



City of Racine

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

Meeting Agenda - Final Common Council

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

Tuesday, June 21, 2011

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. Shakoor

- [11-6477](#) **Subject:** communication from the City Attorney submitting the claim of Wayne Cowles for consideration.
- [11-6537](#) **Subject:** Communication from the Interim Chief of Police, requesting to discuss extension of a lease agreement with Racine Harley Davidson for two motorcycles.
- [11-6543](#) **Subject:** Communication from the Interim Chief of Police, requesting to appear before the appropriate committee to discuss his request to apply for the 2011 Bulletproof Vest Partnership grant (grant control # 2011-019).
- [11-6580](#) **Subject:** Communication from the Fire Chief requesting permission to apply for grant funding for the fire department radio infrastructure communications project upgrade.
- [11-6581](#) **Subject:** Communication from the Fire Chief requesting to waive formal

bidding for a UASI-funded fire fighting foam trailer

[11-6582](#) **Subject:** Communication from the Fire Chief requesting the Mayor and City Clerk be authorized to extend the Wisconsin Emergency Management/State Regional Hazardous Materials Response Team contract for six months

[11-6589](#) **Subject:** Communication from the Interim Chief of Police requesting to appear to discuss the waiver of formal bidding and direct the Purchasing Agent to negotiate sole-source procurement with Streicher's, for the purchase of ninety-five (95) compliant vests.

[11-6591](#) **Subject:** Communication from the Grant Facilitator requesting to appear before the Finance and Personnel Committee to discuss a request to apply for the Second Chance Act Adult Offender Reentry Program for Planning and Demonstration 2011 Grant Announcement through the US Department of Justice. Grant Control #2011-020.

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

[11-6539](#) **Subject:** Communication from Anchor Fitness requesting permission to use city right-of-way for their First Annual Marina Mayhem 5K/10K Challenge event on Sunday, September 25, 2011.

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

[11-6545](#) **Subject:** Communication from the Alderman of the 4th District, on behalf of Ken and Gloria Taylor, 1442 Superior Street, regarding problems with the sidewalk, driveway apron and curb line due to water and ice.

[11-6560](#) **Subject:** Communication from Chicago Cubs Charities requesting permission for a bike ride to pass through the City of Racine to benefit community work on August 27, 2011.

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

[11-6562](#) **Subject:** Communication from Rev. Jhon Freddy Correa requesting permission to use city right-of-way for the 2011 Racine Street Soccer and Health Festival to be held on August 27, 2011.

[11-6575](#) **Subject:** Communication from Kenny's on Main requesting to close Hubbard Street from Main to Wisconsin on July 30, 2011, from 8 a.m. to 10 p.m., for a bike show/pig roast.

- [11-6584](#) **Subject:** Communication from Scott Jensen, Michigan Pub, requesting permission to close the 200 block of Hubbard Street on Saturday, August 6, 2011, for a street festival.
- [11-6586](#) **Subject:** Communication from the Greater Racine Kennel Club, Inc. (GRKC) requesting the use of the parking area along Pershing Park Drive during the All Breed Dog Show on August 14-15, 2011.
- (Also refer to the Board of Parks, Recreation and Cultural Services)
- [11-6600](#) **Subject:** Communication from the Midtown Church of Christ requesting permission to close 13th Street from Bluff Avenue to Terrace Avenue on July 17, 2011 for a summer youth program kick-off event.
- [11-6593](#) **Subject:** Communication from ButterBuds requesting the City to vacate the easement between its current property (2330 Chicory Road) and 3911-3931 South Memorial Drive.

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

- [11-6542](#) **Subject:** (New) Application of Coasters Inc., Charles Beth, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 1301 N. Main Street. (4th District)
- [11-6564](#) **Subject:** Communication from Deutscher Manner Verein (The German Club), Jeff Hill, Agent, requesting to amend the premises description at 701 Villa Street to include parking lot.
- [11-6577](#) **Subject:** Communication from the Director of Parks, Recreation and Cultural Services requesting permission to present the bids for Contract 43-11 (K1-045), PRCS Asphalt Pavement Improvements.
- [11-6578](#) **Subject:** Communication from the Director of Parks, Recreation and Cultural Services requesting permission to present the bids for Contract 42-11 (K1-044), Boiler Replacement at Humble Community Center.
- [11-6579](#) **Subject:** Communication from the Director of Parks, Recreation and Cultural Services requesting permission to enter into an agreement to prepare plans and specifications and construction management for repaving Horlick Drive through Island Park.
- [11-6585](#) **Subject:** (New) Application of Quitze's Mexican Grill, Jesus Andres Badillo Tejada, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 5748 Durand Avenue. (14th District)

Refer to Transit and Parking Commission, by Ald. DeHahn

- [11-6566](#) **Subject:** Communication from the Transit and Parking System Manager requesting to provide the general public an opportunity to comment on the proposed trolley fare increase.
- [11-6567](#) **Subject:** Communication from the Transit and Parking System Manager submitting the May Operating Report for the WI Coach Lines.
- [11-6568](#) **Subject:** Communication from the Transit and Parking System Manager submitting the May BUS Operating Report.
- [11-6569](#) **Subject:** Communication from Lee Jaramillo requesting reduced pricing on the 24/7 rental of eight (8) parking spaces in the Park & Water parking lot (418 Water St.)
- [11-6570](#) **Subject:** Communication from the Transit and Parking System Manger providing an update on the Library Parking Lot Pay Station Demonstration Project.
- [11-6571](#) **Subject:** Communication from the Transit and Parking System Manager submitting an update on transit related issues in the 2011-2013 State biennial budget.
- [11-6572](#) **Subject:** Communication from the Transit and Parking System Manager providing an update on the need to replace aging transit vehicles and the opportunity to capture federal funding.

Refer to Redevelopment Authority of the City of Racine, by Ald Shakoor

- [11-6588](#) **Subject:** Communication from the Director of City Development requesting that the City provide financial assistance to ButterBuds Food Ingredients for the expansion of its operations in the City of Racine.
- [11-6590](#) **Subject:** Communication from the Director of City Development requesting that the City provide Intergovernmental Sewer Revenue Sharing funds for the continuation of the Façade Grant Program.

Refer to Committee of the Whole, by Ald. Holding

- [11-6466](#) **Subject:** Communication from RCEDC to make a presentation on current Economic Development activity and update on current activity with the BIDS.

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

[11-6540](#) **Subject:** Communication from David Stalker regarding placing a monument at Horlick Field.

[11-6596](#) **Subject:** Communication from Lynn Tracy regarding a proposed Dog Beach.

(Also refer to the Board of Health)

F. Committee Reports**Finance and Personnel Committee Report, by Ald. Shakoor**

[10-5838](#) **Subject:** [Direct Referral] Lockwood Tennis Court Resurfacing

Recommendation of the Board of Parks, Recreation & Cultural Services 12-8-10: That this be Deferred until the February meeting, with Staff to investigate and report back the total cost to repair and resurface the Lockwood Tennis Courts to club quality.

Fiscal Note: Unknown at this time.

Recommendation of the Board of Parks, Recreation & Cultural Services 1-12-11: To defer to the May meeting.

Fiscal note: N/A

Recommendation of the Board of Parks, Recreation & Cultural Services 5-12-11: To proceed with the resurfacing of the Lockwood Tennis Courts by Midwest Sealing, and further, to refer this item to the Finance and Personnel Committee for the funding source.

Recommendation of the Finance & Personnel Committee on 6-13-11: To proceed with the resurfacing of the Lockwood Tennis Courts by Midwest Sealing.

Fiscal note: Funds will be provided by Racine Community Foundation Fund.

[11-6448](#) **Subject:** Presentation of the 2010 Audit from Clifton-Gunderson - Renee Messing Invited to the Meeting

Recommendation of the Water Works Commission on 5/31/11: That the 2010 Audit be approved. Refer to the Finance and Personnel Committee for adoption.

Recommendation of the Finance & Personnel Committee on 6-13-11: Receive, file and forward to the Finance Department for inclusion in the city wide financial statements.

Fiscal Note: N/A

[11-6491](#)

Subject: Presentation of the 2010 Audit from Clifton-Gunderson - Renee Messing Invited to the Meeting

Recommendation of the Wastewater Commission on 5/31/11: That the 2010 Audit be approved. Refer to the Finance and Personnel Committee for adoption.

