



City of Racine

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

Meeting Minutes - Final Common Council

Mayor John T. Dickert, President, Alderman Raymond DeHahn

*Alderman Dennis Wisner, Alderman Jim Kaplan
Alderman Q.A. Shakoor, II, Alderman Ronald D. Hart,
Alderman Sandy Weidner*

*Alderman Krystyna Sarrazin, Alderman Jeff Coe, Alderman
Michael Shields*

*Alderman Melissa Kaprelian-Becker, Alderman Terry
McCarthy*

*Alderman Gregory Holding Alderman James Morgenroth
Alderman Edward E. Diehl, Alderman Henry Perez*

Tuesday, September 16, 2014

7:00 PM

Room 205, City Hall

Mayor Dickert asked to be excused.

President DeHahn presided over the Common Council meeting.

A. Call To Order

PRESENT: 14 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, Weidner, DeHahn, Shakoor, II, McCarthy, Wisner, Perez, Morgenroth, Hart and Diehl

EXCUSED: 1 - Holding

B. Pledge of Allegiance To The Flag

President DeHahn led the Council in the Pledge of Allegiance to the Flag.

C. Approval of Journal of Council Proceedings (Minutes)

Minutes of the previous meeting were approved as printed on motion of Alderman Shakoor, seconded by Alderman Hart.

D. Public Hearing

Ord.10-14

Ordinance 10-14

To amend Sec. 114-36 Penalty for violation of chapter, of the Municipal Code of the City of Racine, Wisconsin.

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

Part 1: Amend Sec. 114-36 by inserting before the current paragraph,

the following:

“Inspection fee for the first inspection shall not apply. If no violations of the Zoning Code are found, the case will be closed, and no further action will be taken. If violations are found to exist, the property owner will be issued an order to correct violations within thirty (30) days. If upon re-inspection the violations have been corrected, the case will be closed, and no further action will be taken. If upon re-inspection the violations are found to still exist, the property owner will be assessed an inspection fee of One Hundred Fifty Dollars (\$150.00). If the violations continue after re-inspection, the property owner may be subject to a citation being issued for the violations. The property owner may also be subject to their Conditional Use Permit and/or Occupancy Certificate being revoked.

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.

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Raymond DeHahn

Two individuals spoke on Ord. 10-14 at the Public Hearing.

President DeHahn declared the public hearing closed.

E. Public Comments

- Harry William Hurhur*
- Todd Taves*
- Richard Kauffman*
- Ron Thomas*
- Kate Remington*
- George Meyers*

F. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

- 14-10548** **Subject:** Communication from the City Attorney submitting the claim of Corrina Brown for consideration.
Referred to Finance and Personnel Committee
- 14-10550** **Subject:** Communication from the City Attorney submitting the claim of Susan Chase for consideration.
Referred to Finance and Personnel Committee
- 14-10552** **Subject:** Communication from the City Attorney submitting the claim of Acuity Insurance (Contreras) for consideration.
Referred to Finance and Personnel Committee
- 14-10556** **Subject:** Communication from the Public Health Administrator requesting permission to enter into a Memorandum of Understanding (MOU) with the Retired and Senior Program (RSVP) of Racine County, sponsored by, Volunteer Center of Racine County Inc. The purpose of the MOU is to facilitate collaboration with RSVP and guide the working relationship between all parties.
Referred to Finance and Personnel Committee
- 14-10557** **Subject:** Communication from the Public Health Administrator requesting permission to enter into a Memorandum of Understanding (MOU) with/among the Units of the Wisconsin Medical Reserve Corps. The purpose of the MOU is to facilitate intrastate collaboration between units of the Wisconsin Medical Reserve Corps (MRC). The units intend to collaborate in an effort to benefit each party in achieving their respective missions within each unit and its membership maintaining independent identities.
Referred to Finance and Personnel Committee
- 14-10558** **Subject:** Communication from the Public Health Administrator requesting permission to accept an amendment to the original contract agreement with the Wisconsin Department of Health Services, on behalf of the Division of Public Health, for Public Health Emergency Preparedness and Response through the programs titled Bioterrorism Preparedness and Cities Readiness Initiative. This amendment changes the contract period to extend through June 30, 2015. The current contract amounts are renewed and all other terms and conditions of the original agreement remain unchanged for the amended contract period. The funds are used for continuation of emergency preparedness efforts for the City of Racine.

Referred to Finance and Personnel Committee

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

[14-10526](#)

Subject: Communication from Cheri Kulland, McKinley Middle School Directing Principal, requesting to close off the south sidewalk of Rupert Boulevard from Chicago Street west to the cemetery during the 2014-2015 winter.

Referred to Public Works and Services Committee

[14-10553](#)

Subject: (Direct Referral) Request by the Redevelopment Authority for the vacation of the east-west alley and part of the north-south alley in the block bounded by Washington Avenue, West Boulevard, Thirteenth Street, and Grove Avenue.

Referred to Public Works and Services Committee

[14-10577](#)

Subject: Communication from the Downtown Racine Corporation requesting to close Ontario Street, south of State Street, for Oktoberfest on Saturday, October 18, 2014 from 12:00 P.M. to 9:00 P.M.

Referred to Public Works and Services Committee

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

[14-10457](#)

Subject: (New) Application for a "Class A" Fermented Malt Beverage and Intoxicating Liquor License for Choice Petroleum LLC, located at 1130 Washington Avenue, Harjeet Walia, Agent. **(3rd District)**

Referred to Public Safety and Licensing Committee

[14-10537](#)

Subject: (New) Application of ADJD, LLC - DBA AD United Petroleum, for a "Class A" Fermented Malt Beverage and Intoxicating Liquor License for 1917 Sixteenth Street (3rd District).

Referred to Public Safety and Licensing Committee

Refer to Board of Health, by Ald. Kaplan

[14-10559](#)

Subject: Communication from the Public Health Administrator requesting permission for the Mayor and City Clerk to accept additional funds of \$5,000 from the Department of Health Services. The funds will be used for support of the Racine County Medical Reserve Corps unit to recruit, train and deploy Health Professional volunteers for emergency and non-emergency response. The contract period is July 1, 2014 through June 30, 2015.

There is no City match required. The grant control number is

2013-007.

