



# City of Racine Meeting Minutes Common Council

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

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

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Tuesday, December 5, 2006

7:00 PM

Room 205, City Hall

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## A. Call To Order

*Mayor Becker called the meeting to order at 7:10 P.M.*

**PRESENT:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel,  
Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

## B. Pledge of Allegiance To The Flag

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

## D. Public Comments

*Dean Pettit  
Larry Gregg*

## E. Public Hearings

*His Honor, the Mayor, declared the public hearing closed.*

### 1. [Ord.38-06](#) Ordinance No. 38-06

To repeal and recreate Chapter 114, Article VIII, of the Municipal Code of the City of Racine, Wisconsin relating to Zoning - Flood Regulations.

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

#### Part 1:

That Chapter 114, Article VIII be repealed and recreated with the document titled "ARTICLE VIII. FLOOD REGULATIONS", as recommended for adoption by the City Plan Commission on November 29, 2006, incorporated as though set forth in full herein, a copy of which is available for public inspection in the office of the Director of City Development, and is hereby adopted.

Part 2:

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

Passed by the Common Council:

\_\_\_\_\_

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:  
\_\_\_\_\_  
City Clerk

Fiscal Note: N/A

Sponsors: Gregory Holding

**F. Approval of Journal of Council Proceedings (Minutes)**

*Minutes of the previous meeting were approved as printed on motion of Alderman Weidner.*

**H. Communications**

**Refer to Finance and Personnel Committee, by Ald. Spangenberg**

- 2. [06-2870](#) **Subject:** Communication from Deputy Chief of Police Hurley requesting to appear before the appropriate committee to discuss an annual exemption to use City vehicles.

**Recommendation of the Finance & Personnel Committee on 12-11-06:** Permission granted for the Explorer Scouts, Emergency Government and off-duty police officers to utilize City of Racine vehicle's during Police related events with a signed hold-harmless agreement in place on a trial basis for 1 year beginning in 2007.

**Fiscal Note:** N/A  
**Referred**  
**Referred**

- 3. [06-2876](#) **Subject:** Communication from the Assistant Commissioner of Public Works/Engineering requesting permission to apply for a \$112,000 grant with the Wisconsin Waterways Commission (Grant Control No. 2006-051)

to be utilized for the installation of a floating dock on the north side of the Root River, west of the Main Street Bridge.

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

**12-11-06:** Permission granted for the Assistant Commissioner of Public Works/Engineering apply for a \$112,000 grant with the Wisconsin Waterways Commission (Grant Control No. 2006-051) to be utilized for the installation of a floating dock on the north side of the Root River, west of the Main Street Bridge.

**Fiscal Note:** Total project cost will be \$140,000 with the City's hard cash match at 20% or \$28,000. The City's match will be budgeted for in 2008 Capital Improvements.

**Referred**

4. [06-2877](#)

**Subject:** Communication from the Assistant Commissioner of Public Works/Engineering requesting permission to apply for a \$15,000 grant with the Wisconsin Waterways Commission (Grant Control No. 2006-052) to be utilized for the installation of a boat pump-out station on the north side of the Root River, west of the Main Street Bridge.

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

**12-11-06:** Permission granted for the Assistant Commissioner of Public Works/Engineering apply for a \$15,000 grant with the Wisconsin Waterways Commission (Grant Control No. 2006-052) to be utilized for the installation of a boat pump-out station on the north side of the Root River, west of the Main Street Bridge.

**Fiscal Note:** Total project cost will be \$20,000 with the City's hard cash match at 25% or \$5,000. The City's match will be budgeted for in 2008 Capital Improvements.

**Referred**

5. [06-2879](#)

**Subject:** Communication from the Public Health Administrator requesting permission to accept funding and for the Mayor and City Clerk to sign a contract with the State of Wisconsin Department of Health and Family Services for the Consolidated Grant. Funding is for the period of January 1, 2007-December 31, 2007, and is for the amount of \$322,654.

Also refer to the Board of Health.

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

**12-11-06:** The Mayor and City Clerk be authorized and directed to enter into a \$322,654 agreement with the State of Wisconsin, Department of

Health and Family Services (Grant Control No. 2006-053) to be utilized for the Emergency Planning, Lead, Well Women Program, Immunizations and Maternal Child Health.

**Fiscal Note:** There is an in-kind soft match of \$60,548 on the part of the City.

Referred

Referred

6. [06-2880](#)

**Subject:** Communication from the Public Health Administrator requesting permission to accept funding and for the Mayor and City Clerk to sign a contract with the State of Wisconsin Department of Health and Family Services. The contract is for the Tobacco Prevention Control Program for the period of January 1, 2007-December 31, 2007, and is for the amount of \$57,998.

Also refer to the Board of Health.

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

**12-11-06:** The Mayor and City Clerk be authorized and directed to enter into a \$57,998 agreement with the State of Wisconsin, Department of Health and Family Services (Grant Control No. 2006-055) to be utilized for the Tobacco Prevention Control Program.

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

Referred

Referred

7. [06-2881](#)

**Subject:** Communication from the Public Health Administrator requesting permission to accept funding and for the Mayor and City Clerk to sign a contract with the State of Wisconsin Department of Health and Family Services. The contract is for Preparedness-City Readiness and Pandemic Influenza for the period January 1, 2007-December 31, 2007, and is for the amount of \$70,307.

Also refer to the Board of Health.

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

**12-11-06:** The Mayor and City Clerk be authorized and directed to enter into a \$70,307 agreement with the State of Wisconsin, Department of Health and Family Services (Grant Control No. 2006-054) to be utilized for Preparedness - City Readiness and Pandemic Influenza.

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

Referred

Referred

8. [06-2892](#) **Subject:** Communication from Police Chief Wahlen requesting to add a position of sergeant beginning in the fiscal year 2007, which will subsequently reduce the number of patrol officers by one position.

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

**12-11-06:** Permission granted for the Police Chief to eliminate one patrol officer's position and the creation of one sergeant's position.

**Fiscal Note:** There are sufficient funds available in the salaries budget to account for the increase in salary.

Referred

Referred

9. [06-2902](#) **Subject:** Communication from the City Assessor wishing to discuss correction to the 2005 and 2006 assessment and tax rolls.

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

**12-11-06:** Racine County Housing Authority, location 1911 Linden Avenue, Tax No. 09738000 be reduced in 2005 from \$59,000 to \$0 with the resulting credit of \$1,356.58 and in 2006 from \$70,000 to \$0 with the resulting credit of \$1,557.72.

**Fiscal Note:** There are sufficient funds available for this credit. Other taxing jurisdiction's portions will be charged back to them when appropriate. The credits will be charged against account 101.990-5930, Real Estate and Personal Property taxes cancelled.

Referred

10. [06-2903](#) **Subject:** Communication from the Director of City Development requesting an amendment to the Project Plan for Tax Increment District No. 2 to allow for continued increment sharing.

Also referred to City Plan Commission

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

**12-11-06:** Permission granted to amend the Project Plan for Tax Increment District No. 2 to allow for continued increment sharing.

Fiscal Note: N/A

Referred

Referred

[06-2909](#)

**Subject:** Communication from the Human Resource Director requesting to

present in closed session a summary of the collective bargaining agreement between the City of Racine and District 1199 with United Professionals For Quality Health Care/SEIU (Nurses), for 2006-2008.

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

**12-11-06:** The contract with District 1199 with United Professionals for Quality Health Care/SEIU (Nurses) for 2006-2008 be approved.

**Fiscal Note:** The costs to the City for District 1199 with United Professionals for Quality Health Care/SEIU (Nurses) will be in 2006, \$11,306.38; 2007, \$8,884.53 and 2007, \$14,890.14. Increases do not include potential savings from premium contributions and plan design changes.

**Referred**

06-2910

**Subject:** Communication from the Human Resource Director requesting an opportunity to discuss updating the City's Wellness Program as it relates to subsidizing health club memberships.

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

**12-11-06:** Permission granted for the Wellness Committee to implement the items listed below utilizing approved organizations to encourage participation for current City employees and families into the Wellness Program for a trial basis for 1 year beginning in 2007.

1.) The City reimburse employees up to 50% of annual membership costs for local health club or organizations up to a City maximum contribution of \$200 per employee/family.

2.) Payment to employee shall be made upon presentation of a paid receipt or letter from a health organization of choice showing the employee has registered and has paid at least twice what the City contribution is.

3.) Membership will expand to include approved listed organizations.

**Fiscal Note:** There are sufficient funds available in the Health Insurance Fund (405) for this program.

**Referred**

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

11.

06-2796

**Subject:** Communication from Commissioner of Public Works/City Engineer informing the Council that the City of Racine has been awarded a Brownfield Green Space and Public Facilities Grant for the Pointe Blue development.

Referred

12. [06-2858](#) **Subject:** Communication from the Alderman of the 6th District wishing to amend Sec. 94-145 of the Municipal Code relating to alternate street side parking and handicap parking.

Referred

13. [06-2875](#) **Subject:** Communication from George Popoff requesting permission to close the 300 block of Hamilton Street on July 1, 2007 for the 2nd Annual Eagle's Club/George's Tavern Classic Car Show.

Referred

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

14. [06-2906](#) **Subject: (Direct Referral)** Communication from the Mayor requesting authorization to have alcoholic beverages at the City Train Depot, for an event being held December 7, 2006 for Transit Now.

Received and Filed

15. [06-2861](#) **Subject: (New)** Application of Priya Corp., Kavita Khullar, Agent, for a Class "A" Retail Fermented Malt Beverage License and Gasoline Station Owner's for 3818 Durand Avenue. (11th District)

Referred

16. [06-2872](#) **Subject:** Communication from the Fire Chief requesting permission to accept a donation of \$1,500.00 from the Racine Fire Fighters Charities' to the Racine Fire Department's Fire Safety and Public Education Fund.

Also refer to Finance and Personnel Committee.

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

**12-11-06:** Permission granted for the Fire Chief to accept the \$1,500 donation from the Racine Fire Fighter's Charities to be utilized for the Fire Safety and Public Education Fund and an appropriate letter of thanks be sent.

**Fiscal Note:** \$1,500 will be placed in account 711.000.7970, Fire Department Gifts.

Referred

Referred

17. [06-2901](#) **Subject: (New)** Application of Grid Iron, LLC, Deborah DeLao, Agent, for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 1632 Douglas Avenue. (4th District)

Referred

[06-2923](#)

**Subject: (New) (Direct Referral)** Application of 3EMINEE, LLC., Michael T. McDermott, for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License to include a Sidewalk Cafe w/o alcohol for 501 Sixth Street. (1st District)  
**Referred**

**Refer to Traffic Commission, by Ald. Hart**

18.

[06-2893](#)

**Subject:** Communication from the Alderman of the 6th District, on behalf of Merlyn & Joanne Tamblinson, 2207 Rupert Blvd., and Sue Griego, 2208 Rupert Blvd., to install traffic signal controls at the intersection of Chicago & Spring Streets.  
**Referred**

**Refer to City Plan Commission, by Ald. Holding**

19.

[06-2895](#)

**Subject:** Request for adoption of a public participation policy for the preparation of the multi-jurisdictional Smart Growth plan.  
**Referred**

20.

[06-2896](#)

**Subject:** Request for endorsement of a Transit-Oriented Development Portfolio, Racine, Wisconsin.  
**Referred**

**Refer to Economic Development Committee, by Ald. Weidner**

21.

06-2886

**Subject:** 2007-2008 Strategic Economic Development plan

**Recommendation:** the 2007-2008 Strategic Economic Development plan be approved.  
**Referred**

22.

06-2888

**Subject:** Approval of the 2005-2006 Industrial/Commercial Building Revolving Loan Fund (I/CB-RLF) Plan Certification.

**Recommendation:** the I/CB-RLF Plan Certification be approved.  
**Referred**

23.

06-2882

**Subject:** Adoption of the revisions to the Economic Development Plan (EDP) 3.0 - 2005, in compliance with the requirements of the agreement with the U.S. Economic Development Administration (EDA).

**Recommendation:** the Economic Development Plan (EDP) 3.0 - 2005 is adopted.  
**Referred**



24. [06-2884](#) **Subject:** Submittal of the 2007 Economic Development Contract for Service with Racine County Economic Development Corporation (RCEDC) for approval.

**Recommendation:** the 2007 Economic Development Contract for Service with Racine County Economic Development Corporation (RCEDC) be approved.  
**Referred**

25. [06-2873](#) **Subject:** The Racine County Economic Development Corporation proposal for the re-capitalization of the City of Racine Industrial/Commercial Building- Revolving Loan Fund for approval. This proposal seeks City approval for a multi-bank line of credit that can be drawn upon for making new loans from this fund.

**Recommendation:** the City of Racine Industrial/Commercial Building- Revolving Loan Fund multi-bank line of credit be approved.  
**Referred**

26. [06-2897](#) **Subject:** Agreement with Racine County Economic Development Corp. (RCEDC) for continued assistance with the City's Brownfields Initiative.

**Recommendation of the Economic Development Committee on 12/19/2006:** the agreement be approved.

**Also referred to Redevelopment Authority.**  
**Referred**  
**Referred**

27. [06-2898](#) **Subject:** Amendment to the boundary of the Development Zone in the City of Racine.

**Recommendation:** the Amendment to the boundary of the Development Zone in the City of Racine be approved.  
**Referred**

**Refer to Committee of the Whole, by Ald. Weidner**

28. [06-2899](#) **Subject:** Communication from the City Attorney requesting to meet with the Committee of the Whole in closed session to discuss litigation regarding the retirees lawsuit.

Staff Recommendation: Not applicable.  
**Referred**

29. [06-2900](#) **Subject:** Communication from the Alderman of the 5th District requesting

that a resolution be drafted on Municipal Finance.

#### Resolution On Municipal Finance

Whereas, the State of Wisconsin has placed municipalities in a precarious situation by imposing Expenditure Restraints, Levy limits and freezing or reducing Shared Revenues since 1995, and

Whereas, the State and Federal governments are relying on local government to provide emergency services in case of an attack in the United States, and

Whereas, Wisconsin Cities have been forced by State funding withdrawals and escalating costs of operations including fuel costs and health insurance costs to cut emergency services including police and fire,

Whereas, we believe that we can make the best decisions at the local municipal level regarding spending and that levy limits tie the hands of local municipalities who not only cannot maintain local services but are forced to make cuts that can potentially place firefighters in harms way and put the public at added risk,

Now Therefore Be It Resolved, that if the State of Wisconsin continues the Expenditure Restraint Program and Levy Limit Programs the State must provide exemptions to these programs for Cities to maintain essential police, fire, and ambulance services or provide alternative ways to finance these essential services.

**Referred**

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

30. [06-2874](#) **Subject:** Request from Leadership Racine group to meet with the Board of Parks, Recreation & Cultural Services to place public art and additional signage on the Lake Michigan and Root River pathways.  
**Referred**

#### **J. Committee Reports**

##### **Finance and Personnel Committee Report, by Ald. Spangenberg**

31. 06-2651 **Subject:** Communication from the City Attorney submitting the claim of Mary Ann Glassen for consideration. The recommendation of the Common Council on 11-08-06 was to refer back to the Finance & Personnel Committee.

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

**10-23-06:** The claim of Mary Ann Glassen be paid in the amount of \$50,000.00.

**Recommendation of the Finance & Personnel Committee on 11-13-06:** The item be deferred so that it be brought back to the Committee under closed session.

**Recommendation of the Finance & Personnel Committee on 11-27-06:** Recommended for denial.  
**Received and Filed as Reported**

32. [Res.06-7276](#) Settlement of Claim

**Recommendation of the Common Council on 11-08-06** was to refer Resolution 06-7276 to the Finance & Personnel Committee.

**Recommendation of the Finance & Personnel Committee on 11-13-06:** The item be deferred so that it be brought back to the Committee under closed session.

Resolved, that the claim of Mary Ann Glassen relating to a fall in the crosswalk at the intersection of 15th Street and Grove Avenue be settled in the amount of \$50,000.

**Recommendation of the Finance & Personnel Committee on 11-27-06:** Recommended to be received and filed.

**Fiscal Note:** There are sufficient funds available in Account 101.160.5910, Judgment and Claims, to cover the cost of this settlement.

**Sponsors:** James T. Spangenberg  
**Adopted**

33. [06-2829](#) **Subject:** Communication from Stephen T. Nenonen, City Administrator, requesting the opportunity to present the 2006 "true-up" report on compensation and healthcare for non-represented personnel to the Finance and Personnel Committee.

**Recommendation of the Finance & Personnel Committee on 11-27-06:** The "True-up" Plan be adopted and implemented for non-represented employees.

**Fiscal Note:** Not known at this time.

*Alderman Friedel requested that item 06-2829 be considered separately.*

*Alderman Friedel made a motion to approve item 06-2829, with the following amendment: Non-represented personnel have an option of choosing to have insurance coverage or, could elect not to have insurance coverage and receive a \$50.00 payment per month.*

*Item #3 should read: Provide an option of retaining the two family or combined single/family policies or selecting a \$50.00/month payment, which is similar to the payment currently received by those employees who have voluntarily opted out of the City's health insurance program (not to duplicate the Utilities program).*

**Adopted**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

34. [06-2830](#)

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

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

**11-27-06:** Recommended for approval.

**Fiscal Note:** Local 67 Clerical-City Hall Unit and Local 67 Clerical-Police Dept Unit, 2006 Union Contracts pay rate increase totals \$82,813.65. Uniform allowance for the Staff Officers' Association of the Racine Fire Department will include an increase of \$200. There are sufficient funds in Account 101.300.5340 to cover the additional \$1,200.00 cost for the uniform allowance increase.

**Received and Filed as Reported**

35. [06-2909](#)

**Subject:** Communication from the Human Resource Director requesting to present in closed session a summary of the collective bargaining agreement between the City of Racine and District 1199 with United Professionals For Quality Health Care/SEIU (Nurses), for 2006-2008.

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

**12-11-06:** The contract with District 1199 with United Professionals for Quality Health Care/SEIU (Nurses) for 2006-2008 be approved.

**Fiscal Note:** The costs to the City for District 1199 with United Professionals for Quality Health Care/SEIU (Nurses) will be in 2006, \$11,306.38; 2007, \$8,884.53 and 2007, \$14,890.14. Increases do not include potential savings from premium contributions and plan design changes.

**Received and Filed as Reported**

36. [06-2910](#)

**Subject:** Communication from the Human Resource Director requesting an opportunity to discuss updating the City's Wellness Program as it relates to subsidizing health club memberships.

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

**12-11-06:** Permission granted for the Wellness Committee to implement the items listed below utilizing approved organizations to encourage participation for current City employees and families into the Wellness Program for a trial basis for 1 year beginning in 2007.

1.) The City reimburse employees up to 50% of annual membership costs for local health club or organizations up to a City maximum contribution of \$200 per employee/family.

2.) Payment to employee shall be made upon presentation of a paid receipt or letter from a health organization of choice showing the employee has registered and has paid at least twice what the City contribution is.

3.) Membership will expand to include approved listed organizations.

**Fiscal Note:** There are sufficient funds available in the Health Insurance Fund (405) for this program.  
**Received and Filed as Reported**

37. [06-2834](#)

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

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

**11-27-06:** Approximately \$75,000 be transferred from various Parks Department salary accounts to account 101.170.5830, Parks Administration Software, for the purchase of recreation services software and professional services related to its implementation. Further recommend that, in the best interest of the City, formal bidding be waived.

**Fiscal Note:** There are sufficient funds available for the transfer.  
**Received and Filed as Reported**

Council Action

**Considered as Reported**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

**Public Works and Services Committee Report, by Ald. Hart**

38. [06-2798](#)

**Subject:** Direct Referral. Communication from the Assistant

Commissioner of Public Works/Engineering submitting Change Order No. 2 on Contract 10-06 (K6-011), Chicory Road Reconstruction, Milwaukee General Construction, contractor.

**Recommendation:** Change Order No. 2 on Contract 10-06 (K6-011), Chicory Road Reconstruction, Milwaukee General Construction, contractor, as submitted, be approved in the amount of \$254,475.11.

Further recommends that funding to defray the cost of this change order be appropriated from the following accounts:

\$ 149.00 - Account 919.986.5010, Chicory Road Reconstruction  
\$ 3,977.33 - Account 985.902.5210, New Curb & Gutter  
\$ 10,801.00 - Account 986.104.5420, Storm Water  
\$ 38,416.70 - Account 986.908.5220, Replace Curb & Gutter  
\$ 4,685.77 - Account 986.908.5110, Bituminous Conc. Street Paving  
\$ 36,181.46 - Account 986.908.5010, Concrete Street Paving Misc. Loc.  
\$ 21,376.14 - Account 986.908.5020, Concrete Pavement Repl., Misc.  
\$ 39,642.42 - Account 986.908.5130, Asphalt Resurfacing  
\$ 99,245.29 - Mt. Pleasant  
\$254,475.11

**Fiscal Note:** Funds are available as herein delineated.  
**Received and Filed as Reported**

39. [06-2814](#) **Subject:** Communication from Godske Awnings & Textiles, Inc. requesting permission to install an awning at 610 Sixth Street.

**Recommendation:** The property owner of 610 Sixth Street be granted permission to install a stationary, projecting awning, as requested, with the stipulation that a hold harmless agreement be executed, in accordance with State Statute 66.0425, Privileges in Streets.

Further recommends that the property owner be charged a \$50.00 fee to cover administrative costs associated with filing this item with the Register of Deeds office.

**Fiscal Note:** There will be no cost to the City of Racine.  
**Received and Filed as Reported**

40. [06-2824](#) **Subject:** Communication from Commissioner of Public Works/City Engineer requesting permission to accept a financial incentive of up to \$99,975.00 for a Renewable Energy Project.

**Recommendation:** The Commissioner of Public Works be authorized and directed to enter into a grant agreement on behalf of the City of Racine

with We Energies and to submit any reports necessary to comply with the We Energies Customer Incentives program which will provide up to \$99,975.00 of funding toward the cost of a solar electric generating system for the City Hall Annex.

**Fiscal Note:** The City's share of this project is included in the 2007 Capital Improvement Program.

**Received and Filed as Reported**

41. [06-2825](#)

**Subject:** Direct Referral. Communication from Commissioner of Public Works/City Engineer requesting to waive formal bidding and to accept a proposal from Zenith Tech, Inc. for repairs to the Main Street Bridge at a not-to-proceed price of \$160,000.00.

**Recommendation:** That formal bidding procedures be waived and that the Mayor and City Clerk be authorized and directed to enter into an agreement with Zenith Tech, Inc. for repairs to the Main Street Bridge, on a time and material basis, at a price not-to-exceed \$160,000.00.

Further recommends that funds to defray the cost of these professional services are available in Account 930.046.5860, Main Street Bridge Repairs.

**Fiscal Note:** 100% of the cost of these repairs is reimbursable to the City of Racine through the State of Wisconsin Lift Bridge Program.

**Received and Filed as Reported**

42. [06-2850](#)

**Subject:** Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting Amendment No. 3 to the Underground Facility Locating Services Agreement, SM&P Utility Resources, contractor.

**Recommendation:** Amendment No. 3 for Underground Facility Locating Services Agreement, SM&P Utility Resources, contractor, as submitted, be approved for 2007 underground locates in the amount of \$10.50 per locate with an hourly rate of \$11.50 per quarter hour for any locate that exceeds 60 minutes.

**Fiscal Note:** There is no increase to the contract terms for extending this contract through 2007.

**Received and Filed as Reported**

43. [06-2851](#)

**Subject:** Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting State Project Agreement, 2290-11-00/70, Reconstructing Northwestern Avenue (STH 38) from Golf Avenue to Rapids Drive.

**Recommendation:** The Mayor and City Clerk be authorized and directed to enter into a project agreement with the Wisconsin Department of Transportation for the reconstruction of Northwestern Avenue (STH 38) from Golf Avenue to Rapids Drive. The total cost of this project cost is estimated at \$2,492,750.00 with the State's share being \$2,264,688.00 and the City's share being \$228,063.00.

**Fiscal Note:** This project is scheduled by the State of Wisconsin for the year 2013 and, therefore, the city's share of the funding for this project has yet to be budgeted. Entering into this project agreement does not, by itself, result in any expenditure of funds.

**Received and Filed as Reported**

44. [06-2852](#)

**Subject:** Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting State Project Agreement 2290-12-00/70, Reconstructing State Street (STH 38) from N. Memorial Drive to LaSalle Street.

**Recommendation:** The Mayor and City Clerk be authorized and directed to enter into a project agreement with the Wisconsin Department of Transportation for the reconstruction of State Street (STH 38) from N. Memorial Drive to LaSalle Street. The total cost of this project cost is estimated at \$2,625,500.00 with the State's share being \$2,441,875.00 and the City's share being \$183,625.00.

**Fiscal Note:** This project is scheduled by the State of Wisconsin for the year 2013 and, therefore, the city's share of the funding for this project has yet to be budgeted. Entering into this project agreement does not, by itself, result in any expenditure of funds.

**Received and Filed as Reported**

45. [06-2862](#)

**Subject:** Direct Referral. Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 29-05 (K5-036), Professional Services - Construction Inspection Services for Racine Street Utility Construction, Earth Tech, Inc., consultant.

**Recommendation:** The professional services provided by Earth Tech, Inc. under Contract 29-05 (K5-036), Professional Services - Construction Inspection Services for Racine Street Utility Construction, be accepted and final payment authorized for a total contract amount of \$186,893.54, from funds heretofore appropriated.

**Fiscal Note:** This contract was approved by Resolution 6473, dated May 3, 2005.



**Received and Filed as Reported**

46. [06-2863](#) **Subject:** Communication from the Commissioner of Public Works submitting a request for final payment on Contract 17-05 (K5-024), Window Replacement at City Hall, Phase II, KPH Construction Corporation, contractor.

**Recommendation:** The work done by KPH Construction Corporation, under Contract 17-05 (K5-024), Window Replacement at City Hall, Phase II, be accepted and final payment authorized for a total contract amount of \$171,537.00, from funds heretofore appropriated.

**Fiscal Note:** This contract was approved by Resolution 6472, dated May 3, 2005.

**Received and Filed as Reported**

47. [06-2867](#) **Subject:** Direct Referral. Communication from Cathy Holding requesting permission to install a projecting sign at 245 Main Street.

**Recommendation:** The property owner of 245 Main Street be granted permission to install a stationary, projecting sign, as requested, with the stipulation that a hold harmless agreement be executed, in accordance with State Statute 66.0425, Privileges in Streets.

Further recommends that the property owner be charged a \$50.00 fee to cover administrative costs associated with filing this item with the Register of Deeds office.

**Fiscal Note:** There will be no cost to the City of Racine.

**Received and Filed as Reported**

48. [06-2868](#) **Subject:** Communication from the Commissioner of Public Works/City Engineer requesting permission to accept a Focus on Energy Grant for \$35,000.00 for a Renewable Energy Project.

**Recommendation:** The Commissioner of Public Works be authorized and directed to enter into a grant agreement on behalf of the City of Racine with the Wisconsin Energy Conservation Corporation which will provide \$35,000.00 in funding for the City Hall Annex solar energy project.

Further recommends that funds for this project are contained in the 2007 Capital Improvement Program.

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

**Received and Filed as Reported**

49. [06-2869](#) **Subject:** Direct Referral. Communication from the Assistant Commissioner of Public Works/Engineering submitting a proposal from Earth Tech, Inc. for 2007 Public Works Technology Consulting.
- Recommendation:** The Mayor and City Clerk be authorized and directed to enter into an agreement with Earth Tech, Inc. for 2007 Public Works Technology Consulting at a price not-to-exceed \$15,000.00.

Further recommends that funds to defray the cost of these professional services are available in Account 101.130.5610, Professional Services.

**Fiscal Note:** Funds are available as herein delineated.  
**Received and Filed as Reported**

50. [06-2871](#) **Subject:** Direct Referral. Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 1 to Contract 17-05 (K5-024), Window Replacement at City Hall, Phase II, KPH Construction Corporation, contractor.

**Recommendation:** Change Order No. 1 on Contract 17-05 (K5-024), Window Replacement at City Hall, Phase II, KPH Construction Corporation, contractor, as submitted, be approved in the amount of \$5,137.00.

Further recommends that funding to defray the cost of this change order be appropriated from the following accounts:

\$ 772.26 - Account 984.100.5010, City Hall Window Replacement  
\$4,364.74 - Account 985.100.5010, City Hall Window Replacement  
\$5,137.00

**Fiscal Note:** Funds are available as herein delineated.  
**Received and Filed as Reported**

#### Council Action

##### **Considered as Reported**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

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

51. [06-2600](#) **Subject:** The application of Peg & Lou's Junction Inn, Randall L. Larson, Agent, for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 1436 Junction Avenue. (3rd District)

**Recommendation of the Public Safety & Licensing Committee of****10-23-06:** That the license be granted with the following conditions:

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

**Recommendation of the Public Safety & Licensing Committee****11-27-06:** That the license be granted, pending varification of outside fenced area.**Fiscal Note:** N/A

Received and Filed as Reported

52.     [06-2821](#)     **Subject: (Direct Referral)** Application of Calvin Plunkett for a Public Passenger Driver's License.

**Recommendation of the Public Safety & Licensing Committee of****11-27-06:** That the license be denied.**Fiscal Note:** N/A

Received and Filed as Reported

53.     [06-2823](#)     **Subject: (Direct Referral)** Application of Christopher H. Martin for a Public Passenger Driver's License.

**Recommendation of the Public Safety & Licensing Committee of****11-27-06:** That the license be granted.**Fiscal Note:** N/A

Received and Filed as Reported

54.     [06-2827](#)     **Subject: (Direct Referral)(Renewal)** Application of Bryan Zebroski for a Public Passenger Driver's License.

**Recommendation of the Public Safety & Licensing Committee of****11-27-06:** That the license be granted.**Fiscal Note:** N/A

Received and Filed as Reported

55.     [06-2831](#)     **Subject:** Communication from the Fire Chief requesting to transfer funds to cover the acquisition of two-way radio equipment and thermo imaging

cameras for emergency operations.

Also refer to Public Safety & Licensing Committee

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

**11-27-06:** \$36,000 be transferred from account 101.300.5010, Fire Salaries, to account 101.300.5770, Fire Machinery and Equipment, for the purchase of Thermo Imaging Cameras. Further Recommend that \$32,500 be transferred from account 101.300.5010, Fire Salaries, to account 101.300.5770, Fire Machinery and Equipment, to cover the 25% Office of Justice Assistance Grant match in the purchase of two-way radios.

**Recommendation of the Public Safety & Licensing Committee on**

**11-27-06:** That the item be approved.

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

**Received and Filed as Reported**

56. [06-2908](#) **Subject: (Direct Referral)** Recommendation from the Public Safety and Licensing Committee to refer the matter of Akash and Liquor, 3945 Erie Street, to a due process hearing to determine whether the license should be revoked or suspended.

*Alderman Fair requested that item 06-2908 be considered separately.*

**Adopted**

57. [06-2860](#) **Subject: (Direct Referral)** Communication from the Purchasing Agent submitting the monthly report for the sale of Abandoned Vehicles, November 21, 2006.

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

**11-27-06:** That the item be received and filed.

**Fiscal Note:** This will generate \$4,877.03 in revenues.

**Received and Filed as Reported**

Council Action

**Considered as Reported**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

**Traffic Commission Report, by Ald. Hart**

58. [06-2647](#) **Subject:** Communication from the Alderman of the 3rd District and Earl Hanson requesting a "No Parking" sign be installed by the driveway of Gales Corporation, 1514 Owen Avenue.

**Recommendation:** The communication be received and filed.

**Fiscal Note:** N/A

**Adopted**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

### **Transit and Parking Commission Report, by Ald. Sollman**

59. [06-2624](#) **Subject:** Communication from the Transit Planner regarding bus fare increases for 2007.

**Recommendation:** The proposed bus fare increases be approved, effective January 2, 2007 and the following tariff be adopted:

#### **2007 Fare Tariff**

Adult (18 - 64) - \$1.50

Evening Fare (after 7 P.M.) - \$1.25

Youth Fare (6 - 17) - \$1.25

With valid elementary or secondary school identification card

Children (0 - 5)

When accompanied by an adult, up to four - Free

When accompanied by an adult, each child over 4 - \$0.50

Elderly (65+) - \$0.75

Disabled - \$0.75

Tokens to qualified agencies - \$1.00

Regular monthly bus passes - \$50.00

Disabled monthly bus passes - \$25.00

Ten-ride ticket book - \$12.50

Super weekend pass - \$2.50

Dial-A-Ride - \$2.50

**Fiscal Note:** The changes in bus fares are expected to increase revenues by about \$130,000, which funds have already been incorporated into the 2007 Belle Urban System budget, adopted on November 21, 2006.

*Alderman DeHahn requested that item 06-2624 be considered separately.*

**Adopted**

**AYES:** 11 - Fair, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman and Spangenberg

**NOES:** 2 - Hermes and Wisneski

**EXCUSED:** 2 - Anderson and Karas

60. [06-2786](#) **Subject:** Communication from the Transit Planner submitting the September 2006 financial and operating report for the Belle Urban System.

**Recommendation:** The communication be received and filed.

**Fiscal Note:** N/A

**Received and Filed as Reported**

61. [06-2787](#) **Subject:** Communication from the Transit Planner submitting the October 2006 financial and operating report for the Wisconsin Coach Lines, Inc. Kenosha-Racine-Milwaukee intercity bus service.

**Recommendation:** The communication be received and filed.

**Fiscal Note:** N/A

**Received and Filed as Reported**

## Council Action

**Considered as Reported**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

62. [06-2810](#) **Subject:** Communication from the Uptown Improvement Organization requesting the removal of meters from parking lots in the Uptown area.

**Recommendation:** The communication be received and filed.

**Fiscal Note:** N/A

*Alderman Hermes requested that item 06-2810 be considered separately.*

**Adopted**

**AYES:** 11 - Hermes, Kaplan, Maack, Weidner, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**NOES:** 2 - Fair and DeHahn

**EXCUSED:** 2 - Anderson and Karas

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**City Plan Commission Report, by Ald. Holding**

63. [06-2706](#) **Subject:** Request by Crispell-Snyder, Inc. representing the Village of Mt. Pleasant, seeking approval of a two-lot Certified Survey Map at 2020 Oakes Road.

**Recommendation of the City Plan Commission on 10-25-06:** That the request by Crispell-Snyder, Inc. representing the village of Mt. Pleasant, seeking approval of a two-lot Certified Survey Map at 2020 Oakes Road be approved subject to the following:

- a. That the certified survey map presented to the Plan Commission on October 25, 2006 is approved, subject to the conditions contained herein.
- b. That a 55 foot right-of way reservation for the future extension of 16th Street be extended along the north line of Lot 1.
- c. That rights of access to Lot 1 be described on the face of the CSM.
- d. That full tax key numbers be illustrated on the Lots.
- e. That technical discrepancies as identified by City Staff be addressed.
- f. That this approval is subject to review by the Plan Commission for compliance with the listed conditions.

**Fiscal Note:** N/A

**Recommendation of the City Plan Commission 11-29-06:** That Res.06-7280 be amended as follows:

- b. That appropriate right-of-way reservation be illustrated for the future southward extension of Oakes Road that will accommodate the western half of an 80 foot wide right-of-way.
- c. That a note be place on the CSM for Oakes Road stating the following: "Lands reserved or public right-of-way purposes."
- d. That rights of access to Lot 1 be described on the face of the CSM.
- e. That full tax key numbers be illustrated on the Lots.
- f. That technical discrepancies as identified by City Staff be

addressed.

g. That this approval is subject to review by the Plan Commission for compliance with the listed conditions.

**Further** That Res.#06-7280 be approved as amended.

**Fiscal Note:** N/A

**Received and Filed as Reported**

64. [06-2707](#)

**Subject:** Request by Crispell-Snyder, Inc. representing the Village of Mt. Pleasant, seeking approval of a two-lot Certified Survey Map at 2140 Oakes Road.

**Recommendation of the City Plan Commission on 10-25-06:** That the request by Crispell-Snyder, Inc. representing the village of Mt. Pleasant, seeking approval of a two-lot Certified Survey Map at 2140 Oakes Road be approved subject to the following:

- a. That the certified survey map presented to the Plan Commission on October 25, 2006 is approved, subject to the conditions contained herein.
- b. That rights of access to Lot 1 be described on the face of the CSM.
- c. That full tax key numbers be illustrated on the Lots.
- d. That technical discrepancies as identified by City Staff be addressed.
- e. That this approval is subject to review by the Plan Commission for compliance with the listed conditions.

**Fiscal Note:** N/A

**Recommendation of the City Plan Commission on 11-29-06:** That Res.06-7281 be amended as follows:

- b. That appropriate right-of-way reservation be indicated for the future southward extension of Oakes Road that will accommodate the western half of an 80 foot wide right-of-way.



- c. That a note be place on the CSM for Oakes Road stating the following: "Lands reserved for public right-of-way purposes."
- d. That rights of access to Lot 1 be described on the face of the CSM.
- e. That full tax key numbers be illustrated on the Lots.
- f. That technical discrepancies as identified by City Staff be addressed.
- g. That this approval is subject to review by the Plan Commission for compliance with the listed conditions.

**Further** That Res.#06-7281 be approved as amended.

**Fiscal Note:** N/A  
**Received and Filed as Reported**

65. [06-2708](#)

**Subject:** Request by Crispell-Snyder, Inc. representing the Village of Mt. Pleasant, seeking approval of a two-lot Certified Survey Map at 1610 Oakes Road.

**Recommendation of the City Plan Commission on 10-25-06:** That the request by Crispell-Snyder, Inc. representing the Village of Mt. Pleasant, seeking approval of a two-lot Certified Survey Map at 1610 Oakes Road be approved subject to the following:

- a. That the certified survey map presented to the Plan Commission on October 25, 2006 is approved, subject to the conditions contained herein.
- b. That a 55 foot right-of way reservation for the future extension of 16th Street be illustrated along the north line of Lots 1 & 2..
- c. That rights of access to Lot 1 be described on the face of the CSM.
- d. That full tax key numbers be illustrated on the Lots.
- e. That technical discrepancies as identified by City Staff be addressed.
- f. That this approval is subject to review by the Plan Commission for compliance with the listed conditions.

**Fiscal Note:** N/A

**Recommendation of the City Plan Commission on 11-29-06:** That Res.06-7282 be amended as follows:

- b. That appropriate right-of-way reservation be indicated for the future southward extension of Oakes Road that will accommodate the western half of an 80 foot wide right-of-way.
- c. That a note be placed on the CSM for Oakes Road stating the following: "Lands reserved for public right-of-way purposes."
- d. That rights of access to Lot 1 be described on the face of the CSM.
- e. That full tax key numbers be illustrated on the Lots.
- f. That technical discrepancies as identified by City Staff be addressed.
- g. That this approval is subject to review by the Plan Commission for compliance with the listed conditions.

**Further** That Res.#06-7282 be approved as amended.

**Fiscal Note:** N/A

**Received and Filed as Reported**

66. [06-2743](#)

**Subject:** Communication from the Director of City Development requesting to discuss the agreement with Southeastern Wisconsin Regional Planning Commission for City of Racine Smart Growth Plan

**Recommendation of the Finance & Personnel Committee on 11-13-06:** The Mayor and City Clerk be authorized and directed to enter into a City of Racine Smart Growth Plan agreement with Southeastern Wisconsin Regional Planning Commission (SEWRPC)

**Fiscal Note:** The City's cost will be approximately \$10,000 appropriated in account 986.913.5100, 2006 capital budget.

**Recommendation of the City Plan Commission on 11-29-06:** That the Mayor and City Clerk be authorized and directed to enter into a City of Racine Smart Growth Plan agreement with Southeastern Wisconsin Regional Planning Commission (SEWRPC)

**Fiscal Note:** N/A**Received and Filed as Reported**

67. [Res.06-7280](#) Approval of Certified Survey Map for 2020 Oakes Road

Resolved, that the request of Crispell-Snyder, Inc. representing the Village of Mt. Pleasant, seeking approval of a two-lot Certified Survey Map at 2020 Oakes Road, be approved subject to the following:

- a. That the certified survey map presented to the Plan Commission on October 25, 2006 is approved, subject to the conditions contained herein.
- b. That appropriate right-of-way reservation for acquisition be illustrated for the future southward extension of Oakes Road that will accommodate the western half of an 80 foot wide right-of-way.
- c. That a note be placed on the CSM for Oakes Road stating the following: "Lands reserved for acquisition for public right-of-way purposes."
- d. That rights of access to Lot 1 be described on the face of the CSM.
- e. That full tax key numbers be illustrated on the Lots.
- f. That technical discrepancies as identified by City Staff be addressed.
- g. That this approval is subject to review by the Plan Commission for compliance with the listed conditions.

**Fiscal Note:** N/A

**Sponsors:** Gregory Holding  
**Received As Read**

68. [Res.06-7281](#) Approval of Certified Survey Map for 2140 Oakes Road

Resolved, that the request of Crispell-Snyder, Inc. representing the Village of Mt. Pleasant, seeking approval of a two-lot Certified Survey Map at 2140 Oakes Road be approved subject to the following:

- a. That the certified survey map presented to the Plan Commission on October 25, 2006 is approved, subject to the conditions contained herein.
- b. That appropriate right-of-way reservation for acquisition be indicated for the future southward extension of Oakes Road that will accommodate the western half of an 80 foot wide right-of-way.
- c. That a note be placed on the CSM for Oakes Road stating the following: "Lands reserved for acquisition for public right-of-way purposes."

- d. That rights of access to Lot 1 be described on the face of the CSM.
- e. That full tax key numbers be illustrated on the Lots.
- f. That technical discrepancies as identified by City Staff be addressed.
- g. That this approval is subject to review by the Plan Commission for compliance with the listed conditions.

**Fiscal Note:** N/A

**Sponsors:** Gregory Holding  
**Received As Read**

69. [Res.06-7282](#) Approval of Certified Survey Map for 1610 Oakes Road

Resolved, that the request of Crispell-Snyder, Inc. representing the Village of Mt. Pleasant, seeking approval of a two-lot Certified Survey Map at 1610 Oakes Road, be approved subject to the following:

- a. That the certified survey map presented to the Plan Commission on October 25, 2006 is approved, subject to the conditions contained herein.
- b. That appropriate right-of-way reservation for acquisition be indicated for the future southbound extension of Oakes Road that will accommodate the western half of an 80 foot wide right-of-way.
- c. That a note be placed on the CSM for Oakes Road stating the following: "Lands reserved for acquisition reserved for public right-of-way purposes."
- d. That rights of access to Lot 1 be described on the face of the CSM.
- e. That full tax key numbers be illustrated on the Lots.
- f. That technical discrepancies as identified by City Staff be addressed.
- g. That this approval is subject to review by the Plan Commission for compliance with the listed conditions.

**Fiscal Note:** N/A

**Sponsors:** Gregory Holding  
**Received As Read**

70. [06-2854](#) **Subject:**(Direct Referral). Request from Stan Postorino seeking a rezoning of the property at 1101 Mound Avenue from I-2 General Industrial District to B-5 Central Service District.

**Recommendation of the City Plan Commission on 11-29-06:** That an ordinance be created.

**Fiscal Note:** N/A  
**Received and Filed as Reported**

71. [06-2855](#) **Subject:** (Direct Referral) Request from Samuel Hutchins of R & S Performance and Auto Repair seeking an amendment to an existing conditional Use Permit to expand auto repair operations at 2617 Lathrop Avenue.

**Recommendation of the City Plan Commission on 11-29-06:** That the request be denied.  
**Received and Filed as Reported**

72. [06-2885](#) **Subject:** ZOrd.0009-06 to rezone 3921-21st Street, 2100 and 2200 Lathrop Avenue.

**Recommendation of the City Plan Commission on 11-29-06:** That the ordinance be adopted.

**Fiscal Note:** N/A  
**Received and Filed as Reported**

73. [06-2887](#) **Subject:** Ord. 38-06 to repeal and recreate the City's floodplain ordinance.

**Recommendation of the City Plan Commission on 11-29-06:** That the ordinance be adopted.  
**Received and Filed as Reported**

Council Action

**Considered as Reported**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoore II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

**Office of the Mayor Report, by Ald. Weidner**

74. [06-2890](#) **Subject:** Communication from Mayor Becker nominating appointments/reappointments to the following Boards and Committees for the City of Racine.

Cable Commission:

Appoint Karina Roberson, 815 8th Street, for a three-year term (replacing Wayne Clingman) ending in May 2009.

Wastewater Commission:

Appoint Jeff Pellegrom to fill an unexpired term (John Rote) expiring in October 2007.

Reappoint Alderman Tom Friedel for a one-year term ending in October 2007.

Reappoint Alderman Ron Hart for a one-year term ending in October 2007.

Reappoint Michael Staek, 8 Steeplechase Drive, for a four-year term ending in October 2010.

Waterworks Commission:

Reappoint Alderman Tom Friedel for a one-year term ending in October 2007.

Reappoint Alderman Ron Hart for a one-year term ending in October 2007.

**Pursuant to Sec. 98-33 of the Racine Municipal Code the following citizens shall be elected by the Common Council to the Waterworks Commission:**

Elect Jeff Pellegrom to fill an unexpired term (John Rote) expiring in October 2007.

Reelect Michael Staek, 8 Steeplechase Drive, for a four-year term ending in October 2010.

**Pursuant to Sec. 2-291 of the Racine Municipal Code the following alderman shall be elected by the Common Council to the Transit and Parking Commission:**

Elect Alderman Ray DeHahn for a one-year term (replacing Alderman Tom Sollman) ending in October 2007.

**Adopted**

**Wastewater Commission Report, by Ald Hart**

*Alderman Weidner nominated Jeff Pellegrom and Michael Staek to the Waterworks Commission, a unanimous vote was cast and recorded by the City Clerk.*

*Alderman Weidner nominated Ray DeHahn to the Transit and Parking Commission, a*

*unanimous vote was cast and recorded by the City Clerk.*

75. [06-2811](#) **Subject:** Comfort Resolution for Basin Z

**Recommendation:** Refer to the Racine Common Council for adoption  
**Adopted**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

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

76. [06-2645](#) **Subject:** Discussion of 2007 Operating Budget and Fees & Charges.

Defer to the next meeting.

**Recommendation of the Board of Parks, Recreation & Cultural Services 11-14-06:** that the report be approved.

Fiscal note: N/A  
**Received As Read**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

**K. Resolutions**

77. [Res.06-7333](#) Bus Fare Increases

Resolved, that the proposed bus fare increases be approved, effective January 2, 2007 and the following tariff be adopted:

2007 Fare Tariff

Adult (18 - 64)	\$ 1.50
Evening Fare (after 7 P.M.)	\$ 1.25
Youth Fare (6 - 17)	\$ 1.25
With valid elementary or secondary school identification card	
Children (0 - 5)	
When accompanied by an adult, up to four	Free
When accompanied by an adult, each child over 4	\$ 0.50
Elderly (65+)	\$ 0.75
Disabled	\$ 0.75
Tokens to qualified agencies	\$ 1.00
Regular monthly bus passes	\$50.00

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Disabled monthly bus passes	\$25.00
Ten-ride ticket book	\$12.50
Super weekend pass	\$ 2.50
Dial-A-Ride	\$ 2.50

Fiscal Note: The changes in bus fares are expected to increase revenues by about \$130,000, said funds having already been incorporated into the 2007 Belle Urban System budget, adopted on November 21, 2006.

Sponsors: Thomas M. Sollman

**Adopted**

**AYES:** 11 - Hermes, Kaplan, Maack, Weidner, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**NOES:** 2 - Fair and DeHahn

**EXCUSED:** 2 - Anderson and Karas

78. [Res.06-7334](#) Transfer funds for Fire Department Emergency Operations Equipment

Resolved, that \$36,000 be transferred from account 101.300.5010, Fire Salaries, to account 101.300.5770, Fire Machinery and Equipment, for the purchase of Thermo Imaging Cameras.

Further Resolved, that \$32,500 be transferred from account 101.300.5010, Fire Salaries, to account 101.300.5770, Fire Machinery and Equipment, to cover the 25% Office of Justice Assistance Grant match in the purchase of two-way radios.

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

Sponsors: David L. Maack and Raymond DeHahn

**Adopted**

79. [Res.06-7335](#) Request to install an awning at 610 Sixth Street

Resolved, that the property owner of 610 Sixth Street be granted permission to install a stationary, projecting awning, as requested, with the stipulation that a hold harmless agreement be executed, in accordance with Wis. Stat. sec 66.0425, Privileges in Streets.

Further Resolved, that the property owner be charged a \$50.00 fee to cover administrative costs associated with filing this item with the Register of Deeds office.



Fiscal Note: There will be no cost to the City of Racine.

Sponsors: Raymond DeHahn  
**Adopted**

80. [Res.06-7336](#) Request to install a projecting sign at 245 Main Street

Resolved, that the property owner of 245 Main Street be granted permission to install a stationary, projecting sign, as requested, with the stipulation that a hold harmless agreement be executed, in accordance with Wis. Stat. sec. 66.0425, Privileges in Streets.

Further Resolved, that the property owner be charged a \$50.00 fee to cover administrative costs associated with filing this item with the Register of Deeds office.

Fiscal Note: There will be no cost to the City of Racine.

Sponsors: Raymond DeHahn  
**Adopted**

81. [Res.06-7337](#) Grant Agreement with WE Energies

Resolved, that the Commissioner of Public Works be authorized and directed to enter into a grant agreement on behalf of the City of Racine with WE Energies and to submit any reports necessary to comply with the WE Energies Customer Incentives program which will provide up to \$99,975.00 of funding toward the cost of a solar electric generating system for the City Hall Annex.

Fiscal Note: The City's share of this project is included in the 2007 Capital Improvement Program.

Sponsors: Raymond DeHahn  
**Adopted**

82. [Res.06-7338](#) Permission to accept a Focus on Energy Grant for a Renewable Energy Project.

Resolved, that the Commissioner of Public Works be authorized and directed to enter into a grant agreement on behalf of the City of Racine with the Wisconsin Energy Conservation Corporation which will provide \$35,000.00 in funding for the City Hall Annex solar energy project.

Further Resolved, that funds for this project are contained in the 2007 Capital Improvement Program.

Fiscal Note: Funds are available as herein delineated.

**Sponsors:** Raymond DeHahn  
**Adopted**

- 83. [Res.06-7339](#) Change Order No. 1 on Contract 17-05 (K5-024), Window Replacement at City Hall

Resolved, that Change Order No. 1 on Contract 17-05 (K5-024), Window Replacement at City Hall, Phase II, KPH Construction Corporation, contractor, as submitted, be approved in the amount of \$5,137.00.

Further Resolved, that funding to defray the cost of this change order be appropriated from the following accounts:

\$ 772.26 - Account 984.100.5010, City Hall Window Replacement  
~~\$4,364.74~~ - Account 985.100.5010, City Hall Window Replacement  
 \$5,137.00

Fiscal Note: Funds are available as herein delineated.

**Sponsors:** Raymond DeHahn  
**Adopted**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

- 84. [Res.06-7340](#) Final payment on Contract 17-05 (K5-024), Window Replacement at City Hall, Phase II

Resolved, that the work done by KPH Construction Corporation, under Contract 17-05 (K5-024), Window Replacement at City Hall, Phase II, be accepted and final payment authorized for a total contract amount of \$171,537.00, from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 6472, dated May 3, 2005.

**Sponsors:** Raymond DeHahn  
**Adopted**

- 85. [Res.06-7341](#) Final payment on Contract 29-05 (K5-036), Racine Street Utility Construction

Resolved, that the professional services provided by Earth Tech, Inc. under

Contract 29-05 (K5-036), Professional Services - Construction Inspection Services for Racine Street Utility Construction, be accepted and final payment authorized for a total contract amount of \$186,893.54, from funds heretofore appropriated.

Fiscal Note: This contract was approved by Resolution 6473, dated May 3, 2005.

Sponsors: Raymond DeHahn  
**Adopted**

86. [Res.06-7342](#) Waive bidding procedures and enter into agreement for Main Street Bridge repairs

Resolved, that formal bidding procedures be waived and that the Mayor and City Clerk be authorized and directed to enter into an agreement with Zenith Tech, Inc. for repairs to the Main Street Bridge, on a time and material basis, at a price not-to-exceed \$160,000.00.

Further Resolved, that funds to defray the cost of these professional services are available in Account 930.046.5860, Main Street Bridge Repairs.

Fiscal Note: 100% of the cost of these repairs is reimbursable to the City of Racine through the State of Wisconsin Lift Bridge Program.

Sponsors: Raymond DeHahn  
**Adopted**

87. [Res.06-7343](#) Amendment No. 3 for Underground Facility Locating Services Agreement

Resolved, that Amendment No. 3 for Underground Facility Locating Services Agreement, SM&P Utility Resources, contractor, as submitted, be approved for 2007 underground locates in the amount of \$10.50 per locate with an hourly rate of \$11.50 per quarter hour for any locate that exceeds 60 minutes.

Fiscal Note: There is no increase to the contract terms for extending this contract through 2007.

Sponsors: Raymond DeHahn  
**Adopted**

88. [Res.06-7344](#) Change Order No. 2 on Contract 10-06 (K6-011), Chicory Road Reconstruction

Resolved, that Change Order No. 2 on Contract 10-06 (K6-011), Chicory Road Reconstruction, Milwaukee General Construction, contractor, as submitted, be approved in the amount of \$254,475.11.

Further Resolved, that funding to defray the cost of this change order be appropriated from the following accounts:

\$ 149.00 - Account 919.986.5010, Chicory Road Reconstruction  
\$ 3,977.33 - Account 985.902.5210, New Curb & Gutter  
\$ 10,801.00 - Account 986.104.5420, Storm Water  
\$ 38,416.70 - Account 986.908.5220, Replace Curb & Gutter  
\$ 4,685.77 - Account 986.908.5110, Bituminous Conc. Street Paving  
\$ 36,181.46 - Account 986.908.5010, Concrete Street Paving Misc. Loc.  
\$ 21,376.14 - Account 986.908.5020, Concrete Pavement Repl., Misc.  
\$ 39,642.42 - Account 986.908.5130, Asphalt Resurfacing  
\$ 99,245.29 - Mt. Pleasant  
\$254,475.11

Fiscal Note: Funds are available as herein delineated.

Sponsors: Raymond DeHahn  
**Adopted**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

89. [Res.06-7345](#) State Project Agreement for reconstructing Northwestern Avenue

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a project agreement with the Wisconsin Department of Transportation for the reconstruction of Northwestern Avenue (STH 38) from Golf Avenue to Rapids Drive. The total cost of this project cost is estimated at \$2,492,750.00 with the State's share being \$2,264,688.00 and the City's share being \$228,063.00.

Fiscal Note: This project is scheduled by the State of Wisconsin for the year 2013 and, therefore, the city's share of the funding for this project has yet to be budgeted. Entering into this project agreement does not, by itself, result in any expenditure of funds.

Sponsors: Raymond DeHahn  
**Adopted**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

90. [Res.06-7346](#) State Project Agreement for reconstructing State Street

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a project agreement with the Wisconsin Department of Transportation for the reconstruction of State Street (STH 38) from N. Memorial Drive to LaSalle Street. The total cost of this project cost is estimated at \$2,625,500.00 with the State's share being \$2,441,875.00 and the City's share being \$183,625.00.

Fiscal Note: This project is scheduled by the State of Wisconsin for the year 2013 and, therefore, the city's share of the funding for this project has yet to be budgeted. Entering into this project agreement does not, by itself, result in any expenditure of funds.

Sponsors: Raymond DeHahn  
**Adopted**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

91. [Res.06-7347](#) Agreement with Earth Tech, Inc. for 2007 Technology Consulting

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with Earth Tech, Inc. for 2007 Public Works Technology Consulting at a price not-to-exceed \$15,000.00.

Further Resolved, that funds to defray the cost of these professional services are available in Account 101.130.5610, Professional Services.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Raymond DeHahn  
**Adopted**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

92. [Res.06-7348](#) City of Racine Smart Growth Plan with SE Wisconsin Regional Planning Commission

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a City of Racine Smart Growth Plan agreement with Southeastern Wisconsin Regional Planning Commission (SEWRPC)

Fiscal Note: The City's cost will be approximately \$10,000 appropriated in account 986.913.5100, 2006 capital budget.

Sponsors: Gregory Holding and James T. Spangenberg

**Adopted**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

93. [Res.06-7349](#) 2006 True-up Plan for non-represented personnel

Resolved that, the "True-up" Plan as presented to the Finance and Personnel Committee on 11-27-06 be adopted and implemented for non-represented employees as follows:

1. Change the lead in benefit changes to the union or represented groups with the non-represented to follow.
2. Sustain the 3 tiered prescription program in exchange for a \$100 increase in the City donation to the flex benefit 125 plan. This increases the City paid contribution from \$200 to \$300.
3. Retain the elimination of two family or combined single/family policies by offering those affected a \$50./ month payment, which is similar to the payment currently received by those employees who have voluntarily opted out of the City's health insurance program (not to duplicate the Utilities program).
4. Establish \$10. office visit co-pay for non-represented employees in 2008 (similar to the union contracts).

Fiscal Note: N/A

Sponsors: Thomas Friedel

**Adopted**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

94. [Res.06-7350](#) Transfer funds and waive formal bidding

Resolved that, approximately \$75,000 be transferred from various Parks Department salary accounts to account 101.170.5830, Parks Administration Software, for the purchase of recreation services software and professional services related to its implementation.

Further Resolve, that in the best interest of the City, formal bidding procedures be waived and that the Mayor and City Clerk be authorized and directed to enter into an agreement with Vermont Systems, Inc. under the negotiated terms and conditions.

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

Sponsors: Thomas Friedel

**Adopted**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

95. [Res.06-7351](#) Collective bargaining agreements between City of Racine and Local 67

Resolved that, the collective bargaining agreements between the City of Racine and Local 67 (Police and City Hall Unit), AFSCME, AFL-CIO for 2006-2008, and the City of Racine and the Staff Officers' Association of the Racine Fire Department for 2006-2008 be approved.

Fiscal Note: Local 67 Clerical-City Hall Unit and Local 67 Clerical-Police Dept Unit, 2006 Union Contracts pay rate increase totals \$82,813.65. Uniform allowance for the Staff Officers' Association of the Racine Fire Department will include an increase of \$200. There are sufficient funds in Account 101.300.5340 to cover the additional \$1,200.00 cost for the uniform allowance increase.

Sponsors: Thomas Friedel

**Adopted**

**AYES:** 12 - Fair, Hermes, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

**ABSTENTIONS:** 1 - Kaplan

96. [Res.06-7352](#) City of Racine, Wisconsin Clean Water Fund Program Comfort Resolution Basin Z Wastewater Storage Facility

Whereas, the City of Racine, Wisconsin, owns and operates regional wastewater treatment and conveyance facilities through the Racine Wastewater Utility; and

Whereas, the Utility plans to construct improvements to its wastewater conveyance system with a low interest Clean Water Fund Program (CWFP) loan; and

Whereas, said improvements include the construction of a new wastewater storage facility in an area known as Basin Z - CWFP loan #4285-14; and

Whereas, these improvements may need to proceed with construction prior to receipt of the actual CWFP loan due to the desire of the City and other users to expedite the project; and

Whereas, the City wishes to document its intent to use the CWFP loan as a refinancing tool for expenditures that may be made before CWFP loan closing; and

Whereas, this resolution documents this intent and meets the letter and spirit of Treasury Regulations, 26 CFR 1.150-2.

Now, Therefore, Be It Resolved, by the City Council of the City of Racine, Wisconsin, that:

1. Expenditures of Funds. The City or the Racine Wastewater Utility shall make expenditures as needed from funds on hand, located in the wastewater fund, and possibly a "Bank Note" to pay the costs of planning, engineering and construction of these improvements until the CWFP proceeds become available.

2. Declaration of Official Intent. The City hereby officially declares its intent under Treasury Regulations, 26 CFR 1.150-2 to reimburse said expenditures with proceeds of the CWFP loan, the aggregate principal amount of debt expected not to exceed \$3,000,000.00.

Fiscal Note: N/A

Sponsors: Thomas Friedel

**Adopted**

**AYES:** 13 - Fair, Hermes, Kaplan, Maack, Weidner, DeHahn, Shakoor II, Friedel, Holding, Hart, Sollman, Spangenberg and Wisneski

**EXCUSED:** 2 - Anderson and Karas

## L. Ordinances

97. [ZOrd.0010-06](#) An Ordinance

To rezone 1101 Mound Avenue

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

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

### Part 1:

That the parcel of property located at 1101 Mound Avenue, and more particularly described as follows:

"Block 33 of Sage's Addition being the parts as described in Volume 228 of the Register of Deeds, pages 121 through 123, and Volume 642 of the Register of Deeds, Page 135, except those parts described in Volume 1988, pages 897 through 899 for street right-of-way purposes being East of Mound Avenue and West of Marquette Street. Said land being in the City of Racine, Racine County,



Wisconsin”

be rezoned from "I-2" General Industrial District, to "B-5" Central Service District, and designated as Supplement No. \_\_\_\_\_, which supplement is hereby made a part of this ordinance.

Part 2:

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

Passed by the Common Council:

\_\_\_\_\_

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
City Clerk

Fiscal Note: N/A

Sponsors: Gregory Holding  
**Referred**

**M. Miscellaneous Business**

**O. Adjourn**

*The meeting was adjourned at 8:15 P.M. by Alderman Shakoor. The next scheduled meeting of the Council is December 19, 2006.*

ATTEST: JANICE M. JOHNSON-MARTIN  
CITY CLERK