



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, October 18, 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 Hearings

[ZOrd.6-11](#) AN ORDINANCE REZONING 1525 HOWE STREET

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

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

Part 1:

That the property located at 1525 Howe Street and more particularly described as follows:

"Those lands located in Racine County, WI, in the SW 1/4 of Sec. 16, T.3N, R.23E, in the City of Racine, being the southern 490 feet (2.699 acres) of the parcel described as being part of Blocks 79 and 82 of the School Section, plus the adjacent vacated 15th Street right-of-way as described in Document #2174120 (4.110 acres more-or-less). Parcel ID No. 09042005"

be rezoned from I-2 General Industrial to I-2 with a H-Historic District Overlay.

Part 2:

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

Passed by the Common Council:

Sponsors: Aron Wisneski

E. Public Comments

F. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

- [11-6992](#) **Subject:** Communication from the Chief of Police, requesting to apply for and accept Wisconsin Department of Transportation 2012 Alcohol Enforcement Mobilization grant (Grant Control # 2011-030).
- [11-6993](#) **Subject:** Communication from the Chief of Police, requesting to apply for and accept the Wisconsin Department of Transportation 2012 Speed Enforcement Mobilization grant (Grant Control # 2011-031).
- [11-6994](#) **Subject:** Communication from the Police Chief, requesting to apply for and accept the Wisconsin Department of Transportation 2012 Pedestrian Safety Enforcement grant (Grant Control # 2011-032).
- [11-6995](#) **Subject:** Communication from the Chief of Police, requesting to apply for and accept the Wisconsin Department of Transportation 2012 Bicycle Safety Grant (Grant Control # 2011-033).
- [11-6996](#) **Subject:** Communication from the Chief of Police, requesting to apply for and accept the Wisconsin Department of Transportation 2012 Seat Belt Safety Grant (Grant Control # 2011-034).
- [11-7017](#) **Subject:** Communication from the Grants Facilitator requesting to apply to the SC Johnson Fund for the After Zones, after school project. The Finance Department has been contacted for coordination, (Grant Control 2011-035).

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

- [11-7006](#) **Subject:** Communication from the Chief Building Inspector submitting a change to Municipal Code Ordinance, Sec. 18-466 - Office of chief plumbing inspector.

- [11-7019](#) **Subject:** Communication from Lutheran High School requesting permission to use city right-of-way and parks for their Tech Trek on Wednesday, November 2, 2011.

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

- [11-7005](#) **Subject:** Communication from the Director of Parks, Recreation and Cultural Services requesting change order #1 for Contract 08-11 (K1-008) Horlick Athletic Field Restrooms (R1).
- [11-7009](#) **Subject:** (New) Application of Erie Gas & Food LLC, Fahim Ajmeri, Agent for a "Class A" Fermented Malt Beverage and Intoxicating Liquor License for 3945 Erie Street. (15th District)

Refer to Traffic Commission, by Ald. Weidner

- [11-6987](#) **Subject:** Communication from Judy Burns (4601 Wright Avenue), requesting a 4-way stop at the intersection of Virginia Street and Wright Avenue.

Refer to Transit and Parking Commission, by Ald. DeHahn

- [11-6178](#) **Subject:** Communication from the Transit and Parking System Manger requesting the review of reduced parking with VenuWorks for October 2011 through March 2012.
- [11-7011](#) **Subject:** Communication from the BUS General Manager submitting the September 2011 BUS Operations Report.
- [11-7012](#) **Subject:** Communication from the Transit and Parking System Manager requesting the review of public comments from the October 20, 2011 public hearing.

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

- [11-7014](#) **Subject:** Request of the Alderman of the 9th District to Discuss Pershing Park Lights.

G. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

- [11-6894](#) **Subject:** Communication from the City Attorney submitting the claim of Nekisha Cobbs for consideration.

Recommendation of the Finance & Personnel Committee on

10-10-11: The claim of Nekisha Cobbs, 4325 Byrd Ave., Racine 53405, claiming reimbursement in the amount of \$250,000.00 for alleged injuries arising from an auto accident involving a DPW front-end loader be denied.

Fiscal Note: N/A

11-6799

Subject: Communication from the City Attorney submitting the claim of Andre Epps for consideration.

