



# City of Racine

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

## Meeting Agenda - Final Common Council

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

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Monday, August 6, 2018

7:00 PM

City Hall, Room 205

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### Special Meeting of the Common Council

#### A. Call To Order

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

#### C. Approval of Journal of Council Proceedings (Minutes) July 17, 2018

#### D. Public Comments

#### E. Communications

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

[0758-18](#)

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting permission to accept donations from McDonalds (\$1,000) and US Cellular (\$1,000) for the Gus Macker Basketball Tournament.

[0762-18](#)

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting permission to accept a \$1,500 donation received on 7/6/18 from United Healthcare for a Back to School festival at the Bryant Center.

- [0788-18](#)      **Subject:** Communication from Chief Howell requesting to apply for and accept the 2018 Bureau of Justice Assistance Edward Byrne Justice Assistance Grant.
- [0800-18](#)      **Subject:** Communication from the City Attorney wishing to meet with the Finance & Personnel Committee regarding updates to the Transient Lodging Tax ordinance, Racine Code of Ordinances 90-51 et seq.
- [0808-18](#)      **Subject:** Communication from the Public Health Administrator requesting permission to allow the Finance Department to make a 2018 budget amendment allowing the transfer of \$14,000 from the Laboratory Department's Fund Balance Reserves account to three designated accounts.
- [0793-18](#)      **Subject:** Presentation of the 2nd Quarter 2018 Fiscal Results.
- [0794-18](#)      **Subject:** Presentation of the "2017 City of Racine Audited Financial Statements" and the "2017 Communication to Those Charged with Governance and Management" reports.

#### **Refer to Public Works and Services Committee, by Ald. Tate II**

- [0790-18](#)      **Subject:** Communication from the Purchasing Agent wishing to discuss the results of Official Notice #9-2018, Request for Proposal - Architectural and Engineering Services for City of Racine Fire Station 6.

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

- [0756-18](#)      **Subject: (New)** Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for La Esquina, LLC (DBA: La Esquina), located at 2005 Taylor Avenue, Eriberto Malacara, Agent. (3rd District).
- [0757-18](#)      **Subject: (New)** Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Maple Table (DBA: The Maple Table), located at 520 Monument Square, Antonino T. Lopiparo, Agent. (1st District).
- [0785-18](#)      **Subject: (Direct Referral)** Communication from Eriberto Malacara, representing Mi Jacalito, LLC. located at 1318 Douglas Ave to amend their Premise Description, request to include basement storage.
- [0801-18](#)      **Subject:(New)** Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for BOS Smokehouse LLC, DBA Richard's Bar & BBQ, located at 3458 Rapids Dr, Richard Smetama, Agent. (6th District)

#### **Refer to Committee of the Whole, Ald. Meekma**

- [0809-18](#)      **Subject:** Communication from the Alderman of the 3rd District and the Alderman of the 12th District requesting a resolution be adopted

expressing support for Ricardo Fierro and requesting a stay of deportation.  
(Res. 0257-18)

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

[0795-18](#)      **Subject:** Presentation of the "2017 City of Racine Transit Audited Financial Statements" and the "2017 Transit Communication to Those Charged with Governance and Management" reports.

## F. Committee Reports

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

[0578-18](#)      **Subject:** Communication from the City Attorney presenting a proposed Donations Policy.

**Recommendation of the Finance & Personnel Committee on  
07/23/2018:** To approve the proposed Donations Policy as presented.

**Fiscal Note:** N/A

[0689-18](#)      **Subject:** Communication from the Director of Parks, Recreation, and Cultural Services requesting permission to accept a donation from Educator's Credit Union for the Gus Macker Tournament.

**Recommendation of the Finance & Personnel Committee on  
07/23/2018:** Permission be granted to the Director of Parks, Recreation, and Cultural Services to accept a donation from Educator's Credit Union for the Gus Macker Tournament.

**Fiscal Note:** No City match required.

[0703-18](#)      **Subject:** Communication from the Fire Chief requesting permission to accept a donation of \$1,000 from the FBI Milwaukee Citizens Academy Alumni Association for the UTV Fund.

**Recommendation of the Finance & Personnel Committee on  
07/23/2018:** Permission be granted to the Fire Chief to accept a donation of \$1,000 from the FBI Milwaukee Citizens Academy Alumni Association for the UTV Fund.

**Fiscal Note:** No City match required.

[0708-18](#)      **Subject:** Communication from the Public Health Administrator requesting permission to accept the contract amendment and funding in the amount of \$15,000 from the Department of Health Services / Division of Public Health for the AIDS / HIV Partner Services program (Grant Control #00183). (Res.

0235-18)

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

**07/23/2018:** Permission be granted to the Public Health Administrator to accept the contract amendment and funding in the amount of \$15,000 from the Department of Health Services / Division of Public Health for the AIDS / HIV Partner Services program (Grant Control #00183).

**Fiscal Note:** No City match required.

[0709-18](#)

**Subject:** Communication from the Public Health Administrator requesting permission to enter into a grant agreement and accept funding in the amount of \$75,000 from the Fund for Lake Michigan at the Greater Milwaukee Foundation for the support of the Priority Green Infrastructure and Habitat Projects within the Pike and Wind Point Watersheds project (Grant Control #00188). (Res. 0236-18)

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

**07/23/2018:** Permission be granted to the Public Health Administrator enter into a grant agreement and accept funding in the amount of \$75,000 from the Fund for Lake Michigan at the Greater Milwaukee Foundation for the support of the Priority Green Infrastructure and Habitat Projects within the Pike and Wind Point Watersheds project (Grant Control #00188).