Referred to Board of Health

G. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

14-10481

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting permission to apply & accept \$25,000.00 in grant funds from the Wisconsin Department of Natural Resources to assist with ash management/treatments as well as to contract with an arboricultural trainer to provide advanced chainsaw and aerial truck tree removal & rigging training to the City Forestry crew. Grant Control #2014-034 (Res No. 14-0368)

Recommendation of the Finance and Personnel Committee on 8-25-14: Defer the item until the September 8, 2014 Finance & Personnel meeting.

Recommendation of the Finance and Personnel Committee on 9-8-14: Permission be granted to the Director of Parks, Recreation & Cultural Services to apply & accept \$25,000.00 in grant funds from the Wisconsin Department of Natural Resources to assist with ash management/treatments as well as to contract with an arboricultural trainer to provide advanced chainsaw and aerial truck tree removal & rigging training to the City Forestry crew. Grant Control #2014-034

Fiscal Note: This grant will require a \$25,000.00 match. Funding for the City match will be available through the 2015 CIP, Emerald Ash Borer Tree Treatment. Grant Control #2014-034.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

14-10489

Subject: General Manager Request to Reallocate Funds in the 2014 Capital Improvement Plan (CIP) for Purchase of a Backhoe (Res No. 14-0367)

Recommendation of the Waterworks Commission on 8/26/14: To approve purchase of a 2014 backhoe and transfer funds from "Dodge and Chatham Transmission pit - \$75,000" and "VFD's High Lift Pump Upgrade - \$28,000" to "Backhoe - \$103,000"

Recommendation of the Finance and Personnel Committee on 9-8-14: Approve the purchase of a 2014 backhoe and transfer funds from "Dodge and Chatham Transmission pit - \$75,000" and "VFD's High Lift Pump Upgrade - \$28,000" to "Backhoe - \$103,000"

Fiscal Note: Funds will be provided from Water Utility Reserves

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[14-10494](#)

Subject: Communication from the City Attorney submitting the claim of Dwayne Olsen and Myrna Olsen for consideration.

Recommendation of the Finance and Personnel Committee on 9-8-14: The claim of Dwayne Olsen and Myrna Olsen for alleged damages from a sewer backup arising from the rain event on May 12-13, 2014 be denied.

Fiscal Note: N/A

Alderman Shakoor requested separate consideration on this item. There were no objections.

A motion was made that this Claim be Received and Filed. The motion was APPROVED by the following vote:

AYES: 9 - Sarrazin, Shields, Kaplan, Kaprelian-Becker, Shakoor, II, McCarthy, Wisner, Morgenroth and Hart

NOES: 4 - Coe, Weidner, Perez and Diehl

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

[14-10495](#)

Subject: Communication from the City Attorney submitting the claim of Gary Simonsen for consideration.

Recommendation of the Finance and Personnel Committee on 9-8-14: The claim of Gary Simonsen for repairs after a tree branch allegedly fell on his car while it was parked in the 2300 block of Carmel Avenue on August 13, 2014 be denied.

Fiscal Note: N/A

Alderman Weidner requested separate consideration on this item. There were no objections.

A motion was made that this Claim be Received and Filed. The motion was APPROVED by the following vote:

AYES: 9 - Shields, Kaplan, Kaprelian-Becker, Shakoor, II, McCarthy, Wisner, Morgenroth, Hart and Diehl

NOES: 4 - Coe, Sarrazin, Weidner and Perez

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

14-10496

Subject: Communication from the City Attorney submitting the claim of American Family Mutual Insurance (Medasie) for consideration.

Recommendation of the Finance and Personnel Committee on

9-8-14: The claim of American Family Mutual Insurance (Medasie) for alleged repairs arising from water allegedly flooding the basement at 3510 - 16th Street on February 25, 2014 be denied.

Fiscal Note: N/A

A motion was made that this Claim be Received and Filed as Reported. The motion was APPROVED.

14-10504

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting permission to accept donations for the Dr. John Bryant Community Center's Performing Arts Program. (Res No. 14-0369)

Recommendation of the Finance and Personnel Committee on

9-8-14: Permission be granted to the Director of Parks, Recreation & Cultural Services to accept donations for the Dr. John Bryant Community Center's Performing Arts Program.

Fiscal Note: \$1,870.00 in donations to be deposited in Performing Arts Account 786.010.6000.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

14-10511

Subject: (Direct Referral) Communication from the City Attorney requesting authorization to pay \$78,585.66 from account 101.990.5910, Judgment and Claims, to settle Racine County Circuit Court Case No. 11-CV-1631 Eileen Legue, et al. v. City of Racine, et al. (Res No. 14-0372)

Recommendation of the Finance and Personnel Committee on

9-8-14: To authorize the City Attorney to pay the judgment in the amount of \$78,585.66 from account 101.990.5910, Judgment and Claims, for Racine County Circuit Court Case No. 11-CV-1631 Eileen Legue, et al. v. City of Racine, et al.

Fiscal Note: \$78,585.66 payable from 101.990.5910 Judgment & Claims.

Alderman Coe requested separate consideration on this item. There were no objections.

A motion was made that this Claim be Received and Filed. The motion was APPROVED by the following vote:

AYES: 12 - Sarrazin, Shields, Kaplan, Kaprelian-Becker, Weidner, Shakoor, II, McCarthy, Wiser, Perez, Morgenroth, Hart and Diehl

NOES: 1 - Coe

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

14-10525

Subject: (Direct Referral) Communication from the Public Health Administrator requesting permission to enter into an agreement between the City of Kenosha and the City of Racine Health Department, in the amount of and not to exceed \$48,838.00, for monitoring of the stormwater infrastructure within the Pike River Watershed. (Res No. 14-0370)

Recommendation of the Finance and Personnel Committee on 9-8-14: Permission be granted to the Public Health Administrator to enter into an agreement between the City of Kenosha and the City of Racine Health Department, in the amount of and not to exceed \$48,838.00, for monitoring of the stormwater infrastructure within the Pike River Watershed.

