



# City of Racine

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

## Meeting Minutes - Final

### Common Council

*Alderman Jeff Coe*  
*Alderman Mollie Jones*  
*Alderman John Tate II*  
*Alderman Tracey Larrin*  
*Alderman Steve Smetana*  
*Alderman Sandy Weidner*  
*Alderman Raymond DeHahn*  
*Alderman Q.A. Shakoor II*  
*Alderman Terry McCarthy*  
*Alderman Mary Land*  
*Alderman Henry Perez*  
*Alderman James Morgenroth*  
*Alderman Jason Meekma*  
*Alderman Melissa Lemke*

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Tuesday, August 15, 2017

7:00 PM

City Hall, Room 205

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#### A. Call To Order

**PRESENT:** 12 - Coe, Jones, Tate II, Larrin, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Land, Perez and Lemke  
**EXCUSED:** 2 - Morgenroth and Meekma

#### B. Pledge of Allegiance To The Flag

*Mayor Wisner led the Council in the Pledge of Allegiance to the Flag.*

#### C. Approval of Journal of Council Proceedings (Minutes) August 2, 2017

**A motion was made by Alderman Shakoor II, seconded by Alderman Coe, that this be Approved. The motion PASSED by the following vote:**

**AYES:** 12 - Coe, Jones, Tate II, Larrin, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Land, Perez and Lemke

**EXCUSED:** 2 - Morgenroth and Meekma

#### D. Public Comments

*The following people appeared to speak before the Common Council:*

*Ron Thomas*  
*Ola Baiyewu*  
*Gai Lorenzen*  
*Michael Renteria*  
*Sondra Plunkett*

*Fabi Maldonado  
Mary Beth Aldrich  
Jim Sooboda  
JoAnn Hanson*

**E. Communications**

**Refer to Finance and Personnel Committee, by Ald. Shakoor, II**

[771-17](#)

**Subject:** Communication from the Chief of Police requesting to apply for and accept the 2017/2018 OJA Gang Grant (Grant Control #11943).

**Recommendation of the Finance & Personnel Committee on 8/21/2017:** Item to be deferred.

**Fiscal Note:** There is no City match required.

**Referred to the Finance and Personnel Committee.**

[774-17](#)

**Subject:** Communication from the Chief of Police to apply for and accept the 2017 Bureau of Justice Assistance (BJA) Edward Byrne Justice Assistance Grant (JAG) (grant control number 00139).

**Recommendation of the Finance & Personnel Committee on 8/21/2017:** Item to be deferred.

**Fiscal Note:** There is no City match required.

**Referred to the Finance and Personnel Committee.**

[792-17](#)

**Subject:** Communication from the Director of City Development requesting adoption of a Tax Increment Finance (TIF) Assistance Policy and a TIF Assistance application process. (Res. 0287-17)

**Recommendation of the Finance & Personnel Committee on 8/21/2017:** To adopt the proposed policy and application and direct staff to implement the new policy effective on September 6, 2017.

**Fiscal Note:** We propose a fee of 1% of total TIF Assistance Request for a maximum of \$25,000 for “pay-as-you-go” requests and a fee of 1.5% of total TIF Assistance Requests for a maximum of \$30,000 for projects that use loans or bonds. The increased fee for loans and bonds takes into account the extra work required by bond counsel and financial analysts.

**Referred to the Finance and Personnel Committee.**

[773-17](#)

**Subject:** Communication from the City Attorney submitting the claim of Jeffrey House for consideration.

**Recommendation of the Finance & Personnel Committee on**

**8/21/2017:** That the claim of Jeffrey House be denied.

**Fiscal Note:** N/A

**Referred to the Finance and Personnel Committee.**

[780-17](#)

**Subject:** Communication from the City Attorney requesting authorization to enter into a contract with TerraVenture Advisors for relocation services. (Res. 0289-17)

**Recommendation of the Finance & Personnel Committee on**

**8/21/2017:** That the City Attorney be authorized to enter into a contract with TerraVenture Advisors for relocation services.

**Fiscal Note:** The cost to contract with TerraVenture Advisors for relocation services will be an estimated \$150,000. Funding sources are TID 18 and the Intergovernmental Revenue Sharing Fund.

**Referred to the Finance and Personnel Committee.**

[783-17](#)

**Subject:** Communication from the City Attorney requesting authorization to accept a monetary gift from the Estate of Nickolas Willing for the purchase and maintenance of defibrillators for placement in public municipal facilities throughout the city, and that an appropriate letter of appreciation be sent. (Res. 0290-17)

**Recommendation of the Finance & Personnel Committee on**

**8/21/2017:** That the City Attorney be authorized to accept a monetary gift from the Estate of Nickolas Willing for the purchase and maintenance of defibrillators for placement in public municipal facilities throughout the city, and that an appropriate letter of appreciation be sent.

