



City of Racine

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

Meeting Minutes - Final Common Council

Mayor John T. Dickert
Alderman Jeff Coe, Alderman Gregory Holding
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 Robert Mozol
Alderman James T. Spangenberg, Alderman Ronald D. Hart,
Alderman Eric Marcus, Alderman Dennis Wisner

Tuesday, June 1, 2010

7:00 PM

Room 205, City Hall

A. Call To Order

PRESENT: 14 - Shakoor, II, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol
EXCUSED: 1 - Coe

B. Pledge of Allegiance To The Flag

Mayor Dickert led the Council in the Pledge of Allegiance to the Flag.

C. Approval of Journal of Council Proceedings (Minutes)

Minutes of the previous meeting were approved as printed on motion of Alderman Shakoor.

Certificate of Designation being awarded by the Wisconsin Department of Health Services to the Racine Health Department.

Ms. Cameron presented an award to the City of Racine Health Department and congratulated them on an outstanding job.

D. Public Comments

Ron Thomas
Alfonso Gardner

E. Communications

Refer to Finance and Personnel Committee, by Ald. Spangenberg

[10-5156](#)

Subject: Communication from the City Attorney submitting the claim of Farrah Bolden for consideration.

Referred to Finance and Personnel Committee

[10-5209](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations submitting a Focus on Energy grant for the Lake Avenue Parking Ramp LED Upgrade, Project 29133.

Referred to Finance and Personnel Committee

[10-5210](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations requesting the transfer of funds to provide fiber cabling for various construction projects in 2010 and 2011.

Referred to Finance and Personnel Committee

[10-5211](#)

Subject: Communication from the Grants Facilitator requesting permission to accept a grant award from the Wisconsin Office of Justice Assistance for \$91,000 (Grant Control No. 2010-024) to support initiatives provided by Racine Vocational Ministry, Safe Haven Gang Crime Diversion Task Force and Why Gangs.

Referred to Finance and Personnel Committee

[10-5216](#)

Subject: Communication from the Finance Director requesting permission to have Bradley Viegut, from RW Baird, to discuss borrowing for the City's 2010 Capital Projects.

Referred to Finance and Personnel Committee

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

[10-5184](#)

Subject: Communication from the Alderman of the 6th District submitting the request of Mrs. Lance McClure, 2716 Northwestern Avenue, to close the sidewalk along the side of her home.

Referred to Public Works and Services Committee

[10-5185](#)

Subject: Communication from the Aldermen of the 1st and 2nd Districts requesting that bricks found during public construction projects be retained by the Department of Public Works for future repairs/maintenance of brick streets within the City.

Referred to Public Works and Services Committee

[10-5188](#)

Subject: Communication from Nikki Woods, 1659 N. Main St., requesting permission to close High Street between Main and Chatham on June 19, 2010 from 12:00 noon to 6:00 p.m. to hold a fundraiser.

Referred to Public Works and Services Committee

[10-5189](#)

Subject: Communication from the Assistant Commissioner of Public

M J Petroleum (Tradenname)

Hammat Gill, LLC 2240 Northwestern Ave.
Citgo Gas & Food Mart (Tradenname)
Himmat Gill Agent

Abdallah Batayneh 1600 Dr. M. L. King Jr. Dr.
Quick Stop Foods (Tradenname)

Lieungh's On Lathrop, LLC. 1933 Lathrop Avenue
Lieungh's On Lathrop (Tradenname)
Andrea Lieungh, Agent
(WITH GASOLINE STATION)

1819 Durand, Inc. 1819 Durand Avenue
Fine Fare Foods (Tradenname)
Narendra Shah, Agent
(WITH GASOLINE STATION)

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

Christianos, Inc. 2054 Kearney Avenue
Christiano's Supermarket (Tradenname)
Ketan Patel, Agent

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

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

Vishal Roadrunners Express, Inc. 1975 State Street
BP Food Mart (Tradenname)
Parveen Bhardwaj, Agent
(WITH GASOLINE STATION)

Taylor Mart, Inc 1813 Taylor Avenue
Taylor Mart (Tradenname)
Harbans Daliwal, Agent
(WITH GASOLINE STATION)

Robert M. Ruditys Spring Street Station 3441 Spring Street
Spring Street Station (Tradenname)

Robert Ruditys, Agent
(WITH GASOLINE STATION)

Gerardo E. Flores 1775 State Street
Lincoln Supermarket (Tradenname)

MJ Gas & Food Mart, Inc. 1720 Douglas Avenue
MJ Gas & Food (Tradenname)
Jagjit Viridi, Agent
(WITH GASOLINE STATION)

Douglas Petro, LLC 3357 Douglas Avenue
Douglas Petro LLC (Tradenname)
Surinder Singh, Agent
(WITH GASOLINE STATION)

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

Jason & Pardeep, Inc. 5302 Washington Avenue
Jason & Pardeep Inc (Tradenname)
Rajinder Singh, Agent
(WITH GASOLINE STATION)

Aziz Abdul 1347 Lathrop Avenue
SF Food Mart (Tradenname)

Midtown Market/Simone Enterprise 1229 Eleventh Stret
Midtown Market (Tradenname)
Harinder Kaur, Agent

Mangat Inc. 2100 N. Main Street
Mangat Inc (Tradenname)
Jatinder Singh Mangat, Agent
(WITH GASOLINE STATION)

Raytown Enterprise, LLC. 2731 Durand Avenue
Raytown Pantry (Tradenname)
Zohaib Mir, Agent
(WITH GASOLINE STATION)

Lauro Davalos 1951 Mead Street
La Tapatia (Tradenname)
Lauro Davalos, Agent

Mohinder Singh 1627 Washington

U.S. Pantry (Tradenname)
(WITH GASOLINE STATION)

S&S Racine Business Enterprises 3700 Spring Street
Spring Street Mobil (Tradenname)
Chandra Sekhar Pula, Agent
(WITH GASOLINE STATION)

Syed Mikhail's Inc 930 Washington Avenue
Total 24 (Tradenname)
(WITH GASOLINE STATION)
CHANGE OF AGENT - TO APPEAR AT MEETING ON 6-7-10
(PUBLICATION FEE ONLY)

Sunny, Inc. 1511 W. Sixth Street
Neighborhood Pantry (Tradenname)
Pargat Randhawa, Agent
(WITH GASOLINE STATION)

Priya Corporation 3818 Durand Avenue
Carriage Mobil (Tradenname)
Kavita Khuuar, Agent
(PUBLICATION FEE ONLY)

Referred to Public Safety and Licensing Committee

10-5169

Subject: The following renewal application(s) for a "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2010-2011:

Timers of Racine, Inc. 3600 Northwestern Ave.
Timer's Beverage Center (Tradenname)
Shawn Voss, Agent

Mega Marts, LLC 2406 S. Green Bay Rd
Pick'n Save #6851 (Tradenname)
Patricia M. Berger Agent