Fiscal Note: No cost to the City.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Alderman Shakoor, seconded by Alderman McCarthy, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, Weidner, Shakoor, II, McCarthy, Wiser, Perez, Morgenroth, Hart and Diehl

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

Public Works and Services Committee Report, by Ald. Kaplan

14-9722

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting the revised State/Municipal Agreement stating the City approved preference for paving on State Contract ID: 2350-00-00/70, Hamilton Street/Douglas Avenue - Main Street to Goold Street. (Res No. 14-0379)

Recommendation of the Public Works and Services Committee on 09-09-14: That the Mayor and City Clerk be authorized and directed to enter into the revised State/Municipal Agreement for Hamilton Street/Douglas Avenue - Main Street to Goold Street, State

Project ID: 2350-00-00/70, and be approved in the amount of \$6,142,000, with the City's share being \$1,465,404 and the State's share being \$4,676,596.

Fiscal Note: Funds are available in the 2015-2024 CIP.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[14-10098](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting a request for final payment on Contract 54-13 (K3-059), HVAC Upgrades - Festival Hall & City Hall Annex, Martin Peterson Company, Inc., contractor. (Res No. 14-0373)

Recommendation of the Public Works and Services Committee on 05-13-14: Defer

Recommendation of the Public Works and Services Committee on 05-28-14: Defer

Recommendation of the Public Works and Services Committee on 06-10-14: Defer

Recommendation of the Public Works and Services Committee on 09-09-14: That the work done by Martin Peterson Company, Inc., under Contract 54-13 (K3-059), HVAC Upgrades - Festival Hall & City Hall Annex, be accepted and final payment authorized for a total contract amount of \$157,613.00.

Fiscal Note: Contract was authorized under Resolution No. 13-0360, dated September 3, 2013.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[14-10196](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 3 to Contract 54-13 (K3-059), HVAC Upgrades - Festival Hall & City Hall Annex, Martin Peterson Company, Inc., contractor.

Recommendation of the Public Works and Services Committee on 05-28-14: Defer

Recommendation of the Public Works and Services Committee on 06-10-14: Defer

Recommendation of the Public Works and Services Committee on 09-09-14: Receive and File

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[14-10517](#)

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer submitting a list of streets to be included in the 2015 Public Hearings for 2016 Construction. (Res No. 14-0377)

Recommendation of the Public Works and Services Committee on 09-09-14: The following list of streets, as submitted by the Assistant Commissioner of Public Works/City Engineer, be considered for the 2015 Public Hearings for 2016 Construction and that a preliminary resolution be introduced.

Portland Concrete Paving

Biscayne Avenue - Sovereign Drive to Southwood Drive

Blaine Avenue - Durand Avenue to Pierce Boulevard

Chatham Street - Barker Street to Kewaunee Street

Chatham Street - William Street to Melvin Avenue

Davis Place - Eleventh Street to Tenth Street

Domanik Drive - Domanik Drive to Dead End

Domanik Drive - Spring Street to Domanik Drive

Domanik Drive - Domanik Drive to vacated Fairchild Street

Emstan Hills Road - Dead End to Victorian Drive

Fifteenth Street - College Avenue to Wisconsin Avenue

Franklin Street - Fourteenth Street to Thirteenth Street

Harrington Drive - N. Osborne Boulevard to Vista Drive

Howe Street - Seventeenth Street to Sixteenth Street

Kewaunee Street - Chatham Street to Michigan Boulevard

Luedtke Court - Spring Street to Luedtke Avenue - Dead End to Luedtke Ave.

Orchard Street - Twentieth Street to Nineteenth Street

Old Mill Drive - Northwestern Avenue to Cul-de-sac

Oregon Street - Westway Avenue to Ridgeway Avenue

Pine Ridge Circle - Pine Ridge Lane (N) to Pine Ridge Lane (S)

Pine Ridge Lane - Pine Ridge Circle (N) to Waterbury Lane

Pine Ridge Lane - Waterbury Lane to Chicory Road

Rosalind Avenue - Spruce Street to Knoll Place

Spring Valley Drive - Vista Drive to Frances Drive

Bituminous

Biscayne Avenue - Sovereign Drive to Southwood Drive

Emstan Hills Road - Dead End to Victorian Drive

Curb & Gutter

Biscayne Avenue - Sovereign Drive to Southwood Drive
Emstan Hills Road - Dead End to Victorian Drive

Fiscal Note: Unknown at this time.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

14-10518

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting a request for final payment on Contract 27-13 (K3-028), PS - Safety Building Parking Deck Repair, Arnold & O'Sheridan, Inc., consultant. (Res No. 14-0374)

Recommendation of the Public Works and Services Committee on 09-09-14: That the professional services provided by Arnold & O'Sheridan, Inc., under Contract 27-13 (K3-028), PS - Safety Building Parking Deck Repair, be accepted and final payment authorized for a total contract amount of \$6,000.

Fiscal Note: Contract was authorized under Resolution No. 13-0151, dated April 3, 2013.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

14-10519

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting a request for final payment on Contract 19-13 (K3-019), PS - 2013 Sewer Asset Management Services, AECOM Technical Services, Inc., consultant. (Res No. 14-0375)

Recommendation of the Public Works and Services Committee on 09-09-14: That the professional services provided by AECOM Technical Services, Inc., under Contract 19-13 (K3-019), be accepted and final payment authorized for a total contract amount of \$65,685.52.

Fiscal Note: Contract was authorized under Resolution No. 13-0079, dated February 20, 2013.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

14-10522

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting a State/Municipal Agreement for State Project ID: 1693-34-06/26/76, Lake Michigan Pathway Phase 4. (Res No. 14-0378)

Recommendation of the Public Works and Services Committee

on 09-09-14: That the Mayor and City Clerk be authorized and directed to enter into a State/Municipal Agreement for Lake Michigan Pathway Phase 4, State Project ID: 1693-34-06/26/76, and be approved in the amount of \$801,000, with the City share being \$160,200 and the State's share being \$640,800.

Fiscal Note: Funds are available in the 2015-2024 CIP.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

14-10539

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting a proposal for Contract 49-14 (K4-049), PS - Fire Station Museum Window Replacement, Industrial Roofing Services, Inc., consultant.

Recommendation of the Public Works and Services Committee

on 09-09-14: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Industrial Roofing Services, Inc., under Contract 49-14 (K4-049), PS - Fire Station Museum Window Replacement, in the not-to-exceed amount of \$4,700.