Recommendation of the Finance & Personnel Committee on

10-10-11: The claim of Andre Epps, 5030 Graceland Blvd. #213C, Racine 53406, claiming reimbursement in the amount of \$145.00 for alleged expenses after his motorcycle was towed from the parking lot at Humble Park Community Center be denied.

Fiscal Note: N/A

11-6914

Subject: Communication from the Grant Facilitator requesting to appear before the Finance & Personnel Committee to request acceptance of the Second Chance Act Adult Offender Reentry Program for Planning and Demonstration 2011 Grant in the amount up to \$50,000. (Grant Control #2011-020) (Resolution No. 11-2774)

Recommendation of the Finance & Personnel Committee on

10-10-11: Permission be granted for the Grant Facilitator to accept the Second Chance Act Adult Offender Reentry Program for Planning and Demonstration 2011 Grant in the amount up to \$50,000 with no cash match on the City's part. (Grant Control #2011-020)

Fiscal Note: There is a 50% in-kind and cash match for this grant, however the cash requirement has been waived by the Attorney General and the in-kind match is being provided by Vocational Ministries.

11-6951

Subject: Communication from Venice Bass requesting a waiver or reduction of fees to reserve the King Center for a Gospel Blast event on October 29, 2011.

Recommendation of the Finance & Personnel Committee on

10-10-11: To deny the request of a waiver or reduction of fees to reserve the King Center for a Gospel Blast event on October 29, 2011.

Fiscal Note: N/A

11-6965

Subject: Communication from the Public Health Administrator

requesting to accept an amendment to the Prevention Block portion of the Consolidated Grant Contract from the State of Wisconsin Department of Health Services for the Division of Public Health. (Grant Control #2011-002) (Resolution No. 11-2775)

Recommendation of the Finance & Personnel Committee on

10-10-11: Permission be granted for the Public Health Administrator to sign off on a \$9,661.00 reduction amendment to the Prevention Block portion of the Consolidated Grant Contract from the State of Wisconsin Department of Health Services for the Division of Public Health. (Grant Control #2011-002)

Fiscal Note: The City will lose \$9,661.00 in revenue.

11-6966

Subject: Communication from the Public Health Administrator requesting permission to apply for and accept \$23,344 from the State of Wisconsin represented by its Division of Public Health of the Department of Health Services for Public Health Emergency Preparedness and Response - CRI. (Grant Control #2011-025) (Resolution No. 11-2776)

Recommendation of the Finance & Personnel Committee on

10-10-11: That the Mayor and City Clerk be authorized and directed to enter into an agreement and to accept funds in the amount of \$23,344.00 from the State of Wisconsin represented by its Division of Public Health of the Department of Health Services for Public Health Emergency Preparedness and Response - CRI. (Grant Control #2011-025)

Fiscal Note: Funds have been appropriated at the State level and are available to the City at this time.

11-6967

Subject: Communication from the Public Health Administrator requesting permission to apply and accept \$64,991 from the Wisconsin Department of Health Services for Public Health Emergency Preparedness and Response (PHEP). (Grant Control #2011-026) (Resolution 11-2777)

Recommendation of the Finance & Personnel Committee on

10-10-11: That the Mayor and City Clerk be authorized and directed to enter into an agreement and to accept funds in the amount of \$64,991.00 from the Wisconsin Department of Health Services for Public Health Emergency Preparedness and Response (PHEP). (Grant Control #2011-026)

Fiscal Note: Funds have been appropriated at the State level and are available to the City at this time.

[11-6976](#)

Subject: Communication from the Assistant Finance Director requesting to appear before the Finance & Personnel Committee to present the 2010 Single Audit for the City of Racine.

Recommendation of the Finance & Personnel Committee on

10-10-11: Receive and File the 2010 Single Audit (Federal and State Awards) for the City of Racine and forward to the Aldermen.

Fiscal Note: N/A

Public Works and Services Committee Report, by Ald. Weidner

[11-6964](#)

Subject: Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 32-11 (K1-034), PS - Parking Utility Financial Analysis, R.A. Smith, contractor. (Resolution No. 11-2785)

Recommendation of the Public Works and Services Committee on

10-11-11: That the professional services provided by R.A. Smith, under Contract 32-11 (K1-034), Professional Services - Parking Utility Financial Analysis, be accepted and final payment authorized for a total contract amount of \$15,200.00.

