



City of Racine

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

Meeting Agenda - Final Common Council

Mayor John T. Dickert

*Alderman Thomas Friedel, Alderman Jeff Coe, Alderman Robert Anderson
Alderman Michael Shields, Alderman Jim Kaplan, Alderman David L. Maack
Alderman Sandy Weidner, Alderman Terry McCarthy, Alderman Raymond DeHahn
Alderman Q.A. Shakoor, II, Alderman Aron Wisneski, Alderman Gregory Holding
Alderman James T. Spangenberg, Alderman Ronald D. Hart, Alderman Robert Mozol*

Tuesday, June 2, 2009

7:00 PM

Room 205, City Hall

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

Refer to Finance and Personnel Committee, by Ald. Spangenberg

- 09-3670** **Subject:** Communication from the Commissioner of Public Works/City Engineer wishing to discuss funding to hire private contractors for grass cutting and property clean up work.
- 09-3623** **Subject:** communication from the City Attorney submitting the claim of Don Christianson for consideration.
- 09-3624** **Subject:** communication from the City Attorney submitting the claim of Jim & Jackie Moes for consideration.
- 09-3651** **Subject:** Communication from the Acting Public Health Administrator requesting permission to accept additional funds from the Division of Public Health, Department of Health Services for the Cities Readiness Initiative Preparedness grant.
- 09-3671** **Subject:** Communications from the Fire Chief requesting permission to apply for and if awarded, accept the 2009 FEMA Fire Act Grant to replace Special Teams Equipment Truck. Grant control number 2009-019.

(Also refer to Public Safety and Licensing Committee)

[09-3672](#)

Subject: Communications from the Fire Chief requesting permission to apply for and if awarded, accept the 2009 FEMA Fire Act Grant to install emergency power generators and to acquire physical fitness equipment for outlying fire stations. Grant control number 2009-020.

(Also refer to Public Safety and Licensing Committee)

[09-3673](#)

Subject: Communications from the Fire Chief requesting permission to accept OJA/UASI Grant 2008/2006-HS-18G-6679 for the acquisition of HazMat monitoring equipment. Grant control number 2009-021.

(Also refer to Public Safety and Licensing Committee)

[09-3675](#)

Subject: communication from the City Attorney submitting the claim of Mayeli Hernandez for consideration.

[09-3676](#)

Subject: communication from the City Attorney submitting the claim of Tiffany Townsend for consideration.

[09-3677](#)

Subject: communication from the City Attorney submitting the claim of Colleen Jones for consideration.

[09-3680](#)

Subject: Communication from the Police Chief, requesting to apply for the 2009 Bureau of Justice Assistance (BJA) Edward Byrne Justice Assistance Grant (JAG), Grant Control #2009-022.

(Also refer to Public Safety & Licensing Committee.)

[09-3681](#)

Subject: Communication from the Police Chief, requesting to apply for the 2009 Bulletproof Vest Partnership Grant (grant control # 2009-023).

(Also refer to the Public Safety & Licensing Committee.)

[09-3683](#)

Subject: Communication from the Grant Facilitator requesting permission to apply for the U.S. Department of Human Services, Centers for Disease Control and Prevention, 2009 Building Strategic Alliances for Healthy Housing Pilot Project (Grant Control No. 2009-024).

[09-3684](#)

Subject: Communication from the Grant Facilitator requesting permission to apply for and accept the U.S. Department of Human Services, Office of Community Services, American Recovery and Reinvestment Act - Strengthening Communities Fund-State, Local, and

Tribal Government Capacity Building Program (Grant Control No. 2009-025).

[09-3689](#) **Subject:** Communication from the Grant Facilitator requesting permission to apply for the Office of Juvenile Justice and Delinquency Prevention 2009 Second Chance Act Youth Offender Reentry Initiative Announcement through the U.S. Department of Justice (Grant Control No. 2009-026).

[09-3695](#) **Subject:** Communication from the Finance Director wishing to discuss the 2009 borrowing for capital improvements.

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

[09-3574](#) **Subject:** Communication from the Commissioner of Public Works/City Engineer requesting permission to submit a grant application to the Transportation Investment Generating Economic Recovery (TIGER) Discretionary Grants Program.

[09-3650](#) **Subject:** Communication from the Sales/Marketing Director of the Racine County Convention and Visitors Bureau requesting permission to use city right-of-way on Saturday, July 18, 2009, and Sunday, July 19, 2009, for the Spirit of Racine Triathlon.

[09-3664](#) **Subject:** Communication from the Douglas Avenue Business District requesting permission to plant trees along Douglas Avenue.

[09-3665](#) **Subject:** Communication from the Douglas Avenue Business District requesting permission to paint trolley poles along Douglas Avenue.

[09-3679](#) **Subject:** Preliminary Resolution No. 09-1297, of March 17, 2009, relating to sewer and water laterals on Summit Avenue from Layard Avenue to the Dead End.

[09-3692](#) **Subject:** Communication from the residents abutting the alley bounded by 20th Street, DeKoven Avenue, Kearney Avenue and Hickory Grove Avenue requesting the vacation of said alley.

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

[09-3566](#) **Subject:** The following renewal application(s) for a Class "B" Public Facility Fermented Malt Beverage and Intoxicating Liquor License for 2009-2010:

Public Golf Associates LTD

6200 Northwestern Avenue

Scott A. Schuit, Agent

Venuworks of Racine LLC 72 Seventh Street
Richard Edgar, Agent
(change of agent)

Venuworks of Racine LLC 5 Fifth Street
Richard Edgar, Agent
(change of agent)

Racine Zoological Society 2131 N. Main Street
Jay R. Christie, Agent

09-3614

Subject: The following renewal application(s) for a Class "A" Retail Fermented Malt Beverage License for 2009-2010:

Rapids Drive Convenience, LLC 3502 Rapids Drive
(Rapids Drive Convenience)
Steve Grebe, Agent
(w/ gas station)

Sunny, Inc. 1511 W. Sixth St.
Neighborhood Pantry
Pargat Singh Randhawa, Agent
(w/ gas station)

Christianos, Inc 2054 Kearney Avenue
Ketan Patel, Agent

MJ Gas & Food Mart, Inc 1720 Douglas Avenue
Jagjit S. Viridi, Agent
(w/ gas station)

Dipsha Inc. 2056 Taylor Avenue
(Pantry Plus)
Tushar Patel, Agent

Douglas Petro, LLC 3357 Douglas Avenue
Surinder Singh, Agent
(w/gas Station)

Lieungh's on Lathrop, LLC 1933 Lathrop Avenue
(Lieungh's on Lathrop)
Andrea L. Lieungh, Agent
(W/gas station)

Priya Corporation 3818 Durand Avenue
(Carriage Mobil)
Kavita Khullar, Agent
(w/gas station)

Mohinder Singh 1627 Washington Avenue
(US Pantry)
(w/gas station)

Mohammad O. Al-Abed 1559 Taylor Avenue
(Sunshine Supermarket)

Syed Mikhail's 930 Washington Avenue
(Total 24)
(w/ gas station)

Speedway SuperAmerica LLC 4620 Washington Ave
Speedway #2089
Timothy D. Justus, Agent
(w/ gas Station)

Speedway SuperAmerica LLC 2110 S. Green Bay Road
Speedway #4451
Sherie Joy Dickmann (White)
(w/ gas Station)

Himmat Gill, LLC 2240 Northwestern Avenue
(Citgo Gas & Food Mart)
(w/ gas station)

Nagra, Inc. 1813 Taylor Avenue
(Taylor Mart)
Harinder Kauer, Agent
(w/gas station)

High Cone, Inc. 704 High Street
(High Street Food Mart)
Usha A. Shah, Agent

Vishal Roadrunners Express, Inc 1975 State Street
(BP Foodmart)
Parveen Bhardwaj, Agent
(w/gas station)

Raytown Enterprise, LLC 2731 Durand Avenue
(Raytown Pantry)

Zohaib Mir, Agent
(w/gas station)

Mangat, Inc 2100 N. Main Street
Jatinder Singh Mangat, Agent
(w/ gas station)

Jason & Pardeep, Inc 5302 Washington Avenue
Rajinder Singh, Agent
(w/ gas station)

Lauro Davalos 1951 Mead Street

Robert M. Ruditys 3441 Spring Street
Robert Ruditys, Agent

Midtown Market 1229 Eleventh Street
Harinder Kaur, Agent

Balwinder Dhillon 1530 Douglas Avenue
Balwinder Dhillon, Agent
(w/ gas station)

Vincent Esqueda 1105 N. Memorial Drive
(Super Mercado Gran Morelos)

S&S Racine Business Enterprises 3700 Spring Street
(Spring Street Mobile)
Chandra Sekhar R. Pula, Agent
(w/gas station)

Magic Dollar Super Market, LLC 1007 Washington Avenue
Hussein M. Asad, Agent

1819 Durand, Inc. 1819 Durand Ave
Fine Fare Foods
Narendra Shah, Agent

09-3615

Subject: The following renewal applications for a "CLASS B" **CLUB** Retail Fermented Malt Beverage and intoxicating Liquor License for 2009-2010.

