



City of Racine

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

Meeting Agenda - Final Common Council

*Mayor John T. Dickert, Alderman Jeff Coe,
Alderman Mollie Jones, Alderman Michael Shields,
Alderman Jim Kaplan, Alderman Steve Smetana,
Alderman Sandy Weidner,
Alderman Raymond DeHahn,
Alderman Q.A. Shakoor II,
Alderman Terry McCarthy, Alderman Dennis Wisner,
Alderman Mary Land, Alderman Henry Perez,
Alderman James Morgenroth,
Alderman Ronald Hart, Alderman Melissa Lemke*

Tuesday, October 20, 2015

7:00 PM

Room 205, City Hall

- A. Call To Order
- B. Pledge of Allegiance To The Flag
- C. Approval of Journal of Council Proceedings (Minutes)
- D. Public Comments
- E. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

[15-00900](#) **Subject:** communication from the City Attorney submitting the claim of Veronica Belcher for consideration.

[15-00928](#) **Subject:** Communication from the Alderman of the 6th District requesting to meet with the Finance & Personnel Committee to discuss separating the duties of Human Resource Administrator from the City Attorney's office and hiring a full time Human Resource Administrator.

[15-00929](#) **Subject:** Communication from the Alderman of the 6th District asking to meet in closed session with the Finance and Personnel Committee, pursuant to Wisconsin Statute § 19.85(1)(c), for the purpose of considering employment or performance evaluation data of a particular public employee over whom the governmental body has jurisdiction or exercises responsibility.

[15-00938](#) **Subject:** Communication from the Finance Director requesting to have a representative from Robert W. Baird appear before the Finance and Personnel Committee at their next scheduled meeting on Monday, October 26, 2015 to discuss refunding the City's 2015 Anticipation Note

that was issued for our Capital Projects.

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

[15-00930](#) **Subject:** Communication from Jeff Collen, Lighthouse Run Director, requesting to use City right-of-way, Monument Square and Sam Johnson Parkway on June 18, 2016 for the 38th Annual Lighthouse Run.

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

[15-00932](#) **Subject:** (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Odd Fellows Bistro LLC dba Odd Fellows Bistro 817 Main Street, Emily Day, Agent. (1st District)

[15-00936](#) **Subject:** (New) Application of Guy Singer Dance Studio, Guy Louis Singer, Agent, for a Class "B" Fermented Malt Beverage License for 1514 Junction Avenue (3rd District).

Refer to Committee of the Whole, by Ald. Wisner

[15-00862](#) **Subject:** Communication from the Alderman of the 4th District requesting that the Common Council rescind the vote taken on August 4, 2015 on ZOrd. 002-15 for the rezoning of the CVS property at Washington Avenue and Ohio Street. Note: If the Common Council rescinds the August 4, 2015 vote, the Common Council might then address the issue of ZOrd. 002-15.

[15-00927](#) **Subject:** Communication from the Commissioner of Public Works requesting to add \$355,000 to the 2016 CIP Budget to address the Sidewalk Inspection and Replacement Programs.

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

[15-00935](#) **Subject:** Communication from the Alderman of the 11th District requesting an amendment to Municipal Code 70-83 - Camping, business or entertainment permit to allow the Director of Parks, Recreation & Cultural Services to provide written consent as the boards designee.

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[15-00814](#) **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting permission to accept a \$1,150.00 donation from the Girls Gear Foundation dba AGA Foundation. (Res No.

15-0383)

Recommendation of the Finance & Personnel Committee on

10/12/2015: Permission be granted to the Director of Parks, Recreation & Cultural Services to accept a \$1,150.00 donation from the Girls Gear Foundation dba AGA Foundation.

Fiscal Note: N/A

[15-00854](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting permission to apply & accept \$9,500.00 in grant funds from the SC Johnson, Maxi Grant for School/Government Agency, to support the Performing Arts Program at the Dr. John Bryant Community Center. No match required. Grant Control #00065. (Res No. 15-0384)

Recommendation of the Finance & Personnel Committee on

10/12/2015: Permission be granted to the Director of Parks, Recreation & Cultural Services to apply and accept \$9,500.00 in grant funds from the SC Johnson, Maxi Grant for School/Government Agency, to support the Performing Arts Program at the Dr. John Bryant Community Center. Grant Control #00065.

