



# City of Racine

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

## Meeting Agenda - Final Common Council

*Mayor John T. Dickert, President, Alderman Terry McCarthy  
Alderman Dennis Wiser, Alderman Jim Kaplan  
Alderman Q.A. Shakoor, II, Alderman Ronald D. Hart, Alderman  
Sandy Weidner  
Alderman Krystyna Sarrazin, Alderman Jeff Coe, Alderman  
Michael Shields  
Alderman Melissa Kaprelian-Becker, Alderman Raymond  
DeHahn,  
Alderman Gregory Holding, Alderman James Morgenroth  
Alderman Edward E. Diehl, Alderman Henry Perez*

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Tuesday, October 1, 2013

7:00 PM

Room 205, City Hall

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- 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. Shakoor

[13-9395](#)

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting permission to apply for the \$25,000.00 Urban Forestry Grant from the Wisconsin Department of Natural Resources for Ash tree removal/EAB plan implementation. Match required. Grant Control # 2013-029.

[13-9400](#)

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting permission to apply and accept \$3,100.00 in grant funds from SC Johnson to support the Fresh Cut Collective Youth Arts Program. Grant Control #2013-030.

[13-9401](#)

**Subject:** (Direct Referral) communication from the City Attorney requesting authorization to represent certain City employees in the civil action of Adams Outdoor Advertising, Inc. v City of Racine, et al., Racine County Case No. 13-CV-1925.

**Refer to Public Works and Services Committee, by Ald. Weidner**

[13-9402](#)      **Subject:** Communication from Charlie Manning, Commodore, Racine Yacht Club, requesting permission to use the Rooney Recreational Area open space on a temporary basis in case a portion of the space is needed to facilitate the upcoming dredging operation.

[13-9403](#)      **Subject:** Communication from the Assistant Commissioner of Public Works/Operations requesting to accept the donation of LED lights from Cree Inc.

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

[13-9069](#)      **Subject:** communication from the Municipal Court Judge submitting a recommendation for the default/bond schedule amounts for violations of Code of Ordinances section 22-891.

[13-9398](#)      **Subject:** (New) Application of Mei Li (Uptown China LLC) for a Class "B" & "Class C" Retail Fermented Malt Beverage and Wine License for 1530 Washington Avenue. (3rd District)

**Refer to Traffic Commission, by Ald. Weidner**

[13-9383](#)      **Subject:** Communication from the Alderman of the 6th District requesting Common Council to rescind Council action taken on July 2, 2013 regarding approval of a request for right-turn only off Hoffert Drive for the months of June, July and August.

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

[13-9388](#)      **Subject:** Communication from Julie Ogren requesting placement of a plaque in memory of Terry L Kammiem Sr. at Humble Park.

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

[13-9355](#)      **Subject:** (Direct Referral) Request from Robert Rafel to transfer remaining funds of \$10,522.44 from account 892.030.5640 (Sidewalk Improvement in Parks) to account 892.030.5790 (West Park Play Equipment Replacement). (Res. No. 13-0381)

**Recommendation of the Finance & Personnel Committee on 9-23-13:** Permission be granted to transfer remaining funds of

\$10,522.44 from account 892.030.5640 (Sidewalk Improvement in Parks) to account 892.030.5790 (West Park Play Equipment Replacement).

**Fiscal Note:** Sufficient funds are available in the identified accounts for this transfer.

[13-9378](#)

**Subject:** Communication from the Finance Director requesting that Brad Viegut of Robert W. Baird Company be allowed to appear before the Finance and Personnel Committee at their next scheduled meeting to discuss refunding opportunities for various debt issues.

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

**9-23-13:** Callable portions of the 2003 City of Racine G.O. Refunding Bonds dated July 15, 2003 and the 2013 Note Anticipation Notes dated July 9, 2013 be refunded with new Bonds tentatively dated November 6, 2013 with a final maturity of 2027.

**Fiscal Note:** The present value savings of refunding the 2003 Bonds is approximately \$1,000,000 and will result in lower debt service tax levies over the next five years.

**Public Works and Services Committee Report, by Ald. Weidner**

[13-9311](#)

**Subject:** (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 35-13 (K3-040), City Hall Renovations-Phase V (R1). (Res. No. 13-0390)

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

**9-24-13:** That Contract 35-13 (K3-040), City Hall Renovations-Phase V (R1), be awarded to Triad Construction, Inc., West Allis, WI, at their base bid price of \$576,485.00, plus Alternate Bid #1 in the amount \$9,455.00, plus Alternate Bid #2 in the amount of \$15,366, plus Alternate Bid #5 in the amount of \$5,463.00, plus Alternate Bid #6 in the amount of \$716.00, for a total contract amount of \$607,485.00, they being the lowest responsible bidder.

**Fiscal Note:** Funding to defray the cost of this public works project be appropriated from Account 993.100.5010, City Hall-Facilities Plan.

[13-9312](#)

**Subject:** (Direct Referral) Communication from the Commissioner of Public Works submitting bid results on Contract 56-13 (K3-060), Construct Home-1016 Park Avenue. (Res. No. 13-0391)

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

**9-24-13:** That Contract 56-13 (K3-060), Construct Home-1016 Park

Avenue, be awarded to Double D Construction, Inc., Kenosha, WI, at their bid price of \$217,352.00, they being the lowest responsible bidder.

**Fiscal Note:** Funding to defray the cost of this public works project be appropriated from Account 804.040.5310, 1016 Park Avenue Single Family Acquisition.

[13-9337](#)

**Subject:** Communication requesting authorization and direction that certain City-owned parcels of real estate may be utilized by the City of Racine and/or the State of Wisconsin for the STH 38 (Northwestern Avenue) Road Improvement Project (R/W Project ID 2290-17-20), including the right to construct, cut and/or fill slopes and including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove, or plant thereon any vegetation that the highway authorities may deem necessary or desirable. (Res. No. 13-0388)

**Recommendation of the Public Works and Services Committee on 9-24-13:** That the City of Racine authorizes and directs that the following portions of parcels described below may be utilized for the STH 38 (Northwestern Avenue) Road Improvement Project (R/W Project ID 2290-17-20), including the right to construct, cut and/or fill slopes and including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove, or plant thereon any vegetation that the highway authorities may deem necessary or desirable, in and to the following lands in City of Racine, Racine County, Wisconsin, described as follows:

Parcel 18 of Transportation Project Plat 2290-17-20 - 4.02, recorded as Document number 2360780 and recorded at the Register of Deeds for Racine County, Wisconsin.

Parcel 18 of Transportation Project Plat 2290-17-20 - 4.03, recorded as Document number 2360781 and recorded at the Register of Deeds for Racine County, Wisconsin.

Parcel 23 of Transportation Project Plat 2290-17-20 - 4.03, recorded as Document number 2360781 and recorded at the Register of Deeds for Racine County, Wisconsin.

Parcel 33 of Transportation Project Plat 2290-17-20 - 4.05, recorded as Document number 2360783 and recorded at the Register of Deeds for Racine County, Wisconsin.

Parcel 74 of Transportation Project Plat 2290-17-20 - 4.08, recorded as

Document number 2360785 and recorded at the Register of Dees for Racine County, Wisconsin.

Further recommends that certified copies of this resolution be forwarded to the Wisconsin Department of Transportation as part of the documentation related to the aforementioned STH 38 (Northwestern Avenue) Road Improvement Project (R/W Project ID 2290-17-20).

**Fiscal Note:** N/A

[13-9351](#)

**Subject:** Communication from the Alderman of the 9th District, requesting a preliminary resolution for paving the alley bounded by 17th St. south to Dead End; Deane Blvd. to West Blvd. (Res. No. 13-0386)

**Recommendation of the Public Works and Services Committee on 9-24-13:** That the prayer of the petitioners be granted and that a preliminary resolution be introduced for the paving of the alley bounded by 17th Street south to the dead end; Deane Blvd. to west Blvd.

**Fiscal Note:** This is an assessable alley project and, therefore, all costs will be paid for by the abutting property owners.

[13-9352](#)

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting Amendment No. 3 to an existing agreement for the marking of underground street lighting and traffic signal infrastructure with Precise Underground Marking Corporation, Milwaukee, WI. (Res. No. 13-0389)

**Recommendation of the Public Works and Services Committee on 9-24-13:** That the agreement with Precise Underground Marking Corporation to mark underground street lighting and traffic signal infrastructure, which ends December 31, 2013, be approved for a one (1) year extension with a per ticket price of:

Prescreens - \$9.55;  
Locates - \$12.21;  
Site Visit/No Conflict - \$12.21;  
Emergency During Business Hours (Clear/No Conflict/Site Visit/Locate) - \$12.21;  
Emergency After Business Hours (Clear/No Conflict/Site Visit/Locate) - \$42.44;  
Projects - \$26.52 per hour.

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

[13-9381](#)

**Subject:** (Direct Referral) Communication from the Alderman of the 2nd

District requesting to close College Avenue between 14th Street and DeKoven Avenue for the 3rd Annual Historic District Halloween Walk on October 31, 2013 from the hours of 6:00 P.M. until 8:00 P.M.

**Recommendation of the Public Works and Services Committee on 9-24-13:** That the request be denied

**Fiscal Note:** N/A

[13-9382](#)

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 3 to Contract 32-13 (K3-035), Professional Services - Design City Hall Chiller Replacement, Angus Young Associates, consultant. (Res. No. 13-0392)

**Recommendation of the Public Works and Services Committee on 9-24-13:** That Amendment No. 3 to Contract 32-13 (K3-035), Professional Services-Design City Hall Chiller Replacement, Angus Young Associates, consultant, as submitted, be approved in the not-to-exceed amount of \$4,200.00.

**Fiscal Note:** Funding to defray the cost of these professional services be appropriated from Account 993.100.5040, City Hall Chiller Replacement.

[13-9389](#)

**Subject: Subject:** Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 2 to the Recycle Cart Maintenance Agreement with Rehrig Pacific Company. (Res. No. 13-0394)

**Recommendation of the Public Works and Services Committee on 9-24-13:** That Amendment No. 2 to the Recycle Cart Maintenance Agreement with Rehrig Pacific Company, consultant, as submitted, be approved in the amount of \$200.00 per month.

**Fiscal Note:** Funding to defray the cost of these professional services be appropriated from Account 289.000.5610, Professional Services.

[13-9390](#)

**Subject:** (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 1 to Contact 54-13 (K3-059), HVAC Upgrades-Festival Hall and City Hall Annex. (Res. No. 13-0393)

**Recommendation of the Public Works and Services Committee on 9-24-13:** That Change Order No. 1 on Contract 54-13 (K3-059), HVAC Upgrades-Festival Hall and City Hall Annex, Martin Petersen Company, Inc., contractor, be approved in the amount of \$3,100.00.

**Fiscal Note:** Funding to defray the cost of this change order be appropriated from Account 108.992.5010, Festival Hall Air Handlers.

[13-9391](#)

**Subject:** Communication from Cheri Kulland, McKinley Middle School Directing Principal, requesting to close off the south sidewalk of Rupert Boulevard from Chicago Street west to the cemetery during the 2013-2014 winter. (Res. No. 13-0385)

**Recommendation of the Public Works and Services Committee on 9-24-13:** That Racine Unified School District be granted permission to close the sidewalk on Rupert Boulevard fronting McKinley Middle School from December 1, 2013 to April 1, 2014 with the requirement that Racine Unified School District holds the City of Racine harmless from any and all injuries caused by conditions of the sidewalk related to this closure.

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

[13-9394](#)

**Subject:** (Direct Referral) Communication from the Purchasing Agent submitting bids on Official Notice #9, Three lane anti-ice application system for two (2) dump trucks. (Res. No. 13-0387)

**Recommendation of the Public Works and Services Committee on 9-24-13:** That the contract for Three Lane Anti-Ice Application Systems for two (2) dump trucks be awarded to Casper's Truck Equipment, at their bid price of \$32,942.00, they being the lowest responsible bidder.

**Fiscal Note:** Funding to defray the cost of this equipment be appropriated from Account 943.630.5040, Street Maint-Brine Equipment.

### Public Safety and Licensing Committee Report, by Ald. Holding

[13-9314](#)

**Subject:** (New) Application of Nasir Hanif, (RZQ Oil, Inc., DBA Washington Petro Mart) for a Class "A" Fermented Malt Beverage License for 4301 Washington Avenue (12th District).

**Recommendation of the Public Safety and Licensing Committee on 9-23-13:** That the application of Nasir Hanif, (RZQ Oil, Inc., DBA Washington Petro Mart) for a Class "A" Fermented Malt Beverage License for 4301 Washington Avenue be approved.

**Fiscal Note:** N/A

[13-9354](#)

**Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting formal bidding be waived and the Purchasing Agent be authorized to negotiate with Miller & Associates, Inc. as the sole source for the purchase of specialized play equipment.

**Recommendation from the Public and Safety Licensing Committee on September 23, 2013 :** That the request of Parks, Recreation and Cultural Services to waive formal bidding be received and filed.

**Fiscal Note:** N/A

[13-9357](#)

**Subject:**(Direct Referral) Request of the Committee for the appearance of Willie J McWhorter, applicant for an Operator License regarding concerns with record check response.

**Recommendation of the Public Safety and Licensing Committee 09-23-13:** That the request for an operators license for Willie J. McWhorter be denied due to records check.

**Fiscal Note:** N/A

[13-9386](#)

**Subject:**(Direct Referral) Sale of Abandoned Vehicles 09-17-13

**Recommendation from the Public Safety and Licensing Committee on September 23, 2013:** That the item be received and filed as the highest responsible bidder out of the three bids was Auto Parts City.

**Fiscal Note:** This will generate \$11,550.00 in revenue for account 101.310.7550.

### **Transit and Parking Commission Report, by Ald. DeHahn**

[13-9154](#)

**Subject:** Discussion of the need to revise and update all Transit policies including token buy-back guidelines.

**Recommendation of Transit and Parking Commission on 07-17-13:**  
Defer

**Recommendation of the Transit and Parking Commission on 09-18-13:** Approve

**Fiscal Note:** Not major but to be determined.

[13-9240](#)

**Subject:** (Direct Referral) Communication from Audrey Becker,



requesting to rent Lakefront Lot No. 5 on Wednesday, August 28, 2013 for a special event. (Res. No. 13-0395)

**Recommendation of the Transit and Parking Commission on**

**09-18-13:** Audrey Becker be granted permission to lease Lakefront Lot No. 5 for a special event on August 28, 2013.

**Fiscal Note:** The agreement will generate \$280.00 for the Parking System.

[13-9251](#)

**Subject:** (Direct Referral) Communication from Susan Fishbain, requesting the rental of Lakefront Lot No. 5 for the 10th anniversary of the Racine Art Museum on September 21, 2013 from the hours of 5:30 P.M. until 11:30 P.M. (Res. No. 13-0396)

**Recommendation of the Transit and Parking Commission on**

**09-18-13:** RAM be granted permission to lease Lakefront Lot No. 5 for their anniversary on September 21, 2013.

**Fiscal Note:** The agreement will generate \$150.00 for the Parking System.

[13-9281](#)

**Subject:** (Direct Referral) Communication from Venuworks requesting a special rate of \$100 per month from October 2013 through March 2014. (Res. No. 13-0397)

**Recommendation of the Transit and Parking Commission on**

**09-18-13:** Approve the reduced rate of \$100 per month from October 2013 through March 2014 for the rental of Lakefront Lot No. 4/Festival Hall Lot.

**Fiscal Note:** No change to projected Parking Utility revenue.

[13-9361](#)

**Subject:** Communication from the Transit and Parking System Manager recommending the outermost parking meters in the West Racine lots be totally converted to 10 hour meters to encourage employees and area residents to open up prime spaces for customers. (Res. No. 13-0398)

**Recommendation of the Transit and Parking Commission on**

**09-18-13:** Approve

**Fiscal Note:** No significant change to Parking Utility revenue estimates.

[13-9371](#)

**Subject:** Communication from the Transit and Parking System Manager requesting for Common Council authorization of the Mayor and City Clerk to file an application for public transportation assistance with the

Wisconsin Department of Transportation and to accept State and Federal transit operating assistance. (Res. No. 13-0399)

**Recommendation of the Transit and Parking Commission on 09-18-13:** Approve

**Fiscal Note:** Estimate combined State and Federal funding for 2014 of \$4.5 million.

[13-9372](#)

**Subject:** Communication from the BUS General Manager submitting the first 6 months Ridership & Revenue report and monthly performance reports.

**Recommendation of the Transit and Parking Commission on 09-18-13:** Receive and file

**Fiscal Note:** To be determined after a full year of experience.

[13-9373](#)

**Subject:** Communication from the Transit and Parking System Manager submitting the review of BUS schedule alterations and minor route revisions that took place September 3, 2013.

**Recommendation of the Transit and Parking Commission on 09-18-13:** Receive and file.

**Fiscal Note:** N/A

#### **City Plan Commission Report, by Ald. Wisner**

[13-9392](#)

**Subject:** (Direct Referral) Re-addition of the B-2 Sign Standards to the Municipal Code. (Ord. 15-13)

**Recommendation of the City Plan Commission on 9-25-13:** That an ordinance be prepared and a public hearing scheduled.

**Fiscal Note:** N/A

#### **Committee of the Whole Report, by Ald. McCarthy**

[11-6307](#)

**Subject:** Communication from Alderman James Kaplan requesting to amend Sec. 66-616 of the Municipal Code of the City of Racine, Wisconsin relating to Smoking-Prohibited; Prohibition of Smoking in Outdoor Areas.

**Recommendation of the Board of Health on May 10, 2011:** That this item be deferred.

**Recommendation of the Board of Health on June 14, 2011:** That an ordinance be drafted amending Sec. 66-616 of the Municipal Code of Racine, Wisconsin by adding the language provided in the attachment "Tobacco Ordinance No (Edit 3)" at the end of the section.

**Recommendation of the Committee of the Whole on 07-19-2011:** the Item be deferred.

**Recommendation of the Committee of the Whole on 09-16-2013:** the Item be Received and Filed.

**Fiscal Note:** N/A

**12-8036**

**Subject:** Discussion of proposed ordinance prohibiting smoking in outdoor areas.

**Recommendation of the Board of Health on 9-11-12:** That the item be referred to the Committee of the Whole.

**Recommendation of the Committee of the Whole on 09-16-2013:** that the City Attorney be directed to draft a proposed ordinance which would prohibit smoking in the parks.

**Fiscal Note:** N/A

**13-9040**

**Subject:** Communication from the Alderman of the 8th District directing the City Attorney's Office generate a proposed ordinance to make language changes in the public comments section of our ordinance.

**Recommendation of the Committee of the Whole on 07-29-2013:** to Defer the Item.

**Recommendation of the Committee of the Whole on 09-16-2013:** to Approve changing the policy by adding the following sentence to paragraph 3 : "Speakers and members of the audience should refrain from profane remarks, disruptive outbursts or other conduct which interferes with the orderly conduct of the meeting." and by creating paragraph 5 : "The Mayor or presiding officer at his/her discretion may refer the individuals to staff for follow-up on any information presented. Speakers seeking an answer to a specific question should submit a written request to the Common Council by way of the City Clerk or their alderman."

**Fiscal Note:** N/A

**Office of the Mayor Report, by Ald. Kaplan.****13-9405**

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

Reappoint John Engel 1144 N. Osbourne Blvd. Racine 53405 to the Waterworks Commission to a 4 year term, expiring October 1, 2017

Reappoint John Engel 1144 N. Osbourne Blvd. Racine 53405 to the Wastewater Commission to a 4 year term, expiring October 1, 2017

Reappoint Thomas Friedel 1904 Dwight St. Racine, 53403 to the Wastewater Commission as an alternate for a 1 year term, expiring October 1, 2014

Appoint Thomas Friedel 1904 Dwight St. Racine, 53403 to the Water Commission as an alternate for a 1 year term, expiring October 1, 2014

Reappoint Alderman Ron Hart 4420 Republic Ave. Racine, 53405 to the Wastewater Commission to a 1 year term, expiring October 1, 2014

Reappoint Alderman Ron Hart 4420 Republic Ave. Racine, 53405 to the Waterworks Commission to a 1 year term, expiring October 1, 2014

Reappoint Alderman James Morgenroth 1500 Monroe Ave. Racine, 53405 to the Waterworks Commission to a 1 year term, expiring October 1, 2014

Reappoint Alderman James Morgenroth 1500 Monroe Ave. Racine, 53405 to the Wastewater Commission to a 1 year term, expiring October 1, 2014

**Water Works Committee Report, by Ald Hart****13-9363**

**Subject:** Submittal of the Report of the Finance Committee of the Racine Water Works Commission Regarding Year 2014 Water Utility Operations and Maintenance Budget and the 2014-2018 Capital Improvements Budget Recommending Adoption

**Recommendation of the Racine Waterworks Commission on 9/24/13:** To adopt

FURTHER RECOMMEND, THE ITEM BE REFERRED TO THE COMMITTEE OF THE WHOLE

**Wastewater Commission Report, by Ald Hart**[13-9368](#)

**Subject:** Submittal of the Report of the Finance Committee of the Racine Wastewater Commission Regarding Year 2014 Wastewater Utility Operations and Maintenance Budget and the 2014-2018 Capital Improvements Budget Recommending Adoption

**Recommendation of the Racine Wastewater Commission on 9/24/13:** To adopt

FURTHER RECOMMEND, THE ITEM BE REFERRED TO THE COMMITTEE OF THE WHOLE

[13-9369](#)

**Subject:** Submittal of 2014 Sewer Service Rates

**Recommendation of the Wastewater Commission on 9/24/13:** To adopt

FURTHER RECOMMEND, THE ITEM BE REFERRED TO THE COMMITTEE OF THE WHOLE

**Cemetery Commission Report, by Ald Weidner**[13-9347](#)

**Subject: (Direct Referral)** Communication on behalf of the Volunteer Center of Racine, Inc. requesting to close Mound Cemetery to vehicular traffic from 3:00 to 7:00 p.m. on Sunday, October 20, Saturday, October 26, and Sunday October 27, 2013 for historical walking tours. (Res. No. 13-0400)

**Recommendation of the Board of Cemetery Commissioners on September 16, 2013:** to approve the closing of Mound Cemetery to tour traffic from 3:00 to 7:00 p.m. on Sunday, October 20, Saturday, October 26, Sunday, October 27, and Sunday, November 3; but to deny closing of Mound Cemetery to public traffic.

**Fiscal Note:** n/a

**G. Consent Agenda - Resolutions**[Res.13-0381](#)

Revision of 2012 CDBG Grants to Department of Parks, Recreation and Cultural Services

Resolved, that the request of the Department of Parks, Recreation and Cultural Services to revise its 2012 Community Development Block Grant allocation to transfer remaining funds of \$10,522.44 from account

892.030.5640 (Sidewalk Improvements in Parks) to account 892.030.5790 (West Park Play Equipment Replacement) is approved, and its grant agreement shall be amended accordingly.

Fiscal Note: Sufficient funds are available in the identified accounts for this transfer.

Sponsors: Q.A. Shakoor, II

**Res.13-0385** Closing of South Sidewalk of Rupert Boulevard from Chicago Street West to the Cemetery During the 2013-2014 Winter

Resolved, the the request of Cheri Kulland, McKinley Middle School Directing Principal of the Racine Unified School District is granted permission to close the sidewalk on Rupert Boulevard fronting McKinley Middle School from December 1, 2013 to April 1, 2014 with the requirement that Racine Unified School District holds the City of Racine harmless from any and all injuries caused by conditions of the sidewalk related to this closure.

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

Sponsors: Sandy Weidner

**Res.13-0386** 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 17th St. South to Dead End; Deane Blvd. to West Blvd.**

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.

Fiscal Note: This is an assessable alley project and, therefore, all costs will be paid for by the abutting property owners.

Dated \_\_\_\_\_

Signed \_\_\_\_\_  
Mayor

Published \_\_\_\_\_

Attest \_\_\_\_\_  
City Clerk

Sponsors: Sandy Weidner

**Res.13-0387** Official Notice #9, Three Lane Anti-Ice Application Systems

Resolved, that the contract for Three Lane Anti-Ice Application Systems for two (2) dump trucks is awarded to Casper's Truck Equipment, at their bid price of \$32,942.00, they being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this equipment be appropriated from Account 943.630.5040, Street Maint-Brine Equipment.

Sponsors: Sandy Weidner

**Res.13-0388** STH 38 (Northwestern Avenue) Road Improvement Project (R/W Project ID 2290-17-20)

Resolved, that the City of Racine authorizes and directs that the following portions of City-owned parcels described below may be utilized for the STH 38 (Northwestern Avenue) Road Improvement Project (R/W Project ID 2290-17-20), including the right to construct, cut and/or fill slopes and including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove, or plant thereon any vegetation that the highway authorities may deem necessary or desirable, in and to the following lands in City of Racine, Racine County, Wisconsin, described as follows:

Parcel 18 of Transportation Project Plat 2290-17-20 - 4.02, recorded as Document number 2360780 and recorded at the Register of Deeds for Racine County, Wisconsin.

Parcel 18 of Transportation Project Plat 2290-17-20 - 4.03, recorded as Document number 2360781 and recorded at the Register of Deeds for Racine County, Wisconsin.

Parcel 23 of Transportation Project Plat 2290-17-20 - 4.03, recorded as Document number 2360781 and recorded at the Register of Deeds for Racine County, Wisconsin.

Parcel 33 of Transportation Project Plat 2290-17-20 - 4.05, recorded as Document number 2360783 and recorded at the Register of Deeds for Racine County, Wisconsin.

Parcel 74 of Transportation Project Plat 2290-17-20 - 4.08, recorded as Document number 2360785 and recorded at the Register of Deeds for Racine County, Wisconsin

Further resolved, that certified copies of this resolution shall be



forwarded to the Wisconsin Department of Transportation as part of the documentation related to the aforementioned STH 38 (Northwestern Avenue) Road Improvement Project (R/W Project ID 2290-17-20).

Fiscal Note: N/A

Sponsors: Sandy Weidner

**Res.13-0389** Amendment No. 3 to Existing Agreement for Marking of Underground Street Lighting and Traffic Signal Infrastructure

Resolved, that the agreement with Precise Underground Marking Corporation, Milwaukee, WI to mark underground street lighting and traffic signal infrastructure, which ends December 31, 2013, is approved for a one (1) year extension with a per ticket price of:

Prescreens - \$9.55;

Locates - \$12.21;

Site Visit/No Conflict - \$12.21;

Emergency During Business Hours (Clear/No Conflict/Site Visit/Locate) - \$12.21;

Emergency After Business Hours (Clear/No Conflict/Site Visit/Locate) - \$42.44;

Projects - \$26.52 per hour

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

Sponsors: Sandy Weidner

**Res.13-0390** Contract 35-13 (K3-040), City Hall Renovations-Phase V (R1)

Resolved, that Contract 35-13 (K3-040), City Hall Renovations-Phase V (R1), is awarded to Triad Construction, Inc., West Allis, WI, at its base bid price of \$576,485.00, plus Alternate Bid #1 in the amount \$9,455.00, plus Alternate Bid #2 in the amount of \$15,366.00, plus Alternate Bid #5 in the amount of \$5,463.00, plus Alternate Bid #6 in the amount of \$716.00, for a total contract amount of \$607,485.00, it being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 993.100.5010, City Hall-Facilities Plan.

Sponsors: Sandy Weidner

**Res.13-0391** Contract 56-13 (K3-060), Construct Home-1016 Park Avenue

Resolved, that Contract 56-13 (K3-060), Construct Home-1016 Park Avenue, is awarded to Double D Construction, Inc., Kenosha, WI, at its bid price of \$217,352.00, it being the lowest responsible bidder.

Fiscal Note: Funding to defray the cost of this public works project be appropriated from Account 804.040.5310, 1016 Park Avenue Single Family Acquisition.

Sponsors: Sandy Weidner

**Res.13-0392** Amendment No. 3 to Contract 32-13 (K3-035), Professional Services - Design City Hall Chiller Replacement

Resolved, that Amendment No. 3 to Contract 32-13 (K3-035), Professional Services-Design City Hall Chiller Replacement, Angus Young Associates, consultant, as submitted, is approved in the not-to-exceed amount of \$4,200.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 993.100.5040, City Hall Chiller Replacement.

Sponsors: Sandy Weidner

**Res.13-0393** Change Order No. 1 to Contact 54-13 (K3-059), HVAC Upgrades-Festival Hall and City Hall Annex

Resolved, that Change Order No. 1 on Contract 54-13 (K3-059), HVAC Upgrades-Festival Hall and City Hall Annex, Martin Petersen Company, Inc., contractor, is approved in the amount of \$3,100.00.

Fiscal Note: Funding to defray the cost of this change order be appropriated from Account 108.992.5010, Festival Hall Air Handlers.

Sponsors: Sandy Weidner

**Res.13-0394** Amendment No. 2 to the Recycle Cart Maintenance Agreement with Rehrig Pacific Company

Resolved, that Amendment No. 2 to the Recycle Cart Maintenance Agreement with Rehrig Pacific Company, consultant, as submitted, is approved in the amount of \$200.00 per month.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 289.000.5610, Professional Services.

Sponsors: Sandy Weidner

**Res.13-0395** Rental of Lakefront Lot No. 5

Resolved, that Audrey Becker is granted permission to lease Lakefront Lot No. 5 for a special event on August 28, 2013.

Fiscal Note: The agreement will generate \$280.00 for the Parking System.

Sponsors: Raymond DeHahn

**Res.13-0396** Rental of Lakefront Lot No. 5 for 10th Anniversary of Racine Art Museum

Resolved, that the Racine Art Museum (RAM) is granted permission to lease Lakefront Lot No. 5 for their anniversary on September 21, 2013 from the hours of 5:30 p.m. until 11:30 p.m.

Fiscal Note: The agreement will generate \$150.00 for the Parking System.

Sponsors: Raymond DeHahn

**Res.13-0397** Rental of Lakefront Lot No. 4 / Festival Hall Lot

Resolved, that the reduced rate of \$100 per month from October 2013 through March 2014 for the rental of Lakefront Lot No. 4 / Festival Hall lot by Venuworks is approved.

Fiscal Note: No change to projected Parking Utility revenue.

Sponsors: Raymond DeHahn

**Res.13-0398** West Racine Parking Meters

Resolved, that the recommendation of the Transit and Parking System Manager to convert the outermost parking meters in the West Racine lots to 10 hour meters to encourage employees and area residents to open up prime spaces for customers is approved.

Fiscal Note: No significant change to Parking Utility revenue estimates.

Sponsors: Raymond DeHahn

**Res.13-0399** Application for Public Transportation Assistance

Resolved, that the request of the Transit and Parking System for Common Council authorization of the Mayor and City Clerk to file an application for public transportation assistance with the Wisconsin Department of Transportation and to accept State and Federal transit operating assistance is approved.

Fiscal Note: Estimate combined State and Federal funding for 2014 of \$4.5 million.

Sponsors: Raymond DeHahn

**Res.13-0400** Closing of Mound Cemetery for 2013 Historical Walking Tours

Resolved, that the request of the Volunteer Center of Racine, Inc. to

close Mound Cemetery to vehicular traffic from 3:00 p.m. to 7:00 p.m. on Sunday, October 20, Saturday, October 26, Sunday, October 27, and Sunday, November 3 for the walking tours is approved.

Further resolved, to deny closing of Mound Cemetery to public traffic.

Fiscal Note: n/a

Sponsors: Sandy Weidner

## H. Ordinances

### Ord.15-13 Ordinance 15-13

To reinstate Section 114-1078. - Signs permitted in the B2 District of the Municipal Code of the City of Racine, Wisconsin and make amendments to same.

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

Part 1: Reinstatement Section 114-1078. - Signs permitted in the B2 District of the Municipal Code of the City of Racine, Wisconsin as follows:

“Sec. 114-1078. - Signs permitted in the B2 District

Illuminated, non-flashing identification, and business signs are permitted in the B2 community shopping district, subject to the following conditions:

(1) *General application.*

*a. Area.* The gross area in square feet of all signs on a zoning lot shall not exceed two square feet for each lineal foot of building frontage or one square foot for each lineal foot of lot frontage, whichever results in the larger sign area; however, the maximum total area of all permitted signs for any establishment shall not exceed 300 square feet. Where more than four signs are located on any zoning lot, the fifth such sign and each succeeding sign, respectively, shall reduce the total allowable sign area by 20 percent.

*b. Projection.* One projecting sign per building, to project no more than five feet horizontally from the building; and such sign must have a minimum clearance of eight feet above a public sidewalk and 15 feet above driveways or alleys.

*c. Height.* No sign shall project higher than 25 feet above curb level.

d. Reserved.

(2) *Shopping centers.* For shopping centers in single ownership or under unified control, or individual uses with a minimum frontage of 150 feet, one additional sign on each street frontage, other than those regulated in subsection (1) of this section, shall be permitted, subject to the following:

a. *Content.* Such sign shall advertise only the name and location of such center or individual use and/or the name and type of business of each occupant of the center.

b. *Area.* The gross area in square feet permitted for the additional sign on a zoning lot shall not exceed one-half square foot for each lineal foot of frontage of such zoning lot.

c. *Setback.* Such sign shall be set back a minimum of 25 feet from the front lot line of such center or individual use.

d. *Height.* No such sign shall project higher than 15 feet above curb level.”

Part 2: Amend the first paragraph of Sec. 114-1078. - Signs permitted in the B2 District by repealing the “,” after the word identification and repealing the words “and advertising signs.”

Part 3: Amend subsection (1) (c) of Sec. 114-1078 - Signs permitted in the B2 District by repealing the number “25” and replacing it with “15.”

Part 4: Amend subsection (2) (d) of Sec. 114-1078 - Signs permitted in the B2 District by repealing the number “25” and replacing it with “15.”

Part 5: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City Common Council and publication or posting as required by law.

Passed by the Common Council:

\_\_\_\_\_  
Approved:

\_\_\_\_\_  
Mayor

Attest:

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City Clerk

Fiscal Note: N/A

Sponsors: Dennis Wisser

## I. 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.