Fiscal Note: Contract was authorized under Resolution No. 11-2447, dated March 15, 2011.

[11-6972](#)

Subject: Communication from the Alderman of the 7th District, on behalf of Jason Frank (3452 Sixth Ave.), requesting a public hearing for paving of the alley bounded by Charles Street to Sixth Avenue; North Street to Shoreland Drive. (Resolution No. 11-2779)

Recommendation of the Public Works and Services Committee on

10-11-11: That the prayer of the petitioners be granted and that a preliminary resolution be introduced for the paving of the alley bounded by Charles Street to Sixth Avenue; North Street to Shoreland Drive.

Fiscal Note: This is an assessable alley project and, therefore, all costs will be paid for by the abutting property owners.

[11-6974](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 40-11 (K1-042), Professional Services - Upgrade Lakeview Community Center Building Automation System, Johnson Controls, Inc., contractor. (Resolution No. 11-2783)

Recommendation of the Public Works and Services Committee on

10-11-11: That the professional services provided by Johnson Controls, Inc., under Contract 40-11 (K1-042), Professional Services - Upgrade Lakeview Community Center Building Automation System, be accepted and final payment authorized for a total contract amount of \$35,532.00.

Fiscal Note: Contract was authorized under Resolution No. 11-6221, dated April 6, 2011.

11-6975

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 23-06 (K6-024), Design Services for Expansion of Transit Garage Offices, Architectural Associates, Ltd., consultant. (Resolution No. 11-2782)

Recommendation of the Public Works and Services Committee on

10-11-11: That the professional services provided by Architectural Associates, Ltd., under Contract 23-06 (K6-024), Design Services for Expansion of Transit Garage Offices, be accepted and final payment authorized for a total contract amount of \$66,155.11.

Fiscal Note: Contract was authorized under Resolution No. 06-6975, dated April 5, 2006.

11-6978

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 47-11 (K1-050), Female Locker Room-Solid Waste Garage. (Resolution No. 11-2780)

Recommendation of the Public Works and Services Committee on

10-11-11: That Contract 47-11 (K1-050), Female Locker Room-Solid Waste Garage, be awarded to Absolute construction Enterprises, Inc., Racine, WI, at their bid price of \$56,000.00, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 991.410.5010, Female Locker Room.

11-6979

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 52-11 (K1-057), Generator Replacement-Annex Radio Tower. (Resolution No. 11-2781)

Recommendation of the Public Works and Services Committee on

10-11-11: That Contract 52-11 (K1-057), Generator Replacement - Annex Radio Tower, be awarded to Pieper Electric, Inc., Kenosha, WI, at their bid price of \$68,700.00, they being the lowest responsible

bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 266.991.5010, Generator.

11-6990

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 04-11 (K1-004), PS-Source Load and Management Modeling, AECOM. (Resolution No. 11-2784)

Recommendation of the Public Works and Services Committee on 10-11-11: That the professional services provided by AECOM Technical Services, Inc., under Contract 4-11 (K1-004), Professional Services - Source Load and Management Modeling, be accepted and final payment authorized for a total contract amount of \$44,999.13.

Fiscal Note: Contract was authorized under Resolution No. 10-2279, dated November 16, 2010.

11-6991

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering requesting approval to accept a donation of land from SC Johnson for the purpose of right-of-way - 904 14th Street (Tax #087 91000) and 1000 14th Street (Tax #088 57001). (Resolution No. 11-2786)

Recommendation of the Public Works and Services Committee on 10-11-11: That donation of land, described as follows, be accepted.

P.I.N. 088 57001 - That part of Block 75 in School Section in the City of Racine, Racine County Wisconsin that is part of the Southwest $\frac{1}{4}$ of Section 16 Township 3 North, Range 23 East described as follows:

The south 5.00 feet and the East 30.00 feet, of the East 88 feet of the south 120.00 feet of that part of block 75. Said described tract containing 150.00 square feet more-or-less.