Further recommends that this item be referred to the Finance and Personnel Committee for funding.

Fiscal Note: Funding to be determined by the Finance and Personnel Committee.

Alderman Perez requested separate consideration on this item. There were no objections.

A motion was made that this Communication be Referred to the Finance and Personnel Committee. The motion was APPROVED by the following vote:

AYES: 7 - Coe, Kaplan, Shakoor, II, McCarthy, Wisner, Morgenroth and Hart

NOES: 6 - Sarrazin, Shields, Kaprelian-Becker, Weidner, Perez and Diehl

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

14-10540

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations requesting to amend Resolution No. 14-0310, to correct the name, from Buell Consultants to Racine Cellular Telephone Company, and grant Racine Cellular Telephone Company permission to perform soil borings adjacent to the U.S. Cellular Tower at 1301 W. 6th Street. (Res No. 14-0376)

Recommendation of the Public Works and Services Committee

on 09-09-14: That Resolution No. 14-0310 be amended to correct the name from Buell Consultants to Racine Cellular Telephone Company, and to grant Racine Cellular Telephone Company permission to perform soil borings adjacent to the U.S. Cellular Tower at 1301 W. 6th Street.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Alderman Kaplan, seconded by Alderman Shields, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, Weidner, Shakoor, II, McCarthy, Wiser, Perez, Morgenroth, Hart and Diehl

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

Transit and Parking Commission Report, by Ald. Shakoor

14-10527

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting the review of correspondence from the Friends of the Library requesting that parking be prepaid in the Library Lot (63 spaces) and the Memorial Hall Lot (17 spaces) Saturday morning, November 8, 2014, from 8:30 A.M. to 11:00 A.M. in return for a \$100 pre-payment. (Res No. 14-0380)

Recommendation of the Transit and Parking Commission on 09-10-14: That the request to prepay parking costs for the Library Lot and Memorial Hall Lot for Saturday, November 8, 2014 from 8:30 A.M. to 11:00 A.M. be approved.

Fiscal Note: \$100 of revenue for the Parking Utility.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

14-10528

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting the review of correspondence from Cree Inc. requesting a pre-payment option for ramp, lot and street meter spaces on the afternoon of October 25, 2014, for a fee to be determined and agreed upon in advance. (Res No. 14-0381)

Recommendation of the Transit and Parking Commission on 09-10-14: That Cree Inc. pay a total of \$2,000 for use of the metered

parking spaces east of Main Street between 7th Street and State Street, and at the Civic Centre Ramp, Lake Avenue Ramp, Lakefront Lot #5, Festival Hall Lot, Library Lot, Memorial Hall Lot and the top two (2) floors of the McMynn Ramp on Saturday, October 25, 2014 between 2:00 P.M. and 7:00 P.M., plus any overtime costs incurred by City staff in opening and/or closing parking gates.

Fiscal Note: \$2,000 of revenue for the Parking Utility.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[14-10529](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting the review and file of 244 signed petitions, letters and comments regarding proposed BUS service cuts for October 2014.

Recommendation of the Transit and Parking Commission on 09-10-14: Receive and file.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[14-10530](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting authorization for the Mayor and City Clerk to sign the 2014 contract for BUS services to the Village of Sturtevant. (Res No. 14-0383)

Recommendation of the Transit and Parking Commission on 09-10-14: That the Mayor and City Clerk be authorized and directed to enter into the 2014 BUS cooperative agreement with the Village of Sturtevant.

Fiscal Note: The 2014 Sturtevant contract amount will be a \$37,083 contribution and include charges for paratransit trips within their jurisdiction.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[14-10532](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager wishing to discuss the November 4, 2014 statewide "Say Yes to Transportation" referendum. (Res No. 14-0384)

Recommendation of the Transit and Parking Commission on 09-10-14: That the attached resolution in support of the "Say YES to Transportation" campaign be forwarded to the Common Council with a recommendation for adoption.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[14-10533](#)

Subject: (Direct Referral) Communication from the BUS General Manager requesting the review of the July BUS Operations Report.

Recommendation of the Transit and Parking Commission on 09-10-14: Receive and file.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[14-10534](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting authorization to enter into a sponsorship agreement, again this year, for holiday season free rides Saturdays and Sundays starting Thanksgiving weekend and running through the entire month of December to encourage shopping locally. (Res No. 14-0385)

Recommendation of the Transit and Parking Commission on 09-10-14: Authorization to once again take part in the Racine Area Holiday "Shop Locally" campaign for the holidays.

Fiscal Note: Results in \$48,000 of additional revenue for the BUS.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[14-10538](#)

Subject: (Direct Referral) Communication from the Transit and Parking System Manager requesting the review and approval of including the Racine Area Pride program as an essential component of the sale of external bus advertising and Bus wraps. (Res No. 14-0382)

Recommendation of the Transit and Parking Commission on 09-10-14: Approval of moving forward with a program aimed at area businesses, encouraging them to take advantage of the opportunity to help retain essential public transportation service levels, reduce taxes and market their companies.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Alderman Shakoor, seconded by Alderman McCarthy, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, Weidner, Shakoor, II, McCarthy, Wisner, Perez, Morgenroth, Hart and Diehl

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

City Plan Commission Report, by Ald. Wisner**14-10429**

Subject: Request regarding the proposed establishment of the project plan, boundaries and creation of Tax Incremental District No. 18. (Res No. 14-0386)

Recommendation of the City Plan Commission on 8-27-14: That the Plan Commission recommends that Tax Incremental District No. 18 be created with the boundaries designated in the Project Plan.

Further recommends that the Project Plan for Tax Incremental District No. 18, as adopted by the City Plan Commission on August 27, 2014, be approved.

Fiscal Note: The purpose of this District is to provide the necessary improvements in public infrastructure to eliminate blight, encourage economic development and increase property values. Over the next 22 years, the project plan (the plan) anticipates expenditures of approximately \$30.5 million for priority projects, and an additional \$16.4 million contingent projects that may be undertaken if the tax increments generated exceed levels anticipated in the plan. The plan identifies General Obligation Bonds as a source of funding, however, the City will continue to pursue alternative financing methods which may provide overall lower costs of financing, preserve debt capacity, mitigate risk to the City, or provide other advantages. The plan estimates an increase in value of \$22.5 million in the first three years. Over the full 27 year life of the District, the plan estimates an increase of approximately \$114 million in value throughout the District.