Recommendation of the Finance & Personnel Committee on 6-13-11: Receive, file and forward to the Finance Department for inclusion in the city wide financial statements.

Fiscal Note: N/A

[11-6525](#)

Subject: Communication from the Public Health Administrator requesting permission to accept \$6,818 from the State of Wisconsin, Department of Natural Resources for the federal Beaches Environmental Assessment & Coastal Health (BEACH) Act. (Grant Control #2011-017) (Res. 11-2625)

Recommendation of the Finance & Personnel Committee on 6-13-11: Permission be granted for the Public Health Administrator to accept \$6,818 from the State of Wisconsin, Department of Natural Resources for the federal Beaches Environmental Assessment & Coastal Health (BEACH) Act. (Grant Control #2011-017)

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

[11-6527](#)

Subject: Communication from the Public Health Administrator requesting permission to accept \$2,298 from the Wisconsin Division of Public Health, Department of Health Services for the Women, Infants and Children (WIC) Program Farmers' Market. (Grant Control #2010-046) (Res. 11-2624)

Recommendation of the Finance & Personnel Committee on 6-13-11: Permission be granted for the Public Health Administrator to accept \$2,298 from the Wisconsin Division of Public Health, Department of Health Services for the Women, Infants and Children (WIC) Program

Farmers' Market. (Grant Control #2010-046)

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

11-6561

Subject: (Direct Referral) Communication from the Assistant Director of City Development requesting an "advance" from the City's general funds in the amount of \$750,000, which will be repaid once the federal grant funds become available, in order to sub allocate grant funds to nearly 30 City departments. (Res. 11-2623)

Recommendation of the Finance & Personnel Committee on

6-13-11: To approve an "advance" from the City's general funds in the amount of \$750,000 in order to sub allocate grant funds to City HUD funded Programs.

Fiscal Note: \$750,000 which will be repaid once the federal grant funds become available.

Public Works and Services Committee Report, by Ald. Weidner

11-6460

Subject: Communication from Real Racine requesting to use the Walker Site as a parking lot and storage facility for several large events this summer. (Res. 11-2607)

Recommendation of the Public Works and Services Committee on

6-14-11: That permission be granted to Real Racine to use the city owned property commonly known as the Walker Site on July 6-19, 2011 for the storage of equipment and supplies and spectator parking for the Ironman race event, and on July 31, 2011 for spectator parking for the AFLAC IronGirl Triathlon, 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 pay the City \$1.50 for each car which is allowed to park on this public property.

Fiscal Note: The City of Racine will share a percentage of the proceeds which Real Racine obtains through charging for parking on this property.

11-6519

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 2-11 (K1-002), Fire Department Emergency Generators, Delta Electric, Inc., contractor. (Res. 11-2619)

Recommendation of the Public Works and Services Committee on 6-14-11: That the work done by Delta Electric, Inc. under Contract 2-11 (K1-002), Fire Department Emergency Generators, be accepted and final payment authorized for a total contract amount of \$102,310.00.

Fiscal Note: Contract was authorized under Resolution No. 11-2412, dated February 16, 2011.

[11-6520](#)

Subject: Communication from the Root River Council requesting permission to close Horlick Park Drive south of the West 6th Street Bridge for the Chautauqua event from September 23-25, 2011. (Res. 11-2609)

Recommendation of the Public Works and Services Committee on 6-14-11: That the Root River Council be granted permission to close Horlick Park Drive, from Kinzie Avenue to 12th Street, on Saturday, September 24, 2011, from 11:00 a.m. to 5:00 p.m., for a classic car show in conjunction with the Root River Festival and Chautauqua.

Further recommends that permission be 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 costs incurred by any City department be charged to the sponsor.
- D. 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.

[11-6524](#)

Subject: Communication from Fourth Fest of Greater Racine, Inc. requesting permission to use the Walker site to park cars on Monday night, July 4, 2011, for the annual fireworks show. (Res. 11- 2611)

Recommendation of the Public Works and Services Committee on 6-14-11: Permission be granted to Fourth Fest of Greater Racine, Inc. to use the Walker Site on Monday, July 4, 2011, with a rain date of Tuesday, July 5, 2011, for parking of vehicles in conjunction with the Fourth of July fireworks display.

Fiscal Note: N/A

[11-6536](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering, submitting Change Order No. 1 on Contract 16-10 (K0-016), 2010 Sidewalk Replacement, Phase I, AZAR, LLC, contractor. (Res. 11-2620)

Recommendation of the Public Works and Services Committee on 6-14-11: That Change Order No. 1 on Contract 16-10 (K0-016), 2010 Sidewalk Replacement, Phase I, AZAR, LLC, contractor, be approved in the amount of \$24,275.48.

Further recommends that funding to defray the cost of this change order be appropriated from Account 906.000.5520, Sidewalk Replacement.

Fiscal Note: Funds are available as herein delineated.

[11-6538](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 16-10 (K0-016), 2010 Sidewalk Replacement, Phase I, AZAR, LLC, contractor. (Res. 11-2621)

Recommendation of the Public Works and Services Committee on 6-14-11: That the work done by AZAR, LLC under Contract 16-10 (K0-016), 2010 Sidewalk Replacement, be accepted and final payment authorized for a total contract amount of \$166,521.18.

Fiscal Note: Contract was authorized under Resolution No. 10-4878, dated April 7, 2010.

[11-6544](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting a State/Municipal agreement from WisDOT for reconstructing Ohio Street from Washington Avenue (STH 20) to 16th Street, State Project ID: 2704-00-03/23/73. (Res. 11-2616)

Recommendation of the Public Works and Services Committee on 6-14-11: That the Mayor and City Clerk be authorized and directed to enter into a 2-party agreement with the Wisconsin Department of Transportation for reconstructing Ohio Street from Washington Avenue (STH 20) to 16th Street, State Project ID: 2704-00-03/73, in the amount of \$2,145,000.00 with the City's share being 24%, or \$509,000.00 and the State's share being 76%, or \$1,636,000.00.

Further recommends that funding to defray the City's share of this project will be provided in the following accounts:

\$ 25,000.00 - Account 990.908.5100, Ohio St-16th to Washington
\$ 25,000.00 - Account 991.908.5100, Ohio St-16th to Washington

\$ 459,000.00 - 2012-2016 CIP

\$ 509,000.00 - Total

Fiscal Note: Funds are available as herein delineated.

11-6546

Subject: Resolution 11-2587, of June 7, 2011, being a final resolution relating to alley improvements.

PORTLAND CEMENT CONCRETE PAVING

Alley - Thirteenth St. to Twelfth St.; Terrace Ave. to S. Memorial Dr.

Alley - Jerome Blvd. to Twentieth St.; Taylor Ave. to Kearney Ave. (W)

Alley - Jerome Blvd. to Twentieth St.; Taylor Ave. to Kearney Ave. (E)

Alley - Slauson Ave. to Washington Ave.; Taylor Ave. to Phillips Ave.
(EW)

Alley - Twentieth St. to Meachem St.; Taylor Ave. to Kearney Ave.

Alley - Slauson Ave. to Washington Ave; Taylor Ave. to Phillips Ave.
(NS)

Alley - Sixteenth St. to Slauson Ave.; Taylor Ave. to Phillips Ave. (EW)

Alley - Sixteenth St. to Slauson Ave.; Taylor Ave. to Phillips Ave. (NS)

Alley - Seventeenth St. to Sixteenth St.; Packard Ave. to S. Memorial Dr.

Recommendation of the Public Works and Services Committee on

6-14-11: That Resolution No. 11-2587, of June 7, 2011, be amended to delete:

PORTLAND CEMENT CONCRETE PAVING

Alley - Thirteenth St. to Twelfth St.; Terrace Ave. to S. Memorial Dr.

Alley - Jerome Blvd. to Twentieth St.; Taylor Ave. to Kearney Ave. (W)

Alley - Jerome Blvd. to Twentieth St.; Taylor Ave. to Kearney Ave. (E)

Alley - Slauson Ave. to Washington Ave.; Taylor Ave. to Phillips Ave.
(EW)

Alley - Twentieth St. to Meachem St.; Taylor Ave. to Kearney Ave.