Fiscal Note: No match required.

[15-00866](#)

Subject: Communication from the Finance Director requesting to enter into an agreement to add parking tickets to the official payments contracts. (Res No. 15-0390)

Recommendation of the Finance & Personnel Committee on

10/12/2015: The Mayor and City Clerk be authorized to execute a contract with Official Payments for the collection of multiple municipal customer payments.

Fiscal Note: No cost to the City.

[15-00867](#)

Subject: Communication from the Chief of Police requesting to accept donations from Fromm feeding friends, Fromm Family Pet Foods for the Police Department K-9 Unit. (Res No. 15-0385)

Recommendation of the Finance & Personnel Committee on

10/12/2015: Permission be granted to the Chief of Police to accept donations from Fromm Feeding Friends, Fromm Family Pet Foods for the Police Department K-9 Unit.

Fiscal Note: No cost to the City.

[15-00875](#)

Subject: Communication from the Chief of Police requesting to apply for

and accept the 2016 Beat Control Grant for \$121,434.00 (Grant #00066). (Res No. 15-0386)

Recommendation of the Finance & Personnel Committee on

10/12/2015: Permission be granted to the Chief of Police to apply and accept the 2016 Beat Control Grant for \$121,434.00 (Grant #00066).

Fiscal Note: Hard match of \$40,478.00 required.

[15-00882](#)

Subject: Communication from the Chief of Police requesting to discuss the Safety & Security Officer position with Racine Unified School District. (Res No. 15-0389)

Recommendation of the Finance & Personnel Committee on

10/12/2015: Recommended that the City negotiate and enter into an agreement with Racine Unified School District for a joint position of Safety and Security Officer.

Fiscal Note: Racine Unified to reimburse 50% of all costs.

[15-00885](#)

Subject: Communication from the Chief of Police requesting to accept a donation for a new Patrol/Narcotic K-9 at \$15,000. (Res No. 15-0388)

Recommendation of the Finance & Personnel Committee on

10/12/2015: Permission be granted to the Chief of Police to accept a donation of a new Patrol/Narcotic K-9 valued at \$15,000.

Fiscal Note: No cost to the City.

[15-00889](#)

Subject: Communication from the Alderman of the 6th District asking for referral to the Finance and Personnel Committee a request to discuss Administration discretion in City policy regarding pre-employment conditions.

Recommendation of the Finance & Personnel Committee on

10/12/2015: Receive and file.

Fiscal Note: N/A

Public Works and Services Committee Report, by Ald. Morgenroth

[15-00853](#)

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer submitting a list of streets to be included in the 2016 Public Hearings for 2017 Construction. (Res No. 15-0395)

Recommendation of the Public Works and Services Committee on

10-13-15: That the following list of streets, as submitted by the Assistant Commissioner of Public Works/City Engineer, be considered for

reconstruction with Portland cement concrete paving for the 2017 construction season (2016 public hearings) and that a preliminary resolution be introduced.

Portland Concrete Paving

Apple Tree Circle - Cul-de-sac to N. Illinois Street
Barbara Drive - Cul-de-sac to Golf Avenue
Chatham Street - Melvin Avenue to Lombard Avenue
DeKoven Avenue - Clark Street to Racine Street
Erie Street - Prospect Street to Colbert Street
Kentucky Street - Kinzie Avenue to Haven Avenue
Kewaunee Street - N. Main Street to Chatham Street
Lighthouse Drive - Sheffield Drive to Queens Court
Lombard Avenue - N. Main Street to Chatham Street
N. Osborne Boulevard - Fairway Drive to Ravine Drive
Rickeman Street - Dead End to Liberty Street
Spring Valley Drive - 107 Feet North of Harrington Drive to Vista Drive
Superior Street - 60 Feet North of Liberty Street to State Street
Boyd Avenue - Dead End to Seventeenth Street
Debra Lane - Maryland Avenue to Delaware Avenue
Olive Street - Grove Avenue to Dead End

Fiscal Note: Unknown at this time.

[15-00877](#)

Subject: Change Order No. 1 on Contract 13-14 (K4-013), CDBG Asphalt, Stark Pavement Corporation, contractor. (Res No. 15-0393)

Recommendation of the Public Works and Services Committee on 10-13-15: That Change Order No. 1 on Contract 13-14 (K4-013), CDBG Asphalt, Stark Pavement Corporation, contractor, as submitted, be approved in the deduct amount of (\$62,086.21).