A motion was made that this Communication be Received and Filed. The motion was APPROVED by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, Weidner, Shakoor, II, McCarthy, Wisner, Perez, Morgenroth, Hart and Diehl

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

14-10520

Subject: (Ord.10-14) An Ordinance amending Sec. 114-36 penalty for violation of chapter, of the Municipal Code of the City of Racine, Wisconsin.

Recommendation of the City Plan Commission on 8-27-14: That Ordinance 10-14 be adopted.

Fiscal Note: N/A

Alderman Weidner requested separate consideration on this item. There were no objections.

A motion was made that this Communication be Referred to the City Plan Commission. The motion was APPROVED by the following vote:

AYES: 10 - Coe, Sarrazin, Shields, Kaprelian-Becker, Weidner, Shakoor, II, Perez, Morgenroth, Hart and Diehl

NOES: 3 - Kaplan, McCarthy and Wiser

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

Redevelopment Authority of the City of Racine Report, by Ald. Morgenroth

14-10536

Subject: (Direct Referral) Request by the Assistant Executive Director of the Redevelopment Authority seeking permission to apply for a \$200,000 (no local match) US EPA Area Wide Planning Grant to be used to develop detailed reuse plans for brownfield sites in the RootWorks project area. (Res No. 14-0371)

Recommendation of the Redevelopment Authority on 9-4-2014:

That funds and assistance available from the US EPA Area Wide Planning Grant be requested and that the rules of the program be complied with.

Further, that Brian F. O'Connell, Executive Director, or his authorized agent act on the behalf of the Authority to: submit an application to US EPA for Area Wide Planning Grant funds to aid in the development of detailed reuse plans for brownfield sites in the RootWorks redevelopment area, sign documents, and take necessary action to undertake, direct and complete approved grant activities.

Recommendation of the Finance and Personnel Committee on 9-8-14: That funds and assistance available from the US EPA Area Wide Planning Grant be requested and that the rules of the program

be complied with.

Further, that Brian F. O'Connell, Executive Director, or his authorized agent act on the behalf of the Authority to: submit an application to US EPA for Area Wide Planning Grant funds to aid in the development of detailed reuse plans for brownfield sites in the RootWorks redevelopment area, sign documents, and take necessary action to undertake, direct and complete approved grant activities.

Fiscal Note: The grant request is for \$200,000 and there is no City Match required.

A motion was made that this Communication be Received and Filed. The motion was APPROVED by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, Weidner, Shakoor, II, McCarthy, Wiser, Perez, Morgenroth, Hart and Diehl

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

Committee of the Whole Report, by Ald. Shakoor

14-9850

Subject: Communication from the Alderman of the 4th District requesting the addition of a Community Service Officer to help curtail the abundant alternate-side and school zone parking violations.

Recommendation of the Public Safety and Licensing Committee on 03-11-14: That the item be deferred.

Recommendation of the Public Safety and Licensing Committee on 03-25-14: That the Communication from the Alderman of the 4th District requesting the addition of a Community Service Officer to help curtail the abundant alternate-side and school zone parking violations be referred to the Committee of the Whole.

Recommendation of the Committee of the Whole on 09-03-2014: the Item be Received and Filed.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed. The motion was APPROVED by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, Weidner, Shakoor, II, McCarthy, Wiser, Perez, Morgenroth, Hart and Diehl

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

14-10433

Subject: Communication from the Alderman of the 15th District requesting a Committee of the Whole meeting to discuss creating a policy requiring anyone who uses city dollars for travel to submit a one-page summary of the purpose of the trip, justification (why travel is required instead of using a conference call, NetMeeting, etc.) and the goals. In addition, a one-page summary of the accomplishments and next steps should be provided upon their return.

Recommendation of the Committee of the Whole on 09-03-2014:
the Item be Received and Filed.

Fiscal Note: N/A

Alderman Diehl requested separate consideration on this item. There were no objections.

A motion was made that this Communication be Received and Filed. The motion was DEFEATED by the following vote:

AYES: 6 - Coe, Kaprelian-Becker, Shakoor, II, McCarthy, Wisner and Morgenroth

NOES: 7 - Sarrazin, Shields, Kaplan, Weidner, Perez, Hart and Diehl

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

A motion was made by Alderman Diehl, seconded by Alderman Perez, that this be Referred to the Committee of the Whole. The motion PASSED by the following vote:

AYES: 7 - Coe, Sarrazin, Shields, Weidner, Perez, Hart and Diehl

NOES: 6 - Kaplan, Kaprelian-Becker, Shakoor, II, McCarthy, Wisner and Morgenroth

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

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

14-10503

Subject: Communication from Alderman Kaprelian-Becker, Tom Rutkowski, and Natalie Chulew seeking approval for the placement of a second mural on the Zoo Beach stair well.

Recommendation of the Board of Parks, Recreation & Cultural Services on 9-10-14: To approve the communication from Alderman Kaprelian-Becker, Tom Rutkowski and Natalie Chulew to place a second mural on the Zoo Beach stair well.

Fiscal Note: No cost to the City.

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

[14-10554](#)

Subject: (Direct Referral) Communication from CREE, Inc. requesting as many as 100 parking spaces in the western one-third of the Pershing boat launch parking lot on Saturday, October 25, 2014.

Recommendation of the Board of Parks, Recreation & Cultural Services on 9-10-14: To allow the Director of PRCS to work administratively with the organization.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Alderman McCarthy, seconded by Alderman Kaplan, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, Weidner, Shakoor, II, McCarthy, Wisner, Perez, Morgenroth, Hart and Diehl

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

H. Consent Agenda Resolutions

[Res.14-0367](#)

Purchase of a Backhoe

Resolved, that the request purchase of a 2014 backhoe and transfer of funds from "Dodge and Chatham Transmission pit - \$75,000" and "VFD's High Lift Pump Upgrade - \$28,000" to "Backhoe - \$103,000" is approved.

Fiscal Note: Funds will be provided from Water Utility Reserves.

