



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, October 7, 2014

7:00 PM

Room 205, City Hall

A. Call To Order

PRESENT: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Perez, Morgenroth, Hart and Diehl

EXCUSED: 2 - Weidner and Shakoor

B. Pledge of Allegiance To The Flag

Mayor Dickert 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 DeHahn.

D. Public Comments

*Laura Terry
Todd Hoover
Jennifer Levie
George Meyers*

E. Communications

Refer to Finance and Personnel Committee, by Ald. McCarthy

[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. (Grant Control #2013-007) (Res. No. 14-0394)

Recommendation of the Finance & Personnel Committee on

09-22-14: That permission be granted to the Mayor and City Clerk be authorized and directed to accept additional funds of \$5,000 from the Department of Health Services.

Fiscal Note: There is no City match required. The grant control number is 2013-007.

Alderman McCarthy moved, Alderman DeHahn seconded to suspend the rules and act on item 14-10559 as this item was referred to the Board of Health at the previous Common Council Meeting, but should have been referred to Finance and Personnel for action. This item was heard and recommendations were made at the September 22, 2014 meeting. There were no objections.

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

[14-10593](#)

Subject: Communication from the City Attorney submitting the claim of Tim Moore for consideration.

Recommendation of the Finance and Personnel Committee on

10-14-14: The claim of Tim Moore for alleged damages after a car pushed a light pole into the structure at 1014 Washington Avenue on or about June 29, 2014, be denied.

Fiscal Note: N/A

Referred to Finance and Personnel Committee

[14-10600](#)

Subject: Communication from the City Attorney submitting the claim of Joy Knox for consideration.

Recommendation of the Finance and Personnel Committee on

10-14-14: The claim of Joy Knox for alleged damages after her basement flooded during the rain event of May 12-13, 2014, be denied.

Fiscal Note: N/A

Referred to Finance and Personnel Committee

[14-10601](#)

Subject: Communication from the City Attorney submitting the claim of Daniel Steberl and Kaleigh Steberl for consideration.

Recommendation of the Finance and Personnel Committee on

10-14-14: The claim of Daniel Steberl and Kaleigh Steberl for alleged damages after their basement flooded during the rain event of May

12-13, 2014, be denied.

Fiscal Note: N/A

Referred to Finance and Personnel Committee

[14-10602](#)

Subject: Communication from the City Attorney submitting the claim of Tamara Basaldua for consideration.

Recommendation of the Finance and Personnel Committee on 10-14-14: The claim of Tamara Basaldua for alleged damages after her basement flooded during the rain event of May 12-13, 2014, be denied.

Fiscal Note: N/A

Referred to Finance and Personnel Committee

[14-10621](#)

Subject: Communication from the Chief of Police requesting to apply for and accept the IACP-Leadership in Police Organizations Grant. (Grant Control#2014-035) (Res. No. 14-0412)

Recommendation of the Finance and Personnel Committee on 10-14-14: Permission be granted to the Chief of Police to apply for and accept the IACP-Leadership in Police Organizations Grant. (Grant Control#2014-035)

Fiscal Note: There is no City match required. (Grant Control#2014-035)

Referred to Finance and Personnel Committee

[14-10640](#)

Subject: Communication from the City Attorney submitting the claim of Regency West Apartments LLC for an excessive real estate assessment and taxes of the property located at 2300 Loni Lane for the 2014 tax year for consideration.

Recommendation of the Finance and Personnel Committee on 10-14-14: Defer the item until the October 27, 2014 Finance & Personnel meeting.

Recommendation of the Finance and Personnel Committee on 10-27-14: That the claim of Regency West Apartments, LLC for an excessive real estate assessment and taxes of the property located at 2300 Loni Lane for the 2014 tax year for consideration be received and filed, not recommending allowance or disallowance of claim.

Fiscal Note: N/A

Referred to Finance and Personnel Committee.

[14-10647](#)

Subject: Communication from the Assistant Finance Director regarding the 2013 Audited Financial Statements, Report on Federal and State Awards, and Communication to those Charged with Governance and Management from the unqualified or "clean" audit opinion this year.

Recommendation of the Finance and Personnel Committee on 10-27-14: Defer the item until the November 10, 2014 meeting.

Recommendation of the Finance and Personnel Committee on 11-10-14: That the reports be received and filed.

Fiscal Note: N/A

Referred to the Finance and Personnel Committee.

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

[14-10630](#)

Subject: Communication from Robert Osborne and Vera Scekic (Osborne-Scekic Joint Revocable Trust), requesting an Air Rights Easement, in City right-of-way, at 600 Villa Street to construct a new building. (Res. No. 14-0422)

Recommendation of the Public Works and Services Committee on 10-14-14: That the City Attorney's Office be authorized to negotiate with the property owners for the requested air rights.

Further recommends that the property owner be charged actual attorney fees incurred by the City in the negotiation and/or preparation of any air rights transaction, with a \$500 deposit being due immediately.

Fiscal Note: There is no cost to the City.

Referred to Public Works and Services Committee

[14-10631](#)

Subject: Communication from the Purchasing Agent submitting bid results on Official Notice No. 9, Alterations & Improvements to the RPD Female Officers' Locker Room. (Res. No. 14-0421)

Recommendation of the Public Works and Services Committee on 10-14-14: That Official Notice No. 9, Alterations & Improvements to the RPD Female Officers' Locker Room, be awarded to Katt Construction, at their base bid price of \$32,895, plus Alt. #2 in the amount of \$7,897, Alt. #3 in the amount of \$7,807 and Alt. #4 in the amount of \$1,528 for a total contract amount of \$50,127, they being

the lowest responsible bidder.

Fiscal Note: Funds for this purchase are available in Account 993.310.5050, Police Lockers.

Referred to Public Works and Services Committee

[14-10637](#)

Subject: Communication from the Assistant Commissioner of Public Works/City Engineer submitting Amendment No. 1 to Contract 22-14 (K4-022), PS - Pershing Drive/Sam Myers/Parking Lot Project, AECOM, consultant. (Res. No. 14-0427)

Recommendation of the Public Works and Services Committee on 10-14-14: That Amendment No. 1 to Contract 22-14 (K4-022), PS - Pershing Drive/Sam Myers/Parking Lot Project, AECOM, consultant, as submitted, be approved in the amount of \$21,941.

Further recommends that funding to defray the cost of these professional services be appropriated from the following accounts:

\$ 4,424.00 - Account 994.700.5060, Pershing Park Dr. Repaving
\$ 7,478.00 - Account 106.994.5750, Surface Lot Repaving
\$10,039.00 - Account 104.994.5460, Pershing/Myers USEPA
\$21,941.00 - Total

Fiscal Note: Funds are available as herein delineated.

Referred to Public Works and Services Committee

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

[14-10620](#)

Subject: Communication from the Alderman of the 5th District requesting an update on TIPS and Focus On Community.

Recommendation of the Public Safety and Licensing Committee on October 14, 2014: That the update on TIPS and Focus On Community be deferred.

Recommendation of the Public Safety and Licensing Committee on November 26, 2014: That the item be received and filed.