Aldi, Inc. 3110 Douglas Ave
Aldi # 28 (Tradenname)
Lorelei Rasch, Agent

Mega Marts, LLC 2210 Rapids Dr.
Pick'n Save #6863 (Tradenname)
Charles L. Neu, Agent

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

Karen D. Kong 817 S. Main Street
Open Pantry DBA Odd Fellows (Tradenname)

2418 Douglas, Inc. 2418 Douglas Avenue
X-press Food Mart (Tradenname)
Narendra Shah, Agent
(WITH GASOLINE STATION)

Akash BP Corner LLC 3945 Erie Street
Akash BP Corner LLC (Tradenname)
Virendra Verma, Agent
(WITH GASOLINE STATION)

Sami Ali 3322 Sixteenth Street
Westown Foods (Tradenname)

Nagra Pump & Pantry, LLC 1826 Douglas Avenue
Nagra Pump & Pantry (Tradenname)
Sukhwkndar Nagra, Agent
(WITH GASOLINE STATION)

Georgetown Markets, Inc. 3710 Meachem Road
Georgetown Market (Tradenname)
Edward Trudeau, Agent
(WITH GASOLINE STATION)

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

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

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

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

Referred to Public Safety and Licensing Committee

[10-5174](#)

Subject: The following renewal application(s) for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2010-2011:

Baldolino, LLC 3408 Douglas Ave.
(Baldo's Mexican Restaurant) - Tradename
Tranquilino Benitez, Agent

Infusino's All Sports, LLC 3458 Rapids Drive
(Infusino's All Sports) - Tradename
Egidio Infusino, Agent

Infusino Pizzeria & Restaurant 3225 Rapids Drive
(Infusino's Restaurant) - Tradename
Emilio Infusino, Agent

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

Racine Labor Hall, Inc. 2100 Layard Avenue
(Racine Labor Center) - Tradename
Richard K. Fought, Agent

Donna L. Daams 209 Dodge Street
(Chartroom "Charlies") - Tradename
Donna Daams, Agent
(PUBLICATION FEE ONLY)

Russ's Tap 2203 DeKoven Avenue
(Russ's Tap) - Tradename
Robert Kohel, Agent

LJF Corporation 3012 Rapids Drive
(Stone Corral) - Tradename
Luciano Flores, Agent

Buckets Pub Inc. 2031 Lathrop Avenue
(Bucket's Pub) - Tradename
Charles F. Brandt, Agent

Juan S. Jimenez 1510 Junction Avenue
(The Tropical) - Tradename

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

Joey's on Sixth, LLC 910 Sixth Street

(Joey's on Sixth) - Tradename
Joseph G. Legath, Agent

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

Sommerset Club 201 Sixth Street
(Somerset Club) - Tradename
David M. Perkins, Agent

Fraternal Order of Eagles 319 Hamilton Street
(Eagles Club) - Tradename
Richard C. Fortier, Agent

Park 6, LLC 500 Sixth Street
(Park 6) - Tradename
Thomas J. Holmes, Agent

Javier's Restaurant Inc. 2815 Durand Avenue
(Javier's Restaurant) - Tradename
Yecenia M. Ortega, Agent

GMRI, Inc. 6000 Durand Avenue
(Olive Garden) - Tradename
Jeffery A. Zimmerman, Agent

Dynasty Co., Inc. 2427 Lathrop Avenue
(Dynasty Restaurant) - Tradename
Stanley Ginkowski, Agent

Roma Associates of Racine, Inc. 3701 Durand Avenue
(Vintage Rock Cafe) - Tradename
Anthony J. Marino, Agent

WHG Real Estate South, LLC 2521 South Green Bay Road
(Applebee's) - Tradename
Timothy Geniesse, Agent

Shillings Irish Pub, LLC 611 Wisconsin Avenue
(Shillings) - Tradename
Michael Carmody, Agent

Shogun of Racine, Inc. 518 College Avenue
(Shogun Japanese Restaurant) - Tradename
Kwangseok Youn, Agent

Ian Investments LLC 1318 Douglas Avenue
(MI Jacalito Restaurant) - Tradename
Pedro Sanchez, Agent

Salute, Inc. 314 Main Street
(Salute Italian Restaurant)
Gemma De Bartolo-Wells, Agent
(TO INCLUDESIDEWALK CAFE WITH ALCOHOL)

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

Asiana, LLC 423 Sixth Street
(Asiana Restaurant) - Tradename
Kyo Soon Yoon, Agent

DL Inc. 1100 Douglas Avenue
(Stil Country) - Tradename
Darlene Louise Larson, Agent

David J. Russell 600 High Street
(The Cornerstone) - Tradename
David Russell, Agent

TTDH, Inc. 2100 Douglas Avenue
(Gus's Gyros/Better Day BP) - Tradename
Constantin Tousis, Agent

Roger's Place, Inc. 1843 N. Wisconsin Street
(Roger's) - Tradename
Roger Springsteen, Agent

Morakot Khampane 337 S. Main Street
(Sticky Rice, LLC) - Tradename
Pytaphone Khampane, Agent

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

Penny Wawiorka 1415 Washington Avenue
(Andy's Now Yer Talkin') - Tradename
Penny Wawiorka, Agent

Racine Art Museum Assoc., Inc. (Racine Art Museum) - Tradename Laura D'Amato, Agent	441 Main Street
Avarice Ent, LLC. (Michigan's Pub) - Tradename Zachary Morrow, Agent	1300 Michigan Blvd.
RIKA, LLC (Spinnaker's) - Tradename Richard Shawhan, Agent	2 Christopher Columbus Causeway
George's Tavern of Racine, WI, Inc. (George's Tavern) - Tradename David Popoff, Agent	1201 N. Main Street
Jack J. Moreno (Cackle Jack's) - Tradename Jack Moreno, Agent	3620 Northwestern Avenue
Mario Aranda Sr. (The Club) - Tradename Mario Aranda, Agent	1244 Washington Avenue
DeRose Bar & Restaurant, LLC (DeRose Bar & Restaurant) - Tradename Sandra J. Barz, Agent	1444 Blake Avenue
Ricky's Place, Inc. (Ricky's Place) - Tradename Richard Smetana, Agent	236 Main Street
Castle Lanes of Southeastern Wisconsin (Castle Lanes) - Tradename Phillip Ontko, Agent	5615 Castle Court
TBG's, Inc. (TBG's) - Tradename Chad Londre, Agent	1814 Taylor Avenue
R. Hoey Enterprises LLC. (The Blind Alligator) - Tradename Richard Hoey, Agent	1653 Taylor Avenue
Coasters of Racine, LTD (Coasters) - Tradename	1301 N. Main Street

Mike Kurhajec, Agent

Juan M. Leon 1501 Prospect Street
(Taqueria Arandas Restaurant) - Tradename
Juan Leon, Agent

El Cotorreo, Inc. 1224 Sixteenth Street
(El Cotorreo) - Tradename
Jong Pong Chang, Agent