Sponsors: Q.A. Shakoor, II

A motion was made that this Resolution be Adopted. The motion was APPROVED.

[Res.14-0368](#)

Grant Funds from the Wisconsin Department of Natural Resources

Resolved, that permission is granted to the Director of Parks, Recreation & Cultural Services to apply & accept \$25,000.00 in grant funds from the Wisconsin Department of Natural Resources to assist with ash management / treatments as well as to contract with an

arboricultural trainer to provide advanced chainsaw and aerial truck tree removal and rigging training to the City Forestry crew. Grant Control #2014-034.

Fiscal Note: This grant will require a \$25,000.00 match. Funding for the City match will be available through the 2015 CIP, Emerald Ash Borer Tree Treatment. Grant Control #2014-034.

Sponsors: Q.A. Shakoor, II

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0369

Donations for Dr. John Bryant Community Center's Performing Arts Program

Resolved, that permission is granted to the Director of Parks, Recreation & Cultural Services to accept donations for the Dr. John Bryant Community Center's Performing Arts Program.

Fiscal Note: \$1,870.00 in donations to be deposited in Performing Arts Account 786.010.6000.

Sponsors: Q.A. Shakoor, II

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0370

Monitoring Stormwater Infrastructure Within Pike River Watershed

Resolved, that permission is granted to the Public Health Administrator to enter into an agreement between the City of Kenosha and the City of Racine Health Department, in the amount of and not to exceed \$48,838.00, for monitoring of the stormwater infrastructure within the Pike River Watershed.

Fiscal Note: No cost to the City.

Sponsors: Q.A. Shakoor, II

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0371

Grant to Develop Detailed Reuse Plans for Brownfield Sites in RootWorks Project Area

Resolved, that funds and assistance available from the US EPA Area Wide Planning Grant are to be requested and that the rules of the program be complied with.

Further resolved, that Brian F. O'Connell, Executive Director, or his

authorized agent act on the behalf of the Authority to submit an application to US EPA for Area Wide Planning Grant funds to aid in the development of detailed reuse plans for brownfield sites in the RootWorks redevelopment area, sign documents, and take necessary action to undertake, direct and complete approved grant activities.

Fiscal Note: The grant request is for \$200,000.00 and there is no City match required.

Sponsors: Q.A. Shakoor, II

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0373

Final Payment on Contract 54-13 (K3-059), HVAC Upgrades - Festival Hall & City Hall Annex

Resolved, that the work done by Martin Peterson Company, Inc., under Contract 54-13 (K3-059), HVAC Upgrades - Festival Hall & City Hall Annex, is accepted and final payment authorized for a total contract amount of \$157,613.00.

Fiscal Note: Contract was authorized under Resolution No. 13-0360, dated September 3, 2013.

Sponsors: Jim Kaplan

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0374

Final Payment on Contract 27-13 (K3-028), PS - Safety Building Parking Deck Repair

Resolved, that the professional services provided by Arnold & O'Sheridan, Inc., under Contract 27-13 (K3-028), PS - Safety Building Parking Deck Repair, is accepted and final payment authorized for a total contract amount of \$6,000.00.

Fiscal Note: Contract was authorized under Resolution No. 13-0151, dated April 3, 2013.

Sponsors: Jim Kaplan

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0375

Final Payment on Contract 19-13 (K3-019), PS - 2013 Sewer Asset Management Services

Resolved, that the professional services provided by AECOM Technical Services, Inc., under Contract 19-13 (K3-019), is accepted

and final payment authorized for a total contract amount of \$65,685.52.

Fiscal Note: Contract was authorized under Resolution No. 13-0079, dated February 20, 2013.

Sponsors: Jim Kaplan

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0376

Amend Resolution No. 14-0310

Resolved, that Resolution No. 14-0310 is amended to correct the name from Buell Consultants to Racine Cellular Telephone Company and to grant Racine Cellular Telephone Company permission to perform soil borings adjacent to the U.S. Cellular Tower at 1301 W. 6th Street.

Fiscal Note: N/A

Sponsors: Jim Kaplan

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0377

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 s. 66.0703, Wisconsin Statutes, to levy special assessments upon property within the following described area for benefits conferred upon such property by improvement of the following street(s):

All property fronting upon both sides:

Portland Concrete Paving

Biscayne Avenue - Sovereign Drive to Southwood Drive

Blaine Avenue - Durand Avenue to Pierce Boulevard

Chatham Street - Barker Street to Kewaunee Street

Chatham Street - William Street to Melvin Avenue

Davis Place - Eleventh Street to Tenth Street

Domanik Drive - Domanik Drive to Dead End

Domanik Drive - Spring Street to Domanik Drive

Domanik Drive - Domanik Drive to vacated Fairchild Street

Emstan Hills Road - Dead End to Victorian Drive
Fifteenth Street - College Avenue to Wisconsin Avenue
Franklin Street - Fourteenth Street to Thirteenth Street
Harrington Drive - N. Osborne Boulevard to Vista Drive
Howe Street - Seventeenth Street to Sixteenth Street
Kewaunee Street - Chatham Street to Michigan Boulevard
Luedtke Court - Spring Street to Luedtke Avenue - Dead End to Luedtke Ave.
Orchard Street - Twentieth Street to Nineteenth Street
Old Mill Drive - Northwestern Avenue to Cul-de-sac
Oregon Street - Westway Avenue to Ridgeway Avenue
Pine Ridge Circle - Pine Ridge Lane (N) to Pine Ridge Lane (S)
Pine Ridge Lane - Pine Ridge Circle (N) to Waterbury Lane
Pine Ridge Lane - Waterbury Lane to Chicory Road
Rosalind Avenue - Spruce Street to Knoll Place
Spring Valley Drive - Vista Drive to Frances Drive

Bituminous

Biscayne Avenue - Sovereign Drive to Southwood Drive
Emstan Hills Road - Dead End to Victorian Drive

Curb & Gutter

Biscayne Avenue - Sovereign Drive to Southwood Drive
Emstan Hills Road - Dead End to Victorian Drive

2. Said public improvement shall consist of **PORTLAND CEMENT CONCRETE PAVING** and/or **BITUMINOUS CONCRETE PAVING**.

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

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

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

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

district, of:

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

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

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

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

Fiscal Note: Unknown at this time.