Fiscal note: N/A

Referred to Public Safety and Licensing Committee

[14-10628](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Scores Sports Bar and Grill, located at 4915 Washington Avenue Suite E, Richard Shawhan, Agent. (12th District)

Recommendation of the Public Safety and Licensing Committee on October 14, 2014: That the application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Scores Sports Bar and Grill, located at 4915 Washington Avenue Suite E, be approved.

Fiscal note: N/A

Referred to Public Safety and Licensing Committee

[14-10641](#)

Subject: Communication from Mayor Dickert submitting the 2015 proposed budgets for the General Fund, Special Revenue Funds, Debt Service Fund, Enterprise Funds and Internal Service Funds; Capital Projects and the 2015-2024 Capital Improvement Plan. (Res. No. 14-0473)

Recommendation of the Committee of the Whole on 11-12-2014: the Item be adopted.

Fiscal Note: copies of the General Fund, Special Revenue Funds, Debt Service Fund, Enterprise Funds and Internal Service Funds, Capital Projects and the 201502924 Capital Improvement Plan are on file in the Office of the Finance Director.

Referred to Public Safety and Licensing Committee

[14-10642](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Greg's Pub on Wisconsin, located at 525 Wisconsin Avenue, Greg Musack, Agent. (1st District)

Recommendation of the Public Safety and Licensing Committee on October 14, 2014: That the application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Greg's Pub on Wisconsin, located at 525 Wisconsin Avenue, be approved.

Fiscal note: N/A

Referred to Public Safety and Licensing Committee

[14-10643](#)

Subject: (New) Application of Olympic Liquor Southside, for a "Class A" Fermented Malt Beverage and Intoxicating Liquor License for 1401 Washington Avenue (3rd District).

Recommendation of the Public Safety and Licensing Committee on October 14, 2014: That the application of Olympic Liquor Southside, for a "Class A" Fermented Malt Beverage and Intoxicating Liquor License for 1401 Washington Avenue, be approved.

Fiscal note: N/A

Referred to Public Safety and Licensing Committee

Refer to Traffic Commission, by Ald. Kaplan

[14-10625](#)

Subject: Communication from the Alderman of the 2nd District requesting referral to the Traffic Commission a request to remove the east/west stop signs on DeKoven Avenue at Mead Street.

Recommendation of the Traffic Commission on October 20, 2014:
Defer

Recommendation of the Traffic Commission on November 17, 2014: Recommends that the request to remove the stop signs on the east and west approaches of the intersection of DeKoven Avenue and Mead Street be approved.

Recommendation of the Traffic Commission on January 19, 2015:
Defer

Recommendation of the Traffic Commission on March 16, 2015: Recommends that the request to remove the stop signs on the east and west approaches of the intersection of DeKoven Avenue and Mead Street be approved.

Fiscal Note: The estimated cost of this signage change will result in a removal cost of \$100.00 and no annual maintenance cost.

Referred to Traffic Commission

[14-10626](#)

Subject: Communication from the Alderman of the 2nd District requesting referral to the Traffic Commission a request to add stop signs on De Koven Avenue at Franklin Street, making it a four-way stop.

Recommendation of the Traffic Commission on October 20, 2014:
Defer

Recommendation of the Traffic Commission on November 17, 2014: Receive and file.

Recommendation of the Traffic Commission on January 19, 2015:
Defer

Recommendation of the Traffic Commission on March 16, 2015: Recommends that the communication be received and filed.

Fiscal Note: N/A

Referred to Traffic Commission

[14-10638](#)

Subject: Communication from the Alderman of the 5th District, on behalf of Jason and Erin Krencisz, for the placement of Autistic Child sign on the 2200 block of La Salle Street.

Recommendation of the Traffic Commission on October 20, 2014: Recommends that a policy and application for Autistic Child Area sign be approved and the City Engineer have authority to grant application requests administratively.

Fiscal Note: N/A

Referred to Traffic Commission

Refer to Transit and Parking Commission, by Ald. DeHahn

[14-10622](#)

Subject: Communication from the Alderman of the 2nd District requesting referral to the Transit and Parking Commission a request for the removal of the bus stop near the corner of Wisconsin Avenue and DeKoven Avenue.

Recommendation of the Transit and Parking Commission on October 22, 2014: Defer

Recommendation of the Transit and Parking Commission on November 19, 2014: Receive and file.

Fiscal Note: N/A

Referred to Transit and Parking Commission

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

[14-10589](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting permission to accept a \$750.00 donation from AGA Nation for the Pershing Skate Park. (Res. No. 14-0454)

Recommendation of the Finance and Personnel Committee on 11-10-14: Permission be granted to the Director of Parks, Recreation & Cultural Services to accept a \$750.00 donation from AGA Nation for the Pershing Skate Park.

Fiscal Note: N/A

Referred to Board of Park, Recreation and Cultural Services

[14-10624](#)

Subject: Communication from the Alderman of the 2nd District requesting a change in Municipal Code section 70-101 that all city parks with playground and courts open and close at the same time. (Ord. 001-15)

Recommendation of the Board of Parks, Recreation & Cultural Services on 11-12-14: Defer

Recommendation of the Board of Parks, Recreation & Cultural Services on 1-14-15: To have the City Attorney create an Ordinance to amend Section 70-101 - Closing Hours.

Fiscal Note: N/A

Referred to Board of Park, Recreation and Cultural Services

Refer to Cemetery Commission, by Ald. McCarthy

[14-10636](#)

Subject: Communication from the Purchasing Agent regarding award recommendation for Official Notice #8, and Request for Proposals for the Management, Operations and Maintenance of Racine Cemeteries.

Recommendation of the Board of Cemetery Commissioners on October 20, 2014: Recommended to Receive and File.

Fiscal Note: NA

Referred to Board of Cemetery Commissioners

F. Committee Reports

Finance and Personnel Committee Report, by Ald. McCarthy

[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. (Res. No. 14-0389)

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.

Recommendation of the Finance & Personnel Committee on

09-22-14: 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 and the remaining balance in account 993.300.5010, Fire Station 5 HVAC, be transferred to account 993.300.5030, Fire Station Museum Window Replacement.

Fiscal Note: There are sufficient funds available for transfer.

Alderman McCarthy requested separate consideration for this item.

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

AYES: 9 - Coe, Shields, Kaplan, DeHahn, McCarthy, Wisner, Morgenroth, Hart and Diehl

NOES: 4 - Sarrazin, Kaprelian-Becker, Holding and Perez

[14-10548](#)

Subject: Communication from the City Attorney submitting the claim of Corrina Brown for consideration.

Recommendation of the Finance & Personnel Committee on

09-22-14: The claim of Corrina Brown be denied.

Fiscal Note: N/A

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

[14-10550](#)

Subject: Communication from the City Attorney submitting the claim of Susan Chase for consideration.

Recommendation of the Finance & Personnel Committee on

09-22-14: The claim of Susan Chase be denied.

Fiscal Note: N/A

Alderman McCarthy requested separate consideration for this item.

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

AYES: 11 - Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Morgenroth, Hart and Diehl

NOES: 2 - Coe and Perez

[14-10552](#)

Subject: Communication from the City Attorney submitting the claim of Acuity Insurance (Contreras) for consideration.

Recommendation of the Finance & Personnel Committee on

09-22-14: The claim of Acuity Insurance (Contreras) be denied.