Racine Yacht Club, Inc 1 Barker Street
Joseph McGauran, Agent

Deutscher Maenner Verein 701 Villa Street
(German Men's Club)
Robert J. Hill, Agent

Fifth Street Yacht Club of Racine, Inc. 761 Marquette St.
Fifth Street Yacht Club
Jeffery J. Raffini

Racine Country Club 2801 Northwestern Avenue
Lance Cotton, Agent

09-3616

Subject: The following renewal application(s) for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2009-2010:

Javier's Restaurant Inc. 2815 Durand Ave
Yecenia M. Ortega, Agent

Radojko Radicevic 2515 Douglas Avenue
(Rudy's)

Alice F. Warren 963 Dr ML King, Jr. Dr.
(Buck's Lounge)

R. Hoey Enterprises, LLC 1653 Taylor Avenue
(The Blind Alligator)
Richard P. Hoey, Agent

Joey's on Taylor, LTD 1863 Taylor Avenue
(Joey's on Taylor)
Joseph G. Legath, Agent

Joey Legath 910 Sixth Street
(Joey's on 6th)

Joey's on Lathrop LLC 2054 Lathrop Avenue
(Joey's on Lathrop)
Joseph G. Legath, Agent

Jane Depelecyn 1518 Washington Avenue
(Tradewinds)
(Pub Fee Only)

Dynasty Co., Inc 2427 Lathrop Ave
Dynasty Restaurant
Stanley Ginkowski, Agent

Racine Labor Hall, Inc. 2100 Layard Avenue
Richard Fought, Agent

Winner's Circle 1403 Superior St.
Mike Williams, Agent

Buona Vita Corporation 3701 Durand Avenue
(Buona Vita Pizzeria Restaurant)
Achille Cortese, Agent

LJF Corporation 3021 Rapids Drive
(Stone Corral)
Luciano Flores, Agent

Russ's Tap, LLC 2203 DeKoven Avenue
Robert J. Kohel, Agent

DeRango, LTD. 3840 Douglas Avenue
Benedetto F. DeRango, Agent

John Patrick Mcauliffe 3700 Meachem Road
(Mcauliffe's Pub)

Redline Tavern Corp. 1200 N. Wisconsin Street
Connie Nau, Agent

DL INC. 1100 Douglas Avenue
Stil Country
Darlene Larson, Agent

Olde Madrid, LLC 418 Sixth St
Natalie Salinas, Agent

Anchor Inn & Bowling Corp. 3701 Durand Ave
Plaza Bowling Center
John Landerman, Agent

Evelyn's Club Main 331 Main Street
Catherine R. Kett, Agent

Shogun of Racine Inc. 518 College Avenue
Kwangseok Youn, Agent

Outbreak Billiards, Inc. 1717 Douglas Avenue
Marko Stanosevic, Agent

Avarice Enterprises, LLC 1300 Michigan Blvd
Zachary Morrow, Agent

SDJJ, LLC 213 Sixth Street
(McAuliffe's On The Square)

Infusino's All Sports, LLC 3458 Rapids Drive
Egidio Infusino, Agent

Dennis Pias 1756 Taylor Avenue

The Corner House, Inc 1521 Washington Avenue
John Kopulos, Agent

CBI of Racine, Inc 1446 Dr. ML King Jr Drive
Carl Stewart, Agent

Lush Life, LLC 550 State Street
(Out of the Pan)
Roberta Schulz, Agent

Baldolino, LLC 3408 Douglas Avenue
(Baldo's Mexican Restaurant)
Tranquilino Benitez, Agent

Racine Art Museum Assoc. Inc. 441 Main Street
Laura D'Amato, Agent

TTDH, LLC 2100 Douglas Avenue
(Papa Gus)
Constantin Tousis, Agent

Leonard Hand 835 Washington Avenue
(City Haul Lounge)

HI-O Inc. 1816 Seventeenth Street
Michael A. Henes, Agent

Roma Associates of Racine, Inc. 3701 Durand Avenue
Anthony J. Marino, Agent

Double D's Jam, Inc. 1307 Douglas Avenue
(Double D's II)
Daniel J. Daams, Agent

Jack J. Moreno 3620 Northwestern Avenue
(Cackle Jacks')

Asiana, LLC 423 Sixth Street
Kyo Soon Yoon, Agent

Penny Wawiorka 1415 Washington Avenue
(Andy's Now Yer Talkin')
(transfer person to person)

Sam's Riverbank, LLC 3700 Northwestern Avenue
(Days Inn Riverside)
Sam Naimi, Agent

Peg & Lou's Bar and Grill LLC 3113 Douglas Avenue
(Peg & Lou's)
Peggy L. Larson, Agent

Randall L. Larson 1436 Junction Avenue
(The Brass Monkey)

Nicole Woods The Rhino Bar, LLC 1659 N. Main Street
(The Rhino Bar)

Juan M. Leon 1501 Prospect Street
(Taqueria Aranda's Restaurant)

Kenny's On Main, LLC 1300 N Main St.
Kenny's On Main
Kenneth Meyer, Agent

Slobodan Lazarevic 2002 Erie St.
Neighborhood Bar of Racine, LLC
Slobodan Lazarevic, Agent

Fraternal Order of Eagles Aerie 281, Inc. 319 Hamilton Street
(Eagles Club)
Richard C. Fortier, Agent

Coasters of Racine, LTD 1301 N Main Street
Coasters Pub
Mike Kurhajec, Agent

Georges Tavern of Racine, WI, Inc. 1201 N. Main Street
(George's Tavern)
David Popoff, Agent

Chef Lory, LLC 600 Sixth Street

Joan Louise Stepanski, Agent

Racine Theatre Guild 2519 Northwestern Avenue
Douglas Instenes, Agent

TBG's, Inc. 1814 Taylor Avenue
(TBG's)
Chad E. Londre, Agent

Max Mueckler 3101 Douglas Avenue
(The Max)

Salute, Incorporated 314 Main Street
Gemma De Bartolo-Wells, Agent
(w/ sidewalk cafe)

DeRose Bar & Restaurant, LLC 1444 Blake Avenue
Sandra Barz, Agent

Hammes Tavern, LLC 2005 Taylor Avenue
(Hammes Tavern)
Michael J. Hammes, Agent

Diana L. Smith-Benson 1019 State Street
(Dee Dee's Dania)

John Erby , LLC 1111 Washington Avenue
John Erby, Agent

Daniel Z.Takerian, Inc 2322 Lathrop Avenue
Daniel Z. Takerian, Agent

Scott Bohlman 2416 Lathrop Avenue
(English Room)

Liquid Productions, LLC 961 Dr. M.L. King, Jr. Dr.
Michael Mlsna, Agent
(Pub Fee Only)

Clifton Reed 1348 State Street
(Pub Fee Only)

Mr. Kool's Sports Bar, LLC 1330 Washington Avenue
James O. Oliver, Agent

Ricky's Place, Inc. 238 Main Street

Richard Smetana, Agent

Rika, LLC 2 Christopher Columbus Causeway
Richard, Shawhan

Teezers of Racine, Inc. 1936 Lathrop Avenue
Erin E. Anstett, Agent

Casablanca de Mexico, Inc. 230 Main Street
Blanca L. Webers, Agent

Brucker Ltd. 1921 DeKoven Avenue
Justin Coe, Agent

Coasters of Racine, LTD 1301 N. Main Street
Mike Kurhajec, Agent

Scott D. Hansen 1301 Washington Avenue
(The Warning Track)
Kelly G. Hansen, Agent

Oakland Food Service Mgt, Inc 555 Main Street
Joseph D. Oakland, Agent

Shillings Pub 611 Wisconsin Avenue
Michael Carmody, Agent

Dino Dominici 1816 Sixteenth Street
(Dino's)

Uncorkt, LLC 240 Main Street
(Uncorkt)
Cheryl Etes, Agent

Lone Star Steakhouse & Saloon of WI, Inc. 5880 Durand Avenue
(Lone Star Steakhouse & Saloon)
Holly Schrauth, Agent
CHANGE OF AGENT

Fireside Ribs & Fish, LLC 515 Sixth Street
(Pub Fee Only)

The Blue Rock Lounge & Eatery 306 Sixth Street
Mark R. Thomas, Agent

Ian Investments LLC 1318 Douglas Avenue

Pedro Sanchez, Agent

Wls Wild Bill, Inc 1641 Douglas Avenue
William Sorenson, Agent

Park 6, LLC/ Tinita LLC 500 Sixth Street
James W. McCann, Agent

Pub on Wisconsin 525 Wisconsin Avenue
Amy Arendt, Agent

Juan S. Jimenez 1510 Junction Avenue
(The Tropical)

Bruce Veto Brv's LLC 2328 Douglas Avenue
Bruce Veto, Agent

Morakot Khampane 337 S. Main Street
(Sticky Rice)

3Eminee, LLC 501 Sixth Street
Michael T. McDermott

SDJJ, LLC. 211 Sixth Street
John McAuliffe, Agent

Rose A. Martinez 1922 Sixteenth Street
(2nd Time Around)