Alley - Slauson Ave. to Washington Ave; Taylor Ave. to Phillips Ave.
(NS)

Alley - Sixteenth St. to Slauson Ave.; Taylor Ave. to Phillips Ave. (NS)

Alley - Seventeenth St. to Sixteenth St.; Packard Ave. to S. Memorial Dr.

and, as amended, Resolution No. 11-2587, of June 7, 2011, be adopted.

Fiscal Note: Funds will be appropriated in the 2012 C.I.P. for these alley improvements, and special assessments will be paid by the abutting property owners for the street improvements

11-6549

Subject: (Direct Referral) Communication from the Commissioner of

Public Works/City Engineer submitting a request for final payment on Contract 34-08 (K8-038), 2008 Illicit Discharge & Elimination Program (ET), AECOM, consultant. (Res. 11-2618)

Recommendation of the Public Works and Services Committee on 6-14-11: That the professional services provided by AECOM Technical Services, Inc., under Contract 34-08 (K8-038), 2008 Illicit Discharge & Elimination Program (ET), be accepted and final payment authorized for a total contract amount of \$61,394.41.

Fiscal Note: Contract was authorized under Resolution No. 08-0764, dated April 14, 2008.

11-6551

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 1 to Contract 25-11 (K1-025), Professional Services - City Hall Renovations-Phase IV, ARC Architectural Group, consultant. (Res. 11-2617)

Recommendation of the Public Works and Services Committee on 6-14-11: That Amendment No. 1 to Contract 25-11 (K1-025), Professional Services - City Hall Renovations-Phase IV, ARC Architectural Group, consultant, as submitted, be approved in the not-to-exceed amount of \$6,490.00.

Further recommends that funding to defray the cost of these professional services be appropriated from Account 990.100.5010, City Hall-Facilities Plan Implementation.

Fiscal Note: Funds are available as herein delineated.

Public Safety and Licensing Committee Report, by Ald. Wisneski

11-6464

Subject: communication from the City Attorney requesting a review of the minimum insurance coverage required under the following ordinances: 22-268 (Carnivals), 22-866 (Movie Theaters), 22-661 (Junk Dealers), and 22-1051 (Public Passenger Vehicles).

Recommendation of the Public Safety and Licensing Committee on 06-13-11: That the City Attorney follow the recommendation of CIVMC for the minimum insurance coverage required under the following ordinances: 22-268 (Carnivals), 22-866 (Movie Theaters), 22-661 (Junk Dealers), and 22-1051 (Public Passenger Vehicles) and bring the amended ordinances back to committee for approval.

Fiscal Note: N/A

[11-6309](#)

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting the Mayor and City Clerk enter into an agreement with Pepsi-Cola General Bottlers, Inc., a wholly owned subsidiary of Pepsi Beverages Company, to be the exclusive provider of beverages at the community centers for five years. (Res. 11-2613)

Recommendation of the Public Safety & Licensing Committee on

5-9-11: That the item be deferred until the May 23, 2011 meeting.

Recommendation of the Board of Parks, Recreation and Cultural

Services 5-11-11: To approve the communication from the Director of Parks, Recreation and Cultural Services requesting the Mayor and City Clerk enter into an agreement with Pepsi-Cola General Bottlers, Inc., a wholly owned subsidiary of Pepsi Beverages Company, to be the exclusive provider of beverages at the Community Centers for five years.

Recommendation of the Public Safety and Licensing Committee on

5-23-11: That the item be deferred until the next meeting as the Purchasing Agent was waiting on a proposal from the Coca Cola Company.

Recommendation of the Public Safety and Licensing Committee on

06-13-11: That the alternate contract from Coca Cola be accepted pending review by the City Attorney and that the Mayor and City Clerk enter into an agreement with Coca-Cola Inc., to be the exclusive provider of beverages at the community centers.

Fiscal note: To be determined.

[11-6494](#)

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting final payment for preparing plans and specification for Island Park Bridge Renovation. (Res. 11-2612)

Recommendation of the Public Safety and Licensing Committee on

06-13-11: That final payment for preparing plans and specification for Island Park Bridge Renovation be approved.

Fiscal Note: Cost of \$5930.00 from account 980.030.5760 (CDBG)

[11-6471](#)

Subject: The following renewal application(s) for a Class "B" Retail Fermented Malt Beverage License for 2011-2012:

Cornelio Mora & Paula Mora
(Tradename) Jalisco & Michoacan

1950 Racine Street

The Sausage Kitchen, Inc. 1706 Rapids Drive
(Tradenname) Sausage Kitchen
David W. Miller, Agent

PH Hospitality Group LLC 5000 Washington Avenue
(Tradenname) Pizza Hut
Sanel Bajramovic, Agent

Saint John Nepomuk Church 1923 Green Street
(Tradenname) St. John Nepomuk Church
Terry A. Killberg, Agent

Edward L. Bilotto 235 Main Street
(Tradenname) De Pizza Chef

Tacos El Rey, Inc 2207 Lathrop Avenue
(Tradenname) Tacos El Rey
Sonia Harris, Agent

Dragan Sekuloski 605 Sixth Street
(Tradenname) The Balkan Restaurant
REMOVED "CLASS C" WINE FROM LICENSE

Shannon J. Curtin 100 Kewaunee Street
(Tradenname) North Beach Oasis

Racine Raiders Football Club, Inc. 1648 N. Memorial Drive
(Tradenname) Horlick Concessions
Lawrence Benjamin, Agent

**Recommendation of the Public Safety and Licensing Committee on
06-13-11:** That the renewal application(s) for a Class "B" Retail
Fermented Malt Beverage License for 2011-2012 be approved.

Fiscal Note: N/A

[11-6480](#)

Subject: The following renewal application(s) for a Class "B" Public
Facility Fermented Malt Beverage and Intoxicating Liquor License for
2011-2012:

Racine Zoological Society 2131 N. Main Street
(Tradenname) Racine Zoo
Jay R. Christie, Agent

Venu Works of Racine LLC 72 Seventh Street
(Tradenname) Memorial Hall

Richard Edgar, Agent

Venu Works of Racine LLC
(Tradenname) Festival Hall
Richard Edgar, Agent
5 Fifth Street

Recommendation of the Public Safety and Licensing Committee on 06-13-11: That the renewal application(s) for a Class "B" Public Facility Fermented Malt Beverage and Intoxicating Liquor License for 2011-2012 be approved.

Fiscal Note: N/A

[11-6457](#)

Subject: The following renewal application(s) for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2011-2012:

Thang D. Pham
(Tradenname) River Run Restaurant
3616 Northwestern Avenue

El Cotorreo, Inc.
(Tradenname) El Cotorreo
Jong Pong Chang, Agent
1224 Sixteenth Street

T.B. Hansen's, Inc.
(Tradenname) Hansen's Tap
Thomas R. Hansen, Agent
501 Goold Street

Racine Theatre Guild, Inc.
(Tradenname) Racine Theatre Guild
Douglas Intenes, Agent
2519 Northwestern Avenue

Restaurant of Racine, Inc.
(Tradenname) Chancery Pub & Restaurant
Brian K. Grabher, Agent
207 Gaslight Circle

Outbreak Billiards Inc.
(Tradenname) Outbreak Billiards
Marko Stanosevic, Agent
1717 Douglas Avenue

Fraternal Order of Eagles Aerie 281, Inc.
(Tradenname) Eagles Club
Richard C. Fortier, Agent
319 Hamilton Street

The Corner House, Inc.
(Tradenname) Corner House
John G. Kopulos, Agent
1521 Washington Avenue

Veteran's Club Inc 820 Main Street
(Tradename) Vet's Club
Alan E. Winter, Agent

Demark's Bar and Restaurant, Inc. 1600 Albert Street
(Tradename) Demark's Tavern
Sharon A. Burman, Agent

Yardarm Bar & Grill, Ltd. 920 Erie Street
(Tradename) Yardarm
Laura Tomasek, Agent

Javier's Restaurant Inc. 2815 Durand Avenue
(Tradename) Javier's Restaurant
Yecenia M. Ortega, Agent