Fiscal Note: N/A

Alderman McCarthy requested separate consideration for this item.

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

AYES: 11 - Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wiser, Holding, Morgenroth, Hart and Diehl

NOES: 2 - Coe and Perez

[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. (Res. No. 14-0391)

Recommendation of the Finance & Personnel Committee on

09-22-14: Permission be granted to the Public Health Administrator 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, for a period of three years.

Fiscal Note: N/A

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

[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. (Res. No. 14-0392)

Recommendation of the Finance & Personnel Committee on

09-22-14: Permission be granted to the Public Health Administrator to enter into a Memorandum of Understanding (MOU) with/among the Units of the Wisconsin Medical Reserve Corps.

Fiscal Note: N/A

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

[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. (Res. No. 14-0393)

Recommendation of the Finance & Personnel Committee on 09-22-14: Permission be granted to the Public Health Administrator to accept an amendment to extend the contract period to June 30, 2015 with the Wisconsin Department of Health Services.

Fiscal Note: There is no City match required. (Original Grant Control #2013-025).

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

[14-10594](#)

Subject: (Direct Referral) Communication from the Police Chief, requesting to appear before the Finance and Personnel Committee to discuss our request to apply for and accept the 2014-2015 Alcohol Saturation Grant (Grant Control #2014-037). (Res. No. 14-0388)

Recommendation of the Finance & Personnel Committee on 09-22-14: Permission be granted to the Police Chief to apply for and accept the 2014-2015 Alcohol Saturation Grant (Grant Control #2014-037).

Fiscal Note: The grant is in the amount of \$15,000, with a soft match of \$3,750. The grant will be used to cover officer wages.

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

[14-10597](#)

Subject: (Direct Referral) Communication from the County Clerk of Racine County requesting the City of Racine enter into an Intergovernmental Cooperative Agreement to Facilitate Purchase of Extended Hardware Maintenance Agreements for Accessible Voting System. (Res. No. 14-0390)

Recommendation of the Finance & Personnel Committee on 09-22-14: That the Mayor and City Clerk be authorized and directed to enter into an Intergovernmental Cooperative Agreement to Facilitate

Purchase of Extended Hardware Maintenance Agreements for Accessible Voting System.

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 President Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Perez, Morgenroth, Hart and Diehl

[14-10605](#)

Subject: (Direct Referral) Communication from the Deputy City Attorney and Human Resources Manager presenting a health care plan to be the only plan available to all active and retired City of Racine police officers and firefighters hired on or before June 30, 2011, subject to the premium share caps applicable to retirees. (Res. No. 14-0395)

Recommendation of the Finance & Personnel Committee on 09-22-14: That the Finance and Personnel Committee recommend adoption of Plan 08A as the only health care plan available to all active and retired City of Racine police officers and firefighters hired on or before June 30, 2011, subject to the premium share caps applicable to retirees and the contractual premium share applicable to active employees.

Recommendation of the Common Council on 10-7-14: That this item be deferred.

Recommendation of the Common Council on 10-21-14: That this item be denied.

Fiscal Note: Savings associated with health care plan is dependent upon overall usage.

Alderman McCarthy requested separate consideration for this item.

A motion was made that this item be deferred

Public Works and Services Committee Report, by Ald. Kaplan

[14-10510](#)

Subject: Communication from the Alder of the 9th District requesting referral to Public Works and Services Committee his request asking that staff develop a proposal to ensure that Ordinance 18-529, as

applicable to sump pumps and other drainage, is enforced in order to minimize clear water infiltration into sanitary sewers and the impact that it causes on basement backups.

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

Recommendation of the Public Works and Services Committee on 9-30-14: Receive and file.

Fiscal Note: N/A

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

[14-10521](#)

Subject: (Direct Referral) Public Officials Meeting on the Reconstruction of Northwestern Avenue (STH 38) - Golf Avenue to Memorial Drive, State Project ID: 2290-17-00.

Recommendation of the Public Works and Services Committee on 9-30-14: Receive and file.

Fiscal Note: N/A

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

[14-10526](#)

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. (Res. No. 14-0396)

Recommendation of the Public Works and Services Committee on 9-30-14: That Racine Unified School District be granted permission to close the sidewalk on Rupert Boulevard in front of McKinley Middle School from December 1, 2014 to April 1, 2015 with the requirement that Racine Unified School District holds the City of Racine harmless from any and all injuries caused by conditions of the sidewalk related to this closure.

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

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

[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. (Res. No. 14-0401)

Recommendation of the Public Works and Services Committee on 9-30-14: Since public interest requires it, that the following parcel of land, more particularly described as follows, be and hereby is vacated and discontinued:

That part of Block 7 in Jay Eye See Land Co's Subdivision No 3 and Jay Eye See Addition No. 4, a recorded plat in the City of Racine, Racine County, Wisconsin that is part of the Southeast ¼ of Section 18 Township 3 North, Range 23 East described as follows:

Vacate the east-west alley between lot 6 and the west 19 feet of lot 27, and lots 5 through 3 and the west 20 feet of lot 2, which lies south of Washington Ave. and east of the east line of Grove Ave. to previously vacated portion of said alley.

Said described tract containing 2,235 square feet more-or-less.

And;

That part of Block 7 in Jay Eye See Land Co's Subdivision No 3 and Jay Eye See Addition No. 4, a recorded plat in the City of Racine, Racine County, Wisconsin that is part of the Southeast ¼ of Section 18 Township 3 North, Range 23 East described as follows:

Vacate the north-south alley between lots 6 through 8 and lots 25 through 27, which lies south of Washington Ave. and east of the east line of Grove Ave and west of the west line of West Blvd.

Said described tract containing 1,680 square feet more-or-less.

Further recommends that a preliminary resolution be introduced to the Common Council and referred to the City Plan Commission.

Fiscal Note: N/A

A motion was made that this Communication be Referred to the City Plan Commission, . The motion was APPROVED.

[14-10577](#)

Subject: Communication from the Downtown Racine Corporation requesting to close Ontario Street, south of State Street, for Octoberfest on Saturday, October 18, 2014 from 12:00 P.M. to 9:00 P.M. (Res. No. 14-0397)

Recommendation of the Public Works and Services Committee on 9-30-14: That the Downtown Racine corporation be granted permission to close Ontario Street, south of State Street, on Saturday, October 18, 2014 from 12:00 P.M. to 9:00 P.M. for Octoberfest 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. Sponsor shall notify all abutting property occupants 72 hours in advance of the event.
- E. The sponsor shall be responsible for the signing of the necessary detours for the event.
- F. The sponsor shall pay a \$250 special event fee.

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

Fiscal Note: There will be nominal costs incurred on a regular shift basis to provided limited assistance to implement this event.

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

[14-10582](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting Amendment No. 4 to an existing agreement for the marking of underground street lighting and traffic signal infrastructure with Precise Underground Marking Corporation, Milwaukee, WI. (Res. No. 14-0408)

Recommendation of the Public Works and Services Committee on 09-30-14: That the agreement with Precise Underground Marking Corporation to mark underground street lighting and traffic signal infrastructure, which ends December 31, 2014, be approved for a one-year extension with a per ticket price of:

Prescreens - \$9.84

Locates - \$12.58

Site Visit/No Conflict - \$12.58

Emergency During Business Hours (Clear/No Conflict/Site Visit/Locate) - \$12.58

Emergency After Business Hours (Clear/No Conflict/Site Visit/Locate) - \$43.71

Projects - \$27.32

Fiscal Note: Funding to defray the cost of these services is available in Account 101.590.5610, Street Lighting - Professional Services.