El Cotorreo, Inc. 1224 Sixteenth Street
Jong Pong Chang, Agent

Gaither, Lee Allen 1300 Sixteenth Street
(The Old School Way)

James J. Graves 223 Gaslight Circle
Radisson Inn Harbourwalk

09-3617

Subject: The following renewal application(s) for a Class "B" Retail Fermented Malt Beverage License for 2009-2010:

Mario Espinoza & Patricia Rodriguez 3700 Durand Avenue

Cornelio Mora & Paul Mora 1950 Racine Street

Saint John Nepomuk Church 1923 Green Street
Terry A. Killberg, Agent

The Sausage Kitchen, Inc 1706 Rapids Drive
David Miller, Agent

Tacos El Rey, Inc. 2207 Lathrop Avenue
Sonia Harris, Agent

Public Golf Associates, LTD 2801 Twelfth Street
Scott A. Schuit, Agent

Joseph Hrouda 3 Fifth Street
(J & D Enterprises)

Edward L. Bilotto 235 Main Street
(De Pizza Chef)

PH Green Bay LLC 5000 Washington Avenue
Sanel Bajramovic, Agent
(CHANGE OF AGENT)

CEC Entertainment 5612 Durand Avenue
Paula Zastrow, Agent
(CHANGE FROM "CLASS C" & CLASS "B")

09-3618

Subject: The following renewal application(s) for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2009-2010:

Jesus S. & Yolanda Maldonado 516 High Street
(Santa Fe Liquor & Grocery Store)
Jesus S. Maldonado, Agent

Georgetown Markets, Inc 3710 Meachem Road
Edward Trudeau, Agent

Bhupinder Kaur Bhati 965 Dr. MLKing Dr.
Sam's Liquor
Bhupinder Bhatti, Agent

Mohammed A. Shehadeh 1949 Racine Street

M. Smit N. Corp. 918 West Boulevard
(Port Of Call Liquors)
Chandresh Patel, Agent

Karen D. Kong 817 S. Main Street
Open Pantry DBA Oddfellows

Sami Ali 3322 Sixteenth Street
(Westown Foods)

Shree Krishna Enterprises, Inc. 2062 Lathrop Avenue
Jagdish Patel, Agent

2418 Douglas, Inc. 2418 Douglas Ave
X-Press Food Mart
Narendra Shah, Agent

Timer's of Racine, Inc. 3800 Northwestern Avenue
(Timer's Beverage Center)
Shawn D. Voss, Agent

Iyad M. Alabed 1711 N. Main Street
(One Stop Food & Liquor)

Nagra Pump & Pantry, LLC 1826 Douglas Avenue
(Nagra Pump & Pantry)
Sukhwkndar S. Nagra, Agent
(w/gas station)

Akash BP Corner LLC 3945 Erie Street
(Akash BP Corner)
Virendra S. Verma, Agent
(w/gas station)

Maria C. Davalos 1336 State Street
(Super Carniceria La Mexicana)

09-3619

Subject: The following renewal applications for "Class C" and Class "B" Fermented Malt Beverage and Wine Licenses for 2009-2010:

Whey Chai Chinese Restaurant, LLC. 400 Main Street
Michael Mei, Agent

Willing & Willing Inc. 1238 Lathrop Ave
Bernie's Pizzeria
Bernard Willing II, Agent

The Char-Grill, Inc. 3839 Douglas Avenue
(Charcoal Grill)
Jeff Marsh, Agent

Pub Fee Only

Dragan Sekuloski 605 Sixth Street
(The Balkan Restaurant)

[09-3622](#) **Subject: (New)** Application of Gary DePelecyn for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for 1518 Washington. **(3rd District)**

[09-3631](#) **Subject:** (New) Application for a Gasoline Station Owner's and Manager's License for Vakomson, LLC, at 2500 Lathrop Avenue.

[09-3666](#) **Subject:** The following renewal applications for the WHOLESale License for 2009-2010:

Timer's of Racine, Inc. 3800 Northwestern Avenue
(Timer's Beverage Center)
Shawn D. Voss, Agent

Avanti Brothers Wine Co. 2034 Indiana Street, Ste B
Fausto Fioravanti, Agent

Refer to Traffic Commission, by Ald. Holding

[09-3628](#) **Subject:** Communication from Lisa Baker, 1301 Romaine Ave, requesting a school crossing guard at the corner of Goid and Geneva for the 2009-2010 school year.

[09-3682](#) **Subject:** Communication from the Assistant Commissioner of Public Works/Engineering requesting to change the time of day parking restrictions on the north side of Sixteenth Street, east of Taylor Avenue. (2120 & 2124 Sixteenth Street Owners)

[09-3691](#) **Subject:** Communication from the Alderman of the 9th District requesting traffic control in the areas around Harvey and Maple Grove Parks.

Refer to Redevelopment Authority of the City of Racine, by Ald Spangenberg

[09-3688](#) **Subject:** Request from Wayne Clingman to discuss his proposal for use of the Homeward Bound site.

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

[09-3644](#) **Subject:** Communication from Racine Community Tennis Association to appear before the Board of Parks, Recreation & Cultural Services to

discuss tennis in the Racine community and the courts at Lockwood Park.

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Spangenberg

[08-2616](#)

Subject: Communication from Mayor Becker wishing to discuss the issue of exceeding the number of authorized sworn positions, in the Police Department in anticipation of retirements in 2009.

Recommendation of the Finance & Personnel Committee on

09-08-08: The item be deferred so that the City Administrator and the Chief of Police be directed to develop a policy that will allow them to exceed the authorized sworn positions in anticipation of retirements in 2009.

Recommendation of the Finance & Personnel Committee on

5-26-09: Item to be received and filed.

Fiscal Note: N/A

[08-2877](#)

Subject: Communication from the Alderman of the 1st District requesting that the Park and Recreation Department remove a fallen tree at 811 Eleventh Street.

Recommendation of the Finance & Personnel Committee on

11-10-08: Item to be deferred.

Recommendation of the Finance & Personnel Committee on

5-26-09: The Item to be received and filed as the tree has been removed.

Fiscal Note: N/A

[09-3562](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting permission to waive certain fees to promote pre-sales of the new crypts and niches being constructed in Mound Cemetery. (Res.09-1422)

Recommendation of the Finance & Personnel Committee on

5-26-09: Permission be granted to waive the fees for opening and closing the crypt entombment and niche inurnment cost up to December 31, 2009 to promote advance sales of crypts and niches.

Fiscal Note: The waived fees will be as follows: crypt entombment

resident \$760, nonresident \$990; niche inurnment resident \$520 and nonresident \$650.

09-3600

Subject: Communication from the Acting Public Health Administrator requesting the Mayor and City Clerk be authorized and directed to enter into an amended agreement to accept additional funding from the State of Wisconsin Department of Health Services for the WIC Program. (Grant Control #2006-049) (Res.09-1421)

Recommendation of the Finance & Personnel Committee on

5-26-09: The Mayor and City Clerk be authorized and directed to enter into an amended agreement to accept \$27,879 additional funding from the State of Wisconsin Department of Health Services (Grant Control #2006-049).

Fiscal Note: \$2,298 for the Farmer's Market Program and \$25,581 for the operation of the WIC Program.

09-3625

Subject: Communication from Mayor Friedel presenting the first quarter attendance report from the Belle City Senior Center.

Recommendation of the Finance & Personnel Committee on

5-26-09: Item to be received and filed.

Fiscal Note: N/A

09-3626

Subject: The Finance Director wishing to discuss amending the 2009 budget to add \$365,214 to the Fire Protection Charge as approved by the Public Service Commission on March 25, 2009. (Res.09-1423)

Recommendation of the Finance & Personnel Committee on

05-26-09: Permission be granted to amend the 2009 budget to add \$365,214 to the Fire Protection Charge as approved by the Public Service Commission on March 25, 2009.

Fiscal Note: Funds to be appropriated from the Unreserved Undesignated General fund balance.

09-3639

Subject: The Finance Director requesting that a resolution be adopted for audit purposes carrying forward the remaining 2007 Façade Grant Program funding in the amount of \$87,649.68 from fiscal year 2007 to fiscal year 2008. (Res.09-1424)

Recommendation of the Finance & Personnel Committee on

5-26-09: Carry forward the remaining 2007 Façade Grant Program

funding in the amount of \$87,649.68 from fiscal year 2007 to fiscal year 2008.

Fiscal Note: The Façade Grant Program is in the Intergovernmental Revenue Sharing fund (919). Because this is a “budgeted” fund in the Capital Projects section of the adopted budget book, there must be formal action taken to carry forward any unencumbered balances at year end. This line item was not included in the Carry forward resolution in spring 2008. The retroactive carry forward from 2007 to 2008 is needed to comply with audit requirements.

Public Works and Services Committee Report, by Ald. Holding

09-3558

Subject: (Direct Referral) Communication from Iglesia Pentecostal Alarma Int requesting permission to close the 600 block of 17th Street for a church event on June 20, 2009. (Res.09-1428)

Recommendation of the Public Works and Services committee on 5-26-09: Iglesia Evangelica Pentecostal Alarma Int. be granted permission to close 17th Street, between Grand Avenue and Villa Street, on Sunday, June 20, 2009, from 10:00 a.m. to 8:00 p.m., for a church event.