**Fiscal Note:** There is no City match required.

**Referred to the Finance and Personnel Committee.**

[782-17](#)

**Subject:** Communication from the City Administrator requesting that the Common Council and Mayor schedule and conduct a 2-day, Work Session Retreat using a professional facilitator, on Friday, November 10th, 2017, and Saturday, November 11th, 2017, at The Johnson Foundation at Wingspread. (Res. 0288-17)

**Recommendation of the Finance & Personnel Committee on**

**8/21/2017:** To schedule and conduct a 2-day, off-site strategic planning Work Session of the Common Council on November 10th, 2017 and November 11th, 2017 at the Johnson Foundation at Wingspread Conference center; and to approve the transfer of \$8,150.00 from the FY2017 Contingency Account to cover the professional facilitation thereof.

**Fiscal Note:** \$8,150 will be transferred from 11202-56200, Misc-Contingency to 11001-52100, Cncl-Professional Services.

**Referred to the Finance and Personnel Committee.**

**Refer to Public Works and Services Committee, by Ald. McCarthy**

[758-17](#)

**Subject:** Communication from the Alderwoman of the 6th District, on behalf of Melissa and Jeff Peterson, requesting street lights be installed on Westwood Circle and/or Maria Street, whichever is most suitable.

**Melissa and Jeff Peterson invited to the meeting.**

**Referred to Public Works and Services Committee.**

[784-17](#)

**Subject:** Communication from the Alderman of the 3rd District requesting a comprehensive review/modification of streetlight removal and installation policy.

**Recommendation of the Public Works and Services Committee on 08-29-17:** Defer

**Referred to Public Works and Services Committee.**

[785-17](#)

**Subject:** Communication from the Alderman of the 3rd District requesting a comprehensive review/modification of alley maintenance policy.

**Recommendation to the Public Works and Services Committee on 08-29-17:** Refer this item to the Finance and Personnel Committee for alley maintenance funding consideration.

**Fiscal Note:** N/A

**Referred to Public Works and Services Committee.**

[788-17](#)

**Subject:** Communication from Ed Miller, Executive Director of the Racine Revitalization Partnership, requesting permission to close Junction Avenue, from 1430 Junction Avenue to 1530 Junction Avenue,

from 8:00 A.M. to 8:00 P.M. on September 30, 2017 for the Treasures of Uptown event. (Res. 0294-17)

**Recommendation of the Public Works and Services Committee on 08-29-17:** That permission be granted to the Racine Revitalization Partnership to close Junction Avenue, from 1430 Junction Avenue to 1530 Junction Avenue, from 8:00 A.M. to 8:00 P.M. on September 30, 2017 for the Treasures of Uptown event, with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- 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.
- F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval, and providing and removing all temporary traffic control devices and detour signs.
- G. If required, sponsor shall provide a detour plan for the closure of all State connecting highways, arterial and collector streets to the City Engineer for approval.
- H. If required, sponsor is responsible for cleaning the streets.
- I. If required, sponsor shall install parking meter hoods or temporary parking signs at least twenty-four (24) hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.

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 the various City departments, on a regular shift basis, to assist in implementing this event.

**Referred to Public Works and Services Committee.**

[791-17](#)

**Subject:** Communication from the Assistant Commissioner of Public Works/City Engineer giving an update to the scope for State Project ID: 1693-34-06/26/76, Lake Michigan Pathway - Phase 4.

**Recommendation of the Public Works and Services Committee on 08-29-17:** That the City Engineer pursue the implementation of the Alternate Route along Durand Avenue and that the communication be

received and filed.

**Fiscal Note:** N/A

**Referred to Public Works and Services Committee.**

[796-17](#)

**Subject:** Communication from the Downtown Racine Corporation requesting permission to close Main Street from State Street to 7th Street, 6th Street from Lake Avenue to Grand Avenue and Wisconsin Avenue from 4th Street to 7th Street, for Party on the Pavement on September 23, 2017, from 12:00 P.M. to 7:00 P.M. and a "Free Parking Day" in Downtown for this event. (Res. 0295-17)

**Recommendation of the Public Works and Services Committee on 08-29-17:** That permission be granted to the Downtown Racine Corporation to close Main Street from State Street to 7th Street, 6th Street from Lake Avenue to Grand Avenue and Wisconsin Avenue from 4th Street to 7th Street, on September 23, 2017, from 12:00 P.M. to 7:00 P.M. for Party on the Pavement with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- 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 \$900.00 special event fee.
- F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval and providing and removing all temporary traffic control devices and detour signs.
- G. If required, sponsor shall provide a detour plan for the closure of all State connecting highways, arterial and collector streets to the City Engineer for approval.
- H. If required, sponsor is responsible for cleaning the streets.
- I. If required, sponsor shall install parking meter hoods or temporary parking signs at least twenty-four (24) hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.
- J. All downtown street parking meters are exempt from parking fees from 12:00 p.m. to 6:00 p.m. (This does not include off-street parking lots and ramps.)

