



City of Racine

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

Meeting Agenda - 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

Wednesday, September 20, 2017

7:00 PM

City Hall, Room 205

Wednesday due to Election

A. Call To Order

B. Pledge of Allegiance To The Flag

C. Approval of Journal of Council Proceedings (Minutes) September 05, 2017

D. Public Hearings

[ZOrd.0006-17](#) ZOrd. 06-17

An Ordinance rezoning a portion of the property located at 251 Luedtke 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 a portion of the property located at 251 Luedtke Avenue, and more particularly described as follows: Block 1 of the Liebenow Subdivision and the adjacent parcel described in Volume 931, Page 672, and the adjacent vacated Robert Avenue, and the adjacent vacated Mary Avenue, all being part of the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 4, Township 3 North, Range 23 East, in the City of

Racine, County of Racine and State of Wisconsin, with excepted lands to be rezoned being described as follow: Begin at the point of intersection of the north right-of-way line of the Glen Street and the East right-of-way line of Luedtke Avenue, proceed northerly along the East right-of-way line of Luedtke Avenue (N 01-55-19 W) for a distance of 503 feet to the point of beginning of the area to be rezoned, then continue north along the East right-of-way line of Luedtke Avenue (N 01-55-19 W) for a distance of 94 feet to a point, then proceed easterly (N 89-5-41 E) for a distance of 175 feet, then southerly (S 1-55-19 E) 381 feet to a point, then West (S 89-5-41 W) 16 feet to a point, then Northwesterly 193 feet +/- to the point of beginning of the area to be rezoned (26,850 +/- square feet), and that the described excepted lands be rezoned from R-3 Limited General Residence District with a FP Flood Plain Overlay District to R-3 Limited General Residence District.

Part 2: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City Common Council and publication or posting as required by law.

Fiscal Note: N/A

Sponsors:

Q.A. Shakoor II

E. Public Comments

F. Communications

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

[897-17](#)

Subject: Communication from the Purchasing Agent submitting bid results from Official Notice #14-2017, Request for Bids for Raze and Removal of 716 Sixth St.

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

[854-17](#)

Subject: Communication from the City Attorney recommending the creation of a Due Process board to address appeals regarding chronic nuisance determinations.

[890-17](#)

Subject: (New) Application for a "CLASS A" Retail Fermented Malt Beverage and Intoxicating Liquor License for Rapids Liquor Express Inc. (DBA) Rapids Liquor Express, 3015 Rapids Drive, Lokesh Dasari, Agent (6th District).

[908-17](#)

Subject: Communication from Tesa Santoro-Schulte, representing Blue Bear, 2920 Taylor Ave. requesting to amend her Premise Description to include the parking lot from Taylor Ave west along the building up to the fence at the west end of the lot in order for alcoholic beverages to be

consumed outside in the newly installed patio/waiting area for an event to take place on September 30th, 2017.

G. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor II

[732-17](#)

Subject: Communication from the Purchasing Agent submitting bid results from Official Notice #12-2017, RFP for Heritage Preservation Plan: Inventory of existing and potential historical sites, properties, districts and legacies and an action plan for their stewardship and celebration. (Res No. 0298-17)

Recommendation of the Landmarks Preservation Commission on 8-14-17: That the sole bidder, The Lakota Group, found to be qualified and responsive to the Request for Proposals be selected to prepare the City of Racine's Heritage Preservation Plan. Further that the Mayor and City Clerk be authorized to enter into a contractual agreement with The Lakota Group.

Recommendation of the Finance & Personnel Committee on 9/11/2017: That the sole bidder, The Lakota Group, found to be qualified and responsive to the Request for Proposals be selected to prepare the City of Racine's Heritage Preservation Plan. Further that the Mayor and City Clerk be authorized to enter into a contractual agreement with The Lakota Group.

Fiscal Note: The Lakota Group has quoted \$29,977.00 as the total budget to prepare the plan. \$30,000.00 was the Department of City Development's total anticipated costs. Funds were set aside in the 2017 Capital Improvement budget.

[771-17](#)

Subject: Communication from the Chief of Police requesting to apply for and accept the 2017/2018 OJA Gang Grant (Grant Control #00150). (Res No. 0308-17)

Recommendation of the Finance & Personnel Committee on 9/11/2017: To apply for and accept the 2017/2018 OJA Gang Grant (Grant Control #00150).

Fiscal Note: There is no City match required.

[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) (Res No. 0309-17)

Recommendation of the Finance & Personnel Committee on

9/11/2017: To apply for and accept the 2017 Bureau of Justice Assistance (BJA) Edward Byrne Justice Assistance Grant (JAG) (Grant Control #00139).

Fiscal Note: There is no City match required.

[811-17](#)

Subject: Communication from the City Attorney submitting the claim of Charles House Jr. for consideration.

Recommendation of the Finance & Personnel Committee on

9/11/2017: That the claim of Charles House be denied.

Fiscal Note: N/A

[822-17](#)

Subject: Comfort Resolution regarding Declaration of Official Intent to Reimburse for Racine Water Distribution System Expansion Project. (Res No. 0302-17)

Recommendation of the Waterworks Commission on 8/29/17: That Mayor Wisner and the City Clerk be authorized to sign a resolution relating to expenditure of funds for a possible Racine water distribution system expansion project.

Recommendation of the Finance & Personnel Committee on

9/11/2017: That the Mayor and the City Clerk be authorized to sign a resolution relating to expenditure of funds for a possible Racine water distribution system expansion project.

Fiscal Note: The Water Utility to reimburse expenditures with proceeds of a future Safe Drinking Water Loan (SDWL).

[823-17](#)

Subject: Authorize the General Manager to File Applications for Financial Assistance from State of Wisconsin Environmental Improvement Fund (Res No. 0303-17)

Recommendation of the Waterworks Commission on 8/29/17: That the General Manager be authorized to file application for financial assistance from the State of Wisconsin Environmental Improvement Fund.

