



City of Racine

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

Meeting Minutes - Final

Common Council

Alderman Jeff Coe
Alderman Mollie Jones
Alderman Michael Shields
Alderman Tracey Larrin
Alderman Steve Smetana
Alderman Sandy Weidner
Alderman Raymond DeHahn
Alderman Q.A. Shakoor II
Alderman Terry McCarthy
Alderman Dennis Wisner
Alderman Mary Land
Alderman Henry Perez
Alderman James Morgenroth
Alderman Jason Meekma
Alderman Melissa Lemke

Tuesday, December 6, 2016

7:00 PM

City Hall, Room 205

A. Call To Order

PRESENT: 13 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, Wisner, Land, Perez, Meekma and Lemke

EXCUSED: 2 - McCarthy and Morgenroth

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) November 15, 2016

A motion was made by Alderman Wisner, seconded by Alderman Shakoor II, that this be Adopted. The motion PASSED by the following vote:

AYES: 13 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, Wisner, Land, Perez, Meekma and Lemke

EXCUSED: 2 - McCarthy and Morgenroth

D. Public Comments

The following people appeared to speak before the Common Council:
Arlene Yasko
Mary Osterman
George Meyers
Penny Sharp

E. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor[0974-16](#)

Subject: Communication from the City Attorney submitting the claim of Cody Smith for consideration.

Referred to the Finance and Personnel Committee.

[1032-16](#)

Subject: Communication from the City Administrator requesting to present a proposal for the extension of the City contract with VenuWorks for operation of the Civic Center. (Res. No. 0415-16)

Referred to the Finance and Personnel Committee.

[1042-16](#)

Subject: Communication from the Purchasing Agent submitting bid results for Official Notice #21-2016, Emergency Medical Supplies for the Racine Fire Department, was opened in the Office of the Purchasing Agent on November 17, 2016 at 10:00 A.M. local time. The five (5) responsive bidders were Emergency Medical Products, Inc., Moore Medical Products, Bound Tree Medical, Midwest Medical Supplies, and Henry Schein. (Res. No. 0414-16)

Referred to the Finance and Personnel Committee.

Refer to Public Works and Services Committee, by Ald. McCarthy[0975-16](#)

Subject: Communication from Kara Kading requesting to use City right-of-way for the St. John's Lutheran School Spirit Run on Saturday, September 16, 2017. (Res. No. 0417-16)

Recommendation of the Public Works and Services Committee on 12-13-16: That St. John's Lutheran School be granted permission to use City right-of-way for a run/walk on Saturday, September 16, 2017.

Further recommends that permission be granted with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. 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.

Referred to Public Works and Services Committee.

[1033-16](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations requesting permission to waive formal bidding procedures for the purchase of budgeted loader vehicles.(Res. No. 0429-16)

Recommendation of the Public Works and Services Committee on 12-13-16: The request of the Purchasing Agent to waive formal bidding procedures be approved in accordance with Racine Municipal Code Section 46-28 that allows for the waiving of formal public bids for purchases over \$25,000 for the purpose of maintaining uniformity of equipment and services.

Further recommends that the Purchasing Agent be authorized and directed to purchase one Case 621F Wheel Loader with 4-in-1 bucket and snow plow for the approximate price of \$194,500 and one unloader for the approximate price of \$50,000, from Miller-Bradford and Risberg, Inc., they being the sole source provider of this equipment.

Fiscal Note: Funding to defray the cost of these materials is available in Org-Object 45140-57311, DPW-Equipment Vehicles-Highway (\$194,500) and Org-Object 45150-57300, Parks-Unloader (\$50,000).

Referred to Public Works and Services Committee.

[1039-16](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations requesting to waive formal bidding for the purchase of LED light fixtures. (Res. No. 0430-16)

Recommendation of the Public Works and Services Committee on 12-13-16: That the request of the Purchasing Agent to waive formal bidding procedures be approved in accordance with Racine Municipal Code Section 46-28 that allows for the waiving of formal public bids for purchases over \$25,000 for the purpose of maintaining uniformity of equipment and services.

Further recommends that the Purchasing Agent be authorized and directed to purchase LED light fixtures from Cree Industries, Racine, WI, for an indeterminate sum at this time, they being the sole source provider of this equipment.

Fiscal Note: Funding to defray the cost of these materials is available in Org-Object 14012-53200, Street Light Work Supplies.

Referred to Public Works and Services Committee.

[1040-16](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations requesting to waive formal bidding procedures for the purchase of materials for the Johnson Controls Metasys System. (Res. No. 0431-16)

Recommendation of the Public Works and Services Committee on 12-13-16: That the request of the Purchasing Agent to waive formal bidding procedures be approved in accordance with Racine Municipal Code Section 46-28 that allows for the waiving of formal public bids for purchases over \$25,000 for the purpose of maintaining uniformity of equipment and services.