P.I.N. 087 91000 - That part of Block 74 in School Section in the City of Racine, Racine County Wisconsin that is part of the Southwest $\frac{1}{4}$ of Section 16 Township 3 North, Range 23 East described as follows:

Commence at the Southwest corner Block 74; thence North along East line of Howe Street 5.00 feet; thence East and parallel to the North line of 14th Street 45.00 feet; thence South and parallel to East line of Howe Street 5.00 feet; thence West along North line of 14th Street 45.00 feet to the POINT OF BEGINNING. Said described tract containing 225.00 square feet more-or-less.

office with related outdoor equipment and materials storage at 3625-16th Street. (PC-11) (Resolution No. 11-2789)

Recommendation of the City Plan Commission on 10-12-11: That the item be approved subject to conditions.

Fiscal Note: N/A

[11-6952](#)

Subject: (Direct Referral) Review of a nomination request by Matthew Wagner, representing S.C. Johnson seeking re-designation as a Racine Landmark the buildings historically known as the S.C. Johnson and Son Administration Building and Research Tower at 1525 Howe Street. (Resolution No. 11-2787)

Recommendation of the Landmarks Preservation Commission on 9-26-11: That the nomination for re-designation be approved and a resolution adopted.

Fiscal Note: N/A

[11-7013](#)

Subject: (ZOrd.6-11) An ordinance rezoning 1525 Howe Street from I-2 General Industrial to I-2 with a H-Historic Overlay.

Recommendation of the City Plan Commission on 10-12-11: That the ordinance be adopted.

Fiscal Note: N/A

Committee of the Whole Report, by Ald. Holding

[11-6382](#)

Subject: Communication from the Alderman of the 9th District requesting to create a resolution in support of a residency ordinance. (Res.11-2583)

Recommendation of the Finance & Personnel Committee on 5-9-11: That this item be deferred until the next Committee meeting on May 23, 2011.

Recommendation of the Finance & Personnel Committee on 5-23-11: Permission be granted to create a resolution in support of a residency ordinance.

Action of Common Council 06-07-11: A motion was made by Alderman Shakoor to refer this to Committee of the Whole. Motion carried.

Recommendation of the Committee of the Whole on 10-04-2011:

recommend that the Item be Received and Filed.

Fiscal note: N/A

Office of the Mayor Report, by Ald. Holding.

11-7016

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

Reappoint John Heckenlively 410 7th St. Racine, 53403 to the Transit and Parking Commission for a 3 year appointment expiring October 1, 2014

Reappoint Ray DeHahn 2706 Diane Ave Racine, 53404 to the Transit and Parking Commission for a 1 year appointment expiring October 1, 2012

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

11-6149

Subject: [Direct Referral] City of Racine Park and Open Space Plan Update

Recommendation of the Board of Parks, Recreation and Cultural Services on 3-9-11: Defer

Fiscal note: N/A

Recommendation of the Board of Parks, Recreation and Cultural Services on 4-13-11: Defer

Fiscal note: N/A

Recommendation of the Board of Parks, Recreation and Cultural Services on 6-9-11: Defer

Fiscal note: N/A

Recommendation of the Board of Parks, Recreation and Cultural Services on 7-13-11: Defer

Fiscal note: N/A

Recommendation of the Board of Parks, Recreation and Cultural Services on 7-28-11: Defer

Fiscal note: N/A

Recommendation of the Board of Parks, Recreation and Cultural Services on 8-10-11: Defer

Fiscal note: N/A

Recommendation of the Board of Parks, Recreation and Cultural Services on 9-14-11: To conceptually approve Chapters 1-6 of the City of Racine 2035 Park and Open Space Plan.

Fiscal note: N/A

Recommendation of the Board of Parks, Recreation and Cultural Services on 10-12-11: To approve and adopt the City of Racine 2035 Park and Open Space Plan.

Further recommend referral to the City Plan Commission and the City Council for adoption.