Sponsors: Jim Kaplan

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0378

Lake Michigan Pathway Phase 4

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a State / Municipal Agreement for Lake Michigan Pathway Phase 4, State Project ID: 1693-34-06/26/76, and be approved in the amount of \$801,000.00, with the City's share being \$160,200.00 and the State's share being \$640,800.00.

Fiscal Note: Funds are available in the 2015-2024 CIP.

Sponsors: Jim Kaplan

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0379

Revised State / Municipal Agreement Stating the City Approved Preference for Paving on State Contract ID: 2350-00-00/70

Resolved, that the Mayor and City Clerk are authorized and directed to enter into the revised State / Municipal Agreement for Hamilton Street/Douglas Avenue - Main Street to Goold Street, State Project ID: 2350-00-00/70, and be approved in the amount of \$6,142,000.00, with

the City's share being \$1,465,404.00 and the State's share being \$4,676,596.00.

Fiscal Note: Funds are available in the 2015-2024 CIP.

Sponsors: Jim Kaplan

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0380

Prepaid Parking Spaces on November 8, 2014

Resolved, that the Friends of the Library request to prepay parking costs in the Library Lot (63 spaces) and the Memorial Hall Lot (17 spaces) for Saturday morning, November 8, 2014, from 8:30 A.M. to 11:00 A.M. in return for a \$100.00 pre-payment is approved.

Fiscal Note: \$100.00 of revenue for the Parking Utility.

Sponsors: Raymond DeHahn

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0381

Parking on October 25, 2014, for Cree, Inc. Event

Resolved, that the request of Cree, Inc. is approved to prepay parking costs in the total amount of \$2,000.00 for use of the metered parking spaces east of Main Street between 7th Street and State Street, and at the Civic Centre Ramp, Lake Avenue Ramp, Lakefront Lot #5, Festival Hall Lot, Library Lot, Memorial Hall Lot and the top two (2) floors of the McMynn Ramp on Saturday, October 25, 2014 between 2:00 P.M. and 7:00 P.M., plus any overtime costs incurred by City staff in opening and/or closing parking gates.

Fiscal Note: \$2,000.00 of revenue for the Parking Utility.

Sponsors: Raymond DeHahn

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0382

Racine Area Pride Program - Sale of External Bus Advertising and Bus Wraps

Resolved, that the request to move forward with a program aimed at area businesses, encouraging them to take advantage of the opportunity to help retain essential public transportation service levels, reduce taxes and market their companies is approved.

Fiscal Note: N/A

Sponsors: Raymond DeHahn

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0383 2014 Contract with Village of Sturtevant for BUS Services

Resolved, that the Mayor and City Clerk are authorized and directed to enter into the 2014 BUS cooperative agreement with the Village of Sturtevant.

Fiscal Note: The 2014 Sturtevant contract amount will be a \$37,083.00 contribution and include charges for paratransit trips within their jurisdiction.

Sponsors: Raymond DeHahn

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Res.14-0385 2014 Racine Area Holiday "Shop Locally" Campaign for the Holidays

Resolved, that the request to enter into a sponsorship agreement, for holiday season free rides Saturdays and Sundays starting Thanksgiving weekend and running through the entire month of December to encourage shopping locally is approved.

Fiscal Note: Results in \$48,000.00 of additional revenue for the BUS.

Sponsors: Raymond DeHahn

A motion was made that this Resolution be Adopted. The motion was APPROVED.

Council Action

A motion was made by Alderman Shakoor, seconded by Alderman McCarthy, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, Weidner, Shakoor, II, McCarthy, Wiser, Perez, Morgenroth, Hart and Diehl

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

I. Resolutions

Res.14-0372 Racine County Circuit Court Case No. 11-CV-1631 *Eileen Legue, et al. v. City of Racine, et al*

Resolved, that the City Attorney is authorized to pay the judgment in the amount of \$78,585.66 from account 101.990.5910, Judgment and Claims, for Racine County Circuit Court Case No. 11-CV-1631 *Eileen Legue, et al. v. City of Racine, et al.*

Fiscal Note: \$78,585.66 payable from 101.990.5910 Judgment & Claims.

Sponsors: Q.A. Shakoor, II

A motion was made by Alderman Shakoor, seconded by Alderman McCarthy, that this Resolution be Adopted. The motion was APPROVED by the following vote:

AYES: 12 - Sarrazin, Shields, Kaplan, Kaprelian-Becker, Weidner, Shakoor, II, McCarthy, Wisner, Perez, Morgenroth, Hart and Diehl

NOES: 1 - Coe

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

[Res.14-0384](#)

November 4, 2014 Statewide "Say Yes to Transportation" Referendum

WHEREAS, the State of Wisconsin Blue Book defines the Wisconsin Transportation Fund as "a multipurpose special revenue fund created to provide transportation-related facilities and modes"; and

WHEREAS, beginning in 2003 funds dedicated exclusively for transportation purposes were transferred to the State's General Fund; and

WHEREAS; the Wisconsin legislature passed a joint resolution in two consecutive sessions placing a constitutional amendment in front of voters requiring that Wisconsin Transportation Fund resources be used exclusively for transportation purposes; and

WHEREAS, Racine County residents voted nearly 3 to 1 in a 2011 advisory referendum to preserve the sanctity of the State Transportation Fund; and

WHEREAS, transportation user fees paid on the part of all consumers of goods contribute to the State Transportation Fund; and

WHEREAS, City of Racine residents rely heavily on a long standing transportation partnership with the State of Wisconsin that helps maintain and preserve local roads and public transportation services ; and

WHEREAS, on November 4, 2014 Wisconsin voters will be asked to approve a constitutional amendment protecting Wisconsin's Transportation fund from future raids.

NOW, THEREFORE, BE IT RESOLVED that the Common Council of

the City of Racine does hereby go on record supporting the integrity and continued functioning of a multipurpose State Transportation Fund that supports the transportation needs of all of its citizens.

FURTHER BE IT RESOLVED that City of Racine encourages its citizens to make themselves fully aware of the importance and intent of the Transportation Fund State Constitutional Amendment placed before them on the ballot on November 4, 2014 and that they make an informed judgment on the importance of the sanctity of a multipurpose state transportation fund.