Further recommends that permission be granted with the following stipulations:

- A. A hold harmless agreement be executed.
- B. A liability insurance certificate be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.
- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$250.00 special event fee.

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 various City departments, on a regular shift basis, to assist in implementing this event.

09-3611

Subject: Communication from Commissioner of Public Works proposing that the alley bounded by Main, Wisconsin, Fourth and Fifth Street be paved and that a Public Hearing be held. (Res.09-1430)

Recommendation of the Public Works and Services Committee on 5-26-09: That a preliminary resolution be introduced for paving the alley

bounded by Main Street, Wisconsin Avenue, Fourth Street and Fifth Street with portland cement concrete paving.

Fiscal Note: Not applicable at this time.

09-3613

Subject: Communication from Assistant Commissioner of Public Works/Operations submitting revised AT&T agreement. (Res.09-1438)

Recommendation of the Public Works and Services Committee on 5-23-09: That Amendment No. 1 to the 5 year agreement with AT&T for centrex telephone service, previously approved under Resolution No. 08-2236, dated May 29, 2008, which will result in an estimated annual savings of \$2,400.00.

Fiscal Note: Amendment No. 1 will result in an estimated annual savings of \$2,400.00.

09-3627

Subject: (Direct Referral) Communication from Rik Edgar, Executive Director Racine Civic Centre, requesting to reserve Lakefront Lot No. 4 and Lakefront Lot No. 5, and requesting to block off the turn arounds (circles) on the west and north side of Festival Park for the Jam for Uncle Sam event on July 4, 2009. (Res.09-1429)

Recommendation of the Public Works and Services Committee on 5-26-09: That the Racine Civic Centre be granted permission to close the turnarounds adjacent to Festival Park Drive and Christopher Columbus Causeway, on July 4, 2009, in accordance with their request.

Further recommends that permission be granted to close Festival Park Drive, from 5th Street to Sam Johnson Parkway.

Further recommends that permission be granted with the following stipulations:

- A. A hold harmless agreement be executed.
- 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 pay a \$250.00 special event fee.

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 various City departments, on a regular shift basis, to assist in implementing this event.

Recommendation of the Transit and Parking Commission

(05-27-09): The request to use Lakefront Lot No. 4 and Lakefront Lot No. 5 on July 4, 2009 be approved subject to lease costs for the parking lots in accordance with existing policies, and subject to the execution of a hold harmless agreement with the City.

Fiscal Note: The agreement will generate \$306 for the Parking System.

09-3630

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/ Engineering submitting Amendment No. 2 to Contract 14-09 (K9-014), PS - Design of Parks Paving Projects, Nielsen Madsen & Barber, consultant. (Res.09-1431)

Recommendation of the Public Works and Services Committee on

5-26-09: That Amendment No. 2 to Contract 14-09 (K9-014), Professional Services - Design of Parks Paving Projects, Nielsen Madsen & Barber, consultant, as submitted, be approved in the amount of \$2,500.00.

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

\$1,000.00 - Account 988.700.5020, Lincoln Parking Lot
\$1,250.00 - Account 107.000.5750, Johnson Parking Lot
\$ 250.00 - Account 106.989.5750, Parking Lot Repairs
\$2,500.00 - Total

Fiscal Note: Funds are available as herein delineated.

09-3640

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/ Engineering submitting Amendment No. 3 to Contract 14-09 (K9-014), PS - Design of Parks Paving Projects, Nielsen Madsen & Barber, consultants. (Res.09-1432)

Recommendation of the Public Works and Services Committee on

5-26-09: That Amendment No. 3 to Contract 14-09 (K9-014), Professional Services - Design of Parks Paving Projects, Nielsen Madsen & Barber, consultant, as submitted, be approved in the amount of \$18,800.00.

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

\$ 5,057.00 - Account 107.000.5750, Johnson Parking Lot
\$ 2,572.00 - Account 207.000.5750, Cemetery Roads & Walks
\$ 6,729.00 - Account 988.700.5030, Lockwood Parking Lots
\$ 1,091.00 - Account 988.740.5020, Zoo Asphalt Paths

\$ 963.00 - Account 988.700.5020, Lincoln Parking Lot
\$ 807.00 - Account 989.690.5010, Lakeview Basketball Court
\$ 829.00 - Account 786.000.5900, Lockwood Basketball Court
\$ 752.00 - Account 106.989.5750, Parking Lot Repairs
\$18,800.00 - Total

Fiscal Note: Funds are available as herein delineated.

[09-3641](#)

Subject: Resolution No. 09-1399 of May 12, 2009 relating to proposed street improvements:

PORTLAND CEMENT CONCRETE PAVING

Ravine Drive from Crabapple Drive to Hickory Way

Ravine Drive from North Osborne Boulevard to Crabapple Drive

Harrington Drive from Spring Valley Drive to North Osborne Boulevard

Crabapple Drive from Ravine Drive to Hickory Way

Virginia Street from Ridgeway Avenue to 440' north of Ridgeway Avenue

Virginia Street from 440' north of Ridgeway Avenue to Thomas Street.

Recommendation of the Public Works and Services Committee on 5-26-09: That Resolution No. 09-1399, of May 19, 2009, be adopted.

Fiscal Note: Funds will be appropriated in the 2010 Capital Improvement Program for these street improvements and special assessments will be paid by the abutting property owners for the improvements.

[09-3642](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting Change Order No. 3 on Contract 2-08 (K8-002), Belle Urban System Administrative Office Expansion, Absolute Construction Enterprises, contractor. (Res.09-1433)

Recommendation of the Public Works and Services Committee on 5-26-09: That Change Order No. 3 on Contract 2-08 (K8-002), Belle Urban System Administrative Office Expansion, Absolute Construction Enterprises, contractor, as submitted, be approved in the deduct amount of \$15,504.00.

Fiscal Note: Change Order No. 3 will result in a decrease in contract price.

[09-3643](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 2-08 (K8-002), Belle Urban System Administrative Office Expansion, Absolute Construction Enterprises, contractor.

(Res.09-1434)

Recommendation of the Public Works and Services Committee on 5-26-09: The work done by Absolute Construction Enterprises under Contract 2-08 (K8-002), Belle Urban System Administrative Office Expansion, be accepted and final payment authorized for a total contract amount of \$489,877.00.

Fiscal Note: Contract was authorized under Resolution No. 08-0706, dated March 20, 2008.

[09-3649](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 39-09 (K9-040), Asbestos Abatement - North Osborne Boulevard Ravine. (Res.09-1435)

Recommendation of the Public Works and Services Committee on 5-26-09: That Contract 39-09 (K9-040), Asbestos Abatement - North Osborne Boulevard Ravine, be awarded to Dirty Ducts Cleaning, Environmental, and Insulation, Inc., Madison, WI, at their bid price of \$53,560.00, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from Account 287.989.5310, Sanitary Sewer, Various Locations.

Fiscal Note: Funds are available as herein delineated.

[09-3652](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting bid results on Contract 40-09 (K9-041), 2009 Storm Sewer Rehabilitation (RI). (Res.09-1436)

Recommendation of the Public Works and Services Committee on 5-26-09: That Contract 40-09 (K9-041), 2009 Storm Sewer Rehabilitation (R1), be awarded to A.W. Oakes & Son, Inc., Racine, WI, at their bid price of \$419,764.00, they being the lowest responsible bidder.

Further recommends that funding to defray the cost of this public works project be appropriated from the Account 104.900.5420, Storm Sewers, Miscellaneous Locations.

Fiscal Note: Funds are available as herein delineated.

[09-3653](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting a proposal from Route Smart Technologies for Routing System Software and Training

for the Department of Public Works. (Res.09-1437)

Recommendation of the Public Works and Services Committee on 5-26-09: That the Director of Management Information Systems be authorized and directed to implement the purchase of RouteSmart software from RouteSmart Technologies, Inc. at a not-to-exceed cost of \$60,500.00.

Further recommend that funding to defray the cost of this purchase is available in the following accounts:

\$60,000.00 - Account 289.000.5830, Routing Software
\$ 500.00 - Account 101.090.5640, Training
\$60,500.00 - Total

Fiscal Note: Funds are available as herein delineated.

[09-3692](#)

Subject: Communication from the residents abutting the alley bounded by 20th Street, DeKoven Avenue, Kearney Avenue and Hickory Grove Avenue requesting the vacation of said alley.

Public Safety and Licensing Committee Report, by Ald. Wisneski

[08-2937](#)

Subject: Communication from Jensen Towing requesting to appear before the appropriate committee to discuss a rate increase.

Recommendation of the Public Safety and Licensing Committee on 11-24-08: That the item be deferred and the clerks office contact the towing companies to appear before the next committee meeting.

Recommendation of the Public Safety and Licensing Committee on 12-08-08: That the item be deferred while additional information is gathered.

Recommendation of the Public Safety & Licensing Committee on 1-12-09: That the item be deferred until the parties reach an agreement and the item be brought back before the committee at the appropriate time as well as referred to Finance and Personnel.