Max Mueckler 3101 Douglas Avenue
(The Max) - Tradename
Max Mueckler, Agent

John Patrick McAuliffe 3700 Meachem Road
(McAuliffe's Pub) - Tradename
John McAuliffe, Agent

Slobodan Lazarevic 2002 Erie Street
(Neighborhood Bar of Racine, LLC) - Tradename
Slobodan Lazarevic, Agent

Scott D. Hansen 1301 Washington Avenue
(The Warning Track, LLC) - Tradename
**CHANGE OF AGENT - NEW AGENT TO APPEAR AT 6-7-10
MEETING**

G&M Entertainment, Inc 240B Main Street
(Grangers Lounge) - Tradename
Robert Granger, Agent

Oakland Food Service Mgt. Inc. 555 Main Street
(The Red Onion Cafe) - Tradename
Joseph Oakland, Agent

Hammes Tavern, LLC 2005 Taylor Avenue
(Hammes Tavern) - Tradename
Michael Hammes, Agent

6200 West, Inc. 1012 Main Street
(Hiram's Place) - Tradename
Douglas Nicholson, Agent

Hi-O Inc. 1816 Seventeenth Street
(Hi-O Headquarters) - Tradename
Michael Henes, Agent

Pub on Wisconsin, Inc. 525 Wisconsin Avenue
(Pub on Wisconsin) - Tradename
Amy Arendt, Agent

Mr. Kool's Sports Bar, LLC 1330 Washington Avenue
(Mr. Kool's Sports Bar) - Tradename
James Oliver Sr., Agent

Daniel Z. Takerian, Inc. 2322 Lathrop Avenue
(Mario's Italian Sports Bar) - Tradename
Mario Passarelli, Agent

CBI of Racine, Inc 1446 Dr. ML King Jr Drive
(Tropical Paradise) - Tradename
Carl Stewart, Agent

Casablanca de Mexico, Inc. 230 Main Street
(Casablanca de Mexico) - Tradename
Blanca Webers, Agent

James J. Graves 223 Gaslight Circle
(Radisson Inn Harbourwalk) - Tradename
James Graves, Agent

Raytown Roadhouse, Inc. 522 Sixth Street
(Raytown Roadhouse) - Tradename
Pete Karas, Agent

Blue Rock Lounge, LLC. 306 Sixth Street
(The Blue Rock Lounge & Eatery) - Tradename
Mark Thomas, Agent

Steven L. Matson 107 Fourth Street
(Waves Pub and Grill) - Tradename
Steven Matson, Agent

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

Alice F. Warren 963 Dr. ML King Jr Drive
(Bucks Lounge) - Tradename
Alice Warren, Agent
(PUBLICATION FEE ONLY)

Brucker LTD. 1921 DeKoven Avenue
(Tommy's) - Tradename
Justin Coe, Agent

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

Caliente, LLC. Roberta A. Schulz 600 Sixth Street
(Caliente) - Tradename
Ed Scharding, Agent

Club Main Inc 331 Main Street
(Evelyn's Club Main) - Tradename
Catherine Kett, Agent

3Eminee, LLC 501 Sixth Street
(Henry & Wanda's) - Tradename
Michael McDermott

Randall L. Larson 1436 Junction Avenue
(The Brass Monkey) - Tradename
Randall Larson, Agent

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

Natalie R. Salinas LLC 418 Sixth Street
(Olde Madrid LLC) - Tradename
Natalie Salinas, Agent

Lone Star Steakhouse & Saloon of Wisconsin, Inc 5880 Durand Avenue
(Lone Star Steakhouse & Saloon) - Tradename
Timothy Misicka, Agent

CHANGE OF AGENT - NEW AGENT TO APPEAR AT 6-7-10 MEETING

Diana L. Smith-Benson 1019 State Street
(Dee Dee's Diana) - Tradename
Diana Smith-Benson, Agent

John P. Dunk 303 Dodge Street
(John's Dock) - Tradename
John Dunk, Agent

BRV's LLC 2328 Douglas Avenue
(Bruce's) - Tradename
Bruce Veto, Agent

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

WLS Wild Bill, Inc. 1641 Douglas Avenue
(Chief's) - Tradename
William Sorenson, Agent

Dynamite Enterprise 1501 Washington Avenue
(Gerald's) - Tradename
Gerald Bester, Agent
(PUBLICATION FEE ONLY)

Teezer's of Racine, Inc. 1936 Lathrop Avenue
(Teezer's) - Tradename
Erin Anstett, Agent

Clifton Reed 1348 State Street
(Cliff's Lounge) - Tradename
Clifton Reed, Agent
(PUBLICATION FEE ONLY)

Anchor Inn & Bowling Corporation 3701 Durand Avenue
(Plaza Bowling Center) - Tradename
John Landerman, Agent

Uncorkt LLC. 240A Main Street
(Uncorkt) - Tradename
Cheryl Etes, Agent

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

SDJJ, LLC 213 Sixth Street
(McAuliffe's on the Square) - Tradename
John McAuliffe, Agent

Scott Bohlman 2416 Lathrop Avenue
(English Room) - Tradename
Scott Bohlman, Agent

6200 West, Inc. 316 Main Street
(Envi) - Tradename
Douglas Nicholson, Agent

6100 West, Inc. 231 Main Street
(The Ivanhoe Pub & Eatery) - Tradename
Douglas Nicholson, Agent
W/ SIDEWALK CAFE WITH ALCOHOL

R&K Kong LLC 618 Sixth Street
(Pepi's Pub & Grill) - Tradename
Joe Madison, Agent
(PUBLICATION FEE ONLY)

Liquid Productions, LLC. 961 Dr. ML King Jr Drive
(The Drink) - Tradename
Michael Mlsna, Agent

Kenny's on Main, LLC 1300 N. Main Street
(Kenny's on Main) - Tradename
Kenneth Meyer, Agent

Grumpy's Grub LLC 2011 Lathrop Avenue
(Grumpy's Grub - Tradename
Karlessa Barcalow, Agent
PUBLICATION FEE ONLY

Janice Hand 835 Washington Avenue
City Haul Lounge - Tradename
Referred to Public Safety and Licensing Committee

10-5181

Subject: The following renewal application(s) for a Class "B" Retail Fermented Malt Beverage License for 2010-2011:

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

Public Golf Associates, LTD. - 2801 Twelfth Street
(Washington Park Golfcourse) - Tradename
Scott Schuit, Agent

Joseph Hrouda - 3 Fifth Street
(J&D Enterprises) - Tradename

PH Green Bay, LLC - 5000 Washington Avenue

(Pizza Hut) - Tradename
Sanel Bajramovic, Agent

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

The Sausage Kitchen Inc. - 1706 Rapids Drive
(Sausage Kitchen) - Tradename
David Miller, Agent

Tacos El Rey, Inc. - 2207 Lathrop Avenue
(Tacos El Rey) - Tradename
Sonia Harris, Agent