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 the various City departments, on a regular shift basis, to assist in implementing this event.

**Referred to Public Works and Services Committee.**

#### **Refer to Traffic Commission, by Ald. Weidner**

[757-17](#)

**Subject:** Communication from the Alderwoman of the 6th District, on behalf of Melissa and Jeff Peterson, requesting either a yield or stop sign be installed at the intersection of Westwood Drive and Maria Street.

**Recommendation of the Traffic Commission on 08-21-17:** Defer

**Referred to the Traffic Commission.**

#### **Refer to Transit and Parking Commission, by Ald. DeHahn**

[789-17](#)

**Subject:** Communication from the Friends of the Racine Public Library requesting permission to pre-pay \$100 for all parking in the Library Lot and the Memorial Hall Lot from 8:00 A.M. to 1:00 P.M. on Saturday, November 11, 2017 for the Breakfast with the Authors annual meeting.

**Referred to the Transit and Parking Commission.**

#### **Refer to Committee of the Whole, by Ald. Shakoor, II**

[752-17](#)

**Subject:** Communication from the Alderman of the Sixth District submitting a request to the Common Council to create and forward a resolution supporting AB 386 (Dark Store) to the State Legislature.

**Referred to the Committee of the Whole.**

[778-17](#)

**Subject:** Communication from the Alderpersons of the Fourth and Fourteenth Districts requesting that the City of Racine enact an anti-bullying ordinance.

**Referred to the Committee of the Whole.**

## **F. Committee Reports**

#### **Finance and Personnel Committee Report, by Ald. Shakoor, II**

[733-17](#)

**Subject:** Communication from the Purchasing Agent submitting bid results from Official Notice #11-2017, RFP for West Bluff Bank Stabilization. (Res. 0275-17)

**Recommendation of the Finance and Personnel Committee on**

**8/7/2017:** Authorize Racine County Economic Development Corporation (RCEDC) to negotiate and contract with SmithGroup JJR for the provision of Engineering Services for a West Bluff Streambank Stabilization Project.

**Fiscal Note:** The City's share of the costs are estimated to be \$5,000, but not to exceed \$20,000, with \$95,000 of the project coming from a grant from the Fund for Lake Michigan via RCEDC. There are funds available in the 2017 Intergovernmental Revenue Sharing Budget #45260 57110 Land Improvements for the City's share. The balance in this account exceeds \$1.6 million.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

**Public Works and Services Committee Report, by Ald. Tate II**

[83-17](#)

**Subject:** Communication from the Alderwoman of the 15th District requesting to discuss sump pump discharges on Ruby Avenue.

**Recommendation of the Public Works and Services Committee on**

**02-14-17:** Defer until the July 25, 2017, Public Works and Services Committee meeting to perform a review of the situation.

**Recommendation of the Public Works and Services Committee on**

**08-08-17:** Receive and file.

**Fiscal Note:** N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[722-17](#)

**Subject:** Communication from the Chief Building Inspector requesting the deletion of Chapter 22, Article XII - Electricians, in order to comply with changes in current State law.

**Recommendation of the Public Works and Services Committee on**

**08-08-17:** That the City Attorney's office draft the ordinance to amend Chapter 22 to delete Article XII - Electricians.

**Fiscal Note:** N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[723-17](#)

**Subject:** Communication from the Alderwoman of the 6th District, on behalf of Al Hermann, requesting the street light removed from 1926

Prospect Street be reinstalled.

**Recommendation of the Public Works and Services Committee on 08-08-17:** Receive and file.

**Fiscal Note:** N/A

*Alderman Tate II requested that item 723-17 be considered separately.*

**A motion was made by Alderman Tate II, seconded by Alderman Coe, that this Communication be Approved as Presented. The motion PASSED by the following vote:**

**AYES:** 7 - Coe, Jones, Tate II, Larrin, Shakoor II, McCarthy and Land

**NOES:** 5 - Smetana, Weidner, DeHahn, Perez and Lemke

**EXCUSED:** 2 - Morgenroth and Meekma

[753-17](#)

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations wishing to discuss the acceptance of a donation of RSW Street Light Luminaires from Cree Lighting.

**Recommendation of the Public Works and Services Committee on 08-08-17:** That the City accept the donation of RSW Street Light Luminaires from Cree Lighting and that a letter of thanks be sent to them.