Further recommends that the Purchasing Agent be authorized and directed to purchase the necessary materials from Johnson Controls, for an indeterminate sum at this time, they being the sole source provider of this equipment.

Fiscal Note: Funding to defray the cost of these services is available in Org-Object 70240-54200, Equipment Repairs & Maintenance-Building Complex.

Referred to Public Works and Services Committee.

[1041-16](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations requesting to waive formal bidding procedures for the purchase of the City lock and key system.(Res. No. 0432-16)

Recommendation of the Public Works and Services Committee on 12-13-16: That the request of the Purchasing Agent to waive formal bidding procedures be approved in accordance with Racine Municipal

Code Section 46-28 that allows for the waiving of formal public bids for purchases over \$25,000 for the purpose of maintaining uniformity of equipment and services.

Further recommends that the Purchasing Agent be authorized and directed to purchase the necessary materials from Apex Key and Lock, for an indeterminate sum at this time, they being the sole source provider of this equipment.

Fiscal Note: Funding to defray the cost of these services is available in Org-Object 45040-57200, DPW-Building Improvements.

Referred to Public Works and Services Committee.

Refer to Traffic Commission, by Ald. McCarthy

[1014-16](#)

Subject: Communication from the Alderman of the 9th District requesting to discuss traffic patterns at the new Knapp Elementary School - 2701 17th Street.

Recommendation of the Traffic Commission on 12-19-16: Defer

Referred to the Traffic Commission.

Refer to Transit and Parking, by Ald. DeHahn

[1044-16](#)

Subject: Communication from the Alderman of the 7th District requesting "Free Parking Saturdays in December" at all metered parking spaces in the entire downtown area in order to encourage holiday activities downtown. All metered parking spaces in the entire downtown area includes all metered spaces on-street, in parking lots and the McMynn ramp in an area extending from a block north of State St. south to 9th St. and from the block west of Center St. east to Lake Michigan.

Alderman DeHahn asked the Council to suspend the rules and take up item 1044-16. The Mayor asked if there was any objection to suspending the rules. There was none.

Alderman DeHahn moved, Alderman Shakoor II seconded to recommended to:

Approve "Free Parking Saturdays in December" at all metered parking spaces in the entire downtown area in order to encourage holiday activities downtown. All metered parking spaces in the entire downtown area includes all metered spaces on-street, in parking lots and the McMynn ramp in an area extending from a block north of State St. south to 9th St. and from the block west of Center St. east to Lake Michigan. Parking fees and time limits would not be enforced at any time on December 10, 17, 24 and 31.

Alderman Shields requested that item 1044-16 be amended to include "Uptown, and West Racine parking meters". The amendment passed unanimously on a voice vote.

Amended Recommendation:

To approve "Free Parking Saturdays in December" at all metered parking spaces in the entire Downtown area, Uptown area, and West Racine area in order to encourage holiday shopping. All metered parking spaces in those area includes all metered spaces on-street, all parking lots, and the McMynn ramp. The Downtown area extends from a block north of State St. south to 9th St. and from the block west of Center St. east to Lake Michigan. Parking fees and time limits would not be enforced at any time on December 10, 17, 24 and 31.

The amended motion made by Alderman DeHahn, seconded by Alderman Shakoor II, PASSED by the following vote:

AYES: 12 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, Wisner, Land, Perez and Lemke

NOES: 1 - Meekma

EXCUSED: 2 - McCarthy and Morgenroth

Refer to Committee of the Whole, by Ald. Wisner

[1038-16](#)

Subject: Communication from residents of the 1st, 2nd, 5th and 10th Districts on behalf of 1,435 Racine citizens who signed a petition calling for a referendum to be placed on the April ballot.

Recommendation of the Committee of the Whole on 12-20-2016:
That the April ballot include a referendum on an amendment to the United States Constitution regarding personhood and limitations on political contributions.

Fiscal Note: N/A

Referred to the Committee of the Whole.

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

[1034-16](#)

Subject: Communication from Melissa Kaprelian-Becker and Nancy Carlson, 5th District residents, requesting tick awareness signs at the beach and other highly infested and popular parks.

Recommendation of the Board of Parks, Recreation & Cultural Services 12/14/16: Defer

Fiscal Note: N/A

Referred to the Board of Park, Recreation and Cultural Services.

F. Committee Reports**Finance and Personnel Committee Report, by Ald. Shakoor**

[0928-16](#)

Subject: Communication from the City Attorney submitting the claim of We Energies for consideration.

Recommendation of the Finance & Personnel Committee on

11/21/16: That the claim of We Energies be denied.

Fiscal Note: N/A

A motion was made that this Claim be Denied. The motion was APPROVED on a Voice Vote in Consent

[0956-16](#)

Subject: Communication from the City Attorney submitting the claim of Joy Behling and Delbert Behling for consideration.

Recommendation of the Finance & Personnel Committee on

11/21/16: That the claim of Joy Behling and Delbert Behling be denied.