Mario Espinoza & Patricia Rodriguez - 3700 Durand Avenue
(Nuevo Vallarta) - Tradename
Mario Espinoza, Agent

Shannon J. Curtin - 100 Kewaunee Street
(North Beach Oasis) - Tradename
Paul Curtin, Agent

Edward L. Bilotto - 235 Main Street
(De Pizza Chef) - Tradename
Edward Bilotto, Agent

Fernando E. Barajas - 1221 Douglas
MI Lindo Jalisco - Tradename

Referred to Public Safety and Licensing Committee

10-5182

Subject:The following renewal application(s) for a Class "B" Retail Fermented Malt Beverage Public Facility License for 2010-2011:

Public Golf Associates Ltd. 6200 Northwestern Avenue
(Johnsonn Park Clubhouse) - Tradename
Scott Schuit, Agent

Racine Zoological Society 2131 N. Main Street
(Racine Zoo) - Tradename
Jay Christie, Agent

Venu Works of Racine LLC 72 Seventh Street
(Memorial Hall) - Tradename
Richard Edgar, Agent

Venu Works of Racine LLC 5 Fifth Street
(Festival Hall) - Tradename

[10-5155](#)

Subject: Communication from the Alderman of the 2nd District, requesting a stop sign at the intersection of 18th Street and Clark St.

Referred to Traffic Commission

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

[10-5173](#)

Subject: Communication from Caleb Robinson owner of Top Dog Hot Dog requesting premission to set-up his hot dog cart in Island park, Monday through Thursday from 6 to 10PM.

Referred to Board of Park, Recreation and Cultural Services

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Spangenberg

[08-2361](#)

Subject: (Direct Referral) Ord.10-08 of 05-27-08 to repeal and recreate Chapter 62, Article II of the Municipal Code of the City of Racine, Wisconsin relating to discrimination.

Recommendation of the Finance & Personnel Committee on 07-07-08: Ordinance 10-08 be adopted.

Fiscal Note: N/A

Recommendation of the Finance & Personnel Committee on 05-24-10: Ordinance No. 10-08 be adopted.

Fiscal Note: N/A

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

[10-5005](#)

Subject: Communication from the Alderman of the 11th District requesting to transfer \$33,000 from Account 255.000.5970 - Library Sunday Contingency to Account 101.990.5970 - General Fund - Contingency. (Res.10-2049)

Recommendation of the Finance & Personnel Committee on 04-26-10: Defer the item until the May 24, 2010 Finance & Personnel meeting in order to allow input from the Library Board.

Fiscal Note: N/A

Recommendation of the Finance & Personnel Committee on

05-24-10: \$33,000 be transferred from Account 255.000.5970 - Library Sunday Contingency to Account 101.990.5970 - General Fund - Contingency.

Fiscal Note: Tax levy in the amount of \$33,000 will be available in the General Fund.

Alderman Spangenberg requested that item 10-5005 be considered separately.

Alderman Wisneski made a motion to amend the recommendation by striking "to account and replace with to the Police Department budget placed in a special fund for the purpose of specialized summertime bike and foot patrols. Motion passed by the following:

AYES: HART, HELDING, KAPLAN, MAACK, MARCUS, MCCARTHY, MOZOL, SHAKOOR, SHIELDS, SPANGENBERG, WEIDNER, WISER WISNESKI AND DEHAHN

NOES: NONE

EXCUSED: COE

A motion was made that this Communication be Adopted As Amended: . The motion was APPROVED by the following vote:

AYES: 14 - Shakoor, II, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Coe

10-5099

Subject:Communication from the City Clerk submitting the bid received for printing the Common Council Proceedings and legal notices for the period of June 1, 2010 through May 31, 2011. (Res.10-2050)

Recommendation of the Finance & Personnel Committee on

05-24-10: Racine Journal Times be awarded the bid of publishing the Common Council proceedings and all legal notices for the period of June 1, 2010 through May 31, 2011, they being the only bidder.

Fiscal Note: There are sufficient funds available in account 101.010.5540; City Council Proceedings.

Alderman Maack requested that item 10-5099 be considered separately.

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

AYES: 13 - Shakoor, II, Marcus, Shields, Hart, Kaplan, Wisner, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

NOES: 1 - Maack

EXCUSED: 1 - Coe

10-5101

Subject: Communication from Mary Williams to waive fees for a fundraiser at Tyler Domer Community Center.

Recommendation of the Finance & Personnel Committee on 05-24-10: That the request to waive fees for a fundraiser at Tyler Domer Community Center be denied.

Fiscal Note: N/A

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

10-5152

Subject: Communication from the Fire Chief wishing to discuss adjustments to the State of Wisconsin Haz Mat Team compensation. (Res.10-2051)

Recommendation of the Finance & Personnel Committee on 05-24-10: Increase ten Wisconsin Haz Mat Team committee member's compensation \$150 per year from \$750 to \$900 and the Haz Mat Command Officer compensation \$750 per year from \$750 to \$1,500.

Fiscal Note: There are sufficient grant funds of \$2,250 available in the State of Wisconsin Haz Mat Fund 268 to cover the increased additional cost. There is no municipal levy associated with this operation.

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

10-5153

Subject: Communication from the Fire Chief requesting to transfer funds to acquire rugged computers for use with the Computer Aided Dispatch System.

Recommendation of the Finance & Personnel Committee on 05-24-10: That the item be received and filed.

Fiscal Note: N/A

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

Council Action

A motion was made by James T. Spangenberg that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 14 - Shakoore, II, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Coe

Public Works and Services Committee Report, by Ald. Holding

10-5098

Subject: Communication from the Racine County Economic Development Corporation requesting permission to close Junction Avenue from Washington Avenue to Sixteenth Street, on Saturday, June 26, 2010, from 7:00 a.m. to 6:00 p.m. for the Third Annual Uptown Festival. (Res.10-2056)

Recommendation of the Public Works and Services Committee on 5-25-10: The Uptown Improvement Organization be granted permission to close Junction Avenue, between Washington Avenue and 16th Street, on Saturday, June 26, 2010, from 7:00 a.m. to 6:00 p.m., for the third annual Uptown Festival.

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.

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

10-5109

Subject: Communication from the Douglas Avenue Business Improvement District (BID) Board requesting to amend Res. 09-1447 of June 16, 2009 regarding painting of former trolley car poles and other black metal poles along Douglas Avenue. (Res.10-2058)

Recommendation of the Public Works and Services Committee on 5-25-10: That Resolution 09-1447, of June 16, 2009, be amended to extend the area from Yout Street to Goold Street and to allow the hanging of banners in place of baskets from street light poles subject to the Policy on the Installation of Banners on City-Owned Street Light

Poles.

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

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

[10-5119](#)

Subject: Communication from Jack Powell, 3019 Twentyfirst Street, requesting the installation of sidewalks on the east side of West Boulevard from 21st Street to Taylor Avenue. (Res.10-2053)

Recommendation of the Public Works and Services Committee on 5-25-10: That consideration be given to the construction of sidewalk along the east side of West Boulevard from 21st Street to Taylor Avenue for the 2011 construction season and that a preliminary resolution be introduced.