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

(\$38,018.19) - Org-Object 45040-57500 (994.908.5220), Asphalt Resurfacing

(\$24,067.92) - Org-Object 20044-57500 (894.030.5540), Asphalt Resurfacing CDBG

(\$62,086.21) - Total

Fiscal Note: Funds are available as herein delineated.

[15-00878](#)

Subject: Final payment, Contract 13-14 (K4-013), 2014 CDBG Asphalt, Stark Pavement Corporation., contractor. (Res No. 15-0394)

Recommendation of the Public Works and Services Committee on 10-13-15: That the work done by Stark Pavement Corporation, under Contract 13-14 (K4-013), 2014 CDBG Asphalt, be accepted and final payment authorized for a total contract amount of \$447,626.89.

Fiscal Note: Contract was authorized under Resolution 14-0180, dated May 6, 2014.

[15-00891](#)

Subject: (Direct Referral) Communication from Glenn Geurts and Wesley Rosenberg requesting permission to waive catch basin restrictions at 2101 Lathrop Avenue. (Res No. 15-0392)

Recommendation of the Public Works and Services Committee on 10-13-15: Approval to waive catch basin restrictions at 2101 Lathrop Avenue.

Fiscal Note: N/A

[15-00901](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting the 2015 Pavement Management System Summary Report.

Recommendation of the Public Works and Services Committee on 10-13-15: Receive and file.

Fiscal Note: N/A

[15-00902](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting the 2015 Sanitary and Storm Sewer Assessment Management Report.

Recommendation of the Public Works and Services Committee on 10-13-15: Receive and file.

Fiscal Note: N/A

[15-00904](#)

Subject: (Direct Referral) Communication from the Alderman of the 6th District requesting to discuss the Sidewalk Inspection Program.

Recommendation of the Public Works and Services Committee on 10-13-15: Receive and file.

Further recommends that a new item be referred to the Committee of the Whole to consider adding \$355,000 to the 2016 CIP Budget to address the Sidewalk Inspection and Replacement Programs.

Fiscal Note: Funding to be determined.

[15-00905](#)

Subject: (Direct Referral) Communication from the Downtown Racine Corporation requesting to use City right-of-way for the annual Holiday Parade on Saturday, November 14, 2015. (Res No. 15-0391)

Recommendation of the Public Works and Services Committee on 10-13-15: That permission be granted to the Downtown Racine Corporation to close Ontario Street, State Street between Ontario Street and Main Street, Main Street between State Street and Sixth Street, Sixth Street between Main Street and City Hall, on Saturday, November 14, 2015, for the Holiday Parade with the following stipulations:

Further recommends that permission be granted with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$750.00 special event fee.
- F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval, and providing and removing all temporary traffic control devices and detour signs.
- G. If required, sponsor shall provide a detour plan for the closure of all State connecting highways, arterial and collector streets to the City Engineer for approval.
- H. Sponsor is responsible for cleaning the streets.
- I. If required, sponsor shall install parking meter hoods or temporary parking signs at least twenty-four (24) hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.

Further recommends that the Commissioner of Public Works, City Engineer and Chief of Police provide limited assistance, in the interest of public safety, to implement this event.

Fiscal Note: There will be nominal costs to the various City departments, on a regular shift basis, to assist in implementing this event.

Public Safety and Licensing Committee Report, by Ald. Coe

[15-00876](#)

Subject: Communication from the Chief of Police requesting to purchase a Police Mobile Command Vehicle from LDV Inc. in the

amount of \$344,888.00 under GSA grant pricing. (Res No. 15-0387)

Recommendation of the Finance & Personnel Committee on

10/12/2015: Funding for the purchase of a Police Mobile Command Vehicle from LDV Inc. in the amount of \$344,888.00 under GSA grant pricing be appropriated from recaptured Capital Improvement Bond Proceeds.

Recommendation of the Public Safety and Licensing Committee on

10-13-15: That the communication from the Chief of Police requesting to purchase a Police Mobile Command Vehicle from LDV Inc. in the amount of \$344,888.00 under GSA grant pricing be approved.