Recommendation of the Finance & Personnel Committee on

9/11/2017: That the General Manager of the Racine Water Utility be authorized to file application for financial assistance from the State of Wisconsin Environmental Improvement Fund.

Fiscal Note: This action authorizes the Water Utility General Manager to

submit a loan application to the State for a low-interest safe drinking water loan for upcoming work. The Water Utility is responsible for all costs related to this activity.

[827-17](#)

Subject: Comfort Resolution regarding Declaration of Official Intent to Reimburse for Racine Wastewater Treatment Plant Expansion (Res No. 0305-17)

Recommendation of the Wastewater Commission on 8/29/17: The Mayor and the City Clerk be authorized to sign a resolution relating to future reimbursement for expenditure of funds for Racine Wastewater Treatment Plant expansion project.

Recommendation of the Finance & Personnel Committee on 9/11/2017: The Mayor and the City Clerk be authorized to sign a resolution relating to future reimbursement for expenditure of funds for Racine Wastewater Treatment Plant expansion project.

Fiscal Note: The Wastewater Utility to reimburse expenditures with proceeds of the Clean Water Fund Loan Program (CWFLP).

[828-17](#)

Subject: Authorize the General Manager to File Applications for Financial Assistance from State of Wisconsin Environmental Improvement Fund (Res No. 0306-17)

Recommendation of the Wastewater Commission on 8/29/17: That the General Manager be authorized to file application for financial assistance from the State of Wisconsin Environmental Improvement Fund.

Recommendation of the Finance & Personnel Committee on 9/11/2017: That the General Manager of the Racine Wastewater Utility be authorized to file application for financial assistance from the State of Wisconsin Environmental Improvement Fund.

Fiscal Note: This action authorizes the Wastewater Utility General Manager to submit a loan application to the State for a low-interest clean water fund loan for upcoming work and act as the authorizing agent. The Wastewater Utility is responsible for all costs related to this activity.

[831-17](#)

Subject: Communication from the Chief of Police requesting to apply for and accept the 2018 Federal Bulletproof Vest Partnership (Grant Control #00141). (Res No. 0310-17)

Recommendation of the Finance & Personnel Committee on 9/11/2017: To apply for and accept the 2018 Federal Bulletproof Vest

Partnership (Grant Control #00141).

Fiscal Note: There is no City match required.

[835-17](#)

Subject: Inter-municipal Agreement between the Village of Mt. Pleasant, City of Racine and the Racine Water Utility with regard to the diversion application (Res No. 0304-17)

Recommendation of the Waterworks Commission on 8/29/17: To authorize the Mayor and the City Clerk to enter into an inter-municipal agreement between the Village of Mt. Pleasant, City of Racine and the Racine Water Utility regarding a diversion application.

Recommendation of the Finance & Personnel Committee on 9/11/2017: To Authorize the Mayor and the City Clerk to enter into an inter-municipal agreement between the Village of Mt. Pleasant, City of Racine and the Racine Water Utility regarding a diversion application.

Fiscal Note: No cost to the City of Racine.

[861-17](#)

Subject: Communication from the Purchasing Agent submitting bid results from Official Notice #13-2017, Request for Bids for Asbestos Abatement for 716 Sixth Street. (Res No. 0301-17)

Recommendation of the Finance & Personnel Committee on 9/11/2017: To award Official Notice #13-2017, Request for Bids for Asbestos Abatement for 716 Sixth Street to Balestrieri at their bid price of \$34,610, they being the lowest responsive, responsible bidder for Asbestos and Lead abatement at 716 Sixth St.

Fiscal Note: Funds are available in account #22540-52390, Raze, board, remove Buildings.

[862-17](#)

Subject: Communication from the Public Health Administrator requesting permission to accept the Contract Agreement Amendment and accept funding in the amount of \$13,000 from the WI Dept. of Health Services / Division of Public Health for the AIDS/HIV Partner Service program and services. (Grant Control #00147) (Res No. 0311-17)

Recommendation of the Finance & Personnel Committee on 9/11/2017: Permission be granted to the Public Health Administrator to accept funding in the amount of \$13,000 from the WI Dept. of Health

Services/Division of Public Health for the AIDS/HIV Partner Service program and services.

Fiscal Note: There is no City match required.

[863-17](#)

Subject: Communication from the Public Health Administrator requesting permission to accept the Contract Agreement Amendment and accept funding from the WI Dept. of Health Services / Division of Public Health. This agreement includes allocations of \$97,175 for the WI Well Woman Program and \$222,700 for the Infant Mortality/Racine Healthy Babies program. (Grant Control #00148 and #00149) (Res No. 0312-17)

Recommendation of the Finance & Personnel Committee on

9/11/2017: Permission be granted to the Public Health Administrator to accept the Contract Agreement Amendment and accept funding from the WI Dept. of Health Services/Division of Public Health. This agreement includes allocations of \$97,175 for the WI Well Woman Program and \$222,700 for the Infant Mortality/Racine Health Babies program (Grant Control #00148 and #00149).

Fiscal Note: There is no City match required.

[865-17](#)

Subject: Communication from the Fire Chief requesting permission to apply for a grant from Firehouse Subs to acquire advance aerial video technology (Grant Control #00145).

Recommendation of the Finance & Personnel Committee on

9/11/2017: Receive and File at the request of the Fire Chief. A new communication will be submitted when improved technology is available.

Fiscal Note: N/A

[864-17](#)

Subject: Communication from the Public Health Administrator requesting permission to accept funds in the amount of \$4500 from the Department of Health Services for the Racine County Medical Reserve Corps Unit via the Public Health Emergency Preparedness Program funds from the Centers for Disease Control and Prevention Cooperative Agreement (Grant Control #00146). (Res No. 0313-17)

Recommendation of the Finance & Personnel Committee on

9/11/2017: Permission be granted to the Public Health Administrator to accept funds in the amount of \$4,500 from the Department of Health Services for the Racine County Medical Reserve Corps Unit via the Public Health Emergency Preparedness Program funds from the Centers for Disease Control and Prevention Cooperative Agreement (Grant Control #00146).