Fiscal Note: The cost of this sidewalk would be assessed to the abutting property owners.

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

[10-5122](#)

Subject: Communication from the Assistant Commissioner of Public Works/Engineering requesting a relocation order for 2067 Douglas Avenue for the Douglas "STH32" Goold Street to 3 Mile Road project, WISDOT ID: 2350-13-70. (Res.10-2062)

Recommendation of the Public Works and Services Committee on 5-25-10: That the City Attorney be authorized and directed to file a relocation order for 2067 Douglas Avenue and to proceed with acquisition of the property needed for the State Highway 32 Reconstruction Project.

Further recommends that funding for this acquisition is available in Account 989.908.5110, Douglas-Goold to 3 Mile.

Fiscal Note: Funds are available as herein delineated.

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

[10-5126](#)

Subject: Communication from Iglesia Evangelica Pentecostal Alarma requesting permission to close the 600 block of 17th Street for a church event on June 12, 2010. (Res.10-2054)

Recommendation of the Public Works and Services Committee on 5-25-10: Iglesia Evangelica Pentecostal Alarma Int. be granted permission to close 17th Street, between Grand Avenue and Villa

Street, on Sunday, June 12, 2010, from 9:00 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.

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

[10-5147](#)

Subject: Communication from the Racine Area Veterans Council requesting permission to close West Boulevard for the Memorial Day Parade on Monday, May 31, 2010, from 9 a.m. to 11 a.m. (Res.10-2055)

Recommendation of the Public Works and Services Commission on 5-25-10: Permission be granted to the Racine City Veterans Council to use certain City streets for the Memorial Day Parade, to start at the intersection of Washington Avenue and West Boulevard, then proceed north on West Boulevard to Osborne Boulevard, and Osborne Boulevard to Graceland Cemetery, on Monday, May 31, 2010, between 9:00 a.m and 12:00 p.m. in conjunction with this City-sponsored event. The detour for STH 20 is Lathrop Avenue, 16th Street and Taylor Avenue.

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

Fiscal Note: This event is co-sponsored by the City of Racine; therefore, the requirement for a formal agreement, requiring hold harmless, an insurance certificate and any overtime charges for additional policemen are not needed.

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

10-5150

Subject: Communication from the 2nd District Alderman requesting an ordinance be created regarding for the Building Department and UNIT to assess inspection fees to property owners not in compliance.

Recommendation of the Public Works and Services Committee on 5-25-10: That the City Attorney be authorized and directed to draft and submit an ordinance to the Common Council which addresses revisions to Chapter 18 of the Municipal Code of the City of Racine pertaining to Inspection Fees and the Inspection Fee Appeal Process.

Fiscal Note: N/A

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

10-5175

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting a request for the Village of Mt. Pleasant to enter into an agreement with the City of Racine to provide street lighting at STH 32 in the village limits. (Res.10-2059)

Recommendation of the Public Works and Services Committee on 5-25-10: That the Mayor and City Clerk be authorized and directed to enter into an agreement with the Village of Mt. Pleasant for the provision of street lighting operations, maintenance, utility costs and utility marking responsibilities on Racine Street from 21st Street to 25th Street as a result of the STH 32 Wisconsin Department of Transportation project.

Fiscal Note: The Village of Mt. Pleasant will reimburse the City of Racine for all costs associated with these services.

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

10-5178

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 1 to Contract 21-10 (K0-024), Professional Services - Festival Hall and Mound Cemetery AC, Graef-USA, Inc., consultant. (Res.10-2060)

Recommendation of the Public Works and Services Committee on 5-25-10: That Amendment No. 1 to Contract 21-10 (K0-024), Professional Services - Festival Hall and Mound Cemetery AC, Graef-USA, Inc., consultant, as submitted, be approved in the not-to-exceed amount of \$5,000.00.

Further recommends that funding to defray the cost of these professional services be appropriated from Account 403.989.5040, Disaster Recovery Server Room AC.

Fiscal Note: Funds are available as herein delineated.

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

[10-5179](#)

Subject: Ordinance 9-10, of May 18, 2010, to repeal Chapter 18, Article IV., Division 2, Secs. 18-626, 18-627 and 18-628, Board of Electrical Appeals, of the Municipal Code of the City of Racine, Wisconsin, relating to Building and Building Regulations - Electrical Code.

Recommendation of the Public Works and Services Committee on 5-25-10: That Ordinance No. 9-10, of May 18, 2010, to repeal Chapter 18, Article IV., Division 2, Secs. 18-626, 18-627 and 18-628, Board of Electrical Appeals, of the Municipal Code of the City of Racine, Wisconsin, relating to Building and Building Regulations - Electrical Code, be adopted.

Fiscal Note: Not applicable.

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

[10-5183](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering requesting to amend Resolution 10-2001 of May 4, 2010 relating to street improvements. (Res.10-2061)

Recommendation of the Public Works and Services Committee on 5-25-10: That Resolution 10-2001, of May 4, 2010, relating to street improvements be amended to include curb and gutter along Oakwood Drive from Biscayne Avenue to Emstan Hills Road.

Fiscal Note: This item was reviewed at the public hearing held on April 27, 2010 but left off the resolution.

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

Council Action

A motion was made by Gregory Holding that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 13 - Shakoor, II, Shields, Hart, Kaplan, Wiser, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

NOES: 1 - Marcus

EXCUSED: 1 - Coe

Public Safety and Licensing Committee Report, by Ald. Wisneski

10-5088

Subject: The following renewal application(s) for a "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2010-2011:

Fides F. Wagner-Richardson 1102 Mound Avenue
(Blues R&B) - Tradename

T.B. Hansens Inc. 501 Goold Street
(Hansen's Tap) - Tradename
Thomas R. Hansen, Agent

Radojko Radicevic 2515 Douglas Avenue
(Rudy's) - Tradename

American Legion Post 546 1234 Douglas Avenue
(American Legion) - Tradename
James Price, Agent

Rosalie's LLC 1816 Sixteenth Street
(Dino's Restaurant) - Tradename
Rosalie Ferderer, Agent

Restaurant of Racine, Inc. 207 Gaslight Circle
(Chancery Pub & Restaurant) - Tradename
Brian K. Grabher, Agent

Rojo's Pub LLC 1317 Yout Street
(Rojo's Pub) - Tradename
Joseph A. Vlasak, Agent

Coy & Diane Investments, Inc. 5200 Washington Ave.
(The Boiler Room) - Tradename
Coy Peterson, Agent

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

Thang D. Pham 3616 Northwestern Ave.
(River Run Restaurant) - Tradename

Mike Williams 1403 Superior St.
(Winner's Circle) - Tradename
Mike Williams, Agent