Radojko Radicevic 2515 Douglas Avenue
(Tradename) Rudy's

Mario Aranda Sr. 1244 Washington Avenue
(Tradename) The Club

Alice F. Warren 963 Dr. M.L. King Jr Drive
(Tradename) Bucks Lounge

Russ's Tap 2203 DeKoven Avenue
(Tradename) Russ's Tap
Robert J. Kohel, Agent

Racine Art Museum Assoc., Inc. 441 Main Street
(Tradename) Racine Art Museum
Laura D'Amato, Agent

6200 West, Inc. 1012 Main Street
(Tradename) Hiram's Place
Douglas Nicholson, Agent

6100 West, Inc. 231 Main Street
(Tradename) The Ivanhoe Pub & Eatery
Douglas Nicholson, Agent

Bourbon Street Blues & Jazz Bar LLC 1111 Washington Avenue
(Tradename) Bourbon Street Blues & Jazz Bar
Joe Harris, Agent

Olde Madrid, LLC. 418 Sixth Street

(Tradename) Olde Madrid
Natalie Salinas, Agent

Kenny's on Main LLC 1300 N. Main Street
(Tradename) Kenny's on Main
Kenneth Meyer, Agent

Buona Vita Corporation 3701 Durand Avenue
(Tradename) Buona Vita Pizzeria Restaurant
Achille Cortese, Agent

Asiana, LLC. 423 Sixth Street
(Tradename) Asiana Restaurant
Kyo Soon Yoon, Agent

M Entertainment 240B Main Street
(Tradename) Pink Magnolia
Kristina Christensen, Agent

Coy & Diane Investments, Inc. 5200 Washington Avenue
(Tradename) The Boiler Room
Coy Peterson, Agent

George's Tavern of Racine, WI, Inc. 1201 N Main Street
(Tradename) George's Tavern
David Popoff, Agent

DeRango, Ltd. 3840 Douglas Avenue
(Tradename) DeRango's Pizza Palace
Benedetto F. DeRango, Agent

Shogun of Racine, Inc. 518 College Avenue
(Tradename) Shogun Japanese Restaurant
Kwangseok Youn, Agent

DL Inc. 1100 Douglas Avenue
(Tradename) Stil Country
Darlene Louise Larson, Agent

Juan S. Jimenez 1510 Junction Avenue
(Tradename) The Tropical

CBI of Racine, Inc. 1446 Dr. M.L. King, Jr. Drive
(Tradename) Tropical Paradise
Carl Stewart, Agent

Mario Espinoza 3700 Durand Avenue

(Tradename) Taqueria Nuevo Vallarta

TBG's Inc 1814 Taylor Avenue
(Tradename) TBG's
Chad E. Londre, Agent

Dynasty Co., Inc. 2427 Lathrop Avenue
(Tradename) Dynasty Restaurant
Stanley Ginkowski, Agent

Avarice Enterprises, LLC 1300 Michigan Blvd
(Tradename) Michigan's Pub
Zachary Morrow, Agent

R&K Kong LLC 618 Sixth Street
(Tradename) Pepi's Pub & Grill
Joe Madison, Agent

Hi-O Inc. 1816 Seventeenth Street
(Tradename) Hi-O Headquarters
Michael A. Henes, Agent

Neighborhood Bar of Racine, LLC 2002 Erie Street
(Tradename) Neighborhood Bar
Slobodan Lazarevic, Agent

Joey's on Lathrop LLC 2054 Lathrop Avenue
(Tradename) Joey's on Lathrop
Joseph G. LeGath, Agent

Joey's on Taylor, Ltd. 1863 Taylor Avenue
(Tradename) Joey's on Taylor
Joseph G. LeGath, Agent

Joey's on 6th LLC 910 Sixth Street
(Tradename) Joey's on 6th
Joseph G. LeGath, Agent

Juan M. Leon 1501 Prospect Street
(Tradename) Taqueria Arandas Restaurant

John Patrick McAuliffe 3700 Meachem Road
(Tradename) McAuliffe's Pub

WLS Wild Bill, Inc. 1641 Douglas Avenue
(Tradename) Chief's
William Sorenson, Agent

Lone Star Steakhouse & Saloon of Wi, Inc 5880 Durand Avenue
(Tradenname) Lone Star Steakhouse & Saloon
Timothy Misicka, Agent

Jack J. Moreno 3620 Northwestern Avenue
(Tradenname) Cackle Jacks'

DeRose Bar & Restaurant, LLC 1444 Blake Avenue
(Tradenname) DeRose Bar & Restaurant
Sandra J. Barz, Agent

Max Mueckler 3101 Douglas Avenue
(Tradenname) The Max

Salute, Incorporated 314 Main Street
(Tradenname) Salute Italian Restaurant
Gemma De Bartolo-Wells, Agent
With Sidewalk Cafe

Redline Tavern Corp. 1200 N. Wisconsin Street
(Tradenname) Redline Tavern
Connie M. Nau, Agent

Dennis Pias 1756 Taylor Avenue
(Tradenname) Pias Pizzeria

John Dunk 303 Dodge Street
(Tradenname) John's Dock

Harbor Lite Yacht Club, Inc 559 State Street
(Tradenname) Harbor Lite Yacht Club
John Whaley, Agent

6200 West, Inc. 316 Main Street
(Tradenname) Envi
Douglas E. Nicholson, Agent

ADDING SIDEWALK CAFE WITH ALCOHOL

Donna L. Daams 209 Dodge Street
(Tradenname) Chartroom "Charlie's"

Dynamite Enterprise 1501 Washington Avenue
(Tradenname) Gerald's Smokehouse
Gerald Bester, Agent

Liquid Productions, LLC. 961 Dr. Martin Luther King Jr Drive
(Tradenname) The Drink
Michael Mlsna, Agent

Teezer's of Racine, Inc. 1936 Lathrop Avenue
(Tradenname) Teezers
Erin E. Anstett, Agent

Steven L. Matson 107 Fourth Street
(Tradenname) Waves Grill & Pub

Roma Associates of Racine, Inc. 3701 Durand Avenue
(Tradenname) Vintage Rock Cafe
Anthony J. Marino, Agent

Brucker Ltd. 1921 DeKoven Avenue
(Tradenname) Tommy's
Justin Coe, Agent

Hammes Tavern, LLC 2005 Taylor Avenue
(Tradenname) Hammes Tavern
Michael J. Hammes, Agent

Coasters of Racine, Ltd. 1301 N. Main Street
(Tradenname) Coasters
Mike Kurhajec, Agent

Mr. Kool's Sports Bar, LLC 1330 Washington Avenue
(Tradenname) Mr. Kool's Sports Bar
James O. Oliver, Sr., Agent

Lee Allen Gaither 1300 Sixteenth Street
(Tradenname) The Old School Way

Rosalie's LLC 1816 Sixteenth Street
(Tradenname) Dino's Restaurant
Rosalie Ferderer, Agent

Hillside Lanes, Inc. 1400 Thirteenth Street
(Tradenname) Hillside Lanes
Richard Wonders, Agent

SDJJ, LLC 213 Sixth Street
(Tradenname) McAuliffe's on the Square
John McAuliffe, Agent

Steel Rose LLC 1518 Washington Avenue
(Tradenname) Steel Rose
Abimael Gutierrez, Agent

GMRI, Inc. 6000 Durand Avenue
(Tradenname) Olive Garden #1371
David Good, Agent

Castle Lanes of Southeastern Wi, Inc. 5615 Castle Court
(Tradenname) Castle Lanes
Phillip G. Ontko, Agent

Uncorkt LLC 240A Main Street
(Tradenname) Uncorkt
Cheryl A. Etes, Agent

Ricky's Place Inc. 236 Main Street
(Tradenname) Ricky's
Richard Smetana, Agent

Penny Wawiorka 1415 Washington Avenue
(Tradenname) Andy's Now Yer Talkin'

Peg & Lou's Bar and Grill LLC 3113 Douglas Avenue
(Tradenname) Peg & Lou's
Peggy L. Larson, Agent

Randall L. Larson 1436 Junction Avenue
(Tradenname) The Brass Monkey

O. Keith Fair 509 Sixth Street
(Tradenname) The Place on 6th

Infusino All Sports LLC 3458 Rapids Drive
(Tradenname) Infusino's All Sports
Egidio Infusino, Agent