**Fiscal Note:** Estimated value of the donation of RSW Street Light Luminaires is \$2,160.00.

*Alderman Tate II requested that item 753-17 be considered separately.*

*Alderman Tate II made a motion to approved, seconded by Alderman Jones. Alderman Tate II withdrew his motion and Alderman Jones withdrew her second on the motion for item 753-17. The incorrect item was pulled on the floor for a vote.*

**A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

[767-17](#)

**Subject:** (Direct Referral) Change Order No. 2 on Contract 20170018, Festival Hall - New Outdoor Stage, Absolute Construction Enterprises, Inc., contractor. (Res. 0276-17)

**Recommendation of the Public Works and Services Committee on 08-08-17:** That Change Order No. 2 on Contract 20170018, Festival Hall - New Outdoor Stage, Absolute Construction Enterprises, Inc., contractor, as submitted, be approved in the amount of \$9,951.12.

Further recommends that funding to defray the cost of the change order be appropriated from Org-Object 60622-57110, Festival Park-Building

Improvements.

**Fiscal Note:** Funds are available as herein delineated.

*Alderman Tate II requested that item 767-17 be considered separately.*

**A motion was made by Alderman Tate II, seconded by Alderman Coe, that this Communication be Approved as Presented. The motion PASSED by the following vote:**

**AYES:** 12 - Coe, Jones, Tate II, Larrin, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Land, Perez and Lemke

**EXCUSED:** 2 - Morgenroth and Meekma

### **Public Safety and Licensing Committee Report, by Ald. Coe**

#### [193-17](#)

**Subject:** Communication from Alderman of the 1st district requesting that the Public Safety and Licensing Committee review the chronic nuisance ordinances and determine whether to modify and extend the existing version. (Ord. 0015-17)

**Recommendation of the Public Safety and Licensing Committee on 03-14-17:** That the communication from the Alderman of the 1st district requesting that the Public Safety & Licensing Committee review the chronic nuisance ordinances and determine whether to modify and extend the existing version be deferred until the City Attorney's Office can generate a draft, consult with the Integration Team and bring the draft back to the Public Safety and Licensing Committee. The ordinance should include:

1. The Chief of Police can declare the property a nuisance without input from council.
2. State distinction between a nuisance property and a chronic nuisance property.
3. Number of calls for nuisance can remain the same
4. Remedies to include forfeitures, paying cost of police calls, possible revocation
5. Have specific violations be considered nuisance activities

**Recommendation of the Public Safety and Licensing Committee on 08-08-17:** That the City Attorney's Office draft an ordinance to coincide with the recommended changes.

**Fiscal Note:** N/A

**A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

#### [642-17](#)

**Subject:** Communication from Target Corporation, Target, 5300 Durand

Ave, submitting a petition to exceed "Class A" quota limit and apply for a license at 5300 Durand Ave (14th District).

**Recommendation of the Public Safety and Licensing Committee**

**on 07-25-17:** The petition to exceed "Class A" quota limit and apply for a license at 5300 Durand Ave, Target Corporation be deferred for two weeks.

**Recommendation of the Public Safety and Licensing Committee**

**on 08-08-17:** The petition to exceed "Class A" quota limit and apply for a license at 5300 Durand Ave, Target Corporation be denied due to not meeting the criteria for the 3rd and 4th factors for exceeding quota.

**Fiscal Note:** N/A

**A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

[665-17](#)

**Subject: (Renewal)** The application of Heather Thurmann, Greentree Massage LLC for a Massage Establishment Permit for 316 6th Street (1st District).

**Recommendation of the Public Safety and Licensing Committee**

**on 08-08-17:** That the application of Heather Thurmann, Greentree Massage LLC for a Massage Establishment Permit for 316 6th Street be approved.

**Fiscal Note:** N/A

**A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

[684-17](#)

**Subject:** Communication from Chief Hansen of the Fire Department recommending changes to Chapter 50 of the Code of Ordinances (Fire Protection and Prevention). (Ord. 0013-17)

**Recommendation of the Public Safety and Licensing Committee**

**on 08-08-17:** That the City Attorney's Office draft an ordinance to coincide with the recommended changes.

**Fiscal Note:** N/A

**A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

[687-17](#)

**Subject:** Communication from Chief Hansen of the Fire Department recommending changes to sec. 66-513 to 66-523 of the Code of Ordinances (Fireworks). (Ord. 0014-17)

**Recommendation of the Public Safety and Licensing Committee**

**on 08-08-17:** That the City Attorney's Office draft an ordinance to coincide with the recommended changes.

**Fiscal Note:** N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[686-17](#)

**Subject:** Communication from the City Clerk and City Attorney recommending changes to sec. 22-531 to 22-538 of the Code of Ordinances (Hawkers and Peddlers). (Ord. 0012-17)

**Recommendation of the Public Safety and Licensing Committee**

**on 08-08-17:** That the City Attorney's Office draft an ordinance to coincide with the recommended changes.

**Fiscal Note:** N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[724-17](#)

**Subject:** Ordinance 0010-17

An Ordinance to repeal and recreate Chapter 3 of the Code of Ordinances - SEXUAL OFFENDERS RESIDENCY RESTRICTIONS.