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

[14-10583](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 36-14 (K4-036), City Hall Annex - Replace Fire Alarm.

Recommendation of the Public Works and Services Committee on 9-30-14: That the bids for Contract 36-14 (K4-036), City Hall Annex - Replace Fire Alarm, be rejected and the project be redesigned and rebid.

Fiscal Note: N/A

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

[14-10584](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 48-14 (K4-048), Roof Replacement-Solid Waste Garage & Park Service Center. (Res. No. 14-0403)

Recommendation of the Public Works and Services Committee on 9-30-14: That Contract 48-14 (K4-048), Roof Replacement-Solid Waste Garage & Park Service Center, be awarded to Kaschak Roofing, Inc., at their bid price of \$154,800.00, plus Alternate Bid 1 in the amount of \$1,400.00 for a total bid of \$156,200.00, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$109,900.00 - Account 994.410.5020, SW Garage Roof Sections 5,6
\$ 46,300.00 - Account 994.404.5010, Park Svc Center Roof
\$156,200.00 - Total

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

[14-10585](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 47-14 (K4-047), Pershing Park - Replace Fence. (Res. No. 14-0404)

Recommendation of the Public Works and Services Committee on 9-30-14: That Contract 47-14 (K4-047), Pershing Park - Replace Fence, be awarded to Statewide Fencing, at their bid price of \$48,773.00, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 994.700.5280, Pershing Soccer Field Fencing.

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

[14-10590](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting Amendment No. 1 to Contract 51-13 (K3-056), PS-Spring Street/Washington Park Streambank Stabilization, AECOM, consultant. (Res. No. 14-0407)

Recommendation of the Public Works and Services Committee on 09-30-14: That Amendment No. 1 to Contract 51-13 (K3-056), PS - Spring Street/Washington Park Streambank Stabilization, AECOM, consultant, as submitted, be approved. This is a no-cost amendment to the contract to include construction inspection services related to the retaining wall to be built at Washington Park.

Fiscal Note: N/A

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

[14-10598](#)

Subject: (Direct Referral) Communication from the Downtown Racine Corporation requesting to use City right-of-way for the annual Holiday Parade on Saturday, November 8, 2014. (Res. No. 14-0398)

Recommendation of the Public Works and Services Committee on 9-30-14: That the Downtown Racine Corporation be granted permission to close Ontario Street, State Street between Ontario Street and Main Street, Main Street between State Street and Sixth Street, Sixth Street between Main Street and City Hall, on Saturday, November 8, 2014 from 4:00 P.M. to 6:30 P.M., for the Downtown Holiday Parade with the following conditions:

- A. A hold harmless agreement be executed and a \$75 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 occupants seventy-two (72) hours in advance of the event.
- E. The sponsor shall pay a \$750 special event fee.
- F. 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. Sponsor shall provide a detour plan for the closure of all State Connecting Highways, arterial and collector streets to the City Engineer for approval.
- H. Sponsor is responsible for cleaning the streets.

I. 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 any necessary assistance, in the interest of public safety, to implement this event.

Fiscal Note: There will be nominal costs incurred on a regular shift basis to provide limited assistance to implement this event.

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

[14-10609](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works submitting a request for final payment on Contract 49-13 (K3-054), HVAC Upgrade-Fire Station No. 5, DMJ Services, Inc., dba Action Heating, Plumbing & Cooling, contractor. (Res. No. 14-0405)

Recommendation of the Public Works and Services Committee on 9-30-14: That the work done by DMJ Services, Inc., dba Action Heating, Plumbing & Cooling, under Contract 49-13 (K3-054), HVAC Upgrade-Fire Station No. 5, be accepted and final payment authorized for a total contract amount of \$28,380.00.

Fiscal Note: Contract was authorized under Resolution 13-0357, dated September 3, 2013.

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

[14-10617](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations requesting to discuss WE Energies proposed changes in electrical rates and revenues. (Res. No. 14-0402)

Recommendation of the Public Works and Services Committee on 9-30-14: That the City of Racine adopt a resolution to express its concern that WE Energies' 2015/2016 rate proposal before the Wisconsin Public Service Commission will cause significant environmental and economic damage to the State by discouraging the development of alternative, renewable sources of electricity generation and perpetuating the State's unhealthy dependence on fossil fuels.

Fiscal Note: N/A

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

[14-10618](#)

Subject: (Direct Referral) Communication from St. Catherine's High School submitting a request to install permanent banners on Main Street, between 14th Street and 12th Street. (Res. No. 14-0399)

Recommendation of the Public Works and Services Committee on 9-30-14: That St. Catherine's High School be granted permission to install five (5) banners on street light poles on Main Street, between 14th Street and 12th Street, until September 1, 2015, in celebration of their sesquicentennial anniversary.

Further recommends that a hold harmless agreement be executed and a \$150 processing fee paid, and a liability insurance certificate be filed with the City Attorney's Office in accordance with State Statute 66.0425, Privileges in Streets.

Fiscal Note: The placement of these banners will result in \$150 in revenue to the City of Racine.

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

[14-10619](#)

Subject: (Direct Referral) Communication from American Towers, LLC., requesting permission to perform soil testing and surveying at Lockwood Park. (Res. No. 14-0400)

Recommendation of the Public Works and Services Committee on 9-30-14: Permission be granted to T-Mobile to perform soil testing and surveying at Lockwood Park.

Fiscal Note: N/A

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

[14-10627](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting a professional services agreement for Contract 51-14 (K4-051), PS - Tank Removal Services, Natural Resource Technology, Inc., consultant. (Res. No. 14-0406)

Recommendation of the Public Works and Services Committee on 9-30-14: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with Natural Resources Technology, Inc., for Contract 51-14 (K4-051), in the not-to-exceed amount of \$11,900.00.

Further recommends that funds to defray the cost of these professional services be appropriated from Account 914.000.5050, CDBG Sanitary Fund.

Fiscal Note: Funds are available as herein delineated.

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 President Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Perez, Morgenroth, Hart and Diehl

Public Safety and Licensing Committee Report, by Ald. Holding

[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**)

Recommendation of the Public Safety and Licensing Committee on September 23, 2014: That the application for a "Class A" Fermented Malt Beverage and Intoxicating Liquor License for Choice Petroleum LLC, located at 1130 Washington Avenue, Harjeet Walia, Agent be approved pending approval from Plan Commission.

Fiscal note: N/A

Alderman Holding requested separate consideration for this item.

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

AYES: 11 - Sarrazin, Shields, Kaplan, DeHahn, McCarthy, Wisner, Holding, Perez, Morgenroth, Hart and Diehl

NOES: 2 - Coe and Kaprelian-Becker

[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).

Recommendation of the Public Safety and Licensing Committee on September 23, 2014: That the application for a ADJD, LLC - DBA AD United Petroleum, for a "Class A" Fermented Malt Beverage and Intoxicating Liquor License for 1917 Sixteenth Street be approved.