**Fiscal Note:** No City match required.

[0710-18](#)

**Subject:** Communication from the Public Health Administrator requesting permission to enter into an agreement and accept funding in the amount of \$29,000 from the Wisconsin Department of Natural Resources for the Wisconsin Beach Monitoring Program (Grant Control #00187). (Res. 0237-18)

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

**07/23/2018:** Permission be granted to the Public Health Administrator to enter into an agreement and accept funding in the amount of \$29,000 from the Wisconsin Department of Natural Resources for the Wisconsin Beach Monitoring Program (Grant Control #00187).

**Fiscal Note:** No City match required.

[0718-18](#)

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting permission to accept a \$1,500 donation received on 6/29/18 for various programs from Landmark Credit Union.

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

**07/23/2018:** Permission be granted to the Director of Parks, Recreation &

Cultural Services to accept a \$1,500 donation received on 6/29/18 for various programs from Landmark Credit Union.

**Fiscal Note:** No City match required.

[0732-18](#)

**Subject:** Communication from the Assistant Commissioner of Public Works/City Engineer submitting a State/Municipal Project Agreement for the 2018 - 2019 Local Roads Improvement Program (LRIP). (Res. 0249-18)

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

**07/23/2018:** To Authorize the City Engineer to sign the State/Municipal Project Agreement for the 2018 - 2019 Local Roads Improvement Program (LRIP).

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

**07-31-18:** That the Assistant Commissioner of Public Works/City Engineer be authorized and directed to sign the State/Municipal Project Agreement for the 2018 - 2019 Local Roads Improvement Program (LRIP).

**Fiscal Note:** The estimated cost of the project is \$570,000.00 with the City's share being \$413,255.17 and the LRIP/State Funds being \$156,744.83.

[0737-18](#)

**Subject:** Communication from the Finance Director requesting to have Brad Viegut, our representative from Robert W. Baird & Company, appear before the Finance and Personnel Committee at their next scheduled meeting on Monday, July 23, 2018 to discuss our 2018 borrowing for budgeted Capital Projects.

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

**07/23/2018:** Approve the financing plan for 2018 Capital Projects and issuance of note anticipation notes as presented.

**Fiscal Note:** Note anticipation notes of approximately \$10,245,000 will be issued to fund projects as adopted in the 2018 budget.

[0747-18](#)

**Subject:** Communication from the Racine Police Department requesting to receive reimbursement from WisDOT, not to exceed \$60,000.00, for law enforcement services in relation to the I-94/41 corridor construction project. (Res. 0238-18)

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

**07/23/2018:** Permission be granted to the Racine Police Department to receive reimbursement from WisDOT, not to exceed \$60,000.00, for law enforcement services in relation to the I-94/41 corridor construction project.

**Fiscal Note:** N/A

[0761-18](#)

**Subject:** (Direct Referral) A communication by the Director of City Development requesting the Common Council to authorize the Mayor to execute an agreement with InterMed, Inc. acknowledging the change in controlling interests of the party to the financial assistance incentive, Vista Dental. (Res. 0240-18)

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

**07/23/2018:** To approve that the financial assistance incentive received by Vista Dental Products be transferred to its successor purchaser, Inter-Med, Inc.

**Fiscal Note:** This development incentive, approved in 2015, reimburses the company 75% of the property tax annually generated by the development for a ten year period. The monies from this incentive are budgeted in the City's Intergovernmental Sewer Sharing Fund account for the term of the agreement. To date, the City of Racine has reimbursed the company a total of \$27,092.69.

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

[0584-18](#)

**Subject:** Ordinance 0005-18 - Transit, Parking, and Traffic

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

**07-31-18:** That Ordinance 0005-18 be adopted.

**Fiscal Note:** N/A

[0585-18](#)

**Subject:** Ordinance 0008-18 - Racine Works

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

**07-31-18:** That Ordinance 0008-18 be adopted.

**Fiscal Note:** N/A

[0712-18](#)

**Subject:** Bid results on Contract 20180061, Horlick Artificial Turf Installation (R1).

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

**07-31-18:** That bids for Contract 20180061, Horlick Artificial Turf Installation (R1), be rejected and rebid at a later date.

**Fiscal Note:** N/A

[0713-18](#)

**Subject:** Bid results on Contract 20180068, Construct Home - 1538

Packard Avenue. (Res. 0244-18)

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

**07-31-18:** That bids for Contract 20180068, Construct Home - 1538 Packard Avenue, be awarded to Double D Construction, Inc., at their bid price of \$263,340.00, it being the lowest responsible bidder.

Further recommends that funds to defray the cost of this Housing Department project be appropriated from Org-Objects 20004-57400, Home Rehab-1538 Packard.