Fiscal Note: There are sufficient funds available for a re-appropriation.

[15-00880](#)

Subject: Application of Pizza Hut, Inc., Rebecca J. Pohlman, Agent, for a Change of Agent for a Class "B" Retail Fermented Malt Beverage License for 5000 Washington Avenue (12th District).

Recommendation of the Public Safety and Licensing Committee on

10-13-2015: That the application of Pizza Hut, Inc., Rebecca J. Pohlman, Agent, for a Change of Agent for a Class "B" Retail Fermented Malt Beverage License for 5000 Washington Avenue be approved.

Fiscal Note: N/A

[15-00899](#)

Subject: (Direct Referral) Communication from the Purchasing Agent submitting the report on bids received for the sale of Abandoned Vehicles, September 15, 2015.

Recommendation of the Public Safety and Licensing Committee on

10-13-15: That the item be recommended to be received and filed as the highest responsible bidder out of three bids was Sturtevant Auto Salvage.

Fiscal Note N/A: This will generate \$8,102.00 in revenue for account 13101 48301.

Housing Loan Board (Loan Board of Review) Committee Ald. Land

[15-00909](#)

Subject: (Direct Referral) Request of the Director of City Development to accept the offer of Adolfo Sifuentes and Flor Gabriela Villa to purchase 931 Center Street, an NSP property. (Res No. 15-0398)

Recommendation of the Loan Board of Review on October 15,

2015: To approve the request of the Director of City Development to accept the offer of Adolfo Sifuentes and Flor Gabriela Villa to purchase

931 Center Street, an NSP property with contingencies as listed on attachment.

Fiscal Note: This is a new home build under the NSP-1 program. The City will receive \$90,000.00 in proceeds from the sale, minus commission and closing costs.

City Plan Commission Report, by Ald. Wiser

[15-00907](#)

Subject: (Direct Referral) A request by Robert Bokowski, representing WE Energies, for a conditional use permit to replace an existing 200-foot tall communication tower with a 230-foot tower at 2200 Oakes Road. (Res No. 15-0397)

Recommendation of the City Plan Commission on 10-14-15: To approve the request subject to conditions.

Fiscal Note: N/A

Downtown Area Design Review Report, by Ald. Coe

[15-00886](#)

Subject: (Direct Referral) Review of a signage request for 606 College Avenue, Seven Keys to Escape. (DC-15) (Res No. 15-0396)

Recommendation of the Public Works and Services Committee on 10-13-15: That the property owner of 606 College Avenue be granted permission to install a stationary projecting sign, as requested, with the stipulation that a hold harmless agreement be executed and a \$150.00 processing fee paid, in accordance with the State Statute 66.0425, Privileges in Streets.

Further recommends that the property owner be charged a \$125.00 fee to cover administrative costs associated with filing this item with the Register of Deeds.

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

Committee of the Whole Report, by Ald. Wiser

[15-00772](#)

Subject: (Direct Referral) Communication from the President of the Library Board requesting to have the Library Director present the State of the Library Address to the Committee of the Whole.

Recommendation of the Committee of the Whole on 10-06-2015: the Item be Received and Filed.

Fiscal Note: N/A

[15-00872](#)

Subject: (Direct Referral) RCEDC would like to update the Common Council on current Economic Development efforts.

Recommendation of the Committee of the Whole on 10-06-2015:
the Item be Received and Filed.

Fiscal Note: N/A

Office of the Mayor Report, by Ald. Wiser

[15-00934](#)

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

Reappoint Dustan Balkcom 501 6th Street, Racine, WI 53403 on the Transit and Parking Commission to a three-year term, expiring October 1, 2018

Reappoint Deborah Ganaway, 1010 Orchard St, Racine, WI 53405 on the Transit and Parking Commission to a three-year term, expiring October 1, 2018

Reappoint John Heckenlively 410 7th Street, Racine, WI 53403 on the Transit and Parking Commission to a three-year term, expiring October 1, 2018

Reappoint Alderman Raymond DeHahn 2706 Diane Avenue, Racine, WI 53404 on the Transit and Parking Commission to a one-year term, expiring October 1, 2016

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

[15-00692](#)

Subject: (Direct Referral) Communication from the Wisconsin Department of Military Affairs requesting a temporary easement for the restoration of the ditch located on the north side of the Military Vehicle Storage Compound which will require minor grading of City land. (Res No. 15-0399)

Recommendation from the Board of Parks, Recreation and Cultural Services on 10/14/15: To approve the requested temporary easement for the restoration of the ditch located on the north side of the Military Vehicle Storage Compound, requiring minor grading to City Land, pending an executed agreement & release of liability drafted by the City Attorney's office.