Fiscal note: N/A

Alderman Holding requested separate consideration for this item.

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

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Perez, Morgenroth, Hart and Diehl

Traffic Commission Report, by Ald. Kaplan

[14-10386](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting a traffic study for the intersection of W. 6th Street and Memorial Drive.

Recommendation of the Traffic Commission on July 21, 2014:
Deferred

Recommendation of the Traffic Commission on August 18, 2014:
Receive and File

Recommendation of the Traffic Commission on September 15, 2014: Receive and File

Fiscal Note: N/A

Alderman Kaplan requested separate consideration for this item.

A motion was made that this item be deferred

[14-10414](#)

Subject: Communication from Daniel Christoffersen, Operations Manager for Great Lakes Skipper, 2100 South Street, requesting 2-hour parking limits curbside between their driveway and the intersection of South Street and Mount Pleasant Streets.

Recommendation of the Traffic Commission on August 18, 2014:
Deferred

Recommendation of the Traffic Commission on September 15, 2014: Recommends that "Two-hour parking from 6:00 A.M. to 9:00 P.M.", be installed on the west side of Mount Pleasant Street, north of South Street.

Fiscal Note: The estimated cost of this signage will result in an installation cost of \$200.00 and an annual maintenance cost of \$80.00.

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

[14-10430](#)

Subject: Communication from the Alderman of the 4th District, on behalf of Shawna Williams - 1522 Superior St, requesting to discuss traffic control at the intersections of St. Patrick Street & Superior Street and St. Patrick Street & La Salle Street.

Recommendation of the Traffic Commission on August 18, 2014:
Deferred

Recommendation of the Traffic Commission on September 15, 2014: Receive and File

Fiscal Note: N/A

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

[14-10545](#)

Subject: (Direct Referral) Communication from the Alder of the 12th District requesting to amend Sec. 94-145 to include 4 lane roads with a median in the exceptions.

Recommendation of the Traffic Commission on September 15, 2014: Receive and File

Fiscal Note: N/A

Alderman Kaplan requested separate consideration for this item.

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

AYES: 12 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Morgenroth, Hart and Diehl

NOES: 1 - Perez

[14-10599](#)

Subject: In accordance with Section 2-95 of the Municipal Code of the general ordinances of the City of Racine, recommends that the following requests for changes in traffic code be granted:

Recommends that Section 94-143 (13) of Schedule G relating to "Two-hour parking from 6:00 A.M. to 9:00 P.M.", be amended:

By Including:

1. Mount Pleasant Street, west side, from 100 feet north of South Street north 350 feet.

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 President Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Perez, Morgenroth, Hart and Diehl

City Plan Commission Report, by Ald. Wisner

[14-10502](#)

Subject: (Direct Referral) Request by Adams Outdoor Advertising for a major amendment to the Regency Mall Planned Development to erect a billboard at 5200 Durand Avenue. (Res. No. 15-0173)

Recommendation of the City Plan Commission on 9-10-14: That the request be denied for the following reasons:

1. The proposed billboard degrades one of Racine's premier shopping areas by imposing visual clutter.
2. The proposed billboard negatively impacts the degree of visual repose/retreat citizen should be able to anticipate at Prichard Park or at the residences to the south.
3. The billboard's visual impact may adversely affect residential property values in the area.
4. The presence of the billboard will likely impede future development of adjacent lands due to the obstructions of sight lines to buildings and other appropriate building signage allowed in the Regency Mall Planned Development.
5. The installation of the billboard is contrary to the objectives of the Regency Mall Planned Development.
6. The design and height of the billboard does not meet the intentions of the current ordinance which was the ordinance intended to be adopted by the City at the beginning of 2013 as demonstrated by the legislative history even though there were errors in the ordinance adoption process.
7. The location of the billboard in a B-2 district does not meet the intentions the City had in early 2013 to no longer allow billboards in the B-2 district as demonstrated by the legislative history even though there were errors in the ordinance adoption process.

Recommendation of the City Attorney on 4-16-15: That a settlement has been negotiated and to approve subject to the attached agreement in lieu of an appeal.

Fiscal Note: N/A

Alderman Wisner requested separate consideration for this item.

A motion was made by Alderman Wisner, seconded by President DeHahn, that this Conditional Use Permit be Referred to the City Attorney's Office to negotiate conditions. The motion was APPROVED by the following vote:

AYES: 12 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Perez, Morgenroth, Hart and Diehl

NOES: 1 - Holding

[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.

Recommendation of the City Plan Commission on 9-25-14: To reaffirm the recommendation of the August 27, 2014 meeting and that Ordinance 10-14 be adopted, as presented.

Fiscal Note: N/A

Alderman Wisner requested separate consideration for this item.

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

AYES: 9 - Coe, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Morgenroth and Hart

NOES: 4 - Sarrazin, Shields, Perez and Diehl

[14-10610](#)

Subject: (Direct Referral) A request from Nathan Ward of Buell Consulting, representing Careers Industries, seeking a conditional use permit to install a cellular mono pole at 3502 Douglas Avenue. (Res. No. 14-0409)

Recommendation of the City Plan Commission on 9-24-14: That the item be approved, subject to conditions.

Fiscal Note: N/A

A motion was made that this Conditional Use Permit be Received and Filed as Reported. The motion was APPROVED.

[14-10611](#)

Subject: (Direct Referral) A request by Frank Carrera, representing The Olive Garden, for an amendment to the Regency Mall planned unit development to remodel the restaurant located at 6000 Durand Avenue. (Res. No. 14-0410)

Recommendation of the City Plan Commission on 9-24-14: That the item be approved, subject to conditions.

Fiscal Note: N/A

A motion was made that this Conditional Use Permit be Received and Filed as Reported. The motion was APPROVED.

Council Action

A motion was made by Alderman Wise , seconded by President Raymond DeHahn, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Perez, Morgenroth, Hart and Diehl

Housing Loan Board Report, by Ald. Wisner[14-10560](#)

Subject: (Direct Referral) Request of the Director of City Development to accept the offer of Marina M. Slack to purchase 1721 Villa, an NSP property. (Res. No. 14-0411)

Recommendation of the Loan Board of Review on September 18, 2014: To approve the request of the Director of City Development to accept the offer of Marina M. Slack to purchase 1721 Villa Street, with contingencies as listed on attachment.

Fiscal Note: The property was acquired and rehabilitated through the NSP-3 program. The city will receive \$89,000 in proceeds minus commission and closing costs.

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

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Perez, Morgenroth, Hart and Diehl

Executive Committee Report, by Ald DeHahn[14-10615](#)

Subject: (Direct Referral) Communication from the City Attorney requesting to meet with the Executive Committee in Closed Session pursuant to Wisconsin Statutes section 19.85(1)(g) regarding the request by Adams Outdoor Advertising for a major amendment to the Regency Mall Planned Development to erect a billboard at 5200 Durand Avenue (14-10502).

Recommended of the Executive Committee on September 24, 2014: Recieve and File

Fiscal Note: N/A

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

[14-10616](#)

Subject: (Direct Referral) Communication from the City Attorney requesting to meet with the Executive Committee in Closed Session pursuant to Wisconsin Statutes section 19.85(1)(g), regarding Holmes, et al v. Dickert, City of Racine, et al., US District Court for the Eastern District of Wisconsin Case No. 14-CV-208.