Fiscal Note: N/A

Sponsors: Raymond DeHahn

A motion was made by Alderman Shakoor, seconded by Alderman McCarthy, that this Resolution be Adopted. The motion was APPROVED by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, Weidner, Shakoor, II, McCarthy, Wiser, Perez, Morgenroth, Hart and Diehl

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

Res.14-0386

Resolution Approving the Project Plan and Establishing the Boundaries for and the Creation of Tax Incremental District No. 18, City Of Racine, Wisconsin

WHEREAS, the City of Racine (the "City") has determined that use of Tax Incremental Financing is required to promote development and redevelopment within the City; and

WHEREAS, Tax Incremental District No. 18 (the "District") is proposed to be created by the City as a blighted area district in accordance with the provisions of Wisconsin Statutes Section 66.1105 (the "Tax Increment Law"); and

WHEREAS, a Project Plan for the District has been prepared that includes:

- a. A statement listing of the kind, number and location of all proposed public works or improvements within the District, or to the extent provided in Wisconsin Statutes Sections 66.1105(2)(f)1.k. and 66.1105(2)(f)1.n., outside of the District;
- b. An economic feasibility study;
- c. A detailed list of estimated project costs;
- d. A description of the methods of financing all estimated project costs and the time when the related costs or monetary obligations are to be incurred;

- e. A map showing existing uses and conditions of real property in the District;
- f. A map showing proposed improvements and uses in the District;
- g. Proposed changes of zoning ordinances, master plan, map, building codes and City ordinances;
- h. A list of estimated non-project costs;
- i. A statement of the proposed plan for relocation of any persons to be displaced;
- j. A statement indicating how the District promotes the orderly development of the City;
- k. An opinion of the City Attorney or of an attorney retained by the City advising that the plan is complete and complies with Wisconsin Statutes Section 66.1105(4)(f).

WHEREAS, prior to its publication, a copy of the notice of public hearing was sent to owners of all property in the proposed district, to the chief executive officers of Racine County, the Racine Unified School District, and the Gateway Technical College District, and any other entities having the power to levy taxes on property located within the District, in accordance with the procedures specified in the Tax Increment Law; and

WHEREAS, in accordance with the procedures specified in the Tax Increment Law, the Plan Commission, on August 27, 2014 held a public hearing concerning the project plan and boundaries and proposed creation of the District, providing interested parties a reasonable opportunity to express their views thereon; and

WHEREAS, after said public hearing, the Plan Commission designated the boundaries of the District, adopted the Project Plan, and recommended to the Common Council that it create such District and approve the Project Plan and

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Racine that:

1. The boundaries of the District that shall be named "Tax Incremental District No. 18, City of Racine", are hereby established as specified in Exhibit A of this Resolution.
2. The District is created effective as of January 1, 2014.
3. The Common Council finds and declares that:
 - (a) Not less than 50% by area of the real property within the District is a blighted area within the meaning of Wisconsin Statutes Section 66.1105(2)(a)1. Furthermore any property standing

vacant for the entire seven years preceding the adoption of this Resolution does not comprise more than 25% of the area in the District in compliance with Wisconsin Statutes Section 66.1105(4)(gm)1.

- (b) Based upon the findings, as stated in 3.a. above, the District is declared to be a blighted area district based on the identification and classification of the property included within the District.
- (c) The improvement of such area is likely to enhance significantly the value of substantially all of the other real property in the District.
- (d) The equalized value of the taxable property in the District plus the value increment of all other existing tax incremental districts within the City, does not exceed 12% of the total equalized value of taxable property within the City.
- (e) The City estimates that approximately 20% of the territory within the District will be devoted to retail business at the end of the District's maximum expenditure period, pursuant to Wisconsin Statutes Section 66.1105(5)(b).
- (f) The project costs relate directly to promoting the elimination of blight of the area consistent with the purpose for which the District is created.

4. The Project Plan for "Tax Incremental District No. 18, City of Racine" (attached as Exhibit B) is approved, and the City further finds the Plan is feasible and in conformity with the master plan of the City.

BE IT FURTHER RESOLVED THAT the City Clerk is hereby authorized and directed to apply to the Wisconsin Department of Revenue, in such form as may be prescribed, for a "Determination of Tax Incremental Base", as of January 1, 2014, pursuant to the provisions of Wisconsin Statutes Section 66.1105(5)(b).

BE IT FURTHER RESOLVED THAT pursuant to Section 66.1105(5)(f) of the Wisconsin Statutes that the City Assessor is hereby authorized and directed to identify upon the assessment roll returned and examined under Wisconsin Statutes Section 70.45, those parcels of property which are within the District, specifying thereon the name of the said District, and the City Clerk is hereby authorized and directed to make similar notations on the tax roll made under Section 70.65 of the Wisconsin Statutes.

Adopted this ____ day of _____, 2014.

Mayor

City Clerk

Fiscal Note: The purpose of this District is to provide the necessary improvements in public infrastructure to eliminate blight, encourage economic development and increase property values. Over the next 22 years, the project plan (the plan) anticipates expenditures of approximately \$30.5 million for priority projects, and an additional \$16.4 million contingent projects that may be undertaken if the tax increments generated exceed levels anticipated in the plan. The plan identifies General Obligation Bonds as a source of funding, however, the City will continue to pursue alternative financing methods which may provide overall lower costs of financing, preserve debt capacity, mitigate risk to the City, or provide other advantages. The plan estimates an increase in value of \$22.5 million in the first three years. Over the full 27 year life of the District, the plan estimates an increase of approximately \$114 million in value throughout the District.

Sponsors: Dennis Wisner

A motion was made by Alderman Wisner, seconded by Alderman McCarthy, that this Resolution be Adopted. The motion was APPROVED by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, Weidner, Shakoor, II, McCarthy, Wisner, Perez, Morgenroth, Hart and Diehl

EXCUSED: 1 - Holding

NON VOTING: 1 - DeHahn

J. Adjourn

The meeting was adjourned at 9:00 p.m. by Alderman Shakoor, seconded by Alderman McCarthy. The next scheduled meeting of the Council is at 7:00 p.m. on Tuesday, October 7, 2014.

ATTEST: JANICE M. JOHNSON-MARTIN
CITY CLERK