Lush Life, LLC 550 State Street
(Tradenname) Out of the Pan
Roberta A. Schulz, Agent

Janice R. Hand 835 Washington Avenue
(Tradenname) City Haul Lounge

Daniel Z. Takerian, Inc. 2322 Lathrop Avenue
(Tradenname) Mario's Italian Sports Bar
Mario Passarelli, Agent

Oakland Food Service Mgt. Inc
(Tradename) The Red Onion Cafe
Joseph D. Oakland, Agent
555 Main Street

Roger's Place, Inc.
(Tradename) Roger's
Roger Springsteen, Agent
1843 N Wisconsin Street

Sam's Riverbank, LLC
(Tradename) Days Inn Riverside
Sam Naimi, Agent
3700 Northwestern Avenue

Park 6 LLC
(Tradename) Park 6
Thomas J. Holmes, Agent
500 Sixth Street

3EMINEE, LLC
(Tradename) Henry & Wanda's
Michael T. McDermott, Agent
501 Sixth Street

Blue Rock Lounge, LLC.
(Tradename) The Blue Rock Lounge & Eatery
Mark R. Thomas, Agent
306 Sixth Street

James J. Graves
(Tradename) Radisson Inn Harbourwalk
223 Gaslight Circle

Casablanca de Mexico, Inc.
(Tradename) Casablanca de Mexico
Blanca L. Webers, Agent
230 Main Street

ADDING SIDEWALK CAFE

Bar 525, LLC
(Tradename) Bar 525
Jim Dipasquale, Agent
525 Wisconsin Avenue

Club Main, Inc.
(Tradename) Evelyn's Club Main
Catherine R. Kett, Agent
331 Main Street

RIKA, LLC
(Tradename) Spinnaker's
Richard Shawhan, Agent
2 Christopher Columbus Causeway

Recommendation of the Public Safety and Licensing on 06-13-11:

Alderman Holding made a motion that there be separate consideration for the following:

Peg & Lou's Bar and Grill LLC 3113 Douglas (Tradenname) Peg and Lou's, Peggy L Larson Agent, with the rights reserved to call in the agent regarding incident on May 10, 2011 once the investigation is complete and that the "Class B" license renewal for 2011-2012 be approved;

O Keith Fair 509 Sixth Street, (Tradenname) The Place on 6th - Alderman Holding made a motion for the nonrenewal of the license and based on ongoing problems and police reports. Operations of the business to continue with an extension of the current license until the Due Process hearing could be scheduled.

Motion passed on the following votes:

Ayes: Holding, Kaplan and Mozol

Noes Kaprelian -Becker

Non-Voting Wisneski;

Park 6 LLC 500 Sixth St. (Tradenname) Park 6, Thomas J. Holmes Agent to be considered at a special Public Safety and Licensing Committee Meeting on 06-20-11, with a recommendation to be brought to the 06-21-11 Common Council Meeting;

and that the balance of renewal application(s) for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2011-2012 be approved.

Fiscal Note: N/A

11-6476

Subject: The following renewal application(s) for a "Class B" Club Retail Fermented Malt Beverage and Intoxicating Liquor License for 2011-2012:

Fifth Street Yacht Club of Racine, Inc 761 Marquette Street
(Tradenname) Fifth Street Yacht Club
Jeffrey Raffini, Agent

Racine Yacht Club, Inc. 1 Barker Street
(Tradenname) Racine Yacht Club
Joseph R. McGauran, Agent

Deutscher Maenner Verein 701 Villa Street
(Tradenname) German Men's Club
Robert J. Hill, Agent

Racine Country Club 2801 Northwestern Avenue
(Tradenname) Racine Country Club

Lance Cotton, Agent

Recommendation of the Public Safety and Licensing Committee on 06-13-11: That the renewal application(s) for a "Class B" Club Retail Fermented Malt Beverage and Intoxicating Liquor License for 2011-2012 be approved.

Fiscal Note: N/A

11-6458

Subject: The following renewal application(s) for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2011-2012:

Phesal E. Ckadan 1812 Sixteenth Street
(Tradename) Twin's Food Mart

2418 Douglas, Inc. 2418 Douglas Avenue
(Tradename) X-Press Food Mart
Narendra Shah, Agent

WITH GASOLINE STATION

Nagra Pump & Pantry, LLC. 1826 Douglas Avenue
(Tradename) Nagra Pump & Pantry
Sukhwindar S. Nagra, Agent

WITH GASOLINE STATION

Ali Fade 1949 Racine Street
(Tradename) The Market

C&D Peterson Investments, Inc. 3900 Durand Avenue
(Tradename) Durand Avenue Mart
Coy Peterson, Agent

WITH GASOLINE STATION

Georgetown Markets, Inc. 3710 Meachem Road
(Tradename) Georgetown Market
Edward J. Trudeau, Agent

WITH GASOLINE STATION

Karen Kong 817 S. Main Street
(Tradename) Open Pantry DBA Oddfellows

Sami Ali 3322 Sixteenth Street
(Tradename) Westown Foods

Champion Liquor and Food, LLC 1629 Douglas Avenue
(Tradename) Champion Liquor and Fod

Jarnail Singh, Agent

Iyad M. Alabed 1711 N. Main Street
(Tradenname) One Stop Food & Liquor

Akash BP Corner LLC 3945 Erie Street
(Tradenname) Akash BP Corner LLC
Virendra Verma, Agent

Maria C. Davalos 1336 State Street
(Tradenname) Super Carniceria La Mexicana

Mega Marts, LLC 2406 S. Green Bay Road
(Tradenname) Pick 'n Save #6851
Patricia Berger, Agent

Mega Marts, LLC 2210 Rapids Drive
(Tradenname) Pick 'n Save #6863
Charles Neu, Agent

**Recommendation of the Public Safety and Licensing Committee on
06-13-11:** That the renewal application(s) for a "Class A" Retail
Fermented Malt Beverage and Intoxicating Liquor License for
2011-2012 be approved.

Fiscal Note: N/A

[11-6459](#)

Subject: The following renewal application(s) for a Class "A" Retail
Fermented Malt Beverage License for 2011-2012:

Priya, Corporation 3818 Durand Avenue
(Tradenname) Carriage Mobil
Kavita Khullar, Agent
WITH GASOLINE STATION

Sunny, Inc. 1511 W. Sixth Street
(Tradenname) Neighborhood Pantry
Pargat Singh Randhawa, Agent
WITH GASOLINE STATION

Abdallah Batayneh 1600 Dr. M.L. King, Jr. Dr.
(Tradenname) Quick Stop Foods

Jalil Mian 1100 Sixth Street
(Tradenname) M.J. Petroleum
WITH GASOLINE STATION

1819 Durand, Inc. 1819 Durand Avenue
(Tradenname) Fine Fare Foods
Narendra V. Shah, Agent
WITH GASOLINE STATION

Douglas Petro, LLC. 3357 Douglas Avenue
(Tradenname) Douglas Petro
Surinder Singh, Agent
WITH GASOLINE STATION

Gerardo E. Flores 1775 State Street
(Tradenname) Lincoln Supermarket

Aziz Abdul 1347 Lathrop Avenue
(Tradenname) SF Food Mart

Taylor Mart, Inc. 1813 Taylor Avenue
(Tradenname) Taylor Mart
Harbans S. Daliwal, Agent
WITH GASOLINE STATION

Dipsha Inc. 2056 Taylor Avenue
(Tradenname) Pantry Plus
Tushar Patel, Agent

Mohinder Singh 1627 Washington Avenue
(Tradenname) U.S. Pantry
WITH GASOLINE STATION

Christiano's, Inc. 2054 Kearney Avenue
(Tradenname) Christiano's Supermarket
Ketan Patel, Agent

Mangat Inc. 2100 N. Main Street
(Tradenname) Mangat Inc
Jatinder Singh Mangat, Agent
WITH GASOLINE STATION

Laura Davalos 1951 Mead Street
(Tradenname) La Tapatia

Lieungh's on Lathrop, LLC 1933 Lathrop Avenue
(Tradenname) Lieungh's on Lathrop
Andrea L. Lieungh, Agent
WITH GASOLINE STATION

Speedway LLC 4620 Washington Avenue
(Tradename) Speedway #2089
Timothy Justus, Agent
WITH GASOLINE STATION