Fiscal Note: There to be no cost to the City.

[15-00812](#)

Subject: Communication from the Alderman of the 9th District

requesting to make revisions to the Municipal Code Section 70-37 concerning the eligibility of members.

Recommendation from the Board of Parks, Recreation & Cultural Services on 10/14/15: To direct the City Attorney's office to repeal & recreate section 70-37 of the Municipal Code as requested by the 9th District Alderman.

Fiscal Note: N/A

G. Consent Resolutions

[Res.15-0383](#) Donation from Girls Gear Foundation dba AGA Foundation

Resolved, that permission is granted to the Director of Parks, Recreation & Cultural Services to accept a \$1,150.00 donation from the Girls Gear Foundation dba AGA Foundation.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor II

[Res.15-0384](#) Grant to Support Performing Arts Program at Dr. John Bryant Community Center

Resolved, that permission is granted to the Director of Parks, Recreation & Cultural Services to apply for and accept \$9,500.00 in grant funds from the SC Johnson, Maxi Grant for School/Government Agency, to support the Performing Arts Program at the Dr. John Bryant Community Center. (Grant Control #00065)

Fiscal Note: No match required.

Sponsors: Q.A. Shakoor II

[Res.15-0385](#) Donation to Police Department K-9 Unit

Resolved, that permission is granted to the Chief of Police to accept donations from Fromm Feeding Friends/Fromm Family Pet Foods for the Police Department K-9 Unit.

Fiscal Note: No cost to the City.

Sponsors: Q.A. Shakoor II

[Res.15-0386](#) 2016 Beat Control Grant

Resolved, that permission is granted to the Chief of Police to apply for and accept the 2016 Beat Control Grant in the amount of \$121,434.00.

(Grant Control #00066)

Fiscal Note: Hard match of \$40,478.00 required.

Sponsors: Q.A. Shakoor II

[Res.15-0387](#) Purchase of a Police Mobile Command Vehicle

Resolved, that the request of the Chief of Police to purchase a Police Mobile Command Vehicle from LDV, Inc., in the amount of \$344,888.00 under GSA grant pricing is approved.

Fiscal Note: Funding for the purchase is in the amount of \$344,888.00 under GSA grant pricing will be appropriated from recaptured Capital Improvement Bond Proceeds..There are sufficient funds available for a re-appropriation.

Sponsors: Q.A. Shakoor II

[Res.15-0388](#) New Patrol/Narcotic K-9 Unit

Resolved, that permission is granted to the Chief of Police to accept a donation of a new Patrol/Narcotic K-9 valued at \$15,000.00.

Fiscal Note: No cost to the City.

Sponsors: Q.A. Shakoor II

[Res.15-0389](#) Safety & Security Officer Position with Racine Unified School District

Resolved, that the City negotiate and enter into an agreement with Racine Unified School District for a joint position of a Safety and Security Officer.

Fiscal Note: Racine Unified School District to reimburse 50% of all costs.

Sponsors: Q.A. Shakoor II

[Res.15-0390](#) Add Parking Tickets to Official Payments Contracts

Resolved, that the Mayor and City Clerk are authorized to execute a contract with Official Payments for the collection of multiple municipal customer payments.

Fiscal Note: No cost to the City.

Sponsors: Q.A. Shakoor II

[Res.15-0391](#) 2015 Holiday Parade

Resolved, that permission is granted to the Downtown Racine Corporation to close Ontario Street, State Street between Ontario Street and Main Street, Main Street between State Street and Sixth Street, Sixth Street between Main Street and City Hall, on Saturday, November 14, 2015, for the Holiday Parade with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to, and paid for by, the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$750.00 special event fee.
- F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval, and providing and removing all temporary traffic control devices and detour signs.
- G. If required, sponsor shall provide a detour plan for the closure of all State connecting highways, arterial and collector streets to the City Engineer for approval.
- H. Sponsor is responsible for cleaning the streets.
- I. If required, sponsor shall install parking meter hoods or temporary parking signs at least twenty-four (24) hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.