Fiscal note: To be determined

[11-6941](#)

Subject: Communication from the Co-Race Director of the Jingle Bell Run for Arthritis Racine 2010 requesting permission to use City right-of-way on Saturday, December 3, 2011. (Resolution No. 11-2778)

Recommendation of the Public Works and Services Committee on 10-11-11: Jingle Bell Run for Arthritis be granted permission to close Island Park Drive from Liberty Street to Rupert Boulevard, Horlick Park Drive from Rupert Boulevard to 12th Street, and Domanik Drive from Spring Street to Jefferson Street for the Jingle Bell Run/Walk for Arthritis, to be held on Saturday, December 3, 2011, from 9:00 a.m. to 10:30 a.m., 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 special event fee of \$300.00.

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.

Recommendation of the Board of Parks, Recreation and Cultural Services on 10-12-11: To approve the Communication from the Co-Race Director of the Jingle Bell Run for Arthritis Racine 2011 requesting permission to use City right-of-way (Parks) on Saturday, December 3, 2011.

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 pathway for general public use is available at all times.

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

[11-6988](#)

Subject: [Direct Referral] Communication from the 21st Century Preparatory School regarding the development of a community garden at Randolph Park. (Resolution No. 11-2790)

Recommendation of the Board of Parks, Recreation and Cultural Services on 10-12-11: To approve the Communication from the 21st Century Preparatory School regarding the development of a community garden at Randolph Park.

Fiscal Note: N/A

[11-6997](#)

Subject: [Direct Referral] 2012 Golf Course Greens Fees (Resolution No. 11-2791)

Recommendation of the Golf Course Liaison Committee on 10-5-11: That greens fees will be the same for residents and non-residents beginning in 2012.

Fiscal Note: To be determined.

Recommendation of the Board of Parks, Recreation and Cultural Services on 10-12-11: To approve the recommendation of the Golf

Course Liaison Committee that greens fees be the same for residents and non-residents beginning in 2012.

Fiscal Note: To be determined.

H. Consent Agenda

[Res.11-2774](#) Request to accept the Second Chance Act Adult Offender Reentry Program for Planning and Demonstration 2011 Grant.

Resolved, that permission be granted for the Grant Facilitator to accept the Second Chance Act Adult Offender Reentry Program for Planning and Demonstration 2011 Grant in the amount up to \$50,000 with no cash match on the City's part. (Grant Control #2011-020)

Fiscal Note: There is a 50% in-kind and cash match for this grant, however the cash requirement has been waived by the Attorney General and the in-kind match is being provided by Vocational Ministries.

Sponsors: Q.A. Shakoor, II

[Res.11-2775](#) Request to accept an amendment to the Prevention Block portion of the Consolidated Grant Contract from the State of Wisconsin Department of Health Services for the Division of Public Health.

Resolved, that permission be granted for the Public Health Administrator to sign off on a \$9,661.00 reduction amendment to the Prevention Block portion of the Consolidated Grant Contract from the State of Wisconsin Department of Health Services for the Division of Public Health. (Grant Control #2011-002)

Fiscal Note: The City will lose \$9,661.00 in revenue.

Sponsors: Q.A. Shakoor, II

[Res.11-2776](#) Request permission to apply for and accept \$23,344 from the State of Wisconsin for Public Health Emergency Preparedness and Response - CRI.

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement and to accept funds in the amount of \$23,344.00 from the State of Wisconsin represented by its Division of Public Health of the Department of Health Services for Public Health Emergency Preparedness and Response - CRI. (Grant Control #2011-025)

Fiscal Note: Funds have been appropriated at the State level and are available to the City at this time.

Sponsors: Q.A. Shakoor, II

Res.11-2777 Request permission to apply and accept \$64,991 from the Wisconsin Department of Health Services for Public Health Emergency Preparedness and Response (PHEP).

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement and to accept funds in the amount of \$64,991.00 from the Wisconsin Department of Health Services for Public Health Emergency Preparedness and Response (PHEP). (Grant Control #2011-026)

Fiscal Note: Funds have been appropriated at the State level and are available to the City at this time.

Sponsors: Q.A. Shakoor, II

Res.11-2778 Request permission to use City right-of-way on Saturday, December 3, 2011 for the Jingle Bell Run for Arthritis Racine 2010.