Recommended of the Executive Committee on September 24, 2014: Recieve and File

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 President Raymond DeHahn, seconded by Alderman Hart, that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Perez, Morgenroth, Hart and Diehl

Water Works Committee Report, by Ald Hart

[14-10567](#)

Subject: Submittal of the Report of the Finance Committee of the Racine Waterworks Commission Regarding Year 2015 Water Utility Operations and Maintenance Budget and the 2015-2019 Capital Improvements Budget Recommending Adoption (Res. No. 14-0474)

Recommendation of the Racine Waterworks Commission on 9/23/14: To adopt

Recommendation of the Committee of the Whole on 11-12-2014: the Item be approved.

Fiscal Note: copies of the 2015 Water Utility Operations and Maintenance Budget and the 2015-2019 Capital Improvements Budget are on file in the Office of the Finance Director.

A motion was made that this Communication be referred to the Committee of the Whole. The motion was APPROVED.

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Perez, Morgenroth, Hart and Diehl

Wastewater Commission Report, by Ald Hart

[14-10572](#)

Subject: Submittal of the 2015 Sewer Service Rates (Res. No. 14-0475)

Recommendation of the Racine Wastewater Commission on 9/23/14: To adopt

Recommendation of the Committee of the Whole on 11-12-2014: that the Item be approved.

Fiscal Note: copies of the 2015 Sewer Service Rates are on file in the Office of the Finance Director.

A motion was made that this Communication be Referred to Committee of the Whole. The motion was APPROVED.

[14-10575](#)

Subject: Submittal of the Report of the Finance Committee of the Racine Wastewater Commission Regarding Year 2015 Wastewater Utility Operations and Maintenance Budget and the 2015-2019 Capital Improvements Budget Recommended Adoption (Res. No. 14-0476)

Recommendation of the Racine Wastewater Commission on 9/23/14: To adopt

Recommendation of the Committee of the Whole on 11-12-2014: the Item be approved.

Fiscal Note: copies of the 2015 Wastewater Utility Operations and Maintenance Budget and the 2015-2019 Capital Improvements Budget are on file in the Office of the Finance Director.

Alderman Hart requested separate consideration for this item.

A motion was made that this Communication be Referred to Committee of the Whole. The motion was APPROVED.

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Perez, Morgenroth, Hart and Diehl

G. Consent Agenda Resolutions

[Res.14-0388](#)

2014-2015 Alcohol Saturation Grant

Resolved, that permission is granted to the Police Chief to apply for and accept the 2014-2015 Alcohol Saturation Grant (Grant Control #2014-037).

Fiscal Note: The grant is in the amount of \$15,000.00, with a soft match of \$3,750.00. The grant will be used to cover officer wages.

Sponsors: QA Shakoor

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

[Res.14-0390](#)

Intergovernmental Cooperative Agreement to Facilitate Purchase of Extended Hardware Maintenance Agreements for Accessible Voting System

Resolved, that the Mayor and City Clerk are authorized and directed to

enter into an Intergovernmental Cooperative Agreement to Facilitate Purchase of Extended Hardware Maintenance Agreements for Accessible Voting System.

Fiscal Note: N/A

Sponsors: QA Shakoor

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

[Res.14-0391](#)

Memorandum of Understanding with Retired and Senior Program (RSVP) of Racine County

Resolved, that permission is granted for the Public Health Administrator 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., for a period of three years. The purpose of the MOU is to facilitate collaboration with RSVP and guide the working relationship between all parties.

Fiscal Note: N/A

Sponsors: QA Shakoor

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

[Res.14-0392](#)

Memorandum of Understanding with Wisconsin Medical Reserve Corps

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

Fiscal Note: N/A

Sponsors: QA Shakoor

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

[Res.14-0393](#)

Amendment to Contract Agreement with the Wisconsin Department of Health

Resolved, that permission is granted to the Public Health Administrator

to accept an amendment to extend the contract period to June 30, 2015 with the Wisconsin Department of Health Services. 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.

Fiscal Note: There is no City match required. (Original Grant Control #2013-025).

Sponsors: QA Shakoor

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

[Res.14-0394](#)

Funds from Department of Health Services for Support of Racine County Medical Reserve Corps

Resolved, that permission is granted for the Mayor and City Clerk to accept additional funds of \$5,000.00 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. (Grant Control #2013-007)

Fiscal Note: There is no City match required.

Sponsors: QA Shakoor

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

[Res.14-0396](#)

2014-2015 Winter Close Off of South Sidewalk of Rupert Boulevard from Chicago Street West to the Cemetery

Resolved, that Racine Unified School District is granted permission to close the sidewalk on Rupert Boulevard in front of McKinley Middle School from December 1, 2014 to April 1, 2015 with the requirement that Racine Unified School District holds the City of Racine harmless from any and all injuries caused by conditions of the sidewalk related to this closure.

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

Sponsors: Jim Kaplan

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

[Res.14-0397](#)

2014 Octoberfest

Resolved, that the Downtown Racine Corporation is granted permission to close Ontario Street, south of State Street, on Saturday, October 18, 2014 from 12:00 p.m. to 9:00 p.m. for Octoberfest 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. Sponsor shall notify all abutting property occupants 72 hours in advance of the event.
- E. The sponsor shall be responsible for the signing of the necessary detours for the event.
- F. The sponsor shall pay a \$250 special event fee.

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

Fiscal Note: There will be nominal costs incurred on a regular shift basis to provide limited assistance to implement this event.

Sponsors: Jim Kaplan

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

[Res.14-0398](#)

2014 Annual Holiday Parade

Resolved, that the Downtown Racine Corporation is granted permission to close Ontario Street, State Street between Ontario Street and Main Street, Main Street between State Street and Sixth Street, Sixth Street between Main Street and City Hall, on Saturday, November 8, 2014 from 4:00 p.m. to 6:30 p.m., for the Downtown Holiday Parade with the following conditions:

- A. A hold harmless agreement be executed and a \$75 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 occupants seventy-two (72) hours in advance of the event.
- E. The sponsor shall pay a \$750 special event fee.
- F. 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. Sponsor shall provide a detour plan for the closure of all State Connecting Highways, arterial and collector streets to the City Engineer for approval.
- H. Sponsor is responsible for cleaning the streets.
- I. Sponsor shall install parking meter hoods or temporary parking signs at least twenty-four (24) hours in advance of the event and if this is not done, sponsor is responsible for vehicle towing and parking violation expenses of the violators.

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

Fiscal Note: There will be nominal costs incurred on a regular shift basis to provide limited assistance to implement this event.

Sponsors: Jim Kaplan

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

[Res.14-0399](#)

St. Catherine's High School Sesquicentennial Anniversary Banners on Main Street

Resolved, that St. Catherine's High School is granted permission to install five (5) banners on street light poles on Main Street, between 14th Street and 12th Street, until September 1, 2015, in celebration of their sesquicentennial anniversary.

Further resolved, that a hold harmless agreement be executed and a \$150.00 processing fee paid, and a liability insurance certificate be filed with the City Attorney's Office in accordance with State Statute 66.0425, Privileges in Streets.