Veteran's Club, Inc. 820 Main St.
(Vet's Club) - Tradename

**CHANGE OF AGENT-NEW AGENT REQUIRED TO APPEAR AT
5-24-10 MEETING**

Outbreak Billiards Inc. 1717 Douglas Avenue
(Outbreak Billiards) - Tradename
Marko Stanosevic, Agent

Racine Theatre Guild, Inc. 2519 Northwestern Avenue
(Racine Theatre Guild) - Tradename
Douglas Instenes, Agent

Demark's Bar and Restaurant, Inc. 1600 Albert Street
(Demark's Tavern) - Tradename
Sharon A. Burman, Agent

Harbor Lite Yacht Club, Inc. 559 State Street
(Harbor Lite Yacht Club) - Tradename
John Whaley, Agent

Derango, LTD. 3840 Douglas Avenue
(Derango's Pizza Palace) - Tradename
Benedetto F. Derango, Agent

Yardarm Bar & Grill, LTD 920 Erie Street
(Yardarm) - Tradename
Laura Tomasek, Agent

O. Keith Fair - The Place on Sixth, LLC 509 Sixth Street
(The Place on Sixth) - Tradename

The Corner House, Inc. 1521 Washington Avenue
(Corner House) - Tradename
John G. Kopulos, Agent

Dennis Pias 1756 Taylor Avenue
(Pias Pizzeria) - Tradename

**Recommendation of the Public Safety & Licensing Committee on
5-24-10:** That the Change of Agent for a "Class B" Retail Fermented
Malt Beverage and Intoxicating Liquor License application for

Veteran's Club, Inc. (Vet's Club), Alan E. Winter, 820 Main Street be Granted and that the following renewal applications for "Class B" Retail Fermented Malt Beverage and Intoxicating Liquor Licenses for 2010-2011 be approved with the exception of O. Keith Fair, The Place on Sixth, LLC (The Place on Sixth), 509 Sixth Street which is to be deferred.

Fiscal Note: N/A

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

10-5112

Subject: The following renewal application(s) for a Class" A" Retail Fermented Malt Beverage License for 2010-2011:

Max Supermarket, LLC 1200 Villa St.
(Tradename) Matranga's Shoprite
Rajinder Kaur, Agent

Max's Magic Supermarket, LLC 1007 Washington Ave.
(Tradename) Max Magic Supermarket
Sukwinder Singh Agent

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

Balwinder Dhillon 1530 Douglas Ave.
(Tradename) Queensway Food Mart & Laundroma
Balwinder Dhillon, Agent

Rapids Drive Convenience LLC 3502 Rapids Dr.
(Tradename) Rapids Drive Convenience
Stephen Grebe, Agent

Speedway Superamerica, LLC 2110 S Greenbay Road
(Tradename) Speedway #4551
Sherie Dickmann, Agent

Recommendation of the Public Safety & Licensing Committee on 5-24-10: That the following renewal applications for Class "A" Retail Fermented Malt Beverage License for 2010-2011 be Approved.

Fiscal Note: N/A

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

10-5113

Subject: The following renewal application(s) for a "Class A" Retail

Fermented Malt Beverage and Intoxicating Liquor License for
2010-2011:

Max Family Supermarket Inc. 1201 S. Memorial Dr
(Tradenname) Max Family Supermarket
Sukjinder Singh, Agent

Mitraj, Inc 3711 Douglas Ave.
(Tradenname) Pantry Foods
Radhhesyam Patel, Agent

Taylor Liquor, Inc 2813 Taylor Ave.
(Tradenname) Colonial Liquor
Ilesh Patel, Agent

Vishal Corporation 3015 Rapids Dr.
(Tradenname) V.P. Express
Prabodh Gala, Agent

Kamaljit Dhaliwal/Deepinder Dhaliwal 1917 Sixteenth St
(Tradenname) AD United Petroleum

C&D Peterson Investments, Inc 3900 Durand Ave.
(Tradenname) Durand Avenue Mart
Coy Peterson, Agent

Piggly Wiggly Midwest LLC 3900 Erie St.
(Tradenname) Piggly Wiggly #44
Gregory C. Duban, Agent

Piggly Wiggly Midwest LLC 4011 Durand Ave.
(Tradenname) Piggly Wiggly #09
Joseph M. Ligocki, Agent

Dan's Liquor Inc 1856 Taylor Ave.
(Tradenname) Dan's Liquor and Video
Jagdish R Patel Agent

Dandee Liquor Mart Inc 3700 Meachem Rd.
(Tradenname) Dandee Liquor Mart
Vishnu Patel, Agent

Jagdish Patel & Parit Patel 1401 Washington Ave.
(Tradenname) Liquor Depot
Parit Patel, Agent

Shree Krishna Enterprises, Inc 2062 Lathrop Ave.
(Tradename) Arbee's Liquor Store
Jagdish Patel, Agent

Phesal E. Ckadan 1812 Sixteenth St.
(Tradename) Twins' Food Mart

Recommendation of the Public Safety & Licensing Committee on 5-24-10: That the following renewal applications for "Class A" Retail Fermented Malt Beverage and Intoxicating Liquor License for 2010-2011 be Approved with the exception of Kamaljit Dhaliwal/Deepinder Dhaliwal , AD United Petroleum, 1917 Sixteenth Street which is to be deferred.

Fiscal Note: N/A

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

[10-5123](#)

Subject:Communication from the Director of Parks, Recreation and Cultural Services requesting permission to enter into an agreement with industrial Roofing Services Inc. to prepare plans and specifications and project administration for Exterior Masonry Restoration at the Recreation Service Center. (Res.10-2039)

Recommendation of the Public Safety & Licensing Committee on 5-24-10: The Director of Parks, Recreation & Cultural Services be granted permission to enter into an agreement with Industrial Roofing Services, Inc. to prepare plans and specifications and project administration for Exterior Masonry Restoration at the Recreation Service Center.

Fiscal Note: Funds are available in account 990.700.5030, 2010 Parks 10 year facility plan.

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

[10-5124](#)

Subject: The Parks, Recreation and Cultural Services Department requesting permission to enter in an agreement with Industrial Roofing Services, Inc. to prepare plans and specifications and project administration for replacing the roof at North Beach Bath House. (Res.10-2040)

Recommendation of the Public Safety & Licensing Committee on 5-24-2010: The Director of Parks, Recreation & Cultural Services be granted permission to enter into an agreement with Industrial Roofing Services, Inc. to prepare plans and specifications and project administration for replacing the roof at North Beach Bath House.

Fiscal Note: Funds are available in account 990.700.5030, 2010 Parks 10 year facility plan.

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

10-5138

Subject: The following renewal application(s) for a Class "B" Retail Fermented Malt Beverage License for 2010-2011:

Clifford Wolosek 301 Hamilton Street
(Cliff's Boathouse Cafe) - Tradename

CEC Entertainment, Inc. 5612 Durand Avenue
(Chuck E. Cheese's) - Tradename
Paula Zastrow, Agent

Cornelio & Paula Mora 1950 Racine Street
(Jalisco & Michoacan) - Tradename

Recommendation of the Public Safety & Licensing Committee on 5-24-10: That the following renewal applications for Class "B" Retail Fermented Malt Beverage License for 2010-2011 be Approved.