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

[0755-18](#)

**Subject:** (Direct Referral) Communication from the Downtown Racine Corporation requesting permission to close Main Street from State Street to 7th Street, 6th Street from Lake Avenue to Grand Avenue and Wisconsin Avenue from 4th Street to 7th Street, for Party on the Pavement on September 22, 2018, from 12:00 P.M. to 7:00 P.M. and a "Free Parking Day" in Downtown for this event. (Res. 0241-18)

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

**07-31-18:** That permission be granted to the Downtown Racine Corporation to close Main Street from State Street to 7th Street, 6th Street from Lake Avenue to Grand Avenue and Wisconsin Avenue from 4th Street to 7th Street, on September 22, 2018, from 12:00 P.M. to 7:00 P.M. for Party on the Pavement with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$900.00 special event fee.
- F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval and providing and removing all temporary traffic control devices and detour signs.
- G. If required, sponsor shall provide a detour plan for the closure of all State connecting highways, arterial and collector streets to the City Engineer for approval.
- H. If required, sponsor is responsible for cleaning the streets.
- I. If required, sponsor shall install parking meter hoods or temporary parking signs at least twenty-four (24) hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking

violation expenses of the violators.

J. There will be free parking at meters on September 22, 2018 for Downtown, Uptown and West Racine from 12:00 P.M. - 7:00 P.M.

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.

[0760-18](#)

**Subject:** Bid results on Contract 20180070, Library - Waterproof Elevator Equipment Room. (Res. 0245-18)

**Recommendation of the Public Works and Services Committee on 07-31-18:** That bids for Contract 20180070, Library - Waterproof Elevator Equipment Room, be awarded to ProAxis, at their bid price of \$49,896.02, it being the lowest responsible bidder.

Further recommends that funds to defray the cost of this Public Works project be appropriated from Org-Object 45055-57200, Library Building Improvements.

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

[0764-18](#)

**Subject:** (Direct Referral) Communication from Cari Greving, Real Racine, on behalf of the Wisconsin Senior Olympics, requesting permission to use City right-of-way for the The Olympian 5k/10k on Saturday, August 11, 2018.  
(Res. 0242-18)

**Recommendation of the Public Works and Services Committee on 07-31-18:** That permission be granted to Real Racine, on behalf of the Wisconsin Senior Olympics, to use City right-of-way from 9:00 A.M. to 11:00 A.M. on Saturday, August 11, 2018, for The Olympian 5k/10k.

Wisconsin Avenue (east side) from Main St. to Lake Michigan Pathway  
11th Street from Lake Michigan Pathway to Pershing Park Drive  
Pershing Park Drive from 11th Street to Lake Michigan Pathway

Further resolved, that permission be granted with the following stipulations:

- A. A hold harmless agreement be executed and a \$100.00 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. 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.

F. 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.

G. If required, sponsor is responsible for cleaning the streets.

H. 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.

[0766-18](#)

**Subject:** (Direct Referral) Change Order No. 2 on Contract 20170030, 2017 Hamilton/Douglas Street Sanitary Sewer Repair, A.W. Oakes & Son, Inc., contractor. (Res. 0251-18)

**Recommendation of the Public Works and Services Committee on 07-31-18:** That Change Order No. 2 on Contract 20170030, 2017 Hamilton/Douglas Avenue Sanitary Sewer Repair, A.W. Oakes & Son, Inc., contractor, be approved in the deduct amount of (\$49,002.50).

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

\$ 6,729.40 - Org-Object 60484-57570, Storm Sewers  
(\$55,731.90) - Org-Object 22640-57560, Sanitary Sewer  
(\$49,002.50) - Total

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

[0777-18](#)

**Subject:** (Direct Referral) Amendment No. 2 on Contract 20170014, PS - 2017 Pavement Inspection and Planning, AECOM, consultant. (Res. 0246-18)

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

**07-31-18:** That Amendment No. 2 to Contract 20170014, PS - 2017 Pavement Inspection and Planning, AECOM, consultant, as submitted, be approved.

**Fiscal Note:** Amendment No. 2 is in the not-to-exceed amount of \$5,850.00, bringing the total contract amount to \$112,500.00. Funding for this project is available in Org-Object 45040-57500, Paving.

[0778-18](#)

**Subject:** (Direct Referral) Change Order No. 1 on Contract 20180019, Grange and Thurston Avenue Reconstruct (R1), Milwaukee General Construction Company, Inc., contractor. (Res. 0252-18)

**Recommendation of the Public Works and Services Committee on 07-31-18:** That Change Order No. 1 on Contract 20180019, Grange and Thurston Avenue Reconstruct (R1), Milwaukee General Construction Company, Inc., contractor, be approved in the amount of \$5,450.00.

Further recommends that funding to defray the cost of the change order be appropriated from Org-Object 14012-54200, Electrical Supplies.

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

[0779-18](#)

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting a request to enter into a new agreement with AT&T for Centrex telephone service - Contract 20180079.  
(Res. 0247-18)

**Recommendation of the Public Works and Services Committee on 07-31-18:** That the City be authorized and directed to enter into an agreement from 9/1/18 to 4/30/20 with AT&T for Centrex phone service to serve approximately 150 phone lines at remote City sites - Contract 20180079.

**Fiscal Note:** This agreement will increase the monthly phone service cost by \$150.00 or \$3,000 over the 20-month term of the agreement. Funds to defray the cost of this purchase are available in Org-Object 70440-53360, External Communication Service.