Fiscal Note: The placement of these banners will result in \$150.00 in revenue to the City of Racine.

Sponsors: Jim Kaplan

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

[Res.14-0400](#)

Soil Testing and Surveying at Lockwood Park

Resolved, that permission is granted to the Mayor and City Clerk to enter into an agreement with T-Mobile Central, LLC to perform soil testing and surveying at Lockwood Park.

Fiscal Note: N/A

Sponsors: Jim Kaplan

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

[Res.14-0403](#)

Contract 48-14 (K4-048), Roof Replacement-Solid Waste Garage & Park Service Center

Resolved, that Contract 48-14 (K4-048), Roof Replacement-Solid Waste Garage & Park Service Center, is awarded to Kaschak Roofing, Inc., at its bid price of \$154,800.00, plus Alternate Bid 1 in the amount of \$1,400.00 for a total bid of \$156,200.00, it being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from the following accounts:

\$109,900.00 - Account 994.410.5020, SW Garage Roof Sections 5,6
\$ 46,300.00 - Account 994.404.5010, Park Svc Center Roof
\$156,200.00 - Total

Sponsors: Jim Kaplan

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

[Res.14-0404](#)

Contract 47-14 (K4-047), Pershing Park - Replace Fence

Resolved, that Contract 47-14 (K4-047), Pershing Park - Replace Fence, is awarded to Statewide Fencing, at its bid price of \$48,773.00, it being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 994.700.5280, Pershing Soccer Field Fencing.

Sponsors: Jim Kaplan

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

[Res.14-0405](#)

Final Payment on Contract 49-13 (K3-054), HVAC Upgrade-Fire Station No. 5

Resolved, that the work done by DMJ Services, Inc., dba Action Heating, Plumbing & Cooling, under Contract 49-13 (K3-054), HVAC Upgrade-Fire Station No. 5, be accepted and final payment authorized for a total contract amount of \$28,380.00.

Fiscal Note: Contract was authorized under Resolution 13-0357, dated September 3, 2013.

Sponsors: Jim Kaplan

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

[Res.14-0406](#)

Contract 51-14 (K4-051), PS - Tank Removal Services

Resolved, that the Mayor and City Clerk are authorized and directed to enter into a professional services agreement with Natural Resources Technology, Inc., for Contract 51-14 (K4-051), in the not-to-exceed amount of \$11,900.00.

Further resolved, that funds to defray the cost of these professional services be appropriated from Account 914.000.5050, CDBG Sanitary Fund.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Jim Kaplan

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

[Res.14-0407](#)

Amendment No. 1 to Contract 51-13 (K3-056), PS-Spring Street / Washington Park Streambank Stabilization

Resolved, that Amendment No. 1 to Contract 51-13 (K3-056), PS - Spring Street / Washington Park Streambank Stabilization, AECOM, consultant, as submitted, be approved. This is a no-cost amendment to the contract to include construction inspection services related to the retaining wall to be built at Washington Park.

Fiscal Note: N/A

Sponsors: Jim Kaplan

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

[Res.14-0408](#)

Amendment No. 4 to Agreement for Marking of Underground Street Lighting and Traffic Signal Infrastructure

Resolved, that the existing agreement with Precise Underground Marking Corporation to mark underground street lighting and traffic signal infrastructure, which ends December 31, 2014, is approved for a one-year extension with a per ticket price of:

Prescreens - \$9.84

Locates - \$12.58

Site Visit/No Conflict - \$12.58

Emergency During Business Hours (Clear/No Conflict/Site Visit/Locate) - \$12.58

Emergency After Business Hours (Clear/No Conflict/Site Visit/Locate) - \$43.71

Projects - \$27.32

Fiscal Note: Funding to defray the cost of these services is available in Account 101.590.5610, Street Lighting - Professional Services.

Sponsors: Jim Kaplan

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

[Res.14-0409](#)

Installation of Cellular Tower at 3502 Douglas Avenue

That the request by Nathan Buell of Buell Consulting to install a cellular tower at 3502 Douglas Avenue is approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on September 24, 2014, be approved subject to the conditions contained herein.
- b. That all applicable building and occupancy permits be obtained from the Building Inspection Department.
- c. That all codes and ordinances be complied with and required permits acquired.
- d. That fencing around the lease area shall be permitted prior to actual tower installation, if necessary.
- e. That all future antenna additions shall be reviewed by the Department of City Development to ensure compliance with co-location regulations.
- f. That the applicant provides opaque screening for fencing area subject to the approval of the Department of City Development.

Fiscal Note: N/A

Sponsors: Dennis Wisner

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

[Res.14-0410](#)

Remodel Olive Garden

That the request by Frank Carrera, representing the Olive Garden, for an amendment to the Regency Mall planned unit development to remodel the interior and exterior of the Olive Garden restaurant at 6000 Durand Avenue is approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission at the September 24, 2014 meeting be approved subject to conditions.
- b. That all applicable building permits and occupancy permits be applied for and obtained through the Building Inspection Department.
- c. That all signage shall be approved by the Department of City Development to ensure compliance with the Regency Mall design guidelines prior to issuance of sign permits.
- d. That the parking lot be re-sealed and striped as advised by the applicant.
- e. That all codes and ordinances be complied with.
- f. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission, and no major changes be made to these conditions without the approval of the Common Council.

Fiscal Note: N/A

Sponsors: Dennis Wisner

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

[Res.14-0411](#)

Purchase of 1721 Villa

Resolved, that the request of the Director of City Development to accept an offer from Marina M. Slack to purchase 1721 Villa, an NSP property, is authorized.

Further resolved, that the Mayor, the City Clerk, and the Director of City Development are authorized to execute any documents necessary to complete the sale.

Fiscal Note: The property was acquired and rehabilitated through the NSP-3 program. The City will receive \$89,000.00 in proceeds minus

commission and closing costs.

Sponsors: Dennis Wiser

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

Council Action

A motion was made by President Raymond DeHahn, 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, DeHahn, McCarthy, Wiser, Holding, Perez, Morgenroth, Hart and Diehl

H. Resolutions

[Res.14-0389](#)

Contract 49-14 (K4-049), PS - Fire Station Museum Window Replacement

Resolved, that the Mayor and City Clerk are 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 \$4,700.00.

Fiscal Note: The remaining balance in account 993.300.5010, Fire Station 5 HVAC, is to be transferred to account 993.300.5030, Fire Station Museum Window Replacement. There are sufficient funds available for transfer.

Sponsors: QA Shakoor

Alderman McCarthy requested separate consideration for this item.

A motion was made by Alderman McCarthy, seconded by President DeHahn, that this Resolution be Adopted. The motion was APPROVED.

AYES: 9 - Coe, Shields, Kaplan, DeHahn, McCarthy, Wiser, Morgenroth, Hart and Diehl

NOES: 4 - Sarrazin, Kaprelian-Becker, Holding and Perez

[Res.14-0395](#)

Health Care Plan for Active and Retired City of Racine Police Officers and Firefighters Hired on or before June 30, 2011

Resolved, that the recommendation of the Finance and Personnel Committee to adopt Plan 08A as the only health care plan available to all active and retired City of Racine police officers and firefighters hired on or before June 30, 2011, subject to the premium share caps applicable to retirees and the contractual premium share applicable to active employees, is approved.