Resolved, that Jingle Bell Run for Arthritis be granted permission to close Island Park Drive from Liberty Street to Rupert Boulevard, Horlick Park Drive from Rupert Boulevard to 12th Street, and Domanik Drive from Spring Street to Jefferson Street for the Jingle Bell Run/Walk for Arthritis, to be held on Saturday, December 3, 2011, from 9:00 a.m. to 10:30 a.m., 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. That access to the pathway for general public use is available at all times.
- F. The sponsor shall pay a special event fee of \$300.00.
- G. Processing fee of \$50 to be paid.

Further recommend, that the Commissioner of Public Works/City Engineer, Director of Parks, Recreation and Cultural Services 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.11-2779

Preliminary - Ten (10 Year)

Benefits and Damages

Preliminary Resolution for portland cement concrete paving in alley between Charles Street to Sixth Avenue; North Street to Shoreland Drive

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

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

All property fronting upon both sides:

PORTLAND CEMENT CONCRETE PAVING

Alley between Charles Street to Sixth Avenue; North Street to Shoreland Drive

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

- (1) The assessment of benefits to be levied.
- (2) The damages to be awarded for property taken or damaged.
- (3) The net amount of such benefits over damages or the net amount of such damages over benefits.

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

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

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

Fiscal Note: This is an assessable alley project and, therefore, all costs will be paid for by the abutting property owners.

Sponsors: Sandy Weidner

- [Res.11-2780](#) Submitting bid results on Contract 47-11 (K1-050), Female Locker Room-Solid Waste Garage.

Resolved, that Contract 47-11 (K1-050), Female Locker Room-Solid Waste Garage, be awarded to Absolute construction Enterprises, Inc., Racine, WI, at their bid price of \$56,000.00, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 991.410.5010, Female Locker Room.

Sponsors: Sandy Weidner

- [Res.11-2781](#) Submitting bid results on Contract 52-11 (K1-057), Generator Replacement-Annex Radio Tower.

Resolved, that Contract 52-11 (K1-057), Generator Replacement - Annex Radio Tower, be awarded to Pieper Electric, Inc., Kenosha, WI, at their bid price of \$68,700.00, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 266.991.5010, Generator.

Sponsors: Sandy Weidner

Res.11-2782 Submitting a request for final payment on Contract 23-06 (K6-024), Design Services for Expansion of Transit Garage Offices, Architectural Associates, Ltd., consultant.

Resolved, that the professional services provided by Architectural Associates, Ltd., under Contract 23-06 (K6-024), Design Services for Expansion of Transit Garage Offices, be accepted and final payment authorized for a total contract amount of \$66,155.11.

Fiscal Note: Contract was authorized under Resolution No. 06-6975, dated April 5, 2006.

Sponsors: Sandy Weidner

Res.11-2783 Submitting a request for final payment on Contract 40-11 (K1-042), Professional Services - Upgrade Lakeview Community Center Building Automation System, Johnson Controls, Inc., contractor.

Resolved, that the professional services provided by Johnson Controls, Inc., under Contract 40-11 (K1-042), Professional Services - Upgrade Lakeview Community Center Building Automation System, be accepted and final payment authorized for a total contract amount of \$35,532.00.

Fiscal Note: Contract was authorized under Resolution No.11-6221, dated April 6, 2011.

Sponsors: Sandy Weidner

Res.11-2784 Submitting a request for final payment on Contract 04-11 (K1-004), PS-Source Load and Management Modeling, AECOM.

Resolved, that the professional services provided by AECOM Technical Services, Inc., under Contract 4-11 (K1-004), Professional Services - Source Load and Management Modeling, be accepted and final payment authorized for a total contract amount of \$44,999.13.

Fiscal Note: Contract was authorized under Resolution No. 10-2279, dated November 16, 2010.

Sponsors: Sandy Weidner

Res.11-2785 Submitting a request for final payment on Contract 32-11 (K1-034), PS - Parking Utility Financial Analysis, R.A. Smith, contractor.

Resolved, that the professional services provided by R.A. Smith, under Contract 32-11 (K1-034), Professional Services - Parking Utility Financial Analysis, be accepted and final payment authorized for a total contract amount of \$15,200.00.

Fiscal Note: Contract was authorized under Resolution No. 11-2447, dated March 15, 2011.