**Recommendation of the Public Safety and Licensing committee**

**on 07-11-17:** That the Ordinance to repeal and recreate Chapter 3 of the Code of Ordinances - SEXUAL OFFENDERS RESIDENCY RESTRICTIONS be deferred until the Sex Offender Residency Appeal Board can meet and make recommendations to the committee.

**Recommendation of the Public Safety and Licensing Committee**

**on 07-25-17:** That Ordinance 0010-17 to repeal and recreate Chapter 3 of the Code of Ordinances - SEXUAL OFFENDERS RESIDENCY RESTRICTIONS be amended to include changes which were presented to the committee members and the ordinance come back to the committee with amended changes.

**Recommendation of the Sex Offender Residency Board to the**

**Public Safety and Licensing Committee on 08-03-2017:** That the Ordinance be approved as presented.

**Recommendation of the Public Safety and Licensing Committee**

**on 08-08-17:** That Ordinance 0010-17 be adopted.

**Fiscal Note:** N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[756-17](#)

**Subject:** Communication from Keith Randolph, representing Easy Street 101 LLC DBA Boosters Buoy, 209 Dodge St to amend Premise Description, request to include the West parking lot where alcoholic beverages would be served during events.

**Recommendation of the Public Safety and Licensing Committee on 08-08-17:** That the communication from Keith Randolph, representing Easy Street 101 LLC DBA Boosters Buoy, 209 Dodge St to amend the Premise Description as submitted by Keith Randolph, with the request to include the grassy area of the West parking lot where alcoholic beverages would be served during events be approved.

**Fiscal Note:** N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[764-17](#)

**Subject:** Ordinance 0011-17 - Amend Definitions for Abandoned, Nuisance or Junked Vehicles

An Ordinance to amend Sec. 42-181. - Definitions in Chapter 42 - ENVIRONMENT, Article VI. - LOST, JUNKED, WRECKED, SEIZED, ABANDONED PROPERTY, Division 2. - ABANDONED, NUISANCE, OR JUNKED VEHICLES of the Municipal Code of the City of Racine, Wisconsin.

**Recommendation of the Public Safety and Licensing Committee on 08-08-2017:** That Ordinance 0011-17 to create Code of the City of Racine, Wisconsin be approved.

**Fiscal Note:** N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

### City Plan Commission Report, by Ald. Shakoor, II

[775-17](#)

**Subject:** (Direct Referral) A request from Giving to the Nations, Inc. seeking a conditional use permit to operate a community outreach facility at 1701-12th Street. (PC-17) (Res. 0277-17)

**Recommendation of the City Plan Commission on 8-9-17:** That the request of Giving to the Nations, Inc. for a conditional use permit to operate a community outreach facility at 1701 - 12th Street be approved, subject to conditions.

**Fiscal Note:** N/A

**A motion was made that this Conditional Use Permit be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

[776-17](#)

**Subject:** (Direct Referral) A request from Eihab Atout, representing Miles of Smiles Academy, seeking a conditional use permit for a daycare center in the building at 1816-16th Street. (PC-17) (Res. 0278-17)

**Recommendation of the City Plan Commission on 8-9-17:** That the request from Eihab Atout, representing Miles of Smiles Academy, for a conditional use permit to operate a daycare center at 1816 - 16th Street be approved, subject to conditions.

**Fiscal Note:** N/A

**A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

### **Community Development Committee Report, by Ald. Shakoor, II**

[728-17](#)

**Subject:** (Direct Referral) Requests for 2017 Community Development Block Grant (CDBG) Public Services, Economic Development, and Infrastructure funding. (Res. 0279-17)

**Recommendation of the Community Development Committee on 8-3-17:** To allocate CDBG funds to organizations as indicated by staff, and that the Mayor and City Clerk be authorized to enter into contracts with the organizations pursuant to the funding allocation and federal regulations.

**Fiscal Note:** This action allocates \$978,698 of Community Development Block Grant funds per the 2017 Annual Action Plan.

**A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

[729-17](#)

**Subject:** (Direct Referral) Request by HALO as a lead applicant for 2017 Emergency Solutions Grant (ESG) funding. (Res. 0280-17)

**Recommendation of the Community Development Committee on 8-3-17:** To allocate ESG funds to organizations as indicated by staff, and

that the Mayor and City Clerk be authorized to enter into contracts with the organizations pursuant to the funding allocation and federal regulations.