E&K Durand, LLC. 2731 Durand Avenue
(Tradename) Open Pantry Food Marts of Wi
James Schutz, Agent

Speedway LLC 2110 South Green Bay Road
(Tradename) Speedway #4451
Shirley Colter, Agent
Change of Agent
WITH GASOLINE STATION

High Cone, Inc. 704 High Street
(Tradename) High Street Food Mart
Usha A. Shah, Agent

Iyad M. Alabed 1559 Taylor Avenue
(Tradename) Sunshine Supermarket

MJ Gas & Food Mart Inc 1720 Douglas Avenue
(Tradename) MJ Gas & Food
Jagjit S. Viridi, Agent
WITH GASOLINE STATION

Robert M. Ruditys/BJR Services 3441 Spring Street
(Tradename) Spring Street Station
WITH GASOLINE STATION

Simone Enterprises LLC 1229 Eleventh Street
(Tradename) Midtown Market
Harinder Kaur, Agent

Vishal Roadrunners Express, Inc. 1975 State Street
(Tradename) BP Food Mart
Parveen Bhardwaj, Agent
WITH GASOLINE STATION

S&S Racine Business Enterprises, LLC. 3700 Spring Street
(Tradename) Spring Street Mobile
Chandra Sekhar R. Pula, Agent
WITH GASOLINE STATION

Himmat Gill, LLC 2240 Northwestern Avenue
(Tradename) Citgo Gas & Food Mart
Himmat Gill, Agent
WITH GASOLINE STATION

Vincent Esqueda 1105 N. Memorial Drive
(Tradename) Super Mercado Gran Morelos

Recommendation of the Public Safety and Licensing Committee on 06-13-11: That the change of Agent Shirley Colter for Speedway, 2110 S. Greenbay Rd and the renewal application(s) for a Class "A" Retail Fermented Malt Beverage License for 2011-2012 be approved.

Fiscal Note: N/A

11-6473

Subject: The following renewal application(s) for a "Class C" and Class "B" Retail Fermented Malt Beverage and Wine License for 2011-2012:

Park Inn LLC 2312 Douglas Avenue
(Tradename) Park Inn
Ronald Stankovic, Agent

Whey Chai Chinese Restaurant, LLC 400 Main Street
(Tradename) Whey Chai Chinese Restaurant
Michael Mei, Agent

The Bowen's Incorporated 2037 Lathrop Avenue
(Tradename) Break and Run Billiards
Greg Bowen, Agent

The Char-Grill Inc. 3839 Douglas Avenue
(Tradename) Charcoal Grill
Jeff Marsh, Agent

Willing & Willing Inc 1238 Lathrop Avenue
(Tradename) Bernie's Pizzeria
Bernard Willing II, Agent

Susan Bukacek 309 Main Street
(Tradename) The Soup

Recommendation of the Public Safety and Licensing Committee on 06-13-11: That the renewal application(s) for a "Class C" and Class "B" Retail Fermented Malt Beverage and Wine License for 2011-2012 be approved.

Fiscal Note: N/A

[11-6505](#)

Subject: (Direct Referral) The following renewal application(s) for a Class" A" Retail Fermented Malt Beverage License for 2011-2012:

Max Supermarket, LLC 1200 Villa Street
(Tradename) Matranga's Shoprite
Rajinder Kaur, Agent

Max's Magic Supermarket, LLC 1007 Washington Avenue
(Tradename) Max Magic Supermarket
Sukwinder Singh, Agent

Recommendation of the Public Safety and Licensing Committee on 5-23-11: That the renewal applications be deferred until the June 13, 2011 meeting.

Recommendation of the Public Safety and Licensing Committee on 06-13-11: That the renewal application(s) for a Class" A" Retail Fermented Malt Beverage License for 2011-2012 be approved.

Fiscal Note: N/A

[11-6507](#)

Subject: (Direct Referral) The following renewal application(s) for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2011-2012:

Kamaljit K. Dhaliwal & Deepinder S. Dhaliwal 1917 Sixteenth Street
(Tradename) AD United Petroleum

Recommendation of the Public Safety and Licensing Committee on 5-23-11: That the renewal application be deferred until the June 13, 2011 meeting.

Recommendation of the Public Safety and Licensing Committee on 06-13-11: That the renewal application(s) for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2011-2012 be approved.

Fiscal Note: N/A

[11-6573](#)

Subject: (Direct Referral) Renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2011-2012.

Park 6 LLC 500 Sixth Street.
(Tradename) Park 6
Thomas J. Holmes, Agent

Recommendation of the Public Safety and Licensing Committee on June 20, 2011: That the renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for Park 6 LLC, 500 Sixth Street for 2011-2012 be recommended for non-renewal of all licenses because of a history of fights, underage violations, and threats to public safety because of overuse of police resources as well as all of the reasons that led to the original due process hearing..

Fiscal Note: Approximately 8,000.00.

[11-6489](#)

Subject: Communication from John V. Whaley, representing the Harbor Lite Yacht Club, 559 State Street to amend Premise Description to include adjoining parking.

Recommendation of the Public Safety and Licensing Committee on 06-13-11: That the request to amend Premise Description to include adjoining parking lot be approved.

Fiscal Note: N/A

[11-6521](#)

Subject: (New) Application of Sticky Rice LLC, Morakot Khampane, Agent for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 337 Main Street with sidewalk cafe to include alcohol. (1st District)

Recommendation of the Public Safety and Licensing Committee on 06-13-11: That the "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 337 Main Street portion of the building with sidewalk cafe to include alcohol be approved.

Fiscal Note: N/A

[11-6583](#)

Subject: Denial of operators license for Jesus Placencia (List 4) because of a failed records check.

Recommendation of the Public Safety and Licensing Committee 6-13-11: That the request for an operators license for Jesus Placencia be denied due to a failed records check.

Fiscal Note: N/A

[11-6552](#)

Subject: (Direct Referral) Sale of Abandoned Vehicles 06-09-11

Recommendation of the Public Safety and Licensing Committee on 06-13-11: That the Sale of Abandoned Vehicles 06-09-11 be received and filed.

Fiscal Note: This will generate \$18,127.02 in revenue.

[11-6576](#)

Subject: Ordinance No. 4-11 To amend Section 66-262(b) (1) and (2) of the Municipal Code of the City of Racine, Wisconsin relating to Synthetic cannabinoid prohibited - Penalties.

Recommendation of the Public Safety and Licensing Committee on 7-13-11: That Ord No 4-11 be adopted as amended.

Fiscal Note: N/A

City Plan Commission Report, by Ald. Wisneski

[11-6528](#)

Subject: (Direct Referral) Consideration of a request from Nick Fattah, agent for Suher Mohamed, seeking a Conditional Use Permit for an assisted living facility at 1419 Superior St. (PC-11) (Res. 11-2627)

Recommendation of the City Plan Commission on 6-14-11: That the item be approved subject to conditions, with the direction to staff to work with the City Attorney on language to add to condition "d." restricting the type of residents.

Fiscal Note: N/A

[11-6529](#)

Subject: (Direct Referral) Consideration of a request from Rich Buhnerkemper seeking a Conditional Use Permit for a sports card and memorabilia store at 3425 Kinzie Ave. (PC-11) (Res. 11-2626)

Recommendation of the City Plan Commission on 6-14-11: That the item be approved subject to conditions.

Fiscal Note: N/A

Housing Loan Board Report, by Ald. Wiser

[11-6554](#)

Subject: Request of Assistant Director, Joseph Heck, to accept Ms. Maria Bahena-Uriostegui's offer to purchase 906 Walnut Street. (Res. 11-2615)

Recommendation of the Loan Board of Review on 6-16-11: That the request be approved. Further recommend that the Mayor, City Clerk, and Assistant Director of City Development be authorized to execute any necessary selling documents.

Fiscal Note: The City will receive \$13,000 in proceeds, minus closing costs.

Board of Health Report, by Ald. Mozol

[11-6307](#)

Subject: Communication from Alderman James Kaplan requesting to amend Sec. 66-616 of the Municipal Code of the City of Racine, Wisconsin relating to Smoking-Prohibited; Prohibition of Smoking in Outdoor Areas.

Recommendation of the Board of Health on May 10, 2011: That this item be deferred.