Sponsors: Sandy Weidner

Res.11-2786 Requesting approval to accept a donation of land from SC Johnson for the purpose of right-of-way - 904 14th Street (Tax #087 91000) and 1000 14th Street (Tax #088 57001).

Resolved, that the donation of land, described as follows, be accepted:

P.I.N. 088 57001 - That part of Block 75 in School Section in the City of Racine, Racine County Wisconsin that is part of the Southwest $\frac{1}{4}$ of Section 16 Township 3 North, Range 23 East described as follows:

The south 5.00 feet and the East 30.00 feet, of the East 88 feet of the south 120.00 feet of that part of block 75. Said described tract containing 150.00 square feet more-or-less.

P.I.N. 087 91000 - That part of Block 74 in School Section in the City of Racine, Racine County Wisconsin that is part of the Southwest $\frac{1}{4}$ of

Section 16 Township 3 North, Range 23 East described as follows:

Commence at the Southwest corner Block 74; thence North along East line of Howe Street 5.00 feet; thence East and parallel to the North line of 14th Street 45.00 feet; thence South and parallel to East line of Howe Street 5.00 feet; thence West along North line of 14th Street 45.00 feet to the POINT OF BEGINNING. Said described tract containing 225.00 square feet more-or-less.

Further resolved, that a letter of thanks be sent to the donor.

Fiscal Note: N/A

Sponsors: Sandy Weidner

Res.11-2787 Redesignation of Racine Landmarks, 1525 Howe Street
Whereas, Section 58-61 of the Municipal Code of the City of Racine establishes criteria for the designation of landmarks or landmark sites;
and

Whereas, the S.C. Johnson and Son Administration Building and the Research Tower at 1525 Howe Street meet four criteria:

58-61a. (1) Exemplifies or reflects cultural, political, social history.

58-61 a. (2) Is identified with personages.

58-61 a. (3) Embodies distinguishing characteristics of architecture, an architect or architectural materials, or craftsmanship reflective of the frame Italian Villa style.

58-61 a. (4) In its inherent historical nature provides the citizenry with educational or aesthetic enrichment; and

Whereas, in 1974 the structures were placed on the National Register of Historic Places, in 1975 the buildings were initially designated as Racine Landmarks, and in 1989 the structures were placed on the State Reregister of Historic Places; and

Whereas, on September 26, 2011, the City of Racine Landmarks Preservation Commission voted to recommend that the buildings be re-designated as Racine Landmarks.

Further resolved by the Common Council of the City of Racine, that the buildings at 1525 Howe Street, those buildings historically known as the S.C. Johnson and Son Administration Building and the Research Tower, be re-designated as Racine Landmarks in accordance with the criteria contained herein and as described in action and descriptions relating to the Racine Landmarks designation of 1975.

Fiscal Note: N/A

Sponsors: Aron Wisneski

Res.11-2788 REQUEST BY BLAKE THOMPSON SEEKING A CONDITIONAL USE PERMIT FOR A FACILITY FOR PERSONAL/NON-COMMERCIAL AUTO REPAIR AND STORAGE AT 1274 MOUND AVENUE BE APPROVED, SUBJECT TO THE FOLLOWING CONDITIONS:

- a. That the plans presented to the Plan Commission on October 12, 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 the facility be utilized only for the hobby automobile repair activity of the owner, and the storage of materials and equipment and office activities related to Thompson Carpentry during the hours of 8:00 a.m. to 10:00 p.m. daily.
- d. That the following items or activities are prohibited in relation to this facility:
 1. Vehicles display and sales.
 2. Outdoors repair, servicing and testing activities.
 3. Outdoor storage of parts, equipment, materials or products.
 4. Outdoor storage of junked or inoperable vehicles.
 5. Outdoor vending machines.
 6. Street storage of vehicles, parts, equipment, material or products.

7. Sounds, fumes or vibrations that adversely impact area properties.
8. Vehicle salvage and disassembly for commercial purposes.
9. Repair or servicing other than that of personal hobby vehicles.

e. That all signs shall be professionally made, comply with zoning ordinance requirements and be submitted for the review and approval of the Director of City Development prior to installation. All obsolete signage shall be immediately removed.

f. That the following shall be completed by June 1, 2012:

1. Painting of west wall loading dock area and all graffiti areas in a uniform color. The color is to be presented to the Director of City development for review and approval.
2. De-weeding and sealing of all parking and drive areas.