[0787-18](#)

**Subject:** (Direct Referral) Communication from the Alderman of the 3rd District requesting an advisory referendum be placed on the November 2018 ballot asking: Do you support cannabis being legalized for adult and medical use, taxed and regulated like alcohol, with the proceeds from the taxes used to fund public education, health care and infrastructure in Wisconsin? (Res. 0243-18)

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

**07-31-18:** Recommends an advisory referendum be placed on the November 2018 ballot as follows:

1. Do you support cannabis being legalized for adult recreation use?
2. Do you support cannabis for medical use?
3. Do you support cannabis being taxed and regulated like alcohol, with the proceeds from the taxes used to fund public education, health care and infrastructure in Wisconsin?

**Fiscal Note:** N/A

[0789-18](#)

**Subject:** Final Payment on Contract 20170049, MLK Center - Roof & HVAC Replacement, Carlson Racine Roofing, contractor. (Res. 0248-18)

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

**07-31-18:** That the work done by Carlson Racine Roofing, under Contract 20170049, MLK Center - Roof & HVAC Replacement, be accepted and final payment authorized for a total contract amount of \$150,462.00. Final Payment to include retainage.

**Fiscal Note:** Contract was authorized under Resolution 0334-17 of October 3, 2017.

[0796-18](#)

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting a Memorandum of Understanding between the City of Racine and the Village of Caledonia for the purpose of preparing an Intergovernmental Agreement for the 2019 Three Mile Road construction. (Res. 0250-18)

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

**07-31-18:** To authorize the City Attorney to draft an Intergovernmental Agreement with the City of Racine and the Village of Caledonia for scope of project and reimbursement of professional engineering services, construction costs and construction related services.

**Fiscal Note:** The Village of Caledonia will reimburse the City of Racine the Village's pro rata share of the construction costs plus 15% for design engineering, contract and construction management services.

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

[0564-18](#)

**Subject:**(Direct Referral) The following renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for

2018-2019 which was pulled for separate consideration by the committee on May 22, 2018:

MI JACALITO LLC.  
(TRADENAME) MI JACALITO RESTAURANT  
1318 DOUGLAS AVE  
ERIBERTO MALACARA, AGENT  
RACINE, WI 53403

**Recommendation of the Public Safety and Licensing Committee on 6-12-18:** That the renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2018-2019, for Mi Jacalito LLC which was pulled for separate consideration by the committee on May 22, 2018, be deferred.

**Recommendation of the Public Safety and Licensing Committee on 6-26-18:** That the renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2018-2019, for Mi Jacalito LLC which was pulled for separate consideration by the committee on May 22, 2018, be deferred until July 24th, 2018.

**Recommendation of the Public Safety and Licensing Committee on 07-24-18:** That the renewal application for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2018-2019, for Mi Jacalito LLC which was pulled for separate consideration by the committee on May 22, 2018, be approved and reopened on August 10th.

**Fiscal Note:** N/A

[0735-18](#)

**Subject:** Communication from the Alderman of the 5th District requesting changes to chapter 6 of the ordinance to allow for growlers and to make other cleanup changes.

**Recommendation of the Public Safety and Licensing Committee on 07-24-18:** That the communication from the Alderman of the 5th District requesting changes to chapter 6 of the ordinance to allow for growlers and to make other cleanup changes be approved.

**Fiscal Note:** N/A

[0765-18](#)

**Subject: (Direct Referral)** Communication from the Purchasing Agent submitting the report on the bids received for the sale of Abandoned Vehicles, July 6, 2018.

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

**07-24-18:** That the item be Received and Filed as the highest responsible bidder from the two bids was Waukesha Iron and Metal.

**Fiscal Note:** This will generate \$12,320.00 in revenue for account 13101 48301.

[0784-18](#)

**Subject:** Ordinance 0011-18 Sec. 6-21 - Social Host Ordinance

An Ordinance to amend Section 6-18, Article I, Chapter 6, of the Municipal Code of the City of Racine, Wisconsin.

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

**7-24-18:** That Ordinance 0011-18 to amend Section 6-18, Article I, Chapter 6, of the Municipal Code of the City of Racine, Wisconsin be approved.

**Fiscal Note:** N/A

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

[0559-18](#)

**Subject:** (Direct Referral) A request by Thomas Stout of GNT Jewelry and Loan seeking a conditional use permit to operate a pawnbroker and convenient cash business at 2504 Douglas Ave. (PC-18)

**Recommendation of the City Plan Commission on 5-30-18:** That the request by Thomas Stout of GNT Jewelry and Loan seeking a conditional use permit to operate a pawnbroker and convenient cash business at 2504 Douglas Avenue be denied as the location of the pawnbroker/convenient cash has a zero foot buffer from a residential district where a 250 foot buffer is required.

**Recommendation of the City Plan Commission on 7-25-18:** That the request by Thomas Stout of GNT Jewelry and Loan seeking a conditional use permit to operate a pawnbroker and convenient cash business at 2504 Douglas Avenue be denied as the location of the pawnbroker/convenient cash has a zero foot buffer from a residential district where a 250 foot buffer is required.