Further resolved, that the Commissioner of Public Works, the City Engineer, and the Chief of Police provide limited assistance, in the interest of public safety, to implement this event.

Fiscal Note: There will be nominal costs to the various City departments, on a regular shift basis, to assist in implementing this event.

Sponsors: James Morgenroth

[Res.15-0392](#) Waive Catch Basin Restrictions at 2101 Lathrop Avenue

Resolved, that the request of Glenn Geurts and Wesley Rosenberg to waive catch basin restrictions at 2101 Lathrop Avenue is approved.

Fiscal Note: N/A

Sponsors: James Morgenroth

[Res.15-0393](#) Change Order No. 1 on Contract 13-14 (K4-013), CDBG Asphalt

Resolved, that Change Order No. 1 on Contract 13-14 (K4-013), CDBG Asphalt, Stark Pavement Corporation, contractor, as submitted, is approved in the deduct amount of (\$62,086.21).

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

(\$38,018.19) - Org-Object 4 5040-57500 (994.908.5220), Asphalt Resurfacing

(\$24,067.92) - Org-Object 20044-57500 (894.030.5540), Asphalt Resurfacing CDBG

(\$62,086.21) - Total

Sponsors: James Morgenroth

[Res.15-0394](#) Final Payment, Contract 13-14 (K4-013), 2014 CDBG Asphalt

Resolved, that the work done by Stark Pavement Corporation, under Contract 13-14 (K4-013), 2014 CDBG Asphalt, is accepted and final payment authorized for a total contract amount of \$447,626.89.

Fiscal Note: Contract was authorized under Resolution No. 14-0180, dated May 6, 2014.

Sponsors: James Morgenroth

[Res.15-0395](#) Preliminary - Ten (10) 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, Wis. Stats., 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 Concrete Paving

Apple Tree Circle - Cul-de-sac to N. Illinois Street
Barbara Drive - Cul-de-sac to Golf Avenue
Chatham Street - Melvin Avenue to Lombard Avenue
DeKoven Avenue - Clark Street to Racine Street
Erie Street - Prospect Street to Colbert Street
Kentucky Street - Kinzie Avenue to Haven Avenue
Kewaunee Street - N. Main Street to Chatham Street
Lighthouse Drive - Sheffield Drive to Queens Court
Lombard Avenue - N. Main Street to Chatham Street
N. Osborne Boulevard - Fairway Drive to Ravine Drive
Rickeman Street - Dead End to Liberty Street
Spring Valley Drive - 107 Feet North of Harrington Drive to Vista Drive
Superior Street - 60 Feet North of Liberty Street to State Street
Boyd Avenue - Dead End to Seventeenth Street
Debra Lane - Maryland Avenue to Delaware Avenue
Olive Street - Grove Avenue to Dead End

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

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

4. The assessments against any parcel may be paid in cash or in ten (10) annual installments.

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

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

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

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

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

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), Wis. Stats.

Fiscal Note: N/A

Sponsors: James Morgenroth

[Res.15-0396](#) Signage at 606 College Avenue - Seven Keys to Escape

Resolved, that the property owner of 606 College Avenue is granted permission to install a stationary projecting sign, as requested, with the stipulation that a hold harmless agreement be executed and a \$150.00 processing fee paid, in accordance with the State Statute 66.0425, Privileges in Streets.

Further resolved, that the property owner be charged a \$125.00 fee to cover administrative costs associated with filing this item with the Register of Deeds.

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

Sponsors: James Morgenroth

[Res.15-0397](#) Replace Transmission Tower at 2200 Oakes Road

Resolved, that the request by Robert Bokowski, representing WE Energies, to replace an existing 200-foot tall transmission tower with a 230-foot tall transmission tower, with associated equipment at 2200 Oakes Road is approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on October 14, 2015, be approved subject to the conditions contained herein.
- b. That all applicable building and occupancy permits be obtained from the Building Inspection Department.
- c. That all codes and ordinances be complied with and required permits acquired.
- d. That the structural analysis shall be submitted for review and approval prior to the issuance of building permits.
- e. That the existing lease area for the tower shall remain the same and contain all equipment for the transmission tower and wireless communication facilities.
- f. That any request to expand the lease area, or construct any additional

base equipment facilities / structures, shall require review and approval by the Plan Commission.