Fiscal Note: There is no City match required.

[866-17](#)

Subject: Communication from the Fire Chief requesting permission to sign the Clinical Affiliation Agreement with Gateway Technical College. (Res No. 0307-17)

Recommendation of the Finance & Personnel Committee on

9/11/2017: Permission be granted to the Fire Chief to sign the Clinical Affiliation Agreement with Gateway Technical College.

Fiscal Note: Revenue and Expenses are neutral. There are no additional costs to the City.

[868-17](#)

Subject: Communication from the Director of City Development requesting approval of a development agreement between the City of Racine and Hull Property Group/Racine Mall, LLC for tax incremental assistance for the Regency Mall. (Res No. 0314-17)

Recommendation of the Finance & Personnel Committee on

9/11/2017: To approve a development agreement between the City of Racine and Hull Property Group/Racine Mall, LLC for tax incremental assistance for the Regency Mall.

Fiscal Note: If approved, Racine Mall, LLC will receive a performance-based tax incremental incentive of \$3,500,000 in the form of a cash funded “pay-as-you-go” annual payment for a maximum of 13 years equal to a maximum of 90% of tax increment generated on properties currently owned by Racine Mall, LLC and its successors. If the maximum incentive request is not provided to the developer before the expiration of the development agreement, the City is not obligated to provide any additional or remaining incentive cash payments to the developer. If, at any time during the agreement, TID 20 does not generate positive increment or if there is not enough annual increment generated from all the properties

within TID 20 to fund the sharing of an annual cash incentive within a given year, the City will not be obligated to share any tax increment with the developer.

[892-17](#)

Subject: (Direct Referral) Communication from the Director of City Development requesting approval of contract with DTI, Inc. (Deep-Earth Technologies, Inc.) for a pilot study and site planning & oversight contributing to the remediation of the north lot of Racine Steel Castings, 1425 North Memorial Drive. (Res No. 0315-17)

Recommendation of the Finance & Personnel Committee on

9/11/2017: To approve to contract with DTI, Inc. (Deep-Earth Technologies, Inc.) for \$233,133.00 for a pilot study and site planning & oversight contributing to the remediation of the North lot of Racine Steel Castings, 1425 North Memorial Drive.

Fiscal Note: Total project costs will be \$233,133.00, which includes a maximum of \$210,000 for the pilot study and \$23,133 for site planning and oversight. The project will be paid for by combining the remaining North Lot EPA grant of \$95,515.53 and Intergovernmental Revenue Funds of \$137,617.47. Funds in the amount of \$300,000 were budgeted in the 2017 CIP for Racine Steel Castings Brownfield Cleanup and funds are available for this project.

Public Works and Services Committee Report, by Ald. McCarthy

[721-17](#)

Subject: Communication from Darryl Sturino, Sturino Funeral Home - 3014 Northwestern Avenue, requesting to acquire excess right-of-way from the City of Racine, for a small parcel of land adjoining their property.

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

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

Recommendation of the Public Works and Services Committee on 09-12-27: Receive and file.

Fiscal Note: N/A

[803-17](#)

Subject: Communication from the Alderman of the 9th District requesting a preliminary resolution for paving the alley bounded by 16th Street to 17th

Street; Thurston Avenue to Grange Avenue. (Res No. 0317-17)

Recommendation of the Public Works and Services Committee on

09-12-17: That a preliminary resolution be introduced for the paving of the alley bounded by 16th Street to 17th Street; Thurston Avenue to Grange Avenue.

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

[805-17](#)

Subject: Communication from Ellis Turrentine, McKinley Middle School Directing Principal, requesting to close off the south sidewalk of Rupert Boulevard from Chicago Street west to the cemetery during the 2016-2017 winter season. (Res No. 0316-17)

Recommendation of the Public Works and Services Committee on

09-12-17: That Racine Unified School District be granted permission to close the sidewalk on Rupert Boulevard in front of McKinley Middle School from December 1, 2017 to April 1, 2018 with the requirement that Racine Unified School District holds the City of Racine harmless from any and all injuries caused by conditions of the sidewalk related to this closure.

Fiscal Note: There will be no cost to the City of Racine in granting this permission.

[839-17](#)

Subject: Communication from the Alderman of the 3rd District requesting a preliminary resolution for paving the (NS) alley bounded by S. Memorial Drive to Packard Avenue; 16th Street to Washington Avenue. (Res No. 0319-17)

Recommendation of the Public Works and Services Committee on

09-12-17: That a preliminary resolution be introduced for the paving of the (NS) alley bounded by S. Memorial Drive to Packard Avenue; 16th Street to Washington Avenue.

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

[840-17](#)

Subject: Communication of the Alderman of the 3rd District requesting a preliminary resolution for paving the (EW and NS) alley bounded by Slauson Avenue to 16th Street; Phillips Avenue to Taylor Avenue. (Res No. 0320-17)

Recommendation of the Public Works and Services Committee on

09-12-17: That a preliminary resolution be introduced for the paving of the (EW and NS) alley bounded by Slauson Avenue to 16th Street; Phillips

Avenue to Taylor Avenue.

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

[858-17](#)

Subject: Communication from the Alderman of the 9th District requesting to appoint a member to the Traffic Commission per Ordinance 05-16.

Recommendation of the Public Works and Services Committee on 09-12-17: Appoint Alderwoman Jones to the Traffic Commission.

Fiscal Note: N/A

[859-17](#)

Subject: Communication from the Alderman of the 9th District requesting a preliminary resolution for paving the alley bounded by Deane Boulevard to Quincy Avenue; 15th Street to 16th Street. (Res No. 0318-17)

Recommendation of the Public Works and Services Committee on 09-12-17: That a preliminary resolution be introduced for the paving of the alley bounded by Deane Boulevard to Quincy Avenue; 15th Street to 16th Street.