**Fiscal Note:** N/A

[0767-18](#)

**Subject:** (Direct Referral) A request by Kim - Eun Kyung Youn of Asiana Restaurant (Sara Vego, agent) appealing an approval of the Downtown Area Design Review Commission of an externally illuminated projecting sign at 423 Sixth Street. (PC-18)

**Recommendation of City Plan Commission on 7-25-18:** That the

decision of the June 6, 2018 meeting of the Downtown Area Design Review Commission be upheld and that the sign be approved subject to the sign being externally illuminated.

**Fiscal Note:** N/A

[0768-18](#)

**Subject:** (Direct Referral) A request by John Conner of John Conner Co. LLC seeking an extension of an approval of a conditional use permit to establish offices, a showroom, and a shop for a plumbing company at 3457 and 3449 Douglas Avenue. (PC-18) (Res. 0253-18)

**Recommendation of the City Plan Commission on 7-25-18:** That the request by John Conner of John Conner Co. LLC seeking a 12-month extension from July 5, 2018 of Resolution 0236-17 for an approval of a conditional use permit to establish office, a showroom, and a shop for a plumbing company at 3457 and 3449 Douglas Avenue be approved.

**Fiscal Note:** N/A

[0769-18](#)

**Subject:** (Direct Referral) Consideration of the approval of a zoning use table as a reference aide in the interpretation and administration of the Zoning Ordinance (Municipal Code, Chapter 114). (PC-18) (Res. 0254-18)

**Recommendation of the City Plan Commission on 7-25-18:** That the document titled "Permitted, Conditional, and Accessory Use Table" be adopted as a reference aide in the interpretation and administration of the Zoning Ordinance (Municipal Code, Chapter 114).

**Fiscal Note:** N/A

### **Community Development Committee Report, by Ald. Meekma**

[0772-18](#)

**Subject: (Direct Referral)** Communication from City Development, Housing and Community Development requesting \$1,139,092 for the 2018 Community Development Block Grant (CDBG) Public Services, Economic Development, and Public Infrastructure funding. (Res. 0255-18)

**Recommendation of the Community Development Committee on 7-26-2018:** That the request from City Development, Housing and Community Development to allocate \$1,139,092 in CDBG funds to organizations as indicated, be approved. Further that the Mayor and City Clerk be authorized to enter into contracts with the organizations pursuant to the funding allocation and federal regulations.

**Fiscal Note:** This action allocates \$1,139,092 of Community Development Block Grant funds per the 2018 Annual Action Plan.

[0775-18](#)

**Subject:** (Direct Referral) Communication from City Development, Housing and Community Development requesting the Homeless Assistance Leadership Organization (HALO) as lead applicant apply for \$157,032 of the 2018 Emergency Solutions Grant (ESG). (Res. 0256-18)

**Recommendation of the Community Development Committee on 7-26-2018:** That the request from City Development, Housing and Community Development to allocate \$157,032 in ESG funds to the organization as indicated be approved. Further, that the Mayor and City Clerk be authorized to enter into contracts with the organizations pursuant to the funding allocation and federal regulations.

**Fiscal Note:** This action allocates \$157,032 of Emergency Solutions Grant funds per the 2018 Annual Action Plan.

#### **Affirmative Action & Human Rights Commission Report, by Ald. DeHahn**

[0724-18](#)

**Subject: (Direct Referral)** Communication from Coming Together Racine requesting a resolution be adopted to recognize the second Monday in October as "Indigenous Peoples' Day".

**Recommendation of the Affirmative Action and Human Rights Commission on 07-12-18:** To approve the adoption of the proposed "Indigenous Peoples' Day" resolution and to recognize the second Monday in October as Indigenous Peoples' Day.

**Fiscal Note:** N/A

#### **G. Consent Resolutions**

[Res.0235-18](#)

\$15,000.00 From the Department of Health Services / Division of Public Health for AIDS / HIV Partner Services Program

Resolved, that permission is granted to the Public Health Administrator to accept the contract amendment and funding in the amount of \$15,000.00 from the Department of Health Services / Division of Public Health for the AIDS / HIV Partner Services Program (Grant Control #00183).

Fiscal Note: No City match required.

**Sponsors:**

Q.A. Shakoor II

[Res.0236-18](#)

\$75,000.00 From the Fund for Lake Michigan at the Greater Milwaukee Foundation for Priority Green Infrastructure and Habitat Projects

Resolved, that permission is granted to the Public Health Administrator to

enter into a grant agreement and accept funding in the amount of \$75,000.00 from the Fund for Lake Michigan at the Greater Milwaukee Foundation for the support of the Priority Green Infrastructure and Habitat Projects within the Pike and Wind Point Watersheds project (Grant Control #00188).

Fiscal Note: No City match required.

**Sponsors:**

Q.A. Shakoor II

**Res.0237-18**

\$29,000.00 from the Wisconsin Department of Natural Resources for the Wisconsin Beach Monitoring Program

Resolved, that permission is granted to the Public Health Administrator to enter into an agreement and accept funding in the amount of \$29,000.00 from the Wisconsin Department of Natural Resources for the Wisconsin Beach Monitoring Program (Grant Control #00187).

Fiscal Note: No City match required.

**Sponsors:**

Q.A. Shakoor II

**Res.0238-18**

Reimbursement From WisDOT for Law Enforcement Services for I-94/41 Corridor Construction Project

Resolved, that permission is granted to the Racine Police Department to receive reimbursement from WisDOT, not to exceed \$60,000.00, for law enforcement services in relation to the I-94/41 corridor construction project.

Fiscal Note: N/A

**Sponsors:**

Q.A. Shakoor II

**Res.0239-18**

State/Municipal Project Agreement for the 2018 - 2019 Local Roads Improvement Program

Resolved, that the Assistant Commissioner of Public Works/City Engineer is authorized and directed to sign the State/Municipal Project Agreement for the 2018 - 2019 Local Roads Improvement Program (LRIP).

Fiscal Note: The estimated cost of the project is \$570,000.00 with the City's share being \$413,255.17 and the LRIP/State Funds being \$156,744.83.

**Sponsors:**

Q.A. Shakoor II

**Res.0240-18**

Transfer Financial Assistance Incentive Received by Vista Dental Products to Inter-Med, Inc.

Resolved, that the financial assistance incentive received by Vista Dental Products is approved to be transferred to its successor purchaser, Inter-Med, Inc.

Fiscal Note: This development incentive, approved in 2015, reimburses the company 75% of the property tax annually generated by the development for a ten year period. The monies from this incentive are budgeted in the City's Intergovernmental Sewer Sharing Fund account for the term of the agreement. To date, the City of Racine has reimbursed the company a total of \$27,092.69.

**Sponsors:**

Q.A. Shakoor II

**Res.0241-18**

Party on the Pavement on September 22, 2018, from 12:00 p.m. to 7:00 p.m.

Resolved, that permission is granted to the Downtown Racine Corporation to close Main Street from State Street to 7th Street, 6th Street from Lake Avenue to Grand Avenue and Wisconsin Avenue from 4th Street to 7th Street, on September 22, 2018, from 12:00 p.m. to 7:00 p.m. for Party on the Pavement with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners 72 hours in advance of this event.
- E. The sponsor shall pay a \$900.00 special event fee.
- F. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval and providing and removing all temporary traffic control devices and detour signs.
- G. If required, sponsor shall provide a detour plan for the closure of all State connecting highways, arterial, and collector streets to the City Engineer for approval.
- H. If required, sponsor is responsible for cleaning the streets.
- I. If required, sponsor shall install parking meter hoods or temporary parking signs at least 24 hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.

J. There will be free parking at meters on September 22, 2018, for Downtown, Uptown and West Racine from 12:00 p.m. - 7:00 p.m.

Further resolved, 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.

Sponsors:

John Tate II

[Res.0242-18](#)

The Olympian 5k/10k on Saturday, August 11, 2018

Resolved, that permission is granted to Real Racine, on behalf of the Wisconsin Senior Olympics, to use City right-of-way from 9:00 a.m. to 11:00 a.m. on Saturday, August 11, 2018, for The Olympian 5k/10k.

Wisconsin Avenue (east side) from Main St. to Lake Michigan Pathway  
11th Street from Lake Michigan Pathway to Pershing Park Drive  
Pershing Park Drive from 11th Street to Lake Michigan Pathway  
Further resolved, that permission be granted with the following stipulations:

A. A hold harmless agreement be executed and a \$100.00 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 72 hours in advance of this event.

E. If required, sponsor shall be responsible for submitting a Temporary Traffic Control Plan to the Engineering Department for approval and for providing and removing all temporary traffic control devices and detour signs.

F. 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.

G. If required, sponsor is responsible for cleaning the streets.

H. If required, sponsor shall install parking meter hoods or temporary

parking signs at least 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, 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.

**Sponsors:**

John Tate II

**Res.0243-18**

Advisory Referendum on the November 2018 Ballot

Resolved, that an advisory referendum be placed on the November 2018 ballot as follows:

Should cannabis be legalized for adult recreational use in Wisconsin?

Should cannabis be legalized for medical use in Wisconsin?

Should cannabis sales be taxed and the revenue from such taxes be used for public education, health care, and infrastructure in Wisconsin?

Fiscal Note: N/A

**Sponsors:**

John Tate II

**Res.0244-18**

Contract 20180068 - Construct Home - 1538 Packard Avenue

Resolved, that bids for Contract 20180068 - Construct Home - 1538 Packard Avenue, be awarded to Double D Construction, Inc., at its bid price of \$263,340.00, it being the lowest responsible bidder.

Fiscal Note: Funds to defray the cost of this Housing Department project be appropriated from Org-Objects 20004-57400, Home Rehab-1538 Packard.

**Sponsors:**

John Tate II

**Res.0245-18**

Contract 20180070 - Library - Waterproof Elevator Equipment Room

Resolved, that bids for Contract 20180070 - Library - Waterproof Elevator Equipment Room, is awarded to ProAxis, at its bid price of \$49,896.02, it being the lowest responsible bidder.

Fiscal Note: Funds to defray the cost of this Public Works project be appropriated from Org-Object 45055-57200, Library Building

Improvements.

**Sponsors:**

John Tate II

**Res.0246-18**

Amendment No. 2 on Contract 20170014 - PS-2017 Pavement Inspection and Planning

Resolved, that Amendment No. 2 to Contract 20170014 - PS-2017 Pavement Inspection and Planning, AECOM, consultant, as submitted, is approved.

**Fiscal Note:** Amendment No. 2 is in the not-to-exceed amount of \$5,850.00, bringing the total contract amount to \$112,500.00. Funding for this project is available in Org-Object 45040-57500, Paving.

**Sponsors:**

John Tate II

**Res.0247-18**

New Agreement with AT&T for Centrex Telephone Service - Contract 20180079

Resolved, that the City is authorized and directed to enter into an agreement from 9/1/18 to 4/30/20 with AT&T for Centrex phone service to serve approximately 150 phone lines at remote City sites - Contract 20180079.

**Fiscal Note:** This agreement will increase the monthly phone service cost by \$150.00 or \$3,000 over the 20-month term of the agreement. Funds to defray the cost of this purchase are available in Org-Object 70440-53360, External Communication Service.

**Sponsors:**

John Tate II

**Res.0248-18**

Final Payment on Contract 20170049 - MLK Center - Roof & HVAC Replacement

Resolved, that the work done by Carlson Racine Roofing, under Contract 20170049 - MLK Center - Roof & HVAC Replacement, is accepted and final payment authorized for a total contract amount of \$150,462.00. Final Payment to include retainage.

**Fiscal Note:** Contract was authorized under Resolution 0334-17 of October 3, 2017.

**Sponsors:**

John Tate II

**Res.0249-18**

State/Municipal Project Agreement for the 2018 - 2019 Local Roads Improvement Program (LRIP)

Resolved, that the Assistant Commissioner of Public Works/City Engineer is authorized and directed to sign the State/Municipal Project Agreement for the 2018 - 2019 Local Roads Improvement Program (LRIP).

Fiscal Note: The estimated cost of the project is \$570,000.00 with the City's share being \$413,255.17 and the LRIP/State Funds being \$156,744.83.

Sponsors: John Tate II

[Res.0250-18](#) Intergovernmental Agreement - 2019 Three Mile Road Construction

Resolved, that the City Attorney is authorized to draft an Intergovernmental Agreement with the City of Racine and the Village of Caledonia for scope of project and reimbursement of professional engineering services, construction costs and construction related services.

Fiscal Note: The Village of Caledonia will reimburse the City of Racine the Village's pro rata share of the construction costs plus 15% for design engineering, contract and construction management services.

Sponsors: John Tate II

[Res.0251-18](#) Change Order No. 2 on Contract 20170030 - 2017 Hamilton/Douglas Street Sanitary Sewer Repair

Resolved, that Change Order No. 2 on Contract 20170030 - 2017 Hamilton/Douglas Avenue Sanitary Sewer Repair, A.W. Oakes & Son, Inc., contractor, is approved in the deduct amount of (\$49,002.50).

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

\$ 6,729.40 - Org-Object 60484-57570, Storm Sewers  
(\$55,731.90) - Org-Object 22640-57560, Sanitary Sewer  
(\$49,002.50) - Total

Sponsors: John Tate II

[Res.0252-18](#) Change Order No. 1 on Contract 20180019 - Grange and Thurston Avenue Reconstruct (R1)

Resolved, that Change Order No. 1 on Contract 20180019 - Grange and Thurston Avenue Reconstruct (R1), Milwaukee General Construction Company, Inc., contractor, is approved in the amount of \$5,450.00.

Fiscal Note: Funding to defray the cost of the change order be appropriated from Org-Object 14012-54200, Electrical Supplies.

Sponsors: John Tate II

[Res.0253-18](#) 3457 and 3449 Douglas Avenue

Resolved, that the request by John Conner of John Conner Co. LLC seeking a 12-month extension from July 5, 2018 of Resolution 0236-17 for an approval of a conditional use permit to establish office, a showroom, and a shop for a plumbing company at 3457 and 3449 Douglas Avenue is

approved.

Fiscal Note: N/A

**Sponsors:**

Jason Meekma

**Res.0254-18**

Zoning UseTable as a Reference Aide

Resolved, that the document titled "Permitted, Conditional, and Accessory Use Table" is adopted as a reference aide in the interpretation and administration of the Zoning Ordinance (Municipal Code, Chapter 114).

Fiscal Note: N/A

**Sponsors:**

Jason Meekma

**Res.0255-18**

\$1,139,092.00 of the 2018 Community Development Block Grant (CDBG) Allocated to Public Services, Economic Development, Public Infrastructure Funding, and CBDO Job Training

Resolved, that the request from City Development, Housing and Community Development is approved to allocate \$1,139,092.00 in CDBG funds as follows:

Public Services:

Safety/Crime/Neighborhood Stability:

\$42,750.00 - Neighborhood Watch

\$42,749.00 - Housing Resources, Inc.

\$85,499.00 - Total

Job Skills/Training:

\$ 35,000.00 - Racine Literacy Council

\$ 45,000.00 - Racine Vocational Ministry

\$ 34,000.00 - Great Lakes CCC

\$114,000.00 - Total

Youth Services:

\$28,619.00 - Racine Unified School District

\$28,260.00 - Racine Parks - Main Gallery

\$28,620.00 - Racine Zoo

\$85,499.00 - Total

Public Facilities and Infrastructure:

\$263,249.00 - Public Works Streets

\$141,458.00 - Public Works Streets - NRSA

\$ 55,000.00 - Giving to the Nation - NRSA

\$459,707.00 - Total

## Economic Development:

\$167,197.00 - WWBIC - Microenterprise

\$ 62,700.00 - City Development - Microfund

\$229,887.00 - Total

## CBDO Job Training:

\$102,700.00 - Racine Revitalization Partnership - NRSA

\$102,700.00 - Total

Further resolved, that the Mayor and City Clerk are authorized to enter into contracts with the organizations pursuant to the funding allocation and federal regulations.

Fiscal Note: This action allocates \$1,139,092.00 of Community Development Block Grant funds per the 2018 Annual Action Plan (Res 0186-18).

**Sponsors:**

Jason Meekma

**Res.0256-18**

\$157,032.00 of the 2018 Emergency Solutions Grant (ESG) Allocated to Homeless Assistance Leadership Organization (HALO)

Resolved, that the request from City Development, Housing and Community Development to allocate \$157,032.00 in ESG funds to Homeless Assistance Leadership Organization (HALO) is approved.

Further resolved, that the Mayor and City Clerk are authorized to enter into contracts with the organizations pursuant to the funding allocation and federal regulations.

Fiscal Note: This action allocates \$157,032 of Emergency Solutions Grant funds per the 2018 Annual Action Plan (Res. 0186-18).

**Sponsors:**

Jason Meekma

**Res.0257-18**

Resolution Supporting Racine Resident Ricardo Fierro

Whereas, with the exception of Native Americans, all Americans have a different country of origin; and

Whereas, immigrants to our country have been responsible for many positive contributions to the United States of America; and

Whereas, Ricardo Fierro has known only Racine as his home since he was a teenager and has over twenty years of living responsibly in our community; and

Whereas, he is successfully raising a family that includes seven children, all of whom are citizens of the United States of America; and

Whereas, he has made positive contributions to the City, School District, and other governmental bodies, has made positive contributions to the religious community, and has made positive contributions to the Hispanic and Latin-American community; and

Whereas, leaders speaking in his support include the Superintendent of Schools for Racine Unified School District, current and former Mayors of the City of Racine, the Racine County Executive, and state and federal legislators; and

Whereas, Ricardo Fierro has demonstrated no negative behavior related to public safety of the community, city, or country, and his only legal issues stem directly from his status as undocumented; and

Now, therefore, be it Resolved that the Common Council for the City of Racine

1. Respectfully requests a stay of deportation be granted to Ricardo Fierro; and
2. Respectfully requests that Ricardo Fierro be returned to live with his family in our community; and
3. Urges that Ricardo Fierro be provided a reasonable route to achieve the status of citizen of the United States of America.

Fiscal Notes: N/A

**Sponsors:**

John Tate II

## H. Resolution

[Res.0258-18](#)

1819 State Street

Resolved, that the request from Felisha Edwards of Epic Minds Childcare, seeking a conditional use permit to allow a group daycare center at 1819 State Street is approved, subject to the following conditions:

- a) That the plans presented to the Plan Commission on May 30, 2018, be approved subject to the conditions contained herein.
- b) That all license requirements from the State of Wisconsin and City of Racine be obtained, complied with, and kept current at all times.
- c) That all of the following occur by September 30, 2018:
  - 1. The north, west and south walls be painted an earth toned color as to limit attention to non-primary elevations on the building and to blend in with the neighborhood.
  - 2. Installation of bollard(s) in front of entry doors and wheel stops in front of all parking spaces prevent vehicles blocking the building access walk.
  - 3. Striping of parking spaces and resealing of the parking lot to the south of the business.
  - 4. Pavement of at least three parking spaces at the far west of the lot for the dwelling unit on the property.
  - 5. Submission and approval to the City Development Department of plans for the trash storage area which shows that all trash and recycling be kept in closed containers which are completely screened from public view and includes a gate on the trash storage area.
  - 6. Provide fencing plan for the playground area to include fence and gate(s) where applicable and between the playground and house.
  - 7. Removal of the obsolete tenant signage above the northernmost entrance of the building on State Street.
  - 8. Removal of debris and cleanup of the site, properly disposing of all rubbish and debris.
  - 9. All outstanding violations on the property are remedied prior to building occupancy
- d) That if, prior to the issuance of an Occupancy Permit, required site improvements listed in "c" above have not been or cannot be completed, a financial surety shall be provided to the City. The surety shall be in a format as approved by the City Attorney's office, and subject to all stipulations as identified for financial sureties in the City of Racine. The dollar amount shall be determined at the time of application based upon estimates provided by the applicants for any incomplete work, and shall be valid for no less than one year from the date of issuance. The surety format and

content is subject to review and approval by the City Attorney.

- e) That hours of operation are seven days a week from 5:00 AM - 11:59 PM.
- f) All drop-offs and pickups be conducted from private lots, not the right-of-way.
- g) That an exception from section 114-470 (b) requiring screening to the south and west of the building be granted with this conditional use.
- h) That an exception from section 114-1188 of six parking spaces be granted with this conditional use.
- i) That all codes and ordinances are complied with and required permits acquired.
- j) That no minor changes be made from the conditions of this permit without approval of the Plan Commission, and no major changes be made from the conditions of this permit without the approval of the Common Council.
- k) That this conditional use permit is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors:

Jason Meekma

## I. Consent Agenda

## J. Common Council Announcements

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

## K. Adjourn

## 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.**