Recommendation of the Public Safety & Licensing Committee on 4-13-09: That the item be deferred until the April 27, 2009 meeting.

Recommendation of the Public Safety & Licensing Committee on 4-27-09: That the item be deferred until the May 11, 2009 meeting.

Recommendation of the Public Safety & Licensing Committee on

5-11-09: That the item be deferred until the Tuesday, May 26, 2009 meeting as both parties have a meeting scheduled to discuss a few issues.

Recommendation of the Public Safety & Licensing Committee on

5-26-09: That the approved rate and price structure changes to Article XXIII-Motor Vehicle Recovery and Towing be adopted with the exception of a fee schedule and an ordinance be created.

Fiscal Note: N/A

09-3567

Subject: The following renewal application(s) for a Class "A" Retail Fermented Malt Beverage License for 2009-2010:

Lee's Deli, Inc. 2615 Washington Ave.
John P. Henes, Agent

Gerardo Flores 1775 State Street
(Lincoln Supermarket)

Aziz Abdul 1347 Lathrop Avenue

Fresh Bands Distributing, Inc. 3900 Erie Street
Robert G. Helvick, Agent

Max Supermarket, LLC 1200 Villa Street
Rajinder Kaur, Agent

Abdallah Batayneh 1600 Dr. M.L. King, Jr. Dr.

Recommendation of the Public Safety & Licensing Committee on

5-26-09: The renewal application(s) for a Class "A" Retail Fermented Malt Beverage License for 2009-2010 as listed above be approved.

Fiscal Note: N/A

09-3568

Subject: The following renewal application(s) for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2009-2010:

Purvi & Mishali, Inc. 2615 Washington Ave.
Parit Patel, Agent

Dan's Liquor, Inc. 1856 Taylor Avenue
Jagdish R. Patel, Agent

Taylor Liquor Inc. 2813 Taylor Avenue

Ilesh Patel, Agent

Mitraj, Inc. 3711 Douglas Avenue
Radhhesyam Patel, Agent

Dandee Liquor, Inc. 3700 Meachem Road
Vishnu Patel, Agent

Mega Marts, LLC 2210 Rapids Drive
Charles L. Neu, Agent

Mega Marts, LLC 2408 S. Green Bay Road
Patricia M. Berger, Agent

Sam's East, Inc. 6200 Regency West Drive
Dana Topple, Agent

Phesal E. Ckadan 1812 Sixteenth Street

Max's Family Supermarket 1201 S Memorial Drive
Sukjinder Singh, Agent

AD United Petroleum 1917 Sixteenth Street
(W/ Gasoline Station)
Deepinder S. Dhaliwal, Agent

Piggley Wiggly Midwest, LLC 4011 Durand Avenue
Joseph M. Ligocki, Agent

Aldi, Inc. 3110 Douglas Avenue
Lorelei Rasch, Agent

Champion Liquor and Food, LLC 1629 Douglas Avenue
Jarnail, Singh, Agent

Vishal Corporation 3015 Rapids Drive
Prabodh Gala, Agent

C&D Peterson Investments, Inc. 3900 Durand Avenue
(W/Gasoline Station)
Coy Peterson, Agent

**Recommendation of the Public Safety & Licensing Committee on
5-26-09:** The renewal application(s) for a "Class A" Retail Fermented
Malt Beverage and Intoxicating Liquor License for 2009-2010 as listed
above be approved.

Fiscal Note: N/A

09-3569

Subject: The following renewal application(s) for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2009-2010:

T.B. Hansen's, Inc. Thomas R. Hansen, Agent	501 Goid Street
Fides F. Wagner-Richardson	1102 Mound Avenue
Yardarm Bar & Grill, Ltd. Laura Tomasek, Agent	920 Erie Street
Steven L. Matson	107 Fourth Street
Mario Aranda Sr.	1244 Washington Avenue
Restaurant of Racine, Inc. Brian K. Grabher	207 Gaslight Avenue
David J. Russell	600 High Street
Hiram's Place Douglas E. Nicholson, Agent	1012 Main Street
Envi Douglas E. Nicholson, Agent	316 Main Street
The Ivanhoe Pub & Eatery Douglas Nicholson, Agent (Sidewalk Cafe Permit w/ alcohol)	231 Main Street
Rojo's Pub Joseph A. Vlasak, Agent	1317 Yout Street
Chartroom "Charlie's" Donna L. Daams, Agent (Publication Fee Only)	209 Dodge Street
American Legion Post #546 James Price, Agent	1234 Douglas Avenue
Roger's Place, Inc.	1843 N. Wisconsin Street

Roger Springsteen, Agent

GMRI, Inc 6000 Durand Avenue
(The Olive Garden Italian Restaurant #1371)
Jeffery Zimmerman, Agent

Demark's Bar & Restaurant, Inc 1600 Albert Street
Sharon Burman, Agent

Infusino Pizzeria & Restaurant, Inc. 3225 Rapids Drive
(Infusino's Restaurant)
Emilio Infusino, Agent

Infusino Pizzeria & Restaurant, Inc. 3201 Rapids Drive
(Infusino's Italian Village)
Emilio Infusino, Agent

Bucket's Pub, Inc. 2031 Lathrop Avenue
Charles F. Brandt, Agent

WHG Real Estate South, LLC 2521 S. Green Bay Road
(Applebee's Neighborhood Grill)
Timothy Geniesse, Agent

Thang D. Pham 3616 Northwestern Avenue

Castle Lanes of Southeastern WI, Inc. 5615 Castle Lanes
Castle Lanes
Phillip G. Ontko, Agent

Coy & Diane Investments, Inc 5200 Washington Avenue
Coy Peterson, Agent

Harbor Lite Yacht Club, Inc. 559 State Street
John Whaley, Agent

**Recommendation of the Public Safety & Licensing Committee on
5-26-09:** The renewal application(s) for "Class B" Retail Fermented
Malt Beverage and Intoxicating Liquor License for 2009-2010 as listed
above be approved.

Fiscal Note: N/A

[09-3570](#)

Subject: The following renewal application(s) for a Class "B" Retail
Fermented Malt Beverage License for 2009-2010:

Shannon J. Curtin 100 Kewaunee Street

Clifford Wolosek 301 Hamilton Street

Racine Raiders Football Club, Inc. 1648 N. Memorial Drive
(Horlick Concessions)
Lawrence Benjamin, Agent

Recommendation of the Public Safety & Licensing Committee on 5-26-09: The renewal application(s) for a Class "B" Retail Fermented Malt Beverage License for 2009-2010 as listed above be approved with the exception of Shannon J. Curtin, 100 Kewaunee Street, and Mr. Curtin be requested to appear at the next Public Safety & Licensing Committee meeting.

Fiscal Note: N/A

09-3598

Subject: The following renewal applications for a "CLASS B" **CLUB** Retail Fermented Malt Beverage and intoxicating Liquor License for 2009-2010.

Somerset Club, Inc. 201 Sixth Street
(Somerset Club)
David M. Perkins, Agent

Recommendation of the Public Safety & Licensing Committee on 5-26-09: The renewal application(s) for a "Class B" Club Retail Fermented Malt Beverage and Intoxicating Liquor License for 2009-2010 as listed above be approved.

Fiscal Note: N/A

09-3599

Subject: Application of Speedway #2089, Timothy D. Justus, Agent, for a Change of Agent for a Class "A" license for 4620 Washington Avenue. (14th District)

Recommendation of the Public Safety & Licensing Committee on 5-26-09: That the application of Timothy D. Justus, for a Change of Agent for a Class "A" license for 4620 Washington Avenue, Speedway #2089 be approved.

Fiscal Note: N/A

09-3605

Subject: (Direct Referral) Re-visit one year Keg Ordinance

Recommendation of the Public Safety and Licensing Committee on 11-24-08: That the clerks office contact the Focus on Community Group to appear at the next committee meeting.

Recommendation of the Public Safety and Licensing Committee on 12-08-08: That the ordinance be extended for six months and revisited at that time.

Recommendation of the Public Safety & Licensing Committee on 5-26-09: That the ordinance continue to remain in effect.

Fiscal Note: N/A

Traffic Commission Report, by Ald. Holding

08-2983

Subject: Communication from the Alderman of the 11th District, on behalf of Robert Lewis - 2045 Deane Blvd., requesting a 4-way stop at Deane Blvd. and 20th Street.

Recommendation (01-19-09): Defer

Recommendation (05-18-09): Receive and file.

Fiscal Note: N/A

09-3313

Subject: Communication from Jose Arteaga wishing to discuss handicap parking spaces at 1330 State Street.

Recommendation (04-20-09): Defer

Recommendation (05-18-09): Receive and file.

Fiscal Note: N/A

09-3325

Subject: Communication from St. Paul Missionary Baptist Church requesting current "No Parking" signs be changed to "Loading Zone" signs at 1100 Grand Avenue.

Recommendation (04-20-09): Defer

Recommendation (05-18-09): Receive and file.