3. Installation of planting beds or planters along portions of the Mound Avenue frontage. Prior to installation, a landscaping or planter plan shall be submitted to the Director for City Development for review and approval.

g. That in the event that improvements listed in condition "f." are not completed by June 1, 2012, then the applicant shall provide the City with a letter of credit, bond, or other financial security found to be acceptable by the City, equal in value to the required improvements, and subject to the following terms and conditions:

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, 2012. 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.

h. That all trash and recyclables be stored in closed containers and

screened from view.

i. That all codes and ordinances be complied with and required permits acquired.

j. 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.

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

Fiscal Note: N/A

Sponsors: Aron Wisneski

Res.11-2789

THAT THE REQUEST BY RUBEN BARNOW, REPRESENTING RUBEN AND AMIGO'S QUALITY DETAILING SERVICES SEEKING A CONDITIONAL USE PERMIT FOR AN AUTOMOBILE DETAILING FACILITY AND A LANDSCAPING CONTRACTOR'S OFFICE WITH RELATED OUTDOOR EQUIPMENT AND MATERIALS STORAGE AT 3625 - 16TH STREET BE APPROVED, SUBJECT TO THE FOLLOWING CONDITIONS:

a. That the plans presented to the Plan Commission on October 12, 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 the facility be utilized only to accommodate a landscaping contractor and automobile detailing business operating between the hours of 9:00 a.m. to 8:00 p.m., Monday through Saturday, with no operation on Sunday.

d. That the following items or activities are prohibited in relation to this facility:

1. Vehicles display and sales.
2. Outdoors repair, servicing, detailing or testing activities.
3. Outdoor storage of parts, equipment, materials or products unless located in an enclosed and fully screened area as indicated on the site plan.
4. Outdoor storage of junked or inoperable vehicles.
5. Outdoor vending machines.
6. Street storage of vehicles, parts, equipment, material or products.
7. Sounds, fumes or vibrations that adversely impact area properties.

8. Vehicle salvage and disassembly.
 9. Vehicle repair or servicing other than for detailing activities.
 10. Stacking of equipment and materials above the height of the fence.
 11. Composting and the accumulation of waste materials such as but not limited to, wood, branches, grass clippings, leaves and excavated materials, demolition materials.
- e. That all signs shall be professionally made, comply with zoning ordinance requirements and be submitted for the review and approval of the Director of City Development prior to installation. All obsolete signage shall be immediately removed.
- f. That the following shall be completed by June 1, 2012:
1. Repair, painting or replacement of the building foundation skirt. The paint color is to be presented to the Director of City development for review and approval.
Development for review and approval.
 2. Installation of planting beds or planters in the areas depicted on the plans. Prior to installation, a landscaping or planter plan shall be submitted to the Director of City Development for review and approval.
 3. Sealing and striping of the parking lot.
- g. That in the event that improvements listed in condition "f." are not completed by June 1, 2012, then the applicant shall provide the City with a letter of credit, bond, or other financial security found to be acceptable by the City, equal in value to the required improvements, and subject to the following terms and conditions:
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
 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, 2012. 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.

- h. That all trash and recyclables be stored in closed containers and screened from view.
- i. That all codes and ordinances be complied with and required permits acquired.
- j. 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.
- k. That this permit is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Aron Wisneski

[Res.11-2790](#) 21st Century Preparatory School communication regarding the development of a community garden at Randolph Park.

Resolved, that 21st Century Preparatory School regarding the development of a community garden at Randolph Park, be approved, with the following stipulations:

- A. A hold harmless agreement be executed.
- B. Proof of liability Insurance be filed with the City.
- C. That 21st Century Preparatory School work with Ray of Sunshine Neighborhood Program on this park.

Fiscal Note: N/A

Sponsors: Terry McCarthy

[Res.11-2791](#) 2012 Golf Course Greens Fees

Resolved, that the recommendation of the Golf Course Liaison Committee that greens fees be the same for residents and non-residents beginning in 2012, be approved.

Fiscal Note: To be determined.

Sponsors: Terry McCarthy

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.