Recommendation of the Board of Health on June 14, 2011: That an ordinance be drafted amending Sec. 66-616 of the Municipal Code of Racine, Wisconsin by adding the language provided in the attachment "Tobacco Ordinance No (Edit 3)" at the end of the section.

[11-6526](#)

Subject: Communication from the Public Health Administrator requesting permission to accept funds from the US Environmental Protection Agency to participate in a study of the effect of gulls on the quality of beaches. (Grant Control #2011-018) (Res. 11-2610)

Recommendation of the Board of Parks, Recreation and Cultural Services on 6/8/11: To approve the communication from the Public Health Administrator requesting permission to accept funds from the US Environmental Protection Agency to participate in a study of the effect of gulls on the quality of beaches. (Grant Control #2011-018).

Recommendation of the Board of Health on 06/14/11: To approve the communication from the Public Health Administrator requesting permission to accept funds from the US Environmental Protection Agency to participate in a study of the effect of gulls on the quality of beaches. (Grant Control #2011-018)

Fiscal Note: No match required from the City.

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

[11-6523](#)

Subject: [Direct Referral] Communication from Jay Christie Regarding Municipal Code 70-89.

Recommendation of the Board of Parks, Recreation and Cultural Services on 6/8/11: To approve the communication from Jay Christie regarding changing Municipal Code 70-89 to allow glassware to be used at the Zoo for special events and activities.

Fiscal Note: N/A

[11-6532](#)

Subject: [Direct Referral] Communication from the President of Salmon Unlimited requesting the use of the concession stand and grounds at the 5th St. boat launch.

Recommendation of the Board of Parks, Recreation and Cultural Services on June 8, 2011: To approve the communication from the President of Salmon Unlimited requesting the use of the concession stand and grounds at the 5th St. boat launch, including food and alcohol.

Further recommend that permission be granted with the following stipulations:

- A. A hold harmless agreement is executed;
- B. A liability insurance certificate is filed prior to the event;
- C. Any overtime costs incurred by any City department to assist with this project is charged to the sponsor;
- D. That access to the boat launch parking and launch lanes are available at all times.

Further recommends that the Director of Parks, Recreation and Cultural Services and the 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.

[11-6592](#)

Subject: To amend Sec. 70-131(a) and (b), repeal Sec. 70-131(f) and amend Sec. 70-1(b) of the Municipal Code of the City of Racine, Wisconsin relating to Fifth Street boat ramp.

Recommendation of the Board of Parks, Recreation, and Cultural Services 6-8-11: that Ord 3-11 be approved.

Fiscal Note: To Be Determined, amount will vary from year to year.

G. Consent Agenda-Resolutions

[Res.11-2607](#) Request to use the Walker Site as a parking lot and storage facility for several large events this summer.

Resolved, that permission be granted to Real Racine to use the city owned property commonly known as the Walker Site on July 6-19, 2011 for the storage of equipment and supplies and spectator parking for the Ironman race event, and on July 31, 2011 for spectator parking for the AFLAC IronGirl Triathlon, 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 pay the City \$1.50 for each car which is allowed to park on this public property.

Fiscal Note: The City of Racine will share a percentage of the proceeds which Real Racine obtains through charging for parking on this property.

Sponsors: Sandy Weidner

[Res.11-2608](#) Permission to use Hamilton Park and to close Mead Street, from 17th Street to 18th Street, for their 4th annual Cry for Mercy event. (Res. 11-2608)

Resolved, that Glorious Light Church God the Living God be granted permission to close Mead Street from 17th Street to 18th Street, on Saturday, August 27, 2011, from 10:00 a.m. to 10:00 p.m., for their 4th annual Cry for Mercy event.

Further resolved, that permission be 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 costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$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: Sandy Weidner

Res.11-2609 Permission to close Horlick Park Drive south of the West 6th Street Bridge for the Chautauqua event from September 23-25, 2011.

Resolved, that the Root River Council be granted permission to close Horlick Park Drive, from Kinzie Avenue to 12th Street, on Saturday, September 24, 2011, from 11:00 a.m. to 5:00 p.m., for a classic car show in conjunction with the Root River Festival and Chautauqua.

Further resolved, that permission be 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 costs incurred by any City department be charged to the sponsor.
- D. 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: Sandy Weidner

Res.11-2610 Permission granted for the Public Health Administrator to accept funds from the US Environmental Protection Agency to participate in a study of the effect of gulls on the quality of beaches.

Resolved, that permission be granted to approve the Public Health Administrator's request to accept funds from the US Environmental Protection Agency to participate in a study of the effect of gulls on the quality of beaches. (Grant Control #2011-018)

Fiscal Note: No match required from the City.

Sponsors: Robert Mozol, Terry McCarthy and Melissa Kaprelian-Becker

Res.11-2611 Request permission to use the Walker site to park cars on Monday night, July 4, 2011, for the annual fireworks show.

Resolved, that permission be granted to Fourth Fest of Greater Racine, Inc. to use the Walker Site on Monday, July 4, 2011, with a rain date of Tuesday, July 5, 2011, for parking of vehicles in conjunction with the Fourth of July fireworks display.

Further resolved, that permission be 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 costs incurred by any City department be charged to the sponsor.

Fiscal Note: N/A

Sponsors: Sandy Weidner

Res.11-2612 Request for final payment for preparing plans and specification for Island Park Bridge Renovation.

Resolved, that final payment for preparing plans and specification for Island Park Bridge Renovation be approved.

Fiscal Note: Cost of \$5930.00 from account 980.030.5760 (CDBG)

Sponsors: Aron Wisneski

Res.11-2613 Request that the Mayor and City Clerk enter into an agreement with Pepsi-Cola General Bottlers, Inc., a wholly owned subsidiary of Pepsi Beverages Company, to be the exclusive provider of beverages at the community centers for five years.

Resolved, that an alternate contract from Coca-Cola, Inc. be accepted and that the Mayor and City Clerk enter into an agreement with Coca-Cola Inc., to be the exclusive provider of beverages at the community centers.

Fiscal note: To be determined.

Sponsors: Aron Wisneski

Res.11-2615 Request of Assistant Director, Joseph Heck, to accept Ms. Maria Bahena-Uriostegui's offer to purchase 906 Walnut Street.

Resolved, that the request be approved. Further resolved that the Mayor, City Clerk, and Assistant Director of City Development be authorized to execute any necessary selling documents.

Fiscal Note: The City will receive \$13,000 in proceeds, minus closing costs.

Sponsors: Dennis Wiser

Res.11-2616 Submission of a State/Municipal agreement from WisDOT for reconstructing Ohio Street from Washington Avenue (STH 20) to 16th Street, State Project ID: 2704-00-03/23/73.

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a 2-party agreement with the Wisconsin Department of Transportation for reconstructing Ohio Street from Washington Avenue (STH 20) to 16th Street, State Project ID: 2704-00-03/73, in the amount of \$2,145,000.00 with the City's share being 24%, or \$509,000.00 and the State's share being 76%, or \$1,636,000.00.

Further resolved, that funding to defray the City's share of this project will be provided in the following accounts:

\$ 25,000.00 - Account 990.908.5100, Ohio St-16th to Washington
\$ 25,000.00 - Account 991.908.5100, Ohio St-16th to Washington
\$ 459,000.00 - 2012-2016 CIP
\$ 509,000.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Sandy Weidner

Res.11-2617 Amendment No. 1 to Contract 25-11 (K1-025), Professional Services - City Hall Renovations-Phase IV, ARC Architectural Group, consultant.

Resolved, that Amendment No. 1 to Contract 25-11 (K1-025), Professional Services - City Hall Renovations-Phase IV, ARC Architectural Group, consultant, as submitted, be approved in the not-to-exceed amount of \$6,490.00.

Further resolved, that funding to defray the cost of these professional services be appropriated from Account 990.100.5010, City Hall-Facilities Plan Implementation.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Sandy Weidner

Res.11-2618 Request for final payment on Contract 34-08 (K8-038), 2008 Illicit Discharge & Elimination Program (ET), AECOM, consultant.

Resolved, that the professional services provided by AECOM Technical Services, Inc., under Contract 34-08 (K8-038), 2008 Illicit Discharge & Elimination Program (ET), be accepted and final payment authorized for a total contract amount of \$61,394.41.