Fiscal Note: N/A

09-3494

Subject: Communication from the Alderman of the 13th District, requesting "No Parking" signs be installed in the alley behind 3121

Washington Avenue. This is a T-alley, bounded by Grove Avenue on the west.

Recommendation: The request to install "No Parking at Any Time" in the east-west alley south of Washington Avenue, east of Grove Avenue, both sides, be granted.

Fiscal Note: The estimated cost of this signage will result in an installation cost of \$200 and an annual maintenance cost of \$80.

[09-3499](#)

Subject: Communication from the Assistant Commissioner of Public Works/Engineering wishing to designate a westbound left turn lane at 16th Street and Taylor Avenue. (Ord.13-09)

Recommendation: The request to install a mandatory left turn lane on 16th Street, westbound, to Taylor Avenue, southbound; be granted.

Further recommends that Section 94-93, Mandatory left turns, be amended to include; The operator of a vehicle proceeding westerly on 16th Street and approaching Taylor Avenue in the lane furthest to the left shall turn left onto Taylor Avenue and shall not proceed in any other direction.

Fiscal Note: The nominal cost to sign, pavement mark and modify the signal heads at this location is budgeted in the 2009 Capital Improvement Program.

[09-3533](#)

Subject: Communication from the Alderman of the 6th District, on behalf of the Riverwood Condo Association, requesting a "Not a Through Street" sign be placed in the 2700 block of Old Mill Drive.

Recommendation: The request to install a "Not a Through Street" sign in the 2700 block of Old Mill Drive, be granted.

Fiscal Note: The estimated cost of this signage will result in an installation cost of \$100 and an annual maintenance cost of \$40.

[09-3543](#)

Subject: Communication from David Beach, on behalf of Olympia Brown Unitarian Universalist Church, requesting a handicap crosswalk ramp on Seventh Street, across from the church (625 College Avenue).

Recommendation: Receive and file.

Fiscal Note: N/A

[09-3544](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting a No Parking sign on Lockwood Avenue

across from the Park Service Center at 1420 - 13th Street.

Recommendation: The request to install No Parking at Any Time on Lockwood Avenue across from the Park Service Center at 1420 - 13th Street, be granted.

Fiscal Note: The estimated cost of this signage will result in an installation cost of \$100 and an annual maintenance cost of \$40.

09-3656

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 94-141 (1) of Schedule F of the Municipal Code of the General Ordinances of the City of Racine relative to "No Parking at Any Time" be amended:

By Including:

1. Lockwood Avenue, west side, from 40 feet north of 13th Street north 40 feet.

B. Recommends that Section 94-141 (2) of Schedule F of the Municipal Code of the General Ordinances of the City of Racine relative to "No Parking in Alleys" be amended:

By Including:

1. East-west alley south of Washington Avenue, east of Grove Avenue, both sides.

Transit and Parking Commission Report, by Ald. DeHahn

09-3498

Subject: Communication from the Monument Square Art Fair Board of Directors requesting permission to rent Lakefront Lot No. 5 for the Monument Square Art Fair on Saturday, June 13, 2009 and Sunday June 14, 2009. (Res.09-1425)

Recommendation: The Monument Square Art Fair be granted permission to lease Lakefront Lot No. 5 on Saturday, June 13, 2009 and Sunday, June 14, 2009, subject to payment of the lease costs for the parking lot in accordance with existing policies, and subject to the execution of a hold harmless agreement with the City.

Fiscal Note: The agreement will generate \$360 for the Parking System.

09-3502

Subject: Communication from the Executive Director of PTMR requesting the City of Racine accept Wisconsin State 8521 grant funding in the amount of \$30,000 from Racine County for the provision of disabled and senior transportation in 2009. (Res.09-1426)

Recommendation: Approval to accept Wisconsin State 8521 grant funding from Racine County for the provision of disabled and senior transportation in 2009.

Fiscal Note: The City of Racine will receive \$30,000 from Racine County.

09-3503

Subject: Communication from the Executive Director of PTMR requesting the City of Racine accept Wisconsin State 8521 grant funding in the amount of \$184,232 from Racine County for the provision of disabled and senior transportation in 2008. (Res.09-1427)

Recommendation: Approval to accept Wisconsin State 8521 grant funding from Racine County for the provision of disabled and senior transportation in 2008.

Fiscal Note: The City of Racine will receive \$184,232 from Racine County.

09-3504

Subject: Communication from the Executive Director of PTMR requesting that a City of Racine P-card be issued to BUS staff for the purchase of bus parts.

Recommendation: Approval of P-card use by the BUS staff.

(Further recommend to refer this item to the Finance and Personnel Committee for their approval.)

Fiscal Note: N/A

City Plan Commission Report, by Ald. Holding**09-3674**

Subject: (Res.09-1401) Vacation of alley from 20th Street/DeKoven Avenue; Jay Eye See/Phillips Avenue.

Recommendation of the City Plan Commission on 5-27-09: That the request is not in conflict with existing city plans and programs, and recommends that the alley be vacated and the Resolution adopted.

Fiscal Note: N/A

Community Development Committee Report, by Ald. Shakoor, II[09-3595](#)

Subject: Allocation of Community Development Block Grant Recovery Funds. (Res.09-1440)

Recommendation of the Community Development Committee on 5-28-09: That Community Development Block Grant - Recovery funds be allocated as follows: Summer Youth Green Jobs Training Program - \$72,500; Urban League of Racine and Kenosha Math Refresher Class and T.A.B.E. Test Preparation - \$7,500; Streetlight Retrofit - \$350,946; Family Service of Racine Handicap Access Improvements - \$50,000; Program Administration - \$53,438.

Fiscal Note: The City of Racine will receive a Community Development Block Grant - Recovery grant of \$534,384.

[09-3596](#)

Subject: Request from the Downtown Racine Corporation for CDBG funding for repairs of the Festival Park playground.

Recommendation of the Community Development Committee on 5-28-09: That the item be received and filed.

Fiscal Note: N/A

[09-3606](#)

Subject: Request for authorization to use HOME funds for a home improvement matching grant program. (Res.09-1442)

Recommendation of the Community Development Committee on 5-28-09: That \$340,000 in HOME Housing Investment Partnership funds be allocated to the Racine Housing Department to establish a home improvement matching grant program for income-qualified owner-occupants.

Fiscal Note: There are sufficient HOME funds available for this request.

[09-3620](#)

Subject: (Direct Referral) Request by HALO (Homeless Assistance Leadership Organization) to amend their 2008 ESG line item budget. (Res.09-1443)

Recommendation of the Community Development Committee on 5-28-09: That the Homeless Assistance Leadership Organization (HALO) be permitted to amend their 2008 Emergency Shelter Grant budget to allow the purchase of a new server and related software.

Fiscal Note: N/A

[09-3655](#)

Subject: (Direct Referral) Request of Racine Vocational Ministry for Local Option Funding. (Res.09-1441)

Recommendation of the Community Development Committee on 5-28-09: That \$34,948 be allocated from the Local Option Fund to Racine Vocational Ministry, Inc. for its Community Re-entry Program.

Fiscal Note: There are sufficient funds in the Local Option Fund for this request.

[09-3658](#)

Subject: (Direct Referral) Request of OIC of Racine County, Inc. for an extension to their Community Development Block Grant agreement. (Res.09-1444)

Recommendation of the Community Development Committee on 5-28-09: That OIC of Racine County's 2008 Community Development Block Grant agreement be extended to June 30, 2009.

Fiscal Note: N/A

Office of the Mayor Report, by Ald. Q. A. Shakoor, II

[09-3669](#)

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

Access Corridor Development Review Committee:

Reappoint Mitch Wemmert, 2101 Douglas Ave for a three year term ending 5/01/2012.

Reappoint Mark Madsen, 1339 Washington Ave for a three year term ending 5/01/2012.

Water Works Committee Report, by Ald Hart

[09-3621](#)

Subject: Racine/Sturtevant Joint Pavement Agreement

Recommendation of the Waterworks Commission of 5/26/09: That the Racine/Sturtevant Joint Pavement Agreement be approved and referred to the Finance and Personnel Committee.

Fiscal Note: The Agreement provides for a credit for temporary asphalt pavement restoration

Board of Health Report, by Ald. DeHahn

[08-2907](#)

Subject: The 15th District Alderman requesting to appear before the Finance & Personnel Committee to discuss requiring a mandatory yearly physical for all city employees who operate city-owned vehicles.

(Item also referred to the Board of Health)

Recommendation to the Finance & Personnel Committee on 11-24-08: Defer the item.

Recommendation of the Finance & Personnel Committee on 12-08-08: The item be deferred.

Recommendation of the Board of Health on 01-13-08: The item be deferred.

Recommendation of the Board of Health on 02-10-08: The item be deferred.

Recommendation of the Board of Health on 04-14-09: That the City of Racine require a mandatory yearly physical for all city employees who operate city-owned vehicles.

Recommendation of the Finance & Personnel Committee on 5-26-09: The item to be received and filed.