Fiscal Note: N/A

A motion was made that this Claim be Denied. The motion was APPROVED on a Voice Vote in Consent

[0965-16](#)

Subject: Communication from the Human Resources Manager and City Attorney requesting to appear before the Finance & Personnel Committee to discuss the renewal of the City's Stop Loss Insurance plan for 2017. (Res No. 0398-16)

Recommendation of the Finance and Personnel Committee on

11/21/16: To approve the stop loss insurance plan as presented.

Fiscal Note: Total annual premium of \$741,374.16, which is approximately a 1.26% decrease from 2016.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0966-16](#)

Subject: Communication from the Human Resources Manager and City Attorney requesting to appear before the Finance & Personnel Committee to discuss the procurement of a Medicare Advantage plan for certain Medicare eligible retirees effective January 1, 2017. (Res No. 0397-16)

Recommendation of the Finance & Personnel Committee on

11/21/16: That the procurement of the Medicare Advantage plan for certain Medicare eligible retirees effective January 1, 2017. Further recommend the provision of the Employee Handbook, "Retired employees will receive the same insurance benefits as active employees and will be subject to the same plan changes as active

employees,” by adding the following clause, “and subject to placement in a Medicare Advantage plan chosen by the City that provides substantially the same insurance benefits as active employees and consistent with the law respecting Medicare.”

Fiscal Note: Costs are included in the City's health Insurance budget.

Alderman Shakoor requested that Item 0966-16 be considered separately.

A motion was made by Alderman Shakoor II, seconded by Alderman Wisner, that this Communication be Adopted. The motion PASSED by the following vote:

AYES: 13 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, Wisner, Land, Perez, Meekma and Lemke

EXCUSED: 2 - McCarthy and Morgenroth

[1003-16](#)

Subject: (Direct Referral) Communication from the Human Resources Manager and City Attorney requesting to appear before the Finance & Personnel Committee to discuss recommended changes to the Sunday and Holiday Overtime policy. (Res No. 0399-16)

Recommendation of the Finance & Personnel Committee on November 21, 2016: The recommended changes to the Sunday and Holiday Overtime policy be approved as submitted.

Fiscal Note: Approximately \$40,000 additional overtime cost in 2017.

Alderman Shakoor requested that Item 1003-16 be considered separately.

A motion was made by Alderman Shakoor II, seconded by Alderman DeHahn, that this Communication be Adopted. The motion PASSED by the following vote:

AYES: 13 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, Wisner, Land, Perez, Meekma and Lemke

EXCUSED: 2 - McCarthy and Morgenroth

[1004-16](#)

Subject: (Direct Referral) Communication from the Human Resources Manager and the City Attorney submitting the Local 67 (DPW/Parks Unit) 2017 collective bargaining agreement for consideration. (Res No. 0400-16)

Recommendation of the Finance & Personnel Committee on November 21, 2016: The Local 67 (DPW/Parks Unit) 2017 collective bargaining agreement be approved as submitted.

Fiscal Note: Approximately \$43,700 expenditure increase over 2016 as included in the approved City of Racine 2017 Budget.

A motion was made that this Communication be Approved as Presented. The

motion was APPROVED on a Voice Vote in Consent

[1005-16](#)

Subject: (Direct Referral) Communication from the Human Resources Manager and the City Attorney submitting the Local 67 (Police Department Clericals Unit) 2017 collective bargaining agreement for consideration. (Res No. 0401-16)

Recommendation of the Finance & Personnel Committee on November 21, 2016: The Local 67 (Police Department Clericals Unit) 2017 collective bargaining agreement be approved as submitted.

Fiscal Note: Approximately \$6,400 expenditure increase over 2016 as included in the approved City of Racine 2017 Budget.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1006-16](#)

Subject: (Direct Referral) Communication from the City Attorney requesting to meet with the Finance and Personnel Committee in Closed Session pursuant to Wisconsin Statutes section 19.85(1)(g), concerning strategy and settlement with respect to litigation in which the City of Racine is involved, specifically: Tellez v. City of Racine, Equal Rights Division Case Nos. CR201502587 and CR201601812. (Res No. 0402-16)

Recommendation of the Finance & Personnel Committee on 11/21/16: To approve the negotiated settlement and separation agreement.

Fiscal Note: \$18,000 payment to Attorney Jeff Sweetland, \$24,500 salary settlement to Maricela Tellez and conditional health insurance costs under COBRA.

Alderman Shakoor requested that Item 1006-16 be considered separately.

A motion was made by Alderman Shakoor II, seconded by Alderman Wiser, that this Communication be Adopted. The motion PASSED by the following vote:

AYES: 12 - Coe, Jones, Shields, Larrin, Smetana, DeHahn, Shakoor II, Wiser, Land, Perez, Meekma and Lemke

NOES: 1 - Weidner

EXCUSED: 2 - McCarthy and Morgenroth

Public Works and Services Committee Report, by Ald. Lemke

[0957-16](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations submitting the 2017 lease agreements for office space. (Res No. 0404-16)

Recommendation of the Public Works and Services Committee on 11-29-16: That the Mayor and City Clerk be authorized and directed to enter into lease agreements for 2017 for rental of office space in City Hall, City Hall Annex and the Safety Building at the rental rates as submitted.

Recommendation of the Public Works and Services Committee on 12-13-16: That the Mayor and City Clerk be authorized and directed to enter into lease agreements for 2017 for rental of office space in City Hall, City Hall Annex and the Safety Building at the rental rates as submitted. Racine Symphony, Choral Arts Society, Root-Pike Watershed, Women's Resource Center and Neighborhood Watch will not pay increased rentals rates for 2017.

Fiscal Note: This will result in \$121,970.16 in lease fees for 2017.

Alderman Lemke requested that Item 0957-16 be considered separately.

A motion was made by Alderman Lemke, seconded by Alderman DeHahn, that this Communication be Referred back to Public Works and Services. The motion PASSED by the following vote:

AYES: 13 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, Wisner, Land, Perez, Meekma and Lemke

EXCUSED: 2 - McCarthy and Morgenroth

[0964-16](#)

Subject: Final Payment on Contract 20160029 - Zoo Heating Plant Modifications, Mechanical Associates of WI, Inc., contractor. (Res No. 0405-16)

Recommendation of the Public Works and Services Committee on 11-29-16: That the work done by Mechanical Associates of WI, Inc., be accepted and final payment authorized for a total contract amount of \$199,607.00. Final Payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 0203-16, dated June 7, 2016.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0978-16](#)

Subject: Bid results on Contract 20160064, Construct Home - 1437 Owen Avenue. (Res No. 0403-16)

Recommendation of the Public Works and Services Committee on 11-29-16: That Contract 20160064, Construct Home - 1437 Owen Avenue, be awarded to Double D Construction, Inc., at their bid price of \$226,700.00, it being the lowest responsible bidder.

Further recommends that funds to defray the cost of this Housing Department project be appropriated from Org-Object 20004-52200, 1437 Owen Avenue.

Fiscal Note: Funds are available as herein delineated.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0979-16](#)

Subject: (Direct Referral) Change Order No. 1 on Contract 20160039, Racine Zoo - Roof & Masonry Restoration (R1), Kaschak Roofing, Inc., contractor. (Res No. 0406-16)

Recommendation of the Public Works and Services Committee on 11-29-16: That Change Order No. 1 on Contract 20160039, Racine Zoo - Roof & Masonry Restoration (R1), Kaschak Roofing, Inc., contractor, as submitted, be approved in the amount of \$6,840.00.

Further recommends that funding to defray the cost of the change order be appropriated from Org-Object 45050-57200, DPW-Zoo Primate Building Roof.

Fiscal Note: Funds are available as herein delineated.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1010-16](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer requesting approval of the Transportation Project Plat and acquisition of property in fee and temporary limited easements for State Project ID: 2440-09-20, Washington Avenue (STH 20) - Roosevelt Avenue to West Boulevard. (Res No. 0407-16)

Recommendation of the Public Works and Services Committee on 11-29-16: That approval be granted for the Transportation Plat and acquisition of property in fee and temporary limited easements for State Project ID: 2440-09-20, Washington Avenue (STH 20) - Roosevelt Avenue to West Boulevard.

Fiscal Note: Funding for the fees and acquisition of the temporary limited easements is available in the 2016-2024 CIP budget.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1026-16](#)

Subject: (Direct Referral) Amendment No. 1 to the Transportation Project Plat for State Project ID: 2350-00-20, Hamilton Street/Douglas Avenue - Main Street to Goold Street. (Res No. 0408-16)

Recommendation of the Public Works and Services Committee on 11-29-16: That approval be granted to Amendment No. 1 to the Transportation Project Plat and acquisition of property in fee and temporary limited easements for State Project ID: 2350-00-20, Hamilton Street/Douglas Avenue - Main Street to Goold Street.

Fiscal Note: Funding for the fees and acquisition of the temporary limited easements is available in the 2016-2024 CIP budget.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Public Safety and Licensing Committee Report, by Ald. Coe

[0912-16](#)

Subject: Application of Dynasty Co. Inc., Noberto Rapeta, Agent, for a **Change of Agent** for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2427 Lathrop Ave. (11th District).

Recommendation of the Public Safety and Licensing Committee on 11-22-16: That the Application of Dynasty Co. Inc., Noberto Rapeta, Agent, for a **Change of Agent** for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2427 Lathrop Ave. be approved.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0931-16](#)

Subject: (Direct Referral) Communication from the Purchasing Agent submitting the report on the bids received for the sale of Abandoned Vehicles, October 31, 2016.

Recommendation of the Public Safety and Licensing Committee on 11-22-16: That the item be Received and Filed as the only responsible bidder was Sturtevant Auto Salvage.

Fiscal Note: This will generate \$6,303.00 in revenue for account 13101 48301.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0970-16](#)

Subject: New Application for a Class "A" Fermented Malt Beverage and Intoxicating Liquor License for Quick Market LLC dba Quick Market, 4303 16th Street, Taiseer Mohammad, Agent. (14th District).

Recommendation of the Public Safety and Licensing Committee on 11-22-16: That the New Application for a Class "A" Fermented Malt Beverage and Intoxicating Liquor License for Quick Market LLC

dba Quick Market, 4303 16th Street, Taiseer Mohammad, Agent be denied on the following basis:

- 1) The establishment does not meet the 3,000 square footage requirement;
- 2) Calls placed from constituents from the City Watch;
- 3) Calls to the Alderman of the District as well as the Alderman not being in support

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0971-16](#)

Subject: Application of PH Hospitality Group, LLC (Pizza Hut), CHANGE OF AGENT, Kyle Andrew Poppelman - Agent, 5000 Washington Avenue, Class "B", 11/10/16, (12th District).

Recommendation of the Public Safety and Licensing Committee on 11-22-16: That the Application of PH Hospitality Group, LLC (Pizza Hut), CHANGE OF AGENT, Kyle Andrew Poppelman, 5000 Washington Avenue, Class "B", be approved.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Traffic Commission Report, by Ald. Wisner

[0435-16](#)

Subject: Communication from the Alderwoman of the 11th District, requesting a stop sign at the intersection of Grove Avenue and Pierce Boulevard.

Recommendation of the Traffic Commission on 06-20-16: Defer

Recommendation of the Traffic Commission on 09-19-16: Defer

Recommendation of the Traffic Commission on 11-21-16: Receive and file.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0752-16](#)

Subject: Communication from the Alderman of the 13th District, on behalf of Liz Martin (1919 Deane Blvd) requesting a four-way stop at the intersection of 19th Street and Deane Boulevard.

Recommendation of the Traffic Commission on 09-19-16: Defer

Recommendation of the Traffic Commission on 11-21-16:

Recommends that stop signs be reversed at the intersections of Deane Boulevard and 19th 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 Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[0819-16](#)

Subject: Communication from Joanne Takerian requesting the removal of a "No Parking" sign in front of Gales Manufacturing Corporation, 1541 Owen Avenue.

Recommendation of the Traffic Commission on 11-21-16:

Recommends that No Parking restrictions in front of Gales Manufacturing Corporation, 1541 Owen Avenue, be removed.

Fiscal Note: N/A

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1021-16](#)

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:

A. Recommends that Section 94-66 (2) of Schedule C of the Municipal Code of the General Ordinances of the City of Racine relative to "Stop intersections" be amended:

By Deleting:

Right-of-way traffic on "Deane Boulevard"; Stop signs facing traffic on "19th Street".

By Including:

Right-of-way traffic on "19th Street"; Stop signs facing traffic on "Deane Boulevard".

B. Recommends that Section 94-141 (6) of Schedule F relating to "No parking from 7:00 A.M. to 6:00 P.M. except on Saturdays, Sundays and holidays", be amended:

By Deleting:

Owen Avenue, both sides, from 16th Street north 80 feet.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

City Plan Commission Report, by Ald. Wiser[1017-16](#)

Subject: (Direct Referral) A request from Mousa Alfoqaha seeking a conditional use permit to operate a convenience store at 3425 Kinzie Avenue. (PC-16) (Res No. 0409-16)

Recommendation of the City Plan Commission on 11-30-16: That the request be approved, subject to conditions.

Fiscal Note: N/A

A motion was made that this Conditional Use Permit be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1018-16](#)

Subject: (Direct Referral) A request from Kevin Harvey, representing Maximus Dogimus LLC d/b/a The Woof, seeking a conditional use permit to operate a dog daycare and kennel/boarding facility at 5326 Durand Avenue. (PC-16) (Res No. 0410-16)

Recommendation of the City Plan Commission on 11-30-16: That the request be approved, subject to conditions.

Fiscal Note: N/A

A motion was made that this Conditional Use Permit be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1020-16](#)

Subject: Subject: (Direct Referral) A request from Karen Sorenson, representing Beth Israel Sinai, seeking a conditional use permit to operate a Synagogue and Jewish History Museum at 3009 Washington Avenue. (PC-16) (Res No. 0411-16)

Recommendation of the City Plan Commission on 11-30-16: That the request be approved, subject to conditions.

Fiscal Note: N/A

A motion was made that this Conditional Use Permit be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Office of the Mayor Report, by Ald. Wiser[1015-16](#)

Subject: Communication from Mayor Dickert nominating the following appointment to the Library Board:
Appoint Angelina Cruz, 720 S Marquette St, #302, Racine 53403 filling

the current vacancy, expiring May 2019.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[1036-16](#)

Subject: A communication from Mayor Dickert nominating the following appointment to the Police and Fire Commission:

Appoint Prentiss Robbins, Jr., 1422 S. Memorial Drive, Racine 53403, filling the current vacancy, expiring April 30, 2021.

A motion was made that this Communication be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

Water Works Committee Report, by Ald Morgenroth

[1009-16](#)

Subject: Safe Drinking Water Loan Program (SDWLP), Loan 4887-05 closeout, Exhibit G, Wage Rate Compliance Document (Res. No. 0413-16)

Recommendation of the Waterworks Commission on 11/29/16:
Approve

Recommendation of the Finance & Committee on 12/12/16: The Mayor and City Clerk be authorized to sign Exhibit G for the Closeout of Safe Drinking Water Loan 4887-05 High Lift Pump VFD Project.

Fiscal Note: The signing of this form is necessary so that final loan proceeds can be distributed to the Racine Water Utility for this loan.

Referred to Finance and Personnel Committee

G. Consent Resolutions

[Res.0398-16](#)

Renewal of City's Stop Loss Insurance Plan for 2017

Resolved, that the stop loss insurance plan for 2017 as presented is approved.

Fiscal Note: Total annual premium of \$741,374.16, which is approximately a 1.26% decrease from 2016.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0400-16](#)

Local 67 (DPW/Parks Unit) 2017 Collective Bargaining Agreement

Resolved, that the Local 67 (DPW/Parks Unit) 2017 collective bargaining agreement is approved as submitted.

Fiscal Note: Approximately \$43,700.00 expenditure increase over 2016 as included in the approved City of Racine 2017 Budget.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0401-16](#)

Local 67 (Police Department Clericals Unit) 2017 Collective Bargaining Agreement

Resolved, that the Local 67 (Police Department Clericals Unit) 2017 collective bargaining agreement is approved as submitted.

Fiscal Note: Approximately \$6,400.00 expenditure increase over 2016 as included in the approved City of Racine 2017 Budget.

Sponsors: Q.A. Shakoor II

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0403-16](#)

Contract 20160064, Construct Home - 1437 Owen Avenue

Resolved, that Contract 20160064, Construct Home - 1437 Owen Avenue, is awarded to Double D Construction, Inc., at its bid price of \$226,700.00, it being the lowest responsible bidder.

Fiscal Note: funds to defray the cost of this Housing Department project be appropriated from Org-Object 20004-52200, 1437 Owen Avenue.

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0404-16](#)

2017 Lease Agreements for Office Space

Resolved, that the Mayor and City Clerk are authorized and directed to enter into lease agreements for 2017 for rental of office space in City Hall, City Hall Annex and the Safety Building at the rental rates as submitted. Racine Symphony, Choral Arts Society, Root-Pike Watershed, Women's Resource Center and Neighborhood Watch will not pay increased rental rates for 2017.

Fiscal Note: Rental rates will increase in 2017 for all rental spaces (except the non-profit groups listed) due to the 2016 Consumer Price

Index increasing by 2.2%. These leases will generate a total annual revenue of approximately \$121,970.16.

Sponsors: Terry McCarthy

A motion was made that this Resolution be Referred to the Public Works and Services Committee, . The motion was APPROVED on a Voice Vote in Consent

[Res.0405-16](#)

Final Payment on Contract 20160029 - Zoo Heating Plant Modifications

Resolved, that the work done by Mechanical Associates of Wisconsin, Inc., is accepted and final payment authorized for a total contract amount of \$199,607.00. Final Payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 0203-16, dated June 7, 2016.

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0406-16](#)

Change Order No. 1 on Contract 20160039, Racine Zoo - Roof & Masonry Restoration (R1)

Resolved, that Change Order No. 1 on Contract 20160039, Racine Zoo - Roof & Masonry Restoration (R1), Kaschak Roofing, Inc., contractor, as submitted, is approved in the amount of \$6,840.00.

Fiscal Note: Funding to defray the cost of the change order be appropriated from Org-Object 45050-57200, DPW-Zoo Primate Building Roof.

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0407-16](#)

State Project ID: 2440-09-20, Washington Avenue (STH 20) - Roosevelt Avenue to West Boulevard

Resolved, that approval is granted for the Transportation Plat and acquisition of property in fee and temporary limited easements for State Project ID: 2440-09-20, Washington Avenue (STH 20) - Roosevelt Avenue to West Boulevard

Fiscal Note: Funding for the fees and acquisition of the temporary limited easements is available in the 2016-2024 CIP budget.

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0408-16](#)

Amendment No. 1 to the Transportation Project Plat for State Project ID: 2350-00-20, Hamilton Street/Douglas Avenue - Main Street to Goold Avenue

Resolved, that approval is granted for Amendment No. 1 to the Transportation Project Plat and acquisition of property in fee and temporary limited easements for State Project ID: 2350-00-20, Hamilton Street/Douglas Avenue - Main Street to Goold Avenue.

Fiscal Note: Funding for the fees and acquisition of the temporary limited easements is available in the 2016-2024 CIP budget.

Sponsors: Terry McCarthy

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0409-16](#)

Convenience Store at 3425 Kinzie Avenue

That the request by Mousa Alfoqaha for a conditional use permit to operate a convenience store at 3425 Kinzie Avenue is approved, subject to the following conditions:

- a. That the plans presented at the November 30, 2016 Plan Commission meeting be approved, subject to the conditions contained herein.
- b. That all codes and ordinances be complied with and all required permits be obtained.
- c. That the Commission authorizes this facility to operate 10 a.m. through 8 p.m. Monday through Saturday and 10:00 a.m.-6:00 p.m. on Sunday.
- d. That an exception of 3 spaces be granted to the parking requirements in the Zoning Ordinance for this application.
- e. That any exterior signage shall be submitted to the Director of City Development for Review and approval of design and/or placement prior to a request for a sign permit. All signage shall comply with zoning ordinance requirements.
- f. That no string or LED lighting be installed.

- g. That the following improvements shall be made by May 1, 2017:
1. Install decorative security lighting to the main entrance,
 2. Provide a decorative garbage can with a lid at the front of the property to prevent litter.
 3. Provide flower pots outside of the business for decoration to maintain the surrounding residential character of the neighborhood,
 4. Provide a bike rack for customers
 5. Replace the missing endcaps on the 2nd floor siding near the bay windows of the apartment with appropriate color match,
 6. That "No Loitering", "No Loud Music" and "Hours of Operation" signs be clearly posted.
- h. That if, prior to the issuance of an Occupancy Permit, required site improvements have not been or cannot be completed due to weather, 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.
- i. That no major changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Common Council.
- j. That this permit is subject to review by the Plan Commission for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Dennis Wiser

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0410-16](#)

Dog Daycare and Kennel/Boarding Facility at 5326 Durand Avenue

Resolved, that the request by Kevin Harvey, representing Maximus Dogimus, LLC dba The Woof for a conditional use permit to operate a dog daycare and boarding kennel at 5326 Durand Avenue is approved, subject to the following conditions:

- a. That the plans presented at the November 30, 2016 Plan Commission meeting be approved subject to the conditions contained herein.
- b. That all codes and ordinances be complied with and all required

permits be obtained.

c. That the Commission authorizes this facility to operate 24 hours a day, 7 days per week being open to the public from 6 a.m. to 8 p.m.

d. That there be an exception made to the precedence set for signs in the area to be held to one line.

e. That a landscaping plan to update the state of the current landscaping in front of the building be provided and approved by the city and installed no later than May 1, 2017.

f. That if, prior to the issuance of an Occupancy Permit, required site improvements have not been or cannot be completed due to weather 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.

g. That no major changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Common Council.

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

Fiscal Note: N/A

Sponsors: Dennis Wiser

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

[Res.0411-16](#)

Synagogue and Jewish History Museum at 3009 Washington Avenue

Resolved, that the request from the Beth Israel Sinai congregation for a conditional use permit to operate a synagogue and jewish history museum at 3009 Washington Avenue is approved, subject to the following conditions.

a. That the plans presented at the November 30, 2016 Plan Commission meeting be approved subject to the conditions contained herein.

- b. That all codes and ordinances be complied with and all required permits be obtained.
- c. That the Commission authorizes the museum to be open to the public from 9:00 a.m. - 5:00 p.m. Thursday, Friday and Saturday.
- d. That the Parking areas be repaired, resealed and restriped by May 31, 2017.
- e. That a landscaping plan be provided showing the details of the current landscaping and/or any changes planned to the landscaping.
- f. That any exterior signage shall be submitted to the Director of City Development for Review and approval of design and/or placement prior to a request for a sign permit. All signage shall comply with zoning ordinance requirements.
- g. That if, prior to the issuance of an Occupancy Permit, required site improvements have not been or cannot be completed due to weather 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.
- h. That no major changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Common Council.
- i. That this permit is subject to review by the Plan Commission for compliance with the listed conditions.

Fiscal Note: N/A

Sponsors: Dennis Wisler

A motion was made that this Resolution be Approved as Presented. The motion was APPROVED on a Voice Vote in Consent

H. Resolutions

[Res.0397-16](#)

Medicare Advantage Plan

Resolved, that the procurement of the Medicare Advantage plan for certain Medicare eligible retirees effective January 1, 2017 is approved.

Further resolved, that the provision of the Employee Handbook, "Retired employees will receive the same insurance benefits as active employees and will be subject to the same plan changes as active employees," by adding the following clause, "and subject to placement in a Medicare Advantage plan chosen by the City that provides substantially the same insurance benefits as active employees and consistent with the law respecting Medicare."

Fiscal Note: Costs are included in the City's health Insurance budget.

Sponsors: Q.A. Shakoor II

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

AYES: 13 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, Wisner, Land, Perez, Meekma and Lemke

EXCUSED: 2 - McCarthy and Morgenroth

[Res.0399-16](#) Sunday and Holiday Overtime Policy

Resolved, that the recommended changes to the Sunday and Holiday Overtime policy are approved as submitted.

Fiscal Note: Approximately \$40,000.00 additional overtime cost in 2017.

Sponsors: Q.A. Shakoor II

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

AYES: 13 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, Wisner, Land, Perez, Meekma and Lemke

EXCUSED: 2 - McCarthy and Morgenroth

[Res.0402-16](#) *Tellez v. City of Racine*, Equal Rights Division Case Nos. CR201502587 and CR201601812

Resolved, that the negotiated settlement and separation agreement regarding *Tellez v. City of Racine*, Equal Rights Division Case Nos. CR201502587 and CR201601812 is approved.

Fiscal Note: \$18,000.00 payment to Attorney Jeff Sweetland, \$24,500.00 salary settlement to Maricela Tellez and conditional health insurance costs under COBRA.

Sponsors: Q.A. Shakoor II

A motion was made by Alderman Wisner, seconded by Alderman Shakoor II, that this Resolution be Approved. The motion PASSED by the following vote:

AYES: 12 - Coe, Jones, Shields, Larrin, Smetana, DeHahn, Shakoor II, Wisner, Land, Perez, Meekma and Lemke

NOES: 1 - Weidner

EXCUSED: 2 - McCarthy and Morgenroth

[Res.0412-16](#) Free Parking Saturdays - December 2016

Resolved, that the request for "Free Parking Saturdays in December" at all metered parking spaces in the entire Downtown area, Uptown Area, and West Racine area in order to encourage holiday shopping is approved. All metered parking spaces in those areas include all metered spaces on-street, all parking lots and the McMyynn ramp. Parking fees and time limits will not be enforced at any time on December 10, 17, 24 and 31.

Fiscal Note: \$8,000.00 of lost parking revenue from fees and violations.

Sponsors: Raymond DeHahn

A motion was made by Alderman Wisner, seconded by Alderman Shakoor II, that this file be Adopted As Amended in item 1044-16:

AYES: 12 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, Wisner, Land, Perez and Lemke

NOES: 1 - Meekma

EXCUSED: 2 - McCarthy and Morgenroth

I. Common Council Vote on Consent Agenda (Communications, Committee Reports, Resolutions)

Council Action on Consent Agenda Items

A motion was made by Alderman Dennis Wisner, seconded by Alderman Q.A. Shakoor II, that this be Adopted by the following vote:

AYES: 13 - Coe, Jones, Shields, Larrin, Smetana, Weidner, DeHahn, Shakoor II, Wisner, Land, Perez, Meekma and Lemke

EXCUSED: 2 - McCarthy and Morgenroth

J. Ordinances

Refer to Public Works and Services

[Ord.0006-16](#)

Ordinance 06-16

To repeal, amend and recreate various sections of Article IV. - Electrical Code, in Chapter 18 - Buildings and Building Regulations, of the Municipal Code of the City of Racine, Wisconsin.

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

Part 1: Repeal, amend and recreate various sections of Article IV. - Electrical Code, in Chapter 18 - Buildings and Building Regulations, of the Municipal Code of the City of Racine, Wisconsin.

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

Passed by the Common Council:

Fiscal Note: N/A

Sponsors: Dennis Wisner

A motion was made by Alderman Wisner, seconded by Alderman Shakoor II, that this file be Referred to Public Works and Services Committee

Refer to Public Works and Services

[Ord.0007-16](#)

Ordinance 07-16

To repeal, amend and recreate various sections of Article III. - Plumbing Code, in Chapter 18 - Buildings and Building Regulations, of the Municipal Code of the City of Racine, Wisconsin.

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

Part 1: Repeal, amend and recreate various sections of Article III. - Plumbing Code, in Chapter 18 - Buildings and Building Regulations, of the Municipal Code of the City of Racine, Wisconsin.

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

Passed by the Common Council:

Fiscal Note: N/A

Sponsors: Dennis Wiser

A motion was made by Alderman Wiser, seconded by Alderman Shakoor II, that this file be Referred to Public Works and Services Committee

Refer to Public Works and Services

[Ord.0011-16](#) Ordinance 11-16 - Depositing Rubbish

An ordinance to amend Sec. 82-32. - Depositing Rubbish of the Municipal Code of the City of Racine, Wisconsin.

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

Part 1: Recreate Sec. 82-32. - Depositing Rubbish of the Municipal Code of the City of Racine, Wisconsin by repealing the words "September 15" and replacing them with "October 1."

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

Fiscal Note: N/A

Sponsors: Terry McCarthy

A motion was made by Alderman Wiser, seconded by Alderman Shakoor II, that this file be Referred to Public Works and Services Committee

K. 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.

L. Adjourn

Mayor Dickert adjourned the meeting at 8:56 PM. The next scheduled meeting of the Council is December 20, 2016.

ATTEST: JANICE JOHNSON-MARTIN
CITY CLERK