g. That the applicant shall provide proof of access rights to the entryway from the undedicated portion of roadway leading to the site from 1777 Oakes Road.

h. That the LP tank located in the southwest corner of the lease area shall be drained prior to construction of the proposed tower.

i. That upon completion of the tower and modification / installation of the base equipment and infrastructure for WE Energies and Verizon Wireless, the existing tower shall be removed within 90 days of the new tower's start of operation. This time frame does not extend to installation of any additional wireless communication equipment for a secondary wireless carrier.

j. That Staff will discuss potential safety or protection risks associated with this replacement tower with the Police Department. Should concerns be expressed, the request will be brought back to the Plan Commission for discussion and potential amendments to address concerns.

k. That future requests for co-locations for wireless communication infrastructure on the lattice tower shall be reviewed and approved by the Department of City Development.

l. That all wireless communication providers shall report their frequencies to the Racine Emergency Services Department, and provide and maintain with that department a current listing of all frequencies utilized by the facility and the name of a contact in charge of radio frequencies for the operator.

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

Fiscal Note: N/A

Sponsors: Dennis Wisner

[Res.15-0398](#) Purchase of 931 Center Street

Resolved, that the request of the Interim Director of City Development to accept the offer of Sifuentes and Flor Gabriela Villa to purchase 931 Center Street, an NSP property, is approved with contingencies as listed on attachment.

Further resolved, that the Mayor, the City Clerk, and the Interim Director

of City Development are authorized to execute any documents necessary to complete the sale.

Fiscal Note: This is a new home build under the NSP-1 program. The City will receive \$90,000.00 in proceeds from the sale, minus commission and closing costs.

Sponsors: Mary Land

[Res.15-0399](#) Wisconsin Department of Military Affairs Request for Temporary Easement

Resolved, that the request of the Wisconsin Department of Military Affairs for a temporary easement for the restoration of the ditch located on the north side of the Military Vehicle Storage Compound, requiring minor grading to City Land, pending an executed agreement & release of liability drafted by the City Attorney's office is approved.

Fiscal Note: No cost to the City.

Sponsors: Terry McCarthy

H. Consent Agenda

I. Ordinances

[Ord.10-15](#) Ordinance 10-15 - Use of Tires

An ordinance to amend Section 42-31. - Accumulation and storage of solid waste in Chapter 42 - Environment, of the Municipal Code of the City of Racine, Wisconsin regarding the use of tires.

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

Part 1: To amend Section 42-31. - Accumulation and storage of solid waste in Chapter 42 - Environment, of the Municipal Code of the City of Racine, Wisconsin by adding the following paragraph:

“When special circumstances or exceptional site characteristics are applicable to the property involved, the requirements of this article may be modified by the Commissioner of Public Works upon his/her finding that each of the following criteria is met:

a) Granting the modification will not be unreasonably detrimental to the public welfare or to property in the neighborhood of the subject property; and

b) Granting the modification will not, under the circumstances of the particular case, unreasonably affect the health or safety of persons working or residing in the neighborhood of the subject property.”

Part 3: 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.

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Henry Perez

[Ord.11-15](#)

Ordinance 11-15 - Towing Distance

An ordinance to appeal and recreate subsection (2) of Section 22-835. - Same-Conditions in Chapter 22, Article XXIII. - Motor Vehicle Recovery and Towing of the Municipal Code of the City of Racine, Wisconsin regarding the location of towing businesses used.

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

Part 1: To repeal and recreate subsection (2) of Section 22-835. - Same-Conditions in Chapter 22, Article XXIII. - Motor Vehicle Recovery and Towing as follows:

“Exclusive use by ownership or written lease of a place of business with a storage facility at a single location within the city or within a north-south boundary consisting of 7 Mile Road and Highway KR, and an east-west boundary consisting of Lake Michigan and Highway H in which the licensee is the sole licensee under this article operating the premises. The place of business shall contain the licensee’s telephone, FM two-way radio, and other equipment and personnel reasonably necessary for the licensee to perform its obligations under this article”

Part 3: 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.

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Jeff Coe

J. 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.