**Fiscal Note:** This action allocates \$362,015 of Emergency Solutions Grant funds per the 2017 Annual Action Plan.

**A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

### **Office of the Mayor Report, by Ald. Shakoor, II**

#### [786-17](#)

**Subject:** Communication from Mayor Wisner nominating appointments, reappointments to the following committees, boards and/or commissions:

Reappoint Alderman Jim Morgenroth 1500 Monroe Ave. Racine 53405 to the Water Works Commission to a one year term expiring on October 1, 2018.

Reappoint Alderman Terry McCarthy 317 West Blvd. Racine 53405 to the Water Works Commission to a one year term expiring on October 1, 2018.

Reappoint Jim Palenick 3030 Chatham St Racine, 53402 to the Water Works Commission to a one year term as an alternate expiring October 1, 2018.

Reappoint Kathy DeMatthew, 2908 Chatham Street, Racine 53402 to the Water Works Commission to a 4 year term expiring October 1, 2021

Reappoint Ralph Schwarz, 1135 Lake Dr, Racine, 53403 to the Water Works Commission to a four year term expiring on October 1, 2021.

Reappoint Tom Bunker, 804 Lathrop Ave. Racine, 53405 to the Water Works Commission to a three year term expiring on October 1, 2020.

Reappoint Alderman Jim Morgenroth 1500 Monroe Ave. Racine 53405 to the Wastewater Commission to a one year term expiring on October 1, 2018.

Reappoint Alderman Terry McCarthy 317 West Blvd, Racine, 53405 to the Wastewater Commission to a one year term expiring on October 1, 2018.

Reappoint Kathy DeMatthew, 2908 Chatham St, Racine, 53402 to the Wastewater Commission to a four year term expiring on October 1, 2021.

Reappoint Ralph Schwarz, 1135 Lake Dr, Racine, 53403 to the Wastewater Commission to a four year term expiring on October 1, 2021.

Reappoint Tom Bunker, 804 Lathrop Ave. Racine, 53405 to the Wastewater Commission to a three year term expiring on October 1, 2020.

Reappoint Jim Palenick 3030 Chatham Racine, 53402 as an alternate to the Wastewater Commission to a one year term expiring on October 1, 2018.

Reappoint Tom Friedel 1904 Dwight St. Racine, 53403 as an alternate to the Wastewater Commission to a one year term expiring on October 1, 2018.

**A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

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

#### [726-17](#)

**Subject:** Communication from Mark W. Walters requesting use of the gravel road to the east of Pershing Blvd for 24 hour storage of boat trailers during the Antique and Classic Boat Show September 6-10, 2017. (Res. 0282-17)

**Recommendation of the Board of Parks, Recreation & Cultural Services on August 8, 2017:** To approve Mark Walters to use the gravel road to the east of Pershing Blvd. for 24 hour storage of boat trailers during the Antique and Classic Boat Show September 6 - 10, 2017.

**Fiscal Note:** Permit fees and charges as determined by PRCS.

**A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

#### [727-17](#)

**Subject:** Communication from Ray Stibeck requesting use of Pershing Park during closed park hours for Racine Rock the Lake, June 14-16, 2018. (Res. 0283-17)

**Recommendation of the Board of Parks, Recreation & Cultural Services on August 9, 2017:** To approve Ray Stibeck use of Pershing Park during closed park hours for Racine Rock the Lake on June 14-17, 2018.

**Fiscal Note:** Park permit fees and charges as determined by PRCS.

*Alderman McCarthy requested that item 727-17 be considered separately.*

**A motion was made by Alderman McCarthy, seconded by Alderman Coe, that this Communication be Referred to the Board of Park, Recreation and Cultural Services. The motion PASSED by the following vote:**

**AYES:** 10 - Coe, Jones, Tate II, Larrin, DeHahn, Shakoor II, McCarthy, Land, Perez and Lemke

**NOES:** 2 - Smetana and Weidner

**EXCUSED:** 2 - Morgenroth and Meekma

**A motion was made by Alderman Lemke, seconded by Alderman Smetana, that the previous vote on item 727-17 be recinded and that this Communication be Approved as Presented. The motion PASSED by the following vote:**

**AYES:** 9 - Jones, Tate II, Larrin, Smetana, Weidner, DeHahn, Land, Perez and Lemke

**NOES:** 2 - Coe and McCarthy

**EXCUSED:** 2 - Morgenroth and Meekma

**ABSTENTIONS:** 1 - Shakoor II

## G. Consent Resolutions

### [Res.0275-17](#) West Bluff Streambank Stabilization Project

Resolved, that Racine County Economic Development Corporation (RCEDC) shall negotiate and contract with SmithGroup JJR, LLC for the provision of Engineering Services for a West Bluff Streambank Stabilization Project.

**Fiscal Note:** The City's share of the costs are estimated to be \$5,000.00, but not to exceed \$20,000.00, with \$95,000.00 of the project coming from a grant from the Fund for Lake Michigan via RCEDC. There are funds available in the 2017 Intergovernmental Revenue Sharing Budget #45260 57110 Land Improvements for the City's share. The balance in this account exceeds \$1.6 million.

**Sponsors:** Q.A. Shakoor II

**A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

### [Res.0277-17](#) 1701 Twelfth Street

Resolved, that The Nations Incorporated conditional use permit to operate a community outreach facility at 1701 Twelfth Street is approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on August 9, 2017 be approved subject to the conditions contained herein.
- b. That all applicable license and permit requirements from the State of Wisconsin and City of Racine be obtained, complied with, and kept current at all times.

- c. That the hours of operation be daily from 10 a.m. to 7 p.m.
- d. That all signs shall comply with zoning ordinance requirements, and be approved by the Director of City Development prior to issuance of a sign permit.
- e. That prior to the issuance of an occupancy permit, the following shall be accomplished:
  - 1. Existing pavement in the parking lot be removed and the lot repaved and striped, or the parking lot be repaired, sealed, and striped.
  - 2. A final landscape plan shall be submitted to the Director of City Development for review and approval. The approved landscaping be installed by June 1, 2018.
  - 3. That an exterior renovation and/or preservation plan be presented to the Director of City development for review and approval. Said plan shall be implemented by June 1, 2018.
- f. That if items listed under condition “e” above cannot be completed before the issuance of an occupancy permit or the installation and implementation dates, then the applicant shall submit to the Director of City Development a financial surety, such as a bond, letter of credit, cash or other recognized assurance. An estimate of the cost of completing said items is to be provided by the applicant and the financial assurance issued in an amount equal of the value of the incomplete items. The financial assurance shall be kept on file with the Department of City Development, with the content and format of said assurance subject to review and approval of the City Attorney. In no case shall the items under condition “e” be implemented later than June 1, 2018.
- g. That an exception to the zoning ordinance for the temporary outdoor storage of materials and goods shall be allowed, subject to the following conditions:
  - 1. Such storage shall be permitted only if associated with an upcoming event.
  - 2. Such storage shall be located only under the canopy/”car hop” area.
  - 3. Outdoor storage shall be allowed no sooner than seven days prior to the event and all shall be removed within seven days following the event.
  - 4. In no case shall the duration of outdoor storage of materials and

goods be more than 15 days.

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

i. That no minor changes be made from the conditions of this permit without approval of the Plan Commission, and no major changes be made from the conditions of this permit without the approval of the Common Council.

j. That this conditional use permit is subject to Plan commission review for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor II

**A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

[Res.0278-17](#)

1816 Sixteenth Street

Resolved, that the request by Eihab Atout, agent for Miles of Smiles Academy, for a conditional use permit to operate a daycare at 1816 Sixteenth Street is approved, subject to the following conditions:

a. That the plan presented at the August 9, 2017 Plan Commission meeting be approved, subject to the conditions contained herein.

b. That all codes and ordinances be complied with and all required permits be obtained.

c. That the Commission authorizes this facility to operate 6:00 a.m. through 8:00 p.m., Monday through Friday.

d. That any exterior signage shall be submitted to the Director of City Development for review and approval of design and/or placement prior to a request for a sign permit. All signage shall comply with zoning ordinance requirements.

e. That all vehicular drop-off and pick-up of children be conducted in the parking areas at 1512 Phillips Ave. or 1812 - 16th St.

f. That the playground be maintained in a safe and working order.

g. That within 30 days of final approval, the applicant shall provide copies of State permits authorizing the facility to operate at this location

for the hours requested to the Department of City Development.

h. That all employees hired are properly certified and have all necessary licenses before obtaining an occupancy permit.

i. That prior to the issuance of an occupancy permit, the following shall be submitted to the Director of City Development for review and approval, and/or accomplished:

1. A landscape plan illustrating initial placement of play apparatus, fencing treatment, landscape buffer along the parking spaces adjacent to the sidewalks on 16th Street and on Phillips Avenue, and dumpster enclosure location and design.

2. Design of fencing and wheel stops along north lot line.

3. Joint access, parking, and dumpster agreement between property at 1512 Phillips Ave., 1812 - 16th St. and 1816 - 16th St.

4. Sealing and striping of the parking lots.

5. Adjustment of exterior lighting fixtures to eliminate glare onto adjacent lots, and removal or repair of inoperable fixtures.

6. A written security and safety plan including a timeline for its implementation.

j. That if, prior to the issuance of an Occupancy Permit, required site improvements listed in "i." above have not been or cannot be completed, a financial surety shall be provided to the City. The surety shall be in a format as approved by the City Attorney's office, and subject to all stipulations as identified for financial sureties in the City of Racine. The dollar amount shall be determined at the time of application based upon estimates provided by the applicants for any incomplete work, and shall be valid for no less than one (1) year from the date of issuance.

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 review by the Plan Commission for compliance with the listed conditions.

Fiscal Note: N/A

**Sponsors:** Q.A. Shakoor II

**A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

[Res.0279-17](#)

2017 Annual Action Plan

Resolved, that CDBG funds be allocated to organizations as indicated by staff, and that the Mayor and City Clerk be authorized to enter into contracts with the organizations pursuant to the funding allocation and federal regulations is approved.

**Fiscal Note:** This action allocates \$978,698 of Community Development Block Grant funds per the 2017 Annual Action Plan.

**Sponsors:** Q.A. Shakoor II

**A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

[Res.0280-17](#)

2017 Emergency Solutions Grant (ESG) funding

Resolved, that the request by HALO, as a lead applicant for 2017 Emergency Solutions Grant (ESG) funding, to allocate ESG funds to organizations as indicated by staff and that the Mayor and City Clerk be authorized to enter into contracts with the organizations pursuant to the funding allocation and federal regulations, is approved.

**Fiscal Note:** This action allocates \$362,015 of Emergency Solutions Grant funds per the 2017 Annual Action Plan.

**Sponsors:** Q.A. Shakoor II

**A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

[Res.0282-17](#)

Antique and Classic Boat Show

Resolved, that Mark W. Walters may use the gravel road to the east of Pershing Blvd. for 24-hour storage of boat trailers during the Antique and Classic Boat Show September 6 - 10, 2017.

**Fiscal Note:** Permit fees and charges as determined by PRCS.

**Sponsors:** Jason Meekma

**A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent**

## H. Resolutions

[Res.0276-17](#)

Contract 20170018, Festival Hall - New Outdoor Stage

Resolve, that Change Order No. 2 on Contract 20170018, Festival Hall - New Outdoor Stage, Absolute Construction Enterprises, Inc., contractor, as submitted, is approved in the amount of \$9,951.12.

**Fiscal Note:** Funding to defray the cost of the change order be appropriated from Org-Object 60622-57110, Festival Park-Building Improvements.

**Sponsors:** Terry McCarthy

**A motion was made by Alderman Coe, seconded by Alderman Tate II, that this Resolution be Adopted. The motion PASSED by the following vote:**

**AYES:** 12 - Coe, Jones, Tate II, Larrin, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Land, Perez and Lemke

**EXCUSED:** 2 - Morgenroth and Meekma

[Res.0283-17](#)

Racine Rock the Lake

Resolved, that Ray Stibeck may use of Pershing Park during closed park hours for Racine Rock the Lake on June 14-17, 2018.

**Fiscal Note:** Park permit fees and charges as determined by PRCS.

**Sponsors:** Jason Meekma

**A motion was made by Alderman McCarthy, seconded by Alderman Coe, that this Resolution be Referred. The motion FAILED by the following vote:**

**AYES:** 4 - Coe, DeHahn, Shakoor II and McCarthy

**NOES:** 8 - Jones, Tate II, Larrin, Smetana, Weidner, Land, Perez and Lemke

**EXCUSED:** 2 - Morgenroth and Meekma

**A motion was made by Alderman Weidner, seconded by Alderman Larrin, that this Resolution be Amended to correct the year from 2017 to 2018, and this Resoluciton be Adopted as Amended. The motion PASSED by the following vote:**

**AYES:** 9 - Jones, Tate II, Larrin, Smetana, Weidner, DeHahn, Land, Perez and Lemke

**NOES:** 2 - Coe and McCarthy

**EXCUSED:** 2 - Morgenroth and Meekma

**ABSTENTIONS:** 1 - Shakoor II

## I. Common Council Vote on Consent Agenda (Communications, Committee Reports, Resolutions)

*Council Action on Consent Agenda Items*

**A motion was made by Alderman Shakoor II, seconded by Alderman Coe, that this be Adopted by the following vote:**

**AYES:** 14 - Coe, Jones, Tate II, Larrin, Smetana, Weidner, DeHahn, Shakoor II, McCarthy, Land, Perez, Morgenroth, Meekma and Lemke

**J. Common Council Announcements**

**Announcements are limited to recognition of City residents and employees, memorials, and non-political community events. Discussion of matters related to governmental business is prohibited.**

**K. Adjourn**

*Mayor Wiser adjourned the meeting at 8:36 p.m. The next scheduled meeting of the Council is September 5, 2017.*

*ATTEST: JANICE JOHNSON-MARTIN  
CITY CLERK*