Fiscal Note: Savings associated with health care plan is dependent upon overall usage.

Sponsors: QA Shakoor

Alderman McCarthy requested separate consideration for this item.

A motion was made that this Resolution be deferred.

[Res.14-0401](#)

Vacation of Alley

Since public interest requires it, the following parcel of land, more particularly described as follows, is hereby vacated and discontinued:

That part of Block 7 in Jay Eye See Land Co's Subdivision No 3 and Jay Eye See Addition No. 4, a recorded plat in the City of Racine, Racine County, Wisconsin that is part of the Southeast ¼ of Section 18 Township 3 North, Range 23 East described as follows:

Vacate the east-west alley between lot 6 and the west 19 feet of lot 27, and lots 5 through 3 and the west 20 feet of lot 2, which lies south of Washington Ave. and east of the east line of Grove Ave. to previously vacated portion of said alley. Said described tract containing 2,235 square feet more-or-less; and

That part of Block 7 in Jay Eye See Land Co's Subdivision No 3 and Jay Eye See Addition No. 4, a recorded plat in the City of Racine, Racine County, Wisconsin that is part of the Southeast ¼ of Section 18 Township 3 North, Range 23 East described as follows:

Vacate the north-south alley between lots 6 through 8 and lots 25 through 27, which lies south of Washington Ave. and east of the east line of Grove Ave and west of the west line of West Blvd. Said described tract containing 1,680 square feet more-or-less.

Fiscal Note: N/A

Sponsors: Jim Kaplan

A motion was made by President DeHahn, seconded by Alderman Hart, that this Resolution be referred to City Plan Commission. . The motion was APPROVED.

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Perez, Morgenroth, Hart and Diehl

[Res.14-0402](#)

Changes in Electric Rates Proposed by WE Energies

This resolution expresses the City's concern that WE Energies' 2015/16 rate proposal will cause significant environmental and

economic damage to the state by discouraging the development of alternative, renewable sources of electricity generation and perpetuating Wisconsin's unhealthy dependence on fossil fuels.

WHEREAS, solar-powered energy generation shows signs of renewed vitality as evidenced by the fact that a new solar power facility was installed every 4 minutes in the United States during 2013; and

WHEREAS, the number of solar power projects is expected to increase 30-fold between 2010 and 2016 as a result of falling prices and improved technology to the point that by 2016 roof-top solar panels may provide 1/3 of the electricity generated by today's nuclear power plants; and

WHEREAS, other states have reduced the barriers of entry and made it easier for customers to supplement their electrical power needs with solar-power by allowing customers to lease solar panels rather than buying them outright, and WE Energies should support a bill allowing such lease programs if introduced as expected during the 2015 session of the Wisconsin legislature; and

WHEREAS, WE Energies' 2015/16 rate proposal to specifically bar customers from leasing solar power systems will hamper and slow the development of solar-power electricity generation; and

WHEREAS, WE Energies' 2015/16 rate proposal may be an effort to better align rates with actual electricity transmission costs, the effect of increasing the flat rate 74% from \$9.20 per month to \$16.00 while reducing per kilowatt use rates will be to lengthen the payback customers can expect from investments in solar or other alternative, renewable electricity generation sources which will likely discourage customers from making such investments; and

WHEREAS, WE Energies' 2015/16 rate proposed reduction in payback rates for electricity purchased by the utility from customers who have invested in solar power or other alternative sources to generate their own electricity will repress competition and discourage development of alternatives to the utility's fossil fuel-generated electricity; and

WHEREAS, WE Energies 2015/16 rate proposal reduces the rate the utility pays customers to buy back electricity generated by customers through solar power or other alternative sources from 14 cents to 3-5 cents per kilowatt hour; and

WHEREAS, this proposed payback rate deduction reduces the

savings to customers for using alternative energy sources by 64% to 79%, effectively tripling or quadrupling payback periods for customer investments in alternative electric power generation and so acts as a disincentive for consumers to invest in alternative energy to reduce reliance on fossil fuel energy sources; and

WHEREAS, WE Energies' 2015/16 rate proposal further burdens customers using alternative electricity generation systems, lengthens investment payback and disincentives customers interested in developing alternative electrical-power sources by imposing an additional "capacity" charge of \$3.80 per kilowatt per month on customers alternative electricity generation system's capacity; and

WHEREAS, the overall impact of WE Energies' 2015/16 rate proposal will discourage and penalize customers from installing solar power or other alternative, renewable electricity generation sources to reduce society's dependence on the fossil fuels used by WE Energies for electricity generation; and

WHEREAS, WE Energies discouragement of the use of solar power and other alternative, renewable electricity generation sources to substitute for the nation's unhealthy dependence on fossil fuels is not only environmentally and socially irresponsible, but threatens to seriously undermine Wisconsin's solar and alternative fuels industry.

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Racine, that the City of Racine expresses its concern that WE Energies' 2015/16 rate proposal before the Wisconsin Public Service Commission will cause significant environmental and economic damage to the state by discouraging the development of alternative, renewable sources of electricity generation and perpetuating the state's unhealthy dependence on fossil fuels; and,

Fiscal Note: N/A

Sponsors: Jim Kaplan

Alderman McCarthy requested separate consideration for this item.

A motion was made by President DeHahn, seconded by Alderman Hart, that this Resolution be Adopted. The motion was APPROVED.

AYES: 12 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, Wiser, Holding, Perez, Morgenroth, Hart and Diehl

NOES: 1 - McCarthy

[Res.14-0413](#)

Freedom from Workplace Bullies Week

WHEREAS, the City of Racine has an interest in promoting the social

and economic well-being of its citizens, employees and employers;
and

WHEREAS, that well-being depends upon the existence of healthy and productive employees working in safe and abuse-free work environments; and

WHEREAS, research has documented stress-related health consequences for individuals caused by exposure to abusive work environments; and

WHEREAS, abusive work environments are costly for employers, with consequences including reduced productivity, absenteeism, turnover, and injuries; and

WHEREAS, protection from abusive work environments should apply to every worker, and not be limited to legally protected class status based only on race, color, gender, national origin, age, or disability;

NOW THEREFORE, I John Dickert, Mayor of the City of Racine, do hereby proclaim the week of October 19-25, 2014 as:

FREEDOM FROM WORKPLACE BULLIES WEEK

AND FURTHER commend the Wisconsin Healthy Workplace Advocates and the Workplace Bullying Institute, which raise awareness of the impact of, and solutions for, workplace bullying in the U.S.; and encourages all citizens to recognize this special observance.

Sponsors: Raymond DeHahn

A motion was made by President DeHahn, seconded by Alderman Hart, that this Resolution be Adopted. The motion was APPROVED.

AYES: 13 - Coe, Sarrazin, Shields, Kaplan, Kaprelian-Becker, DeHahn, McCarthy, Wisner, Holding, Perez, Morgenroth, Hart and Diehl

I. Adjourn

The meeting was adjourned at 8:20 p.m. by Alderman DeHahn. The next scheduled meeting of the Council is October 21, 2014.

ATTEST: JANICE M. JOHNSON-MARTIN
CITY CLERK