Fiscal Note: N/A

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

10-5151

Subject: (Direct Referral) Communication from the Purchasing Agent submitting the report of bids received on the sale of abandoned vehicles 05-14-2010.

Recommendation of the Public Safety & Licensing Committee on 5-24-2010: That the item be Received and Filed.

Fiscal Note: This will generate \$4,892.01 in Revenue.

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

Council Action

A motion was made by Aron Wisneski that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 14 - Shakoor, II, Marcus, Shields, Hart, Kaplan, Wiser, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Coe

Council Action

A motion was made by Aron Wisneski that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

10-5172

Subject: License Premise Report and DRC Reports for 5-24-2010 meeting.

Recommendation of the Public Safety & Licensing Committee on 5-24-10: That the following owners/agents be requested to appear at the next meeting due to citations for selling alcohol to underage persons: Total 24, 930 Washington Avenue; La Tapitia, 1951 Mead Street; AD United Petroleum, 1917 Sixteenth Street; Taylor Mart, 1813 Taylor Avenue and that a 12 month History report be available for each site. That the owner/agent for Total 24, 930 Washington Avenue be requested to appear at the next meeting due to recent incidents and the balance of the report to be Received and Filed.

That the matter of Park 6, 500 Sixth Street be referred to a due process hearing based on the number of police calls including recent incidents to determine whether the license should be revoked or suspended.

Fiscal Note: The approximate cost is \$8,000.00

Alderman Wisneski requested that item 10-5172 be considered separately.

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

AYES: 13 - Shakoor, II, Marcus, Hart, Kaplan, Wiser, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

NOES: 1 - Shields

EXCUSED: 1 - Coe

Traffic Commission Report, by Ald. Holding**10-5083**

Subject: Communication from Jamie Brands, requesting "15 Minute Parking" signs be placed on the north side of Barker Street for his child care center located at 1401 N. Main Street.

Recommendation of the Traffic Commission on 04-17-10: Receive and file.

Fiscal Note: N/A

A motion was made that this Communication be Received and Filed as

Reported. The motion was **APPROVED**.

10-5212

Subject: Ord.7-10 To amend Section 94-96 of the Municipal Code of the City of Racine, Wisconsin relating to Traffic and Vehicles; Specific Street Regulations - U-turns prohibited.

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

Part 1:

Section 94-96 of the Municipal Code of the City of Racine is hereby amended by adding the following at the end of the section:

"South approach of N. Memorial Drive at State Street
Northeast approach of Washington Avenue at Racine Street
East approach of 16th Street at Taylor Avenue
West approach of 21st Street at Taylor Avenue
West approach of Durand Avenue at Taylor Avenue
Southeast approach of Northwestern Avenue at High Street
Southwest approach of Washington Avenue at 12th Street
West approach of 12th Street at Washington Avenue"

Part 2:

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

Recommendation of the Traffic Commission on 05-17-10: Approve Ordinance 7-10.

Fiscal Note: N/A

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

Council Action

A motion was made by Gregory Holding that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 14 - Shakoor, II, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Coe

Transit and Parking Commission Report, by Ald. DeHahn

10-4900

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting a proposal from Hartmann Design, Inc., for the design of new signs for the parking ramps. (Res.10-2041)

**Recommendation of the Transit and Parking Commission on
03-31-10:** Defer

**Recommendation of the Transit and Parking Commission on
04-28-10:** Defer

**Recommendation of the Transit and Parking Commission on
05-26-10:** Approve the proposal from Hartmann Design, Inc. for the design of a new sign for the Lake Avenue Parking Ramp.

Fiscal Note: The contract is in the amount of \$3,950.00 and funding is available in Account 106.990.5750, Parking System Land Improvements.

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

[10-5065](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting Amendment No. 1 to Contract 38-10 (K0-046) PS - Future Operating & Planning Alternatives. (Res.10-2042)

**Recommendation of the Transit and Parking Commission on
04-28-10:** Defer

**Recommendation of the Transit and Parking Commission on
05-126-10:** Approve Amendment No. 1 on Contract 38-10 (K0-046) PS - Future Operating & Planning.

Fiscal Note: The amendment is in the amount of \$7,400.00 and funding is available in Account 105.600.5610, Professional Services.

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

[10-5086](#)

Subject: Communication from the BUS General Manager requesting formal approval of the Professional Transit Management of Racine, Inc. Substance Abuse Policy. (Res.10-2045)

**Recommendation of the Transit and Parking Commission on
05-26-10:** Approve the Professional Transit Management of Racine, Inc. Substance Abuse Policy.

Fiscal Note: N/A

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

10-5087

Subject: Communication from the BUS General Manager requesting permission to have one (1) fixed-route bus, one (1) para-transit DART bus, and one (1) trolley driven in the 2010 Fourth of July Parade. (Res.10-2046)

Recommendation of the Transit and Parking Commission on

05-26-10: Approve the use of one fixed-bus, one para-transit DART bus, and one trolley to be driven in the 2010 Fourth of July Parade.

Fiscal Note: N/A

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

10-5144

Subject: Communication from the Assistant Commissioner of Public Works/Operations requesting funding to install a handicap entrance device at the Racine Transit Center. (Res.10-2044)

Staff Recommendation of the Finance & Personnel Committee on

05-24-10: \$3,780 be appropriated from Account 105.900.5010, Bus Capital Projects to fund the installation of a handicap entrance device at the Racine Transit Center.

Fiscal Note: There are sufficient funds available for the appropriation. The project will be federally funded at 80%.

Recommendation of the Transit and Parking Commission on

05-26-10: \$3,780.00 be appropriated from Account 105.900.5010, Bus Capital Projects to fund the installation of a handicap entrance device at the Racine Transit Center.

Fiscal Note: There are sufficient funds available for the appropriation. The project will be federally funded at 80%.

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

10-5177

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a proposal with AECOM for professional services for assistance for the submittal of a grant for the purchase of six transit buses. (Res.10-2043)

Recommendation of the Transit and Parking Commission on

05-26-10: Approve the proposal with AECOM for professional services for assistance for the submittal of a grant for the purchase of six transit buses.

Fiscal Note: The amount of the proposal is in the not-to-exceed amount of \$11,500.00 and funding is available in Account

105.600.5610.

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

Council Action

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

AYES: 14 - Shakoor, II, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Coe

City Plan Commission Report, by Ald. Holding

10-5117

Subject: Communication from the Director of City Development requesting to amend the project plan for Tax Incremental District No. 14.

Recommendation: To be determined by Commission on June 1, 2010. Information will be provided to Council members prior to the meeting.

Recommendation of the City Plan Commission on 6-1-10: That as described in Plan Commission Resolution 10-0001, the project plan amendment be approved

Fiscal Note: Funds to implement the amended project plan would be available from the increment of TID No. 2.