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

[860-17](#)

Subject: Amendment No. 2 to Contract 20160032, PS - 2016 Sewer Asset Management Services, AECOM, consultant. (Res No. 0321-17)

Recommendation of the Public Works and Services Committee on 09-12-17: That Amendment No. 2 to Contract 20160032, PS - 2016 Sewer Asset Management Services, AECOM, consultant, as submitted, be approved.

Fiscal Note: Amendment No. 2 is in the not-to-exceed amount of \$7,716.00. Funding to defray the cost of this amendment be appropriated from the following Org-Objects:

\$ 200.00 - Org-Object 22640-57560, Sanitary Sewer Var. Loc.
\$3,825.00 - Org-Object 60484-57570, Storm Sewer Misc. Loc.
\$3,691.00 - Org-Object 40102-57560, Water/Wastewater Projects
\$7,716.00 - Total

[882-17](#)

Subject: (Direct Referral) Change Order No. 1 on Contract 20160025, 2016 CCTV and Manhole Inspections, Visu-Sewer, Inc., contractor. (Res No. 0322-17)

Recommendation of the Public Works and Services Committee on

09-12-17: That Change Order No. 1 on Contract 20160025, 2016 CCTV and Manhole Inspections, Visu-Sewer, Inc., contractor, as submitted, be approved in the amount of \$3,465.00

Further recommends that funding to defray the cost of the change order be appropriated from Org-Object 22640-57560, Sanitary Sewer, Misc. Loc.

Fiscal Note: Funds are available as herein delineated.

[885-17](#)

Subject: (Direct Referral) Change Order No. 1 on Contract 20160040, 2016 Sewer Main and Lateral Lining, Musson Brothers, contractor. (Res No. 0323-17)

Recommendation of the Public Works and Services Committee on 09-12-17: That Change Order No. 1 on Contract 20160040, 2016 Sewer Main and Lateral Lining, Musson Brothers, contractor, as submitted, be approved in the deduct amount of (\$229,000.50).

Further recommends that the funding accounts be adjusted by the following amounts:

(\$182,773.25) - Org-Object 40102-57560, Sanitary Sewers-RWWU Surcharge Fund

(\$ 46,227.25) - Org-Object 22640-57560, Sanitary Sewer

(\$229,000.50) - Total

Fiscal Note: Funds are available as herein delineated.

Public Safety and Licensing Committee Report, by Ald. Coe

[812-17](#)

Subject:(New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Ron's Sports Pub, located at 3422 Douglas Ave, Ronald Stankovic, Agent. (7th District)

Recommendation of the Public Safety and Licensing Committee on

09-12-2017: That the new application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Ron's Sports Pub, located at 3422 Douglas Ave, Ronald Stankovic, Agent be approved.

Fiscal Note: N/A

[815-17](#)

Subject: Communication from the Purchasing Agent submitting the report on the bids received for the sale of Abandoned Vehicles, August 18, 2017.

Recommendation of the Public Safety and Licensing Committee on

09-12-2017: That the item be Received and Filed as the highest responsible bidder from the two received bids was Sturtevant Auto

Salvage.

Fiscal Note: This will generate \$14,680.00 in revenue for account 13101 48301.

[841-17](#)

Subject: Application of Fifth Street Yacht Club of Racine, Inc., dba Fifth Street Yacht Club, Allen D. Goodman, Agent, for a **Change of Agent** for a "Class B" Club Fermented Malt Beverage and Intoxicating Liquor License for 761 Marquette Street. (4th District)

Recommendation of the Public Safety and Licensing Committee on 09-12-2017: That the application of Fifth Street Yacht Club of Racine, Inc., dba Fifth Street Yacht Club, Allen D. Goodman, Agent, for a **Change of Agent** for a "Class B" Club Fermented Malt Beverage and Intoxicating Liquor License for 761 Marquette Street be approved.

Fiscal Note: N/A

[851-17](#)

Subject: (Direct Referral) (New) application for a Public Passenger Driver's License for Aaron Haugen, for A-1 Safe Cab.

Recommendation of the Public Safety and Licensing Committee on 09-12-2017: That the new application for a Public Passenger Driver's License for Aaron Haugen, for A-1 Safe Cab be denied due to the allegations against him of not being honest and his failure to disclose his prior place of employment where the incident of fraud had occurred on his public passenger driver's license application.

Fiscal Note: N/A

[915-17](#)

Subject: Ordinance 0012-17 - To repeal and recreate Chapter 22, Article XVII. - HAWKERS AND PEDDLERS

Recommendation of the Public Safety and Licensing Committee on 9-12-2017: That Ordinance 0012-17 be Recommended for Adoption.

Fiscal Note: N/A

[916-17](#)

Subject: Ordinance 0013-17 - Amending Chapter 50 - FIRE PREVENTION AND PROTECTION

Recommendation of the Public Safety and Licensing Committee on 9-12-2017: That Ordinance 0013-17 be Recommended for Adoption.

Fiscal Note: N/A

[918-17](#)

Subject: Ordinance 0014-17 - To repeal and recreate Chapter 66, Article

XIX. - FIREWORKS

Recommendation of the Public Safety and Licensing Committee on 9-12-2017: That the Ordinance 0014-17 be Recommended for Adoption.

Fiscal Note: N/A

City Plan Commission Report, by Ald. Shakoor II

[901-17](#)

Subject: (Direct Referral) A request from Nina Yates, representing Greenspan Home Health Care LLC, seeking a conditional use permit to operate a personnel office at 2124 Sixteenth Street. (PC-17) (Res No. 0324-17)

Recommendation of the City Plan Commission on 9-13-17: That the request from Nina Yates, representing Greenspan Home Health Care LLC, for a conditional use permit to operate a personnel office at 2124 Sixteenth Street be approved, subject to conditions.

Fiscal Note: N/A

[926-17](#)

Subject: (ZOrd.0006-17) An ordinance rezoning a portion of the property located at 251 Luedtke Avenue from R-3 Limited General Residence District with a FP Flood Plain Overlay to R-3 Limited General Residence District.

Recommendation for the City Plan Commission on 9-13-17: That the ordinance be adopted.

Fiscal Note: N/A

Executive Committee Report, by Ald. Shakoor II

[810-17](#)

Subject: (Direct Referral) Communication from the City Attorney requesting to meet with the Executive Committee, in Closed Session, pursuant to Wisconsin Statutes section 19.85(1)(h), to consider whether to request confidential written advice from the City of Racine Board of Ethics regarding the applicability of Racine Ordinance Section 2-581(a) to the disclosure of certain confidential information and privileged information, by certain officials, which information was gained in the course of, or by reason of, the officials' official position or official activities.

Recommendation of the Executive Committee on August 22, 2017: That the Executive Committee request from the City of Racine Ethics Board an advisory opinion regarding the propriety of the sharing of attorney-client confidential communications by certain alderpersons of the City of Racine.

Fiscal Note: N/A

Board of Park, Recreation and Cultural Services, by Ald. Meekma

[855-17](#)

Subject: Communication from WE Energies on July 26, 2017 requesting 12 foot easement areas for underground distribution at N. Owen Davies Park, 1700 West Blvd., Racine WI 53403. (Res No. 0326-17)

Recommendation of the Board of Parks, Recreation and Cultural Service on September 13, 2017: To approve the communication from WE Energies on July 26, 2017 requesting 12 foot easement areas for underground distribution at N. Owen Davies Park, 1700 West Blvd., Racine WI 53403.

Fiscal Note: WE Energies will replant any trees needing removal and will grass seed easement areas.

Civic Centre Commission, by Ald. Coe

[876-17](#)

Subject: (Direct Referral) VenuWorks Management Agreement Extension (Res No. 0327-17)

Recommendation of the Civic Centre Commission on 9/6/17: That the Common Council adopt Addendum #3 to the Management Agreement with VENUWORKS extending the current agreement for the ongoing management and operations of Festival Hall, Festival Park and Memorial Hall for a period of 18-months, through June 30, 2019, including therewith the extra services for support of the proposed event center.

Fiscal Note: The Contract extension proposed would continue the same terms for compensation to VENUWORKS. The current terms of the Management Agreement with VENUWORKS requires the City to pay VENUWORKS a yearly "base management fee" of \$70,000, adjusted upward each January 1st following 2013, by the annual change in the Consumer Price Index. In addition, VENUWORKS can (and has) achieve(d) additional yearly "variable fees" which are performance-based and equal to no greater than 50% of the subsidy savings they can achieve year-over-year. The City has budgeted for these fees in advance. To the extent VENUWOPRKS continues to achieve year-over-year subsidy savings, the city will see its budget for the Civic Centre continue to decline. The additional support services associated with acquiring Naming Rights for the event center and assisting with the final term-sheet for the USHL Franchisee anchor-tenant, will be done without additional charge other than any actual out-of-pocket expenses incurred by VENUWORKS; as well as should the City not continue to contract with VENUWORKS following the

18-month extension, we would then be obligated to pay a lump-sum total of \$25,000. This is in comparison to proposals from other similar, national venue consultants/naming rights firms who quoted non-refundable retainers of \$35,000, whether successful or not, and commissions up to 22 ½% if successful.

H. Consent Resolutions

[Res.0249-17](#) Bulky Yard Waste Handling Systems

Resolved, that the Department of Public Works is approved to establish a bulky waste handling system to provide Solid Waste System customers means of disposing of large items of non-regulated wastes, and excess volumes of household wastes that can't be fit into solid waste cart(s). This system shall provide pick-ups of bulky wastes to individual residential customers through a "call in" system requiring the property owner to call the DPW Field Office at (262) 636-9126 to schedule a pick-up. Each residential unit, as determined by the City Assessor, will be allowed four "no charge" bulky waste collections annually. If a residential unit uses more than four bulky waste pickups, the property owner will be charged a \$50 fee per 5-Yard Truck collection. Residential customers shall also have the option of disposing of non-regulated household bulky wastes, at no charge, at three drop-off sites. Proof of residency shall be required when items are dropped off at these sites. The three drop-off sites shall be available as follows:

1. Pearl Street Facility (830 Racine Street) - Main Site - open Tuesday through Saturday, except holidays and Saturdays following a holiday, 52 weeks per year, from 10:00 a.m. to 6:00 p.m.
2. Yout Street and Edgewood Avenue (1936 Edgewood Avenue) - open Mondays and Wednesdays, except holidays, April through November, 10:00 a.m. to 6:00 p.m.
3. 19th Street and West Boulevard (1955 Grove Avenue) - open Tuesdays and Thursdays, except holidays, April through November, 10:00 a.m. to 6:00 p.m.

Further resolved, that the revisions to the bulky and yard waste handling systems is approved, with the addition of 1 additional pickup date to the 4 pickup dates, with the 1 additional pickup date to be after the Independence Day holiday, and that the program be reviewed on or around June 30, 2018.

Fiscal Note: Implementing these changes will reduce the City's Workers Compensation (Org 11201 Object 51500) expenditures by an estimated

average of \$100,000 per year. These changes will allow four workers to be reassigned from the Solid Waste Division (Org 14006) to the Street Maintenance Division (Org 14010). This reassignment will be budget neutral but will result in more street maintenance being accomplished annually.

Sponsors:

Q.A. Shakoor II

Res.0298-17

Official Notice #12-2017, RFP for Heritage Preservation Plan

Resolved, that bid results from Official Notice #12-2017, RFP for Heritage Preservation Plan: Inventory of existing and potential historical sites, properties, districts, and legacies and an action plan for their stewardship and celebration is approved.

Further resolved, that the sole bidder, The Lakota Group, found to be qualified and responsive to the Request for Proposals be selected to prepare the City of Racine's Heritage Preservation Plan. Further, that the Mayor and City Clerk are authorized to enter into a contractual agreement with The Lakota Group.

Fiscal Note: The Lakota Group has quoted \$29,977.00 as the total budget to prepare the plan. \$30,000.00 was the Department of City Development's total anticipated costs. Funds were set aside in the 2017 Capital Improvement budget.

Sponsors:

Q.A. Shakoor II

Res.0301-17

Asbestos Abatement for 716 Sixth Street

Resolved, that awarding the Official Notice #13-2017, Request for Bids for Asbestos Abatement for 716 Sixth Street to Balestrieri is approved at its bid price of \$34,610.00, it being the lowest responsive, responsible bidder for asbestos and lead abatement at 716 Sixth Street.

Fiscal Note: Funds are available in account #22540-52390, Raze, Board, Remove Buildings.

Sponsors:

Q.A. Shakoor II

Res.0302-17

Racine Water Distribution System Expansion Project

Resolved, that the Mayor and the City Clerk are approved to sign a resolution relating to expenditure of funds for a possible Racine water distribution system expansion project.

Fiscal Note: The Water Utility to reimburse expenditures with proceeds of a future Safe Drinking Water Loan (SDWL).

Sponsors:

Q.A. Shakoor II

Res.0303-17

Applications for Financial Assistance from State of Wisconsin

Environmental Improvement Fund

Resolved, that the General Manager is authorized to file application for financial assistance from the State of Wisconsin Environmental Improvement Fund.

Fiscal Note: This action authorizes the Water Utility General Manager to submit a loan application to the State for a low-interest safe drinking water loan for upcoming work. The Water Utility is responsible for all costs related to this activity.

Sponsors:

Q.A. Shakoor II

Res.0304-17

Diversion Application

Resolved, that Mayor Wisner and the City Clerk are approved to enter into an inter-municipal agreement between the Village of Mt. Pleasant, City of Racine, and the Racine Water Utility regarding a diversion application.

Fiscal Note: No cost to the City of Racine.

Sponsors:

Q.A. Shakoor II

Res.0305-17

Racine Wastewater Treatment Plant Expansion

Resolved, that the Mayor Wisner and the City Clerk are authorized and approved to sign a resolution relating to future reimbursement for expenditure of funds for Racine Wastewater Treatment Plant expansion project.

Fiscal Note: The Wastewater Utility to reimburse expenditures with proceeds of the Clean Water Fund Loan Program (CWFLP).

Sponsors:

Q.A. Shakoor II

Res.0306-17

Financial Assistance from State of Wisconsin Environmental Improvement Fund

Resolved, that the General Manager is authorized and approved to file application for financial assistance from the State of Wisconsin Environmental Improvement Fund.

Fiscal Note: This action authorizes the Wastewater Utility General Manager to submit a loan application to the State for a low-interest clean water fund loan for upcoming work and act as the authorizing agent. The Wastewater Utility is responsible for all costs related to this activity.

Sponsors:

Q.A. Shakoor II

Res.0307-17

Clinical Affiliation Agreement with Gateway Technical College

Resolved, that Permission is granted to the Fire Chief to sign the Clinical

Affiliation Agreement with Gateway Technical College.

Fiscal Note: Revenue and Expenses are neutral. There are no additional costs to the City.

Sponsors: Q.A. Shakoor II

[Res.0308-17](#) 2017/2018 OJA Gang Grant (Grant Control #00150)

Resolved, that applying for and accepting the 2017/2018 OJA Gang Grant (Grant Control #00150) is approved.

Fiscal Note: There is no City match required.

Sponsors: Q.A. Shakoor II

[Res.0309-17](#) 2017 Bureau of Justice Assistance (BJA) Edward Byrne Justice Assistance Grant (JAG) (grant control number 00139)

Resolved, that applying for and accepting the 2017 Bureau of Justice Assistance (BJA) Edward Byrne Justice Assistance Grant (JAG) (Grant Control #00139) is approved.

Fiscal Note: There is no City match required

Sponsors: Q.A. Shakoor II

[Res.0310-17](#) 2018 Federal Bulletproof Vest Partnership (Grant Control #00141)

Resolved, that applying for and accepting the 2018 Federal Bulletproof Vest Partnership (Grant Control #00141) is approved.

Fiscal Note: There is no City match required.

Sponsors: Q.A. Shakoor II

[Res.0311-17](#) AIDS/HIV Partner Service Program and Services (Grant Control #00147)

Resolved, that the Public Health Administrator is approved to accept funding in the amount of \$13,000.00 from the Wisconsin Department of Health Services/Division of Public Health for the AIDS/HIV Partner Service program and services.

Fiscal Note: There is no City match required.

Sponsors: Q.A. Shakoor II

[Res.0312-17](#) Wisconsin Well Woman Program & Infant Mortality/Racine Healthy Babies Program (Grant Control #00148 and #00149)

Resolved, that the Public Health Administrator is approved to accept the Contract Agreement Amendment and accept funding from the Wisconsin Department of Health Services/Division of Public Health. This agreement

includes allocations of \$97,175.00 for the Wisconsin Well Woman Program and \$222,700.00 for the Infant Mortality/Racine Health Babies program (Grant Control #00148 and #00149).

Fiscal Note: There is no City match required.

Sponsors:

Q.A. Shakoor II

Res.0313-17

Racine County Medical Reserve Corps Unit via the Public Health Emergency Preparedness Program

Resolved, that the Public Health Administrator is approved to accept funds in the amount of \$4,500.00 from the Department of Health Services for the Racine County Medical Reserve Corps Unit via the Public Health Emergency Preparedness Program funds from the Centers for Disease Control and Prevention Cooperative Agreement (Grant Control #00146).

Fiscal Note: There is no City match required.