Fiscal Note: N/A

Civic Centre Commission Report, by Ald. Jeff Coe

[09-3366](#)

Subject: Communication from Tc3Telecom.neT requesting to expand wireless coverage from North Beach, Reef Point Harbor area, the Root River in the area of Pugh's Marina, the area around Festival Hall, through Pershing Park to Samuel Myers Park.

Recommendation of the Board of Parks, Recreation & Cultural Services 4-15-09: that the request be approved.

Recommendation of the Civic Centre Commission on May 27, 2009: Civic Centre Commission recommends approval and that the item be referred to **Public Works & Services** for further consideration.

Fiscal note: No cost to the City

G. Consent Agenda - Resolutions

Res.09-1421 City enter into amended agreement with State of Wisconsin Dept. of Health Services for WIC Program

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an amended agreement to accept \$27,879 additional funding from the State of Wisconsin Department of Health Services (Grant Control #2006-049) for the period of January 1, 2009 through December 31, 2009. \$2,298 will be for the Farmer's Market Program and \$25,581 for the operation of the WIC Program.

Fiscal Note: \$2,298 for the Farmer's Market Program and \$25,581 for the operation of the WIC Program. No match required from the City.

Sponsors: James T. Spangenberg

Res.09-1422 Permission granted to waive certain fees for new crypts and niches in Mound Cemetery

Resolved, that permission be granted to waive the fees for opening and closing the crypt entombment and niche inurnment cost up to December 31, 2009 to promote advance sales of crypts and niches.

Fiscal Note: The waived fees will be as follows: crypt entombment resident \$760, nonresident \$990; niche inurnment resident \$520 and nonresident \$650.

Sponsors: James T. Spangenberg

Res.09-1423 Permission granted to amend the 2009 budget to add to the Fire Protection Charge

Resolved, that permission be granted to amend the 2009 budget to add \$365,214 to the Fire Protection Charge as approved by the Public Service Commission on March 25, 2009.

Fiscal Note: Funds to be appropriated from the Unreserved Undesignated General fund balance.

Sponsors: James T. Spangenberg

Res.09-1424 Permission to carry forward remaining 2007 Facade Grant Program funding from fiscal year 2007 to fiscal year 2008

Resolved, that permission be granted to carry forward the remaining 2007 Facade Grant Program funding in the amount of \$87,649.68 from fiscal year 2007 to fiscal year 2008.

Fiscal Note: The Facade Grant Program is in the Intergovernmental Revenue Sharing fund (919). Because this is a "budgeted" fund in the Capital Projects section of the adopted budget book, there must be formal action taken to carry forward any unencumbered balances at year end. This line item was not

included in the Carry forward resolution in spring 2008. The retroactive carry forward from 2007 to 2008 is needed to comply with audit requirements.

Sponsors: James T. Spangenberg

Res.09-1425 Permission for Monument Square Art Fair Board to lease Lakefront Lot No. 5 for Monument Square Art Fair

Resolved, that the Monument Square Art Fair be granted permission to lease Lakefront Lot No. 5 on Saturday, June 13, 2009 and Sunday, June 14, 2009, subject to payment of the lease costs for the parking lot in accordance with existing policies, and subject to the execution of a hold harmless agreement with the City.

Fiscal Note: The agreement will generate \$360 for the Parking System.

Sponsors: Raymond DeHahn

Res.09-1426 City of Racine be granted permission to accept Wisconsin State 8521 Grant Funding from Racine County

Resolved, that permission be granted to accept Wisconsin State 8521 grant funding from Racine County for the provision of disabled and senior transportation in 2009.

Fiscal Note: The City of Racine will receive \$30,000 from Racine County.

Sponsors: Raymond DeHahn

Res.09-1427 City of Racine be granted permission to accept Wisconsin State 8521 Grant Funding from Racine County

Resolved, that permission be granted to accept Wisconsin State 8521 grant funding from Racine County for the provision of disabled and senior transportation in 2008.

Fiscal Note: The City of Racine will receive \$184,232 from Racine County.

Sponsors: Raymond DeHahn

Res.09-1428 Permission granted to Iglesia Evangelica Pentecostal Alarma Int. to close street for church event

Resolved, that permission be granted to Iglesia Evangelica Pentecostal Alarma Int. to close 17th Street, between Grand Avenue and Villa Street, on Sunday, June 20, 2009, from 10:00 a.m. to 8:00 p.m., for a church event.

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

- A. A hold harmless agreement be executed.
- B. Proof of liability insurance be filed prior to this event.
- C. Any overtime costs incurred by any City department be charged to the sponsor.

- D. The sponsor shall notify all abutting property owners seventy-two (72) hours in advance of this event.
- E. The sponsor shall pay a \$250.00 special event fee.

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

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

Sponsors: Gregory Holding

Res.09-1429 Racine Civic Centre be granted permission to reserve lots and close turnarounds for the Jam for Uncle Sam event on July 4

Resolved, that the Racine Civic Centre be granted permission to close the turnarounds adjacent to Festival Park Drive and Christopher Columbus Causeway, on July 4, 2009, in accordance with their request.

Further resolved, that permission be granted to close Festival Park Drive, from 5th Street to Sam Johnson Parkway.

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

- A. A hold harmless agreement be executed.
- B. Proof of liability insurance be filed prior to this event.
- C. Any overtime costs incurred by any City Department be charged to the sponsor.
- D. The sponsor shall pay a \$250.00 special event fee.

Further resolved, that the Racine Civic Centre be granted permission to use Lakefront Lot No. 4 and Lakefront Lot No. 5 on July 4, 2009 subject to lease costs for the parking lots in accordance with existing policies, and subject to the execution of a hold harmless agreement with the City.

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

Fiscal Note: There will be nominal costs to various City departments, on a regular shift basis, to assist in implementing this event. The agreement will generate \$306 for the Parking System.

Sponsors: Gregory Holding

Res.09-1430 Preliminary - Ten (10) Year Benefits and Damages

Resolved, by the Common Council of the City of Racine, Wisconsin:

1. The Common Council hereby declares its intention to exercise its power under §. 66.0703, Wisconsin Statutes, to levy special assessments upon

property within the following described area for benefits conferred upon such property by improvement of the following street(s):

All property fronting upon both sides:

PORTLAND CEMENT CONCRETE PAVING

Alley bounded by Main Street/Wisconsin Avenue; Fourth Street/Fifth Street

2. Said public improvement shall consist of **PORTLAND CEMENT CONCRETE PAVING**.
3. The total amount assessed against such district shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accruing thereto from said improvements.
4. The assessments against any parcel may be paid in cash or in ten (10) annual installments.
5. The Commissioner of Public Works is directed to prepare a report consisting of:
 - a. Preliminary or final plans and specifications for said improvement.
 - b. An estimate of the entire cost of the proposed work or improvement.
 - c. An estimate, as to each parcel of property within the assessment district, of:
 - (1) The assessment of benefits to be levied.
 - (2) The damages to be awarded for property taken or damaged.
 - (3) The net amount of such benefits over damages or the net amount of such damages over benefits.

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

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

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

Sponsors: Gregory Holding

Res.09-1431 Amendment No. 2 to Contract 14-09 (K9-014), PS-Design of Parks Paving Projects, be approved

Resolved, that Amendment No. 2 to Contract 14-09 (K9-014), Professional Services - Design of Parks Paving Projects, Nielsen Madsen & Barber, consultant, as submitted, be approved in the amount of \$2,500.00.

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

\$1,000.00 - Account 988.700.5020, Lincoln Parking Lot
\$1,250.00 - Account 107.000.5750, Johnson Parking Lot
\$ 250.00 - Account 106.989.5750, Parking Lot Repairs
\$2,500.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

[Res.09-1432](#) Amendment No. 3 to Contract 14-09 (K9-014), PS - Design of Parks Paving Projects, be approved

Resolved, that Amendment No. 3 to Contract 14-09 (K9-014), Professional Services - Design of Parks Paving Projects, Nielsen Madsen & Barber, consultant, as submitted, be approved in the amount of \$18,800.00.

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

\$ 5,057.00 - Account 107.000.5750, Johnson Parking Lot
\$ 2,572.00 - Account 207.000.5750, Cemetery Roads & Walks
\$ 6,729.00 - Account 988.700.5030, Lockwood Parking Lots
\$ 1,091.00 - Account 988.740.5020, Zoo Asphalt Paths
\$ 963.00 - Account 988.700.5020, Lincoln Parking Lot
\$ 807.00 - Account 989.690.5010, Lakeview Basketball Court
\$ 829.00 - Account 786.000.5900, Lockwood Basketball Court
\$ 752.00 - Account 106.989.5750, Parking Lot Repairs
\$18,800.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

[Res.09-1433](#) Change Order No. 3 on Contract 2-08 (K8-002), Belle Urban System Administrative Office Expansion, be approved

Resolved, that Change Order No. 3 on Contract 2-08 (K8-002), Belle Urban System Administrative Office Expansion, Absolute Construction Enterprises, contractor, as submitted, be approved in the deduct amount of \$15,504.00.

Fiscal Note: Change Order No. 3 will result in a decrease in contract price.