Fiscal Note: Contract was authorized under Resolution No. 08-0764, dated April 14, 2008.

Sponsors: Sandy Weidner

Res.11-2619

Request for final payment on Contract 2-11 (K1-002), Fire Department Emergency Generators, Delta Electric, Inc., contractor.

Resolved, that the work done by Delta Electric, Inc. under Contract 2-11 (K1-002), Fire Department Emergency Generators, be accepted and final payment authorized for a total contract amount of \$102,310.00.

Fiscal Note: Contract was authorized under Resolution No. 11-2412, dated February 16, 2011.

Sponsors: Sandy Weidner

Res.11-2620 Request for final payment on Contract 16-10 (K0-016), 2010 Sidewalk

Replacement, Phase I, AZAR, LLC, contractor.

Resolved, that the work done by AZAR, LLC under Contract 16-10 (K0-016), 2010 Sidewalk Replacement, be accepted and final payment authorized for a total contract amount of \$166,521.18.

Fiscal Note: Contract was authorized under Resolution No. 10-4878, dated April 7, 2010.

Sponsors: Sandy Weidner

Res.11-2621 Change Order No. 1 on Contract 16-10 (K0-016), 2010 Sidewalk Replacement, Phase I, AZAR, LLC, contractor.

Resolved, that Change Order No. 1 on Contract 16-10 (K0-016), 2010 Sidewalk Replacement, Phase I, AZAR, LLC, contractor, be approved in the amount of \$24,275.48.

Further resolved, that funding to defray the cost of this change order be appropriated from Account 906.000.5520, Sidewalk Replacement.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Sandy Weidner

Res.11-2624 Permission granted to the Public Health Administrator to accept \$2,298 from the Wisconsin Division of Public Health, Department of Health Services for the Women, Infants and Children (WIC) Program Farmers' Market.

Resolved, that permission be granted for the Public Health Administrator to accept \$2,298 from the Wisconsin Division of Public Health, Department of Health Services for the Women, Infants and Children (WIC) Program Farmers' Market. (Grant Control #2010-046)

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

Sponsors: Q.A. Shakoor, II

Res.11-2625 Permission granted to the Public Health Administrator to accept \$6,818 from the State of Wisconsin, Department of Natural Resources for the federal Beaches Environmental Assessment & Coastal Health (BEACH) Act.

Resolved, that permission be granted for the Public Health Administrator to accept \$6,818 from the State of Wisconsin, Department of Natural Resources for the federal Beaches Environmental Assessment & Coastal Health (BEACH) Act. (Grant Control #2011-017)

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

Sponsors: Q.A. Shakoor, II

Res.11-2626

Conditional Use Permit to operate a sports card and memorabilia store at 3425 Kinzie Ave be approved, subject to certain conditions.

Resolved, that the request to operate a sports card and memorabilia store at 3425 Kinzie Ave be approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on June 8, 2011 and June 14, 2011 be approved subject to the conditions contained herein.
- b. That all applicable building and occupancy permits be obtained from the Building Inspection Department.
- c. That all trash and recyclables be stored in closed containers and screened from view.
- d. That the hours that the business is open to the public are: Tuesday through Sunday, 11:00 a.m. to 6:00 p.m.; closed on Mondays.
- e. That no food, candy or soda be offered for sale.
- f. That a signage plan be submitted to the Director of City Development for review and approval, and that all signage comply with zoning ordinance requirements.
- g. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission, and no major changes be made from the conditions of this permit without the approval of the Common Council.
- h. That this permit is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Aron Wisneski

[Res.11-2627](#)

Conditional Use Permit for an assisted living facility at 1419 Superior St. be approved, subject to certain conditions.

Resolved, that the request for an assisted living facility at 1419 Superior St. be approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on June 8, 2011 be approved, subject to the conditions contained herein.
- b. That codes and ordinances be complied with and all applicable building and occupancy permits be obtained from the Building Inspection Department.
- c. That this facility be in full compliance with applicable State licensing requirements.
- d. That this residential facility be limited to no more than 15 male residents categorized as Developmentally Disabled and Advanced Age. No persons of other categories shall be served at this facility.

- e. That the facility be professionally staffed 24 hours per day, seven days per week with no less than two qualified staff members present at all times.
- f. That all staff and visitor parking be contained on site.
- g. That no resident shall be allowed to have personal vehicles at this location.
- h. That prior to the issuance of an occupancy permit, the following shall be accomplished:
 - 1. The following shall be submitted to the Director of City Development for review and approval:
 - i. Visitor screening policies.
 - ii. Plan for an advisory board of neighborhood residents.
 - iii. Landscaping and grounds maintenance plan.
 - iv. Pavement plan for all parking and drive areas.
 - 2. The following shall be submitted to the Access Corridor Development Review Committee for the review and approval:
 - i. Exterior upgrade plan addressing painting, siding, roofing, fencing repair or replacement, and landscaping refreshing.
 - ii. Signage plan if signage is desired. Said signage shall be professionally made, and comply with zoning ordinance requirements.
 - 3. That security cameras and lighting be installed on the outside of the building and inside the main entrance and that they be maintained in good working order and operational 24 hours per day.
 - 4. That a telephone number be established, disseminated, and maintained on a 24-hour basis so that municipal staff and neighborhood residents can contact the facility.
 - 5. That alarms be installed on all facility egress doors to monitor access to and from the building.
 - i. That all trash and recyclables be stored in closed containers and screened from view.
 - j. That the required improvements outlined in conditions "h.1" through "h.5" of these conditions shall be implemented prior to the issuance of an occupancy permit, or a financial security shall be provided to the City in an amount equal in value to the required improvements, under the following terms:
 - 1. The financial security documents shall be submitted for the review and

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

2. The City is authorized by this Conditional Use permit to enter the site, implement the plan(s) and draw on the financial security for the cost of implementation if required improvements are not implemented by August 1, 2011. Any costs incurred in excess of the value of the financial security shall be paid by the applicant or owner or shall be imposed as a special charge against the real property in accordance with the applicable statute.

3. By operating under this conditional use, the applicant and owner give permission to the City to enter upon the property for purpose hereby described.

k. 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.

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

Fiscal Note: N/A

Sponsors: Aron Wisneski

H. Resolutions

Res.11-2622

Final - Ten (10) Year
Benefits and Damages

WHEREAS, the Public Works & Services Committee of the Common Council of the City of Racine, Wisconsin, held a public hearing at the Council Chambers in the City Hall at 5:30 P.M. on the 14th day of June, 2011 for the purpose of hearing all interested persons concerning the preliminary resolution and report of the Commissioner of Public Works on the proposed improvement of:

PORTLAND CEMENT CONCRETE PAVING

DeKoven Avenue - Clark St. to Racine St.

Erie Street - Prospect St. to Colbert St.

Rickeman Street - +/- 390 feet south of Liberty St. to Liberty St.

Railroad Street - Prospect St. to Hamilton St.

Superior Street - Liberty St. to State St.

Kewaunee Street - North Main St. to Chatham St.

SANITARY & WATER LATERALS

DeKoven Avenue - Clark St. to Racine St.

Railroad Street - Prospect St. to Hamilton St.

Kewaunee Street - North Main St. to Chatham St.

SANITARY SEWER

DeKoven Avenue - Clark St. to Racine St.

Kewaunee Street - North Main St. to Chatham St.

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

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

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

Dated _____

Signed _____

Mayor

Published _____

Attest _____

City Clerk

Fiscal Note: Funds will be appropriated in the 2012 C.I.P. for these alley improvements, and special assessments will be paid by the abutting property owners for the street improvements.

Sponsors: Sandy Weidner

Res.11-2623 Permission granted for the Assistant Director of City Development to receive an "advance" from the City's general funds in the amount of \$750,000, which will be repaid once the federal grant funds become available, in order to sub allocate grant funds to nearly 30 City departments.

Resolved, that permission be granted to approve an "advance" from the City's general funds in the amount of \$750,000 in order to sub allocate grant funds to City HUD funded Programs.

Fiscal Note: \$750,000 which will be repaid once the federal grant funds become available.

Sponsors: Q.A. Shakoor, II

I. Adjourn

Office of The City Clerk

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