Sponsors:

Q.A. Shakoor II

Res.0314-17

Regency Mall

Resolved, that a development agreement between the City of Racine and Hull Property Group/Racine Mall, LLC for tax incremental assistance for the Regency Mall is approved.

Fiscal Note: Racine Mall, LLC will receive a performance-based tax incremental incentive of \$3,500,000.00 in the form of a cash funded "pay-as-you-go" annual payment for a maximum of thirteen years equal to a maximum of 90% of tax increment generated on properties currently owned by Racine Mall, LLC and its successors. If the maximum incentive request is not provided to the developer before the expiration of the development agreement, the City is not obligated to provide any additional or remaining incentive cash payments to the developer. If, at any time during the agreement, TID 20 does not generate positive increment or if there is not enough annual increment generated from all the properties within TID 20 to fund the sharing of an annual cash incentive within a given year, the City will not be obligated to share any tax increment with the developer.

Sponsors:

Q.A. Shakoor II

Res.0315-17

Racine Steel Castings, 1425 North Memorial Drive

Resolved, that the contract with DTI, Inc. (Deep-Earth Technologies, Inc.) is approved for \$233,133.00 for a pilot study and site planning and oversight contributing to the remediation of the North lot of Racine Steel Castings, 1425 North Memorial Drive.

Fiscal Note: Total project costs will be \$233,133.00, which includes a

maximum of \$210,000.00 for the pilot study and \$23,133.00 for site planning and oversight. The project will be paid for by combining the remaining North Lot EPA grant of \$95,515.53 and Intergovernmental Revenue Funds of \$137,617.47. Funds in the amount of \$300,000.00 were budgeted in the 2017 CIP for Racine Steel Castings Brownfield Cleanup and funds are available for this project.

Sponsors:

Q.A. Shakoor II

Res.0316-17

South sidewalk of Rupert Boulevard from Chicago Street West to the Cemetery During the 2016-2017 Winter Season

Resolved, that Racine Unified School District is approved to close the sidewalk on Rupert Boulevard in front of McKinley Middle School from December 1, 2017 to April 1, 2018, with the requirement that Racine Unified School District holds the City of Racine harmless from any and all injuries caused by conditions of the sidewalk related to this closure.

Fiscal Note: There will be no cost to the City of Racine in granting this permission.

Sponsors:

Terry McCarthy

Res.0317-17

Preliminary - Ten Year Benefits and Damages

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

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

All property fronting upon both sides:

PORTLAND CEMENT CONCRETE PAVING

Alley - bounded by 16th Street to 17th Street; Thurston Avenue to Grange Avenue

2. Said public improvement shall consist of **PORTLAND CEMENT CONCRETE PAVING**.

3. The total amount assessed against such district shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accruing thereto from said

improvements.

4. The assessments against any parcel may be paid in cash or in ten annual installments.

5. The Commissioner of Public Works is directed to prepare a report consisting of:

a. Preliminary or final plans and specifications for said improvement.

b. An estimate of the entire cost of the proposed work or improvement.

c. An estimate, as to each parcel of property within the assessment district, of:

(1) The assessment of benefits to be levied.

(2) The damages to be awarded for property taken or damaged.

(3) The net amount of such benefits over damages or the net amount of such damages over benefits.

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

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

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

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

Sponsors:

Terry McCarthy

[Res.0318-17](#)

Preliminary - Ten Year
Benefits and Damages

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

1. The Common Council hereby declares its intention to exercise its power under § 66.0703, Wisconsin Statutes, to levy special assessments upon property within the following described area for

benefits conferred upon such property by improvement of the following street(s):

All property fronting upon both sides:

PORTLAND CEMENT CONCRETE PAVING

Alley - Deane Boulevard to Quincy Avenue; 15th Street to 16th Street

2. Said public improvement shall consist of **PORTLAND CEMENT CONCRETE PAVING**.
 3. The total amount assessed against such district shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accruing thereto from said improvements.
 4. The assessments against any parcel may be paid in cash or in ten annual installments.
 5. The Commissioner of Public Works is directed to prepare a report consisting of:
 - a. Preliminary or final plans and specifications for said improvement.
 - b. An estimate of the entire cost of the proposed work or improvement.
 - c. An estimate, as to each parcel of property within the assessment district, of:
 - (1) The assessment of benefits to be levied.
 - (2) The damages to be awarded for property taken or damaged.
 - (3) The net amount of such benefits over damages or the net amount of such damages over benefits.
- Upon completing such report, the Commissioner of Public Works is directed to file a copy thereof on the City Clerk's Office for public inspection.
6. Upon receiving the report of the Commissioner of Public Works, the City Clerk is directed to give a Class 1 notice of a public hearing on such report as specified in § 66.60(7), Wisconsin Statutes.

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

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

Sponsors:

Terry McCarthy

[Res.0319-17](#)

Preliminary - Ten Year
Benefits and Damages

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

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

All property fronting upon both sides:

PORTLAND CEMENT CONCRETE PAVING

Alley - (NS) bounded by S. Memorial Drive to Packard Avenue; 16th Street to Washington Avenue

2. Said public improvement shall consist of **PORTLAND CEMENT CONCRETE PAVING**.

3. The total amount assessed against such district shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accruing thereto from said improvements.

4. The assessments against any parcel may be paid in cash or in ten annual installments.

5. The Commissioner of Public Works is directed to prepare a report consisting of:

- a. Preliminary or final plans and specifications for said improvement.
- b. An estimate of the entire cost of the proposed work or improvement.
- c. An estimate, as to each parcel of property within the assessment district,

of:

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

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

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

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

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

Sponsors:

Terry McCarthy

Res.0320-17

Preliminary - Ten Year
Benefits and Damages

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

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

All property fronting upon both sides:

PORTLAND CEMENT CONCRETE PAVING

**Alley - (EW & NS) bounded by Slauson Avenue to 16th Street;
Phillips Avenue to Taylor Avenue**

2. Said public improvement shall consist of **PORTLAND CEMENT
CONCRETE PAVING.**

3. The total amount assessed against such district shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accruing thereto from said improvements.

4. The assessments against any parcel may be paid in cash or in ten annual installments.

5. The Commissioner of Public Works is directed to prepare a report consisting of:

a. Preliminary or final plans and specifications for said improvement.

b. An estimate of the entire cost of the proposed work or improvement.

c. An estimate, as to each parcel of property within the assessment district, of:

(1) The assessment of benefits to be levied.

(2) The damages to be awarded for property taken or damaged.

(3) The net amount of such benefits over damages or the net amount of such damages over benefits.

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

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

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

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

Sponsors:

Terry McCarthy

[Res.0321-17](#)

Amendment No. 2 to Contract 20160032, PS - 2016 Sewer Asset Management Services, AECOM, Consultant

Resolved, that Amendment No. 2 to Contract 20160032, PS - 2016 Sewer Asset Management Services, AECOM, consultant, as submitted, is approved.

Fiscal Note: Amendment No. 2 is in the not-to-exceed amount of \$7,716.00. Funding to defray the cost of this amendment be appropriated from the following Org-Objects:

\$ 200.00 - Org-Object 22640-57560, Sanitary Sewer Var. Loc.
\$3,825.00 - Org-Object 60484-57570, Storm Sewer Misc. Loc.
\$3,691.00 - Org-Object 40102-57560, Water/Wastewater Projects
\$7,716.00 - Total

Sponsors: Terry McCarthy

[Res.0322-17](#) Change Order No. 1 on Contract 20160025, 2016 CCTV and Manhole Inspections, Visu-Sewer, Inc., Contractor

Resolved, that Change Order No. 1 on Contract 20160025, 2016 CCTV and Manhole Inspections, Visu-Sewer, Inc., contractor, as submitted, is approved in the amount of \$3,465.00

Further resolved, that funding to defray the cost of the change order be appropriated from Org-Object 22640-57560, Sanitary Sewer, Misc. Loc.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Terry McCarthy

[Res.0323-17](#) Change Order No. 1 on Contract 20160040, 2016 Sewer Main and Lateral Lining, Musson Brothers, Contractor

Resolved, that Change Order No. 1 on Contract 20160040, 2016 Sewer Main and Lateral Lining, Musson Brothers, contractor, as submitted, is approved in the deduct amount of \$229,000.50.

Fiscal Note: Funding accounts be adjusted by the following amounts:

(\$182,773.25) - Org-Object 40102-57560, Sanitary Sewers-RWWU
Surcharge Fund
(\$ 46,227.25) - Org-Object 22640-57560, Sanitary Sewer
(\$229,000.50) - Total

Sponsors: Terry McCarthy

[Res.0324-17](#) Greenspan Home Health Care, LLC Personnel Office at 2124 Sixteenth Street

Resolved, that the request from Nina Yates, representing Greenspan Home Health Care, LLC, seeking a conditional use permit to operate a personnel office at 2124 Sixteenth Street is approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on September 13, 2017 be approved subject to the conditions contained herein.
- b. That all license requirements from the State of Wisconsin and City of Racine be obtained, complied with, and kept current at all times.
- c. That no loitering in or around the building shall be permitted.
- d. That the hours of operation shall be 9 a.m. - 4 p.m., Monday thru Friday.
- e. That street parking standards be enforced per the description provided:
 - 1. Each office employee, including Registered Nurses, shall park at least one block away from the facility.
 - 2. Personal care workers are free to park near the building.
 - 3. When a personal care worker or registered nurse is scheduled for training they too will abide by the standard of parking at least one block away from the facility.
- f. That, if an agreement for parking is made to allow parking at the neighboring parcel, the agreement be provided to the Director of City Development.
- g. That, prior to building permits or occupancy permits being issued, an exterior renovation plan be submitted for the review and approval of the Director of City development, and implemented prior to occupancy.
- h. That, if exterior renovation cannot be completed before the issuance of and occupancy permit, 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 the exterior renovation 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. All exterior renovations shall be completed by October 1, 2018.
- i. That all signs shall be professionally made and comply with all zoning ordinance requirements, and be approved by Director of City Development.
- j. That all codes and ordinances are complied with and required permits acquired.

k. 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.

l. 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

Res.0326-17

N. Owen Davies Park, 1700 West Blvd., Racine WI 53403

Resolved, that the communication from WE Energies on July 26, 2017 requesting 12 foot easement areas for underground distribution at N. Owen Davies Park, 1700 West Blvd., Racine WI 53403 is approved.

Fiscal Note: WE Energies will replant any trees needing removal and will grass seed easement areas.

Sponsors:

Jason Meekma

Res.0327-17

Venuworks Management Agreement Extension

Resolved, that the Common Council adopt Addendum #3 to the Management Agreement with VENUWORKS extending the current agreement for the ongoing management and operations of Festival Hall, Festival Park and Memorial Hall for a period of 18-months, through June 30, 2019, including therewith the extra services for support of the proposed event center.

Fiscal Note: The Contract extension proposed would continue the same terms for compensation to VENUWORKS. The current terms of the Management Agreement with VENUWORKS requires the City to pay VENUWORKS a yearly "base management fee" of \$70,000, adjusted upward each January 1st following 2013, by the annual change in the Consumer Price Index. In addition, VENUWORKS can (and has) achieve(d) additional yearly "variable fees" which are performance-based and equal to no greater than 50% of the subsidy savings they can achieve year-over-year. The City has budgeted for these fees in advance. To the extent VENUWOPRKS continues to achieve year-over-year subsidy savings, the city will see its budget for the Civic Centre continue to decline. The additional support services associated with acquiring Naming Rights for the event center and assisting with the final term-sheet for the USHL Franchisee anchor-tenant, will be done without additional charge other than any actual out-of-pocket expenses incurred by VENUWORKS; as well as should the City not continue to contract with VENUWORKS following the

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.

L. Adjourn

Office of The City Clerk

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