Sponsors: Gregory Holding

Res.09-1434 Work accepted and final payment authorized to Absolute Construction Enterprises for Contract 2-08 (K8-002), Belle Urban System Administrative Office Expansion

Resolved, that the work done by Absolute Construction Enterprises under Contract 2-08 (K8-002), Belle Urban System Administrative Office Expansion, be accepted and final payment authorized for a total contract amount of \$489,877.00.

Fiscal Note: Contract was authorized under Resolution No. 08-0706, dated March 20, 2008.

Sponsors: Gregory Holding

Res.09-1435 Contract 39-09 (K9-040), Asbestos Abatement - North Osborne Boulevard Ravine, be awarded to Dirty Ducts Cleaning, Environmental, and Insulation, Inc.

Resolved, that Contract 39-09 (K9-040), Asbestos Abatement - North Osborne Boulevard Ravine, be awarded to Dirty Ducts Cleaning, Environmental, and Insulation, Inc., Madison, WI, at its bid price of \$53,560.00, it being the lowest responsible bidder.

Further resolved, that funding to defray the cost of this public works project be appropriated from Account 287.989.5310, Sanitary Sewer, Various Locations.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.09-1436 Contract 40-09 (K9-041), 2009 Storm Sewer Rehabilitation (R1), be awarded to A.W. Oakes & Son

Resolved, that Contract 40-09 (K9-041), 2009 Storm Sewer Rehabilitation (R1), be awarded to A.W. Oakes & Son, Inc., Racine, WI, at its bid price of \$419,764.00, it being the lowest responsible bidder.

Further resolved, that funding to defray the cost of this public works project be appropriated from the Account 104.900.5420, Storm Sewers, Miscellaneous Locations.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.09-1437 Proposal from RouteSmart Technologies for purchase of RouteSmart software be approved

Resolved, that the Director of Management Information Systems be authorized and directed to implement the purchase of RouteSmart software from RouteSmart Technologies, Inc. at a not-to-exceed cost of \$60,500.00.

Further resolved, that funding to defray the cost of this purchase is available in the following accounts:

\$58,500.00 - Account 289.000.5830, Routing Software
\$ 2,000.00 - Account 101.090.5640, Training
\$60,500.00 - Total

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

Res.09-1438 Amendment No. 1 to the 5 year agreement with AT&T for centrex telephone service be approved

Resolved, that Amendment No. 1 to the 5 year agreement with AT&T for centrex telephone service, previously approved under Resolution No. 08-2236, dated May 29, 2008, which will result in an estimated annual savings of \$2,400.00, be approved.

Fiscal Note: Amendment No. 1 will result in an estimated annual savings of \$2,400.00.

Sponsors: Gregory Holding

Res.09-1440 Allocation of Community Development Block Grant Recovery Funds

Resolved, that Community Development Block Grant - Recovery funds be allocated as follows: Summer Youth Green Jobs Training Program - \$72,500; Urban League of Racine and Kenosha Math Refresher Class and T.A.B.E. Test Preparation - \$7,500; Streetlight Retrofit - \$350,946; Family Service of Racine Handicap Access Improvements - \$50,000; Program Administration - \$53,438.

Fiscal Note: The City of Racine will receive a Community Development Block Grant - Recovery grant of \$534,384.

Sponsors: Q.A. Shakoor, II

Res.09-1441 Racine Vocational Ministry allocation of funds for Community Re-entry Program

Resolved, that \$34,948 be allocated from the Local Option Fund to Racine Vocational Ministry, Inc. for its Community Re-entry Program.

Fiscal Note: There are sufficient funds in the Local Option Fund for this request.

Sponsors: Q.A. Shakoor, II

Res.09-1442 Allocation of HOME Housing Investment Partnership funds to Racine Housing Department

Resolved, that \$340,000 in HOME Housing Investment Partnership funds be allocated to the Racine Housing Department to establish a home improvement matching grant program for income-qualified owner-occupants.

Fiscal Note: There are sufficient HOME funds available for this request.

Sponsors: Q.A. Shakoor, II

Res.09-1443 Permission for HALO to amend the 2008 Emergency Shelter Grant budget

Resolved, that the Homeless Assistance Leadership Organization (HALO) be permitted to amend their 2008 Emergency Shelter Grant budget to allow the purchase of a new server and related software.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor, II

Res.09-1444 Permission granted to OIC to extend their Community Development Block Grant Agreement

Resolved, that OIC of Racine County 2008 Community Development Block Grant Agreement be extended to June 30, 2009.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor, II

H. Resolutions

Res.09-1439 Final - Ten (10) Year
Benefits & Damages

WHEREAS, the Public Works & Services Committee of the Common Council of the City of Racine, Wisconsin, held a public hearing at the Council Chambers in the City Hall at 5:30 P.M. on the 26th day of May, 2009, for the purpose of hearing all interested persons concerning the preliminary resolution and report of the Commissioner of Public Works on the proposed improvement of:

PORTLAND CEMENT CONCRETE PAVING

Virginia Street from Twenty-first Street to Olive Street
Lombard Avenue from Chatham Street to Michigan Boulevard
Flower Lane from Ruby Avenue to the Cul-de-sac
Melvin Avenue from North Main Street to Chatham Street
St. Clair Street from Monticello Drive to Sydney Drive

SEWER AND WATER

Flower Lane from Ruby Avenue to the Cul-de-sac
Melvin Avenue from Monticello Drive to Sydney Drive

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

1. That the report of the Commissioner of Public Works pertaining to the construction of the above described public improvements, including plans and specifications therefore, as modified, is hereby adopted and approved.
2. That the Commissioner of Public Works is directed to advertise for bids and to carry out the work of such improvement in accordance with the report of the Commissioner of Public Works.
3. That payment for said improvements be made by assessing the cost to the property benefited as indicated in said report.
4. That benefits and damages shown on the report, as modified, are true and correct, have been determined on a reasonable basis; do not exceed the value accruing to the property therefrom; and are hereby confirmed.
5. That the assessments for all projects included in said report are hereby combined as a single assessment, but any interested property owner shall be entitled to object to each assessment separately or both assessments jointly for any purpose or purposes.
6. That the assessments may be paid in cash or if any assessments are over \$200.00 it may be paid in ten (10) annual installments to the City Treasurer, deferred payments to bear interest at the rate of 8% per annum on the unpaid balance. Installments or assessments not paid when due shall bear additional interest on the amount due at the rate of 9.6% per annum.
7. The City Clerk is directed to publish this resolution in the official newspaper of the City of Racine as a Class I notice in the assessment district.
8. The Clerk is further directed to mail a copy of this resolution and a statement of the final assessment against his property, to every property owner whose name appears on the assessment roll, whose post office address is known or can with reasonable diligence be ascertained.

Dated _____

Signed _____

Mayor

Published _____

Attest _____

City Clerk

Sponsors: Gregory Holding

I. Ordinances

[Ord.13-09](#) Ordinance No. 13-09

To amend Section 94-93 of the Municipal Code of the City of Racine, Wisconsin relating to Mandatory left turn.

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

Part 1:

Section 94-93 of the Municipal Code of the City of Racine is hereby amended by adding the following at the end of the section:

“(f) The operator of a vehicle proceeding westerly on 16th Street and approaching Taylor Avenue in the lane farthest to the left shall turn left onto Taylor Avenue and shall not proceed in any other direction.”

Part 2:

This ordinance shall take effect upon passage and the day after publication.

Passed by the Common Council:

Approved: _____

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Gregory Holding

Ord.14-09

Ordinance No. 14-09

To create Section 6-24 of the Municipal Code of the City of Racine, Wisconsin relating to Alcoholic Beverages - Acts constituting offenses under chapter; penalties.

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

Part 1:

Section 6-24 of the Municipal Code of the City of Racine is hereby created to read as follows:

“Sec. 6-24. Acts constituting offenses under chapter; penalties.

(a) *Definition.* A person is concerned in the commission of the offense under this chapter if he:

- (1) Directly commits the offense.
- (2) Intentionally aids and abets the commission of the offense.
- (3) Is the holder of a license as defined in section 6-97, 6-98 or 6-99, or other applicable section in this Chapter, if the offense concerns the sale of alcohol to a person under the age of 21.

(b) *Party to offense.* Whoever is concerned in the commission of any offense under this chapter is a principal and may be charged with and convicted of the commission of the offense although he did not directly commit such offense and although the person who directly committed such offense has not been convicted or has been convicted of some other degree of the offense or of some other offense based on the same act.

(c) *Penalties.* Upon conviction in court, any person found to be in violation as a party to an offense under this chapter shall forfeit the same amount under the penalties section of this chapter as if he directly committed the offense. In lieu of a court appearance, any person who is party to an offense under this chapter shall pay the forfeiture as enumerated for the applicable offense under section 6-14.”

Part 2:

This ordinance shall take effect upon passage and the day after publication.

Passed by the Common Council:

Approved: _____

Mayor

Attest: _____

City Clerk

Fiscal Note: N/A

Sponsors: Aron Wisneski

J. Miscellaneous Business

K. Adjourn

Office of The City Clerk

If you are disabled and have accessibility needs or need information interpreted for you, please call the City Clerk's Office at 636-9171 at least 48 hours prior to this meeting.