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

10-5118

Subject: Communication from the Director of City Development requesting to amend the project plan for Tax Incremental District No. 2 to extend the life of the district and allow for the sharing of tax increment with Tax Incremental District No. 14.

Recommendation: To be determined by Commission on June 1, 2010. Information will be provided to Council members prior to the meeting.

Recommendation of the City Plan Commission on 6-1-10: That as described in Plan Commission Resolution 10-0002, the project plan amendment be approved.

Fiscal Note: Funds from TID No. 2 will be used to implement the amended project plan of TID No. 14.

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

10-5187

Subject: (Direct Referral) Request by Dan Parsons of Parsons Construction, Inc., representing Inderjit Singh Ahuja seeking an amendment to a conditional use permit to demolish and rebuild the convenience store at Citgo Gas Station at 5302 Washington Avenue. (Res.10-2047)

Recommendation of the City Plan Commission on 5-26-10: That the item be approved subject to staff recommendations.

Fiscal Note: N/A

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

Council Action

A motion was made by Gregory Holding that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 14 - Shakoar, II, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Coe

Water Works Committee Report, by Ald Hart

10-5137

Subject: Presentation of the 2009 Audit from Clifton-Gunderson - Renee Messing Invited to the Meeting

Recommendation of the Waterworks Commission on 5/25/10: That the 2009 Audit be approved

Refer to the Finance and Personnel Committee for adoption

This Communication was Referred to the Finance and Personnel Committee

Wastewater Commission Report, by Ald Hart

10-5141

Subject: Presentation of the 2009 Audit from Clifton-Gunderson - Renee Messing Invited to the Meeting

Recommendation of the Wastewater Commission on 5/25/10: That the 2009 Audit be approved

Refer to the Finance and Personnel Committee for adoption

This Communication was Referred to the Finance and Personnel Committee

G. Consent Agenda - Resolutions

Res.10-2039

Mayor and City Clerk be authorized to enter into an agreement with Industrial Roofing Services, Inc., to prepare plans and specifications and project administration for Exterior Masonry Restoration at the Recreation Service Center

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with Industrial Roofing Services, Inc., to prepare plans and specifications and project administration at a cost not to exceed \$4,900.00 plus reimbursable costs, for Exterior Masonry Restoration at the Recreation Service Center.

Fiscal Note: Funds are available in Account 990.700.5030, 2010 Parks 10 year facility plan.

Sponsors: Aron Wisneski

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

Res.10-2040

Mayor and City Clerk be authorized to enter into an agreement with Industrial Roofing Services, Inc., to prepare plans and specifications and project administration for replacing the roof at North Beach Bath House

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with Industrial Roofing Services, Inc., to prepare plans and specifications and project administration at a cost not to exceed \$5,875.00 plus reimbursable costs, for replacing the roof at North Beach Bath House.

Fiscal Note: Funds are available in Account 990.700.5030, 2010 Parks 10 year facility plan.

Sponsors: Aron Wisneski

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

Res.10-2041

Mayor and City Clerk be authorized to enter into an agreement with Hartmann Design, Inc., for design of a new sign for the Lake Avenue Parking Ramp

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with Hartmann Design, Inc., for the design of a new sign for the Lake Avenue Parking Ramp in the amount of \$3,950.00.

Fiscal Note: The agreement is in the amount of \$3,950.00 and funding is available in Account 106.990.5750, Parking System Land Improvements.

Sponsors: Raymond DeHahn

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

Res.10-2042

Mayor and City Clerk be authorized to enter into an Amendment to Contract 38-10 (K0-046), PS - Future Operating & Planning Alternatives, Len Brandrup, Consultant

Resolved, that the Mayor and City Clerk be authorized and directed to enter into Amendment No. 1 on Contract 38-10 (K0-046), PS - Future Operating & Planning Alternatives, Len Brandrup, consultant, in the amount of \$7,400.00.

Fiscal Note: The amendment is in the amount of \$7,400.00 and funding is available in Account 105.600.5610, Professional Services.

Sponsors: Raymond DeHahn

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

Res.10-2043

Mayor and City Clerk be authorized to enter into a Professional Services Agreement with AECOM for submittal of a grant for purchase of six transit buses

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a Professional Services Agreement with AECOM for the submittal of a grant for the purchase of six transit buses in an amount not to exceed \$11,500.00.

Fiscal Note: The Professional Services Agreement is in the not-to-exceed amount of \$11,500.00, and funding is available In Account 105.600.5610.

Sponsors: Raymond DeHahn

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

Res.10-2044

Permission granted to appropriate funds to install a handicap entrance device at the Racine Transit Center

Resolved, that permission be granted to appropriate \$3,780.00 from Account 105.900.5010, Bus Capital Projects, to fund the installation of a handicap entrance device at the Racine Transit Center.

Fiscal Note: There are sufficient funds available for the appropriation. The project will be federally funded at 80%.

Sponsors: Raymond DeHahn and James T. Spangenberg

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

Res.10-2045

Permission granted to approve the Professional Transit Management of Racine, Inc., Substance Abuse Policy

Resolved, that the Substance Abuse Policy for Professional Transit Management of Racine, Inc., be approved in accordance with FTA requirements.

Fiscal Note: N/A

Sponsors: Raymond DeHahn

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

Res.10-2046

Permission granted to Professional Transit Management of Racine, Inc., to use buses and trolley in 2010 Fourth of July Parade

Resolved, that permission be granted to Professional Transit Management of Racine., Inc., to use one fixed-bus, one para-transit DART bus, and one trolley to be driven in the 2010 Fourth of July Parade.

Fiscal Note: N/A

Sponsors: Raymond DeHahn

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

Res.10-2047

Conditional Use Permit for 5302 Washington Avenue for construction of a new convenience store be approved, subject to conditions

Resolved, that the request from Dan Parsons representing Inderjit Singh Ahuja, seeking a Conditional Use Permit for 5302 Washington Avenue for construction of a new convenience store, be approved subject to the following conditions:

- a. That the plans presented to the Plan Commission on May 26, 2010 be approved subject to the conditions contained herein.
- b. That all applicable building and occupancy permits be obtained from the Building Inspection Department.
- c. That the hours the establishment is open to the general public be from 6:00 a.m. - 12:00 a.m., seven days a week.
- d. That all items currently stored outside, including soda machines, ice machine, ATM, and other items be removed and/or moved into the new building. No outside storage, with the exception of a propane-exchange, shall be stored outdoors. The propane storage location shall be approved administratively by the Department of City Development.
- e. The pole supporting the free standing sign shall be repainted white.
- f. That the parking lot shall be re-surfaced and striped, with curb stops installed, prior to obtaining a Certificate of Occupancy.
- g. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission, and no major changes be made from the conditions of this permit without the approval of the

Common Council.

- h. That this permit is subject to Plan Commission review for compliance with the listