole Inspections, Earth Tech, Inc., consultant.

Recommendation: Amendment No. 1 to Contract 61-05 (K5-070), Professional Services for 2006 CCTV Services and Manhole Inspections, Earth Tech, Inc., consultant, as submitted, be approved in the amount of \$69,000.00.

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

\$34,500.00 - Account 104.985.5420, Storm Sewer, Various Locations

\$ 4,466.77 - Account 984.907.5310, Sanitary Sewer, Various Locations

\$17,000.00 - Account 986.907.5310, Sanitary Sewer, Various Locations

\$13,033.23 - Account 986.907.5320, Sanitary Manhole Reconstruction

\$69,000.00 - Total

Fiscal Note: Funds are available as herein delineated.

06-1655

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting a request for final payment on Contract 41-05 (K5-048), Construction Inspection Services for Maiden Lane Storm Sewer Improvements, Earth Tech, Inc., consultant.

Recommendation: The professional services provided by Earth Tech, Inc., under Contract 41-05 (K5-048), Construction Inspection Services for Maiden Lane Storm Sewer Improvements, be accepted and final payment authorized for a total contract amount of \$21,445.22, from funds heretofore appropriated.

Fiscal Note: Contract was authorized under Resolution 6517, dated June 7, 2005.

06-1657

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting a proposal from Earth Tech, Inc. for Construction Inspection Services for Racine Street Sewer Lining.

Recommendation: The communication be received and filed.

Fiscal Note: Not applicable.

06-1681

Subject: Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting Amendment #2 for Underground Facility Locating Services Agreement, SM&P Utility Resources, contractor.

Recommendation: Amendment #2 for Underground Facility Locating Services Agreement, SM&P Utility Resources, contractor, as submitted, be approved for 2006 underground locates in the amount of \$10.50 per locate with an hourly rate of \$11.50 per quarter hour for any locate that exceeds 60 minutes.

Fiscal Note: There is no increase to the contract terms for extending this contract through 2006.

License and Welfare Committee Report

06-1604

Subject: Application of Jaime Ruiz LLC., Jaime Ruiz, Agent, for a Class "B" Retail Fermented Malt Beverage License for 3751 Douglas Avenue. (7th District) **(Alderman of the 7th District included in reference)**

Recommendation: License be granted.

Fiscal Note: N/A

06-1607

Subject: (Direct Referral) Application of David Stricker for a Public Passenger Vehicle Driver's License. (Renewal)

Recommendation: License be granted.

Fiscal Note: N/A

06-1615

Subject: Communication from the Assistant Finance Director requesting to discuss discontinuing the sale of personalized bricks at the Festival Hall site.

(Item also referred to the Civic Centre Commission)

Recommendation: The city discontinue the sale of personalized bricks at the Festival Hall site.

Fiscal Note: N/A

06-1621

Subject: Request to enter into agreement for Boiler replacement at Lakeview Center and Festival Hall.

Recommendation: Grant permission to enter into an agreement with Southport Consulting, to prepare plans and specifications for Boiler replacement at Lakeview Center and Festival Hall at a cost not to exceed \$4,500.00.

Fiscal Note: Funds are available in account 986-690-5010, Lakeview Replace Boiler, 1,500.00 and account 108-986-5010, Festival Hall Boiler, \$3,000.00.

06-1626

Subject:(Direct Referral) The application for Conaway Johnson for a Public Passenger Vehicle Driver's License. (Renewal)

Recommendation: License be granted.

Fiscal Note: N/A

06-1643

Subject: Communication from Purchasing Agent submitting bids for Eight-five (85) Abandoned Vehicles.

Recommendation: Receive and file.

Fiscal Note: \$11,136.01 in revenues.

06-1633-A

Subject: Communication from the Chief of Police requesting to waive formal bidding for and purchasing a CVSA (Computer Voice Stress Analyzer) for the department. He further requests that the Purchasing Agent be authorized and directed to negotiate with National Institute for Truth Verification, 11400 Fortune Circle, W. Palm Beach, Florida, for the purchase of this equipment.

(Also refer to Finance & Personnel Committee.)

Recommendation: That formal bidding be waived for purchasing CVSA (Computer Voice Stress Analyzer) and the Purchasing Agent be authorized and directed to negotiate with National Institute for Truth Verification for the purchase of this equipment.

Fiscal Note: Defray the cost of the voice analyzer from account 241.000.5770, Machinery and Equipment.

06-1634-A

Subject: Communication from Chief of Police requesting to waive formal bidding for and purchase BEAST (Bar Code Evidence Analysis Statistics Tracking) software for the department. He further requests that the Purchasing Agent be authorized and directed to negotiate with Porter Lee Corporation, 1091 S. Wright Boulevard, Schaumburg, Illinois, for this purchase.

(Also refer to Finance & Personnel Committee.)

Recommendation: That formal bidding be waived for purchasing the BEAST (Bar Code Evidence Analysis Statistics Tracking) software and the Purchasing Agent be authorized and directed to negotiate with Porter Lee Corporation for the purchase of this equipment.

Fiscal Note: Defray the cost for the software from account 241.000.5830, Computer Software.

06-1635-A

Subject: Communication from Chief of Police Spenner requesting to amend the 2006 Asset Forfeiture Spending Plan, as adopted by Council, by adding a Capital Outlay under 241.00.5780, Licensed Vehicles, in the amount of \$12,500, for Special Investigations Unit Vehicle Trades.

(Also refer to Finance & Personnel Committee.)

Recommendation: The 2006 Asset Forfeiture Spending Plan be amended.

Fiscal Note: N/A

06-1638-A

Subject: Communication from Chief of Police Spenner, requesting to enter into a Terrorism Equipment Agreement with Racine County for the purchase of terrorism equipment for the Racine Police Department, under the Homeland Security Grant program, for which Racine County has applied. Finance Department has issued City Grant Control No. 2006-012. There is no cost to the City.

(Also refer to Finance & Personnel Committee.)

Recommendation: The Chief of Police be granted permission to enter into a Terrorism Equipment Agreement with Racine County for the purchase of terrorism equipment for the Racine Police Department, under the Homeland Security Grant program.

Fiscal Note: There is no cost to the City to accept the equipment from Racine County.

Ayes: 4 - Q.A. Shakoor II, Sandy Weidner, Gregory Holding and Tim Hermes

Abstentions: 1 - David Maack

06-1644

Subject: Application of Midtown Market, LLC, Jagtar Singh, Agent, for a Class "A" Retail Fermented Malt Beverage License for 1229 Eleventh Street. (1st District) (Alderman of the 1st District included in reference)

Recommendation: License be granted.

Fiscal Note: N/A

Ayes: 4 - David L. Maack, Q.A. Shakoor II, Sandy Weidner and Tim Hermes

Noes: 1 - Gregory Holding

06-1607-A

Subject: (Direct Referral) Application of Chariot Limousine, LLC., for a Public Passenger Vehicle Provider's License. (Renewal)

Recommendation: License be granted.

Fiscal Note: N/A

City Plan Commission Report

06-1606

Subject: Direct Referral. Consideration of a request by Steven Jensen seeking a conditional use permit for an automobile repair, restoration, storage, and accessories sales facility at 1626-1628 Douglas Avenue. The property is zoned B-2 Community Shopping district.

Recommendation: Approve with conditions:

- a. That the plans stamped "Received February 23, 2006" and presented to the Plan Commission on March 8, 2006 be approved, subject to the conditions contained herein.
- b. That the following operational characteristics shall apply to this location:
 1. No outside storage of junked vehicles, vehicle parts, materials, and equipment.
 2. All aspects of the operation of this business shall be conducted indoors, including vending machines, product displays, or sales.
 3. The sale of vehicles is prohibited.
 4. Employee vehicles and customer vehicles awaiting repair shall be permitted to be parked or stored outdoors on site no longer than 20 days.
 5. The maximum hours of operation shall be from 8:00 a.m. to 6:00 p.m. Monday through Saturday with no hours on Sunday.
- c. That the building be remodeled in a unified manner, in accordance with the Douglas Avenue design standards, with final plans being submitted for the review and approval of the Director of City Development.
- d. That all trash, recyclables, dumpsters, and discarded parts be stored in stored closed containers and screened from view.

- e. That a landscape plan be submitted to the Director of City Development for review and approval for the Douglas Avenue frontage. If an occupancy permit is requested prior to the installation of landscaping, then a letter of credit for said landscaping shall be submitted for review and approval by the Director of City Development prior to the issuance of an occupancy permit.
- f. That all codes and ordinances be complied with and required permits acquired.
- g. That all signs comply with zoning ordinance requirements and be submitted for the review and approval of the Director of City Development.
- 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 Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

Board of Health

06-1532

Subject: Communication from the Public Health Administrator requesting permission to apply for funding from the National Oceanic and Atmospheric Association/Great Lakes International Environmental Laboratory, Grant Control No. 2006-009.

(Referred to the Finance & Personnel Committee and to the Board of Health)

Recommendation of the Board of Health: That the Public Health Administrator be granted permission to apply for funding from the National Oceanic and Atmospheric Association/Great Lakes International Environmental Laboratory.

Fiscal Note: The amount being applied for is \$200,000 per year for three years. There is no match required by the City.

Recommendation of the Finance & Personnel Committee: That the

Public Health Administrator be granted permission to apply for the National Oceanic and Atmospheric Association/Great Lakes International Environmental Laboratory grant, Grant Control No. 2006-009, in the amount of \$200,000 per year for three years, to be utilized to develop a beach management/classification system for the Great Lakes.

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

06-1533

Subject: The Public Health Administrator requests permission for the Mayor and City Clerk to sign a contract with Managed Health Services.

(Referred to the Finance & Personnel Committee and to the Board of Health)

Recommendation from the Board of Health: That the Mayor and City Clerk be authorized and directed to sign a contract with Managed Health Services so that the Racine City Health Department is able to bill for and receive reimbursement for services rendered to Managed Health Services and Medicaid/BadgerCare enrollees.

Fiscal Note: N/A

Recommendation from Finance & Personnel Committee: That the Mayor and City Clerk be authorized and directed to sign a contract with Managed Health Services enabling the City of Racine's Health Department to receive Medicaid reimbursement for dedicated health care services provided to the Managed Health Services and Medicaid/Badger Care enrollees.

Fiscal Note: N/A

06-1622-A

Subject: Communication from the Public Health Administrator requesting permission to apply for funding from the Centers for Disease Control in the amount of \$106,692. There is a 50% in-kind soft match required. (Grant Control #2006-010)

(Also referred to Finance and Personnel Committee)

Board of Health's Recommendation: That the Public Health Administrator be granted permission to apply for funding from the Centers for Disease Control for the continuation of the Lead Poisoning Prevention Program.

Fiscal Note: \$106,692 (A 50% in-kind soft match is required by the City).

Board of Parks, Recreation, and Cultural Services Report**06-1678**

Subject: Presentation of first draft of policies and procedures for use of Monument Square at no charge.

Recommendation: Recommend change wording in the section of the policy that says five times per year to five different events per year, and adopt as amended. Refer to Public Works and Services Committee and Common Council for approval.

G. Resolutions**Res.06-6939**

CONDITIONAL USE PERMIT FOR 1626-1628 DOUGLAS AVENUE

RESOLVED, that the request by Steven Jensen seeking a Conditional Use Permit for an automobile repair, restoration, storage and accessories sales facility at 1626-1628 Douglas Avenue be approved, subject to the following conditions:

- a. That the plans stamped "Received February 23, 2006" and presented to the Plan Commission on March 8, 2006 be approved, subject to the conditions contained herein.
- b. That the following operational characteristics shall apply to this location:
 1. No outside storage of junked vehicles, vehicle parts, materials, and equipment.
 2. All aspects of the operation of this business shall be conducted indoors, including vending machines, product displays and sales.
 3. The sale of vehicles is prohibited.
 4. No vehicle shall be permitted to be parked or stored outdoors on-site for more than 20 days.
 5. The maximum hours of operation shall be from 8:00 a.m. to 6:00 p.m. Monday through Saturday, with no hours on Sunday.
- c. That the building be remodeled in a unified manner, in accordance with the Douglas Avenue design standards, with final plans being submitted for the review and approval of the Director of City Development.
- d. That all trash, recyclables, dumpsters, and discarded parts be stored in stored closed containers and screened from view.
- e. That a landscape plan be submitted to the Director of City Development for review and approval for the Douglas Avenue frontage. If an occupancy permit is requested prior to the installation of landscaping, then a letter of credit for said landscaping shall be submitted for review and approval by the Director of City Development prior to the issuance of an occupancy permit.
- f. That all codes and ordinances be complied with and required permits acquired.

g. That all signs comply with zoning ordinance requirements and be submitted for the review and approval of the Director of City Development.

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 Plan Commission review for compliance with the listed conditions.

FISCAL NOTE: N/A

Sponsors: John M. Engel

Res.06-6940 AGREEMENT WITH MANAGED HEALTH SERVICES FOR HEALTH DEPARTMENT MEDICAID REIMBURSEMENT

RESOLVED, that the Mayor and City Clerk be authorized and directed to enter into a contract with Managed Health Services enabling the City of Racine's Health Department to bill for and receive reimbursement for dedicated healthcare services rendered to Managed Health Services and Medicaid/BadgerCare enrollees.

FISCAL NOTE: N/A

Sponsors: Cherri Cape and James T. Spangenberg

Res.06-6941 LIGHTHOUSE RUN

RESOLVED, that permission be granted to the YMCA to use certain city streets for the Lighthouse Run from 6:00 a.m. to 10:30 a.m. on Saturday, June 17, 2006, and to close the following streets:

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

FURTHER RESOLVED, that the Commissioner of Public Works be authorized and directed to communicate with the U. S. Coast Guard to request permission to close Main Street Bridge to boat traffic from 7:40 a.m. to 10:40 a.m. on Saturday, June 17, 2006, to satisfy the needs of the Lighthouse Run.

FURTHER RESOLVED, that permission be granted with the following stipulations:

- A. A hold harmless agreement be executed;
- B. Proof of liability insurance be filed prior to this event;
- C. Any overtime cost and equipment and material loss incurred by any department in the assistance of this event shall be charged to the sponsor;
- D. Sponsor shall comply with the approved policy on parking restrictions for special events, and the sponsor shall distribute written notices of the ban to all abutting property occupants on those streets where parking is being prohibited, approximately 48 hours in advance of this event;
- E. Sponsor shall be responsible for all traffic control and detour signage during the event;
- F. Sponsor shall pay a \$1,400.00 special event fee.

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

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

Sponsors: John M. Engel

Res.06-6942 AMENDMENT TO CONTRACT FOR 2006 CCTV SERVICES AND MANHOLE INSPECTIONS

RESOLVED, that Amendment No. 1 to Contract 61-05 (K5-070), Professional Services for 2006 CCTV Services and Manhole Inspections, Earth Tech, Inc., consultant, as submitted, be approved in the amount of \$69,000.00.

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

\$34,500.00 - Account 104.985.5420, Storm Sewer, Various Locations
\$ 4,466.77 - Account 984.907.5310, Sanitary Sewer, Various Locations
\$17,000.00 - Account 986.907.5310, Sanitary Sewer, Various Locations
\$13,033.23 - Account 986.907.5320, Sanitary Manhole Reconstruction
\$69,000.00 - Total

FISCAL NOTE: Funds are available as herein delineated.

Sponsors: John M. Engel

Res.06-6943 FINAL PAYMENT MAIDEN LANE SEWER IMPROVEMENTS

RESOLVED, that the professional services provided by Earth Tech, Inc., under Contract 41-05 (K5-048), Construction Inspection Services for Maiden Lane Storm Sewer Improvements, be accepted and final payment authorized for a total contract amount of \$21,445.22, from funds heretofore appropriated.

FISCAL NOTE: Contract was authorized under Resolution 6517, dated June 7,

2005.

Sponsors: John M. Engel

Res.06-6944 FINAL PAYMENT VENTILATION SYSTEM FIRE STATION NO. 1

RESOLVED, that the work of Hastings Air-Energy Control, Inc., under Contract 55-05 (K5-062), Ventilation System for Fire Station No. 1, be accepted and final payment authorized for a total contract amount of \$68,231.00, from funds heretofore appropriated.

FISCAL NOTE: Contract was authorized under Resolution 6671, dated September 20, 2005.

Sponsors: John M. Engel

Res.06-6945 AMENDMENT UNDERGROUND FACILITY LOCATING AGREEMENT

RESOLVED, that Amendment #2 for Underground Facility Locating Services Agreement, SM&P Utility Resources, contractor, as submitted, be approved for 2006 underground locates in the amount of \$10.50 per locate with an hourly rate of \$11.50 per quarter hour for any locate that exceeds 60 minutes.

FISCAL NOTE: There is no increase to the contract terms for extending this contract through 2006.

Sponsors: John M. Engel

Res.06-6946 WAIVE BIDDING PROCEDURES FOR PURCHASE OF CVSA

RESOLVED, that formal bidding procedures be waived and that the Purchasing Agent be authorized and directed to negotiate with National Institute for Truth Verification, 11400 Fortune Circle, W. Palm Beach, Florida, for the purchase of a CVSA (Computer Voice Stress Analyzer) for the Police Department.

FISCAL NOTE: Funding is budgeted in account 241.000.5770, Machinery and Equipment.

Sponsors: David L. Maack and James T. Spangenberg

Res.06-6947 WAIVE BIDDING PROCEDURES FOR PURCHASE OF BAR CODE SOFTWARE

RESOLVED, that formal bidding procedures be waived and that the Purchasing Agent be authorized and directed to negotiate with Porter Lee Corporation, 1091 S. Wright Boulevard, Schaumburg, Illinois, for the purchase of the BEAST (Bar Code Evidence Analysis Statistics Tracking) software for the Police Department.

FISCAL NOTE: Funding is budgeted in account 241.000.5830, Computer

Software.

Sponsors: David L. Maack and James T. Spangenberg

Res.06-6948 TERRORISM EQUIPMENT AGREEMENT

RESOLVED, that the Mayor and City Clerk be authorized and directed to enter into a Terrorism Equipment Agreement with Racine County for the purchase of terrorism equipment for the Racine Police Department, under the Homeland Security Grant program, for which Racine County has applied.

FISCAL NOTE: There is no cost to the City to accept the equipment from Racine County. City Grant Control No. 2006-012

Sponsors: David L. Maack and James T. Spangenberg

Res.06-6949 AGREEMENT BOILER REPLACEMENTS

RESOLVED, that the Mayor and City Clerk be authorized and directed to enter into an agreement with Southport Consulting to prepare plans and specifications for Boiler replacement at Lakeview Center and Festival Hall at a cost not to exceed \$4,500.00.

FISCAL NOTE: Funds are available in account 986-690-5010, Lakeview Replace Boiler, \$1,500.00 and account 108-986-5010, Festival Hall Boiler, \$3,000.00.

Sponsors: David L. Maack

Res.06-6950 ROOM TAX FUNDS TO RACINE ART MUSEUM

RESOLVED, that the City of Racine appropriate \$10,000 from the Room Tax Fund to the Racine Art Museum to be utilized for 2006 promotion outside of Racine County.

FISCAL NOTE: There are sufficient funds available in Room Tax Fund.

Sponsors: James T. Spangenberg

Res.06-6951 PURCHASING CARD AGREEMENT

RESOLVED, that the Mayor and City Clerk be authorized and directed to enter into an agreement with JPMorgan Chase Bank, N.A., for the V.A.L.U.E. group purchasing card program to provide for City participation in the V.A.L.U.E. group purchasing card program.

FISCAL NOTE: The City will qualify for a rebate immediately rather than having to attain \$2,000,000 in charges under the current agreement, and rebates will be larger.

Sponsors: James T. Spangenberg

Res.06-6952 CONTINUATION OF WORKER'S COMPENSATION PROGRAM

RESOLVED, that the City of Racine continue its self-insured worker's compensation program, in compliance with Wisconsin Administrative Code DWD 80.60(3).

FISCAL NOTE: N/A

Sponsors: James T. Spangenberg

Res.06-6953 DEVELOPMENT AGREEMENT FOR 141 MAIN STREET

WHEREAS, the City created Tax Increment District No. 13 for the purpose of a residential and commercial development at 141 Main Street; and

WHEREAS, Gorman and Company, the Redevelopment Authority of the City of Racine and the City have negotiated terms for a development agreement providing for implementation of the project; and

WHEREAS, Gorman and Company created "State at Main, LLC" for the purpose of this development.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Clerk be authorized and directed to enter into a development agreement with State at Main, LLC, and the Redevelopment Authority of the City of Racine for the project at 141 Main Street.

FISCAL NOTE: No debt will be issued by the City. Increment revenues from Tax Increment District No. 13 will be assigned to the developer.

Sponsors: James T. Spangenberg

H. Ordinances

Ord.07-06 ORDINANCE NO. 7-06 TO AMEND SEC. 114-637 RELATING TO ZONING

To amend Sec. 114-637 of the Municipal Code of the City of Racine, Wisconsin relating to Zoning - Mapped districts.

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

Part 1:

Sec. 114-637 of the Municipal Code of the City of Racine is hereby amended by inserting the following after the description of the "*West Racine Corridor District*":

"Uptown Corridor District. The district includes those lands within the boundaries

described as follows:

Beginning at a point being the intersection of the centerlines of Pearl Street and Tenth Street and continuing east along said centerline to a point of intersection with the centerline of Hilker Place. Then south along said centerline to the centerline of Eleventh Street. Then west along said centerline to the centerline of Racine Street. Then south along said centerline to the centerline of Thirteenth Street. Then west along said centerline to the east line of the Union Pacific (a.k.a. Chicago and Northwestern) railroad right-of-way. Then southwest along said right-of-way line to the south right-of-way line of Fifteenth Street. Then west along said right-of-way line extended to the centerline of Phillips Avenue. Then north along said centerline to the centerline of Washington Avenue. Then southwest along said line to the centerline of Valley Drive. Then northwest along said centerline to the extended centerline of Maiden Lane. Then east along said extended centerline to the centerline of South Memorial Drive. Then north along said centerline to the centerline of Maiden Lane. Then northeast along said centerline to the centerline of Thirteenth Street. Then west along said centerline for approximately 85 feet to a point on the centerline of Thirteenth Street. Then from said point proceed north approximately 280 feet to a point. Then from said point proceed east approximately 195 feet to a point. Then from said point proceed north to the centerline of Twelfth Street. Then east along said centerline to the east line of the Union Pacific (a.k.a. Chicago and Northwestern) railroad right-of-way. Then northwest along said right-of-way line to the centerline of Eleventh Street. Then east along said centerline to the centerline of Pearl Street. Then north along said center line to the point of beginning.”

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: John M. Engel

Ord.08-06

ORDINANCE NO. 8-06 TO REPEAL SEC. 2-129 RELATING TO
ADMINISTRATION-RULES OF PROCEDURE

To repeal Sec. 2-129 of the Municipal Code of the City of Racine, Wisconsin relating to Administration - Rules of procedure.

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

Part 1:

Sec. 2-129 of the Municipal Code of the City of Racine is hereby repealed.

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: James T. Spangenberg

ZOrd.0001-06 AN ORDINANCE TO AMEND THE MAP OF THE ZONING ORDINANCE RELATING TO THE PROPERTY AT 2333 AND 2405 NORTHWESTERN AVENUE

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

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

Part 1:

That the property located at 2333 and 2405 Northwestern Avenue, and more particularly described as follows:

"Begin at a point 243.91 feet northwesterly of the intersection of the north line of Westwood Drive and Northwestern Avenue; thence travel southwesterly 455 feet; thence travel northwesterly 228.7 feet; thence travel northwesterly 350 feet; thence travel easterly 50 feet; thence travel northeasterly 240 feet to the west line of Northwestern Avenue; travel thence southwesterly along said line to the point of beginning of this description. Said land being in the City of Racine,

Racine County, Wisconsin."
PIN 276-000021201000,

be rezoned from "O/I" Office/Institutional District, to "O/I - FD O/I"
Office/Institutional - Flex Development Overlay District, 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: John M. Engel

I. Miscellaneous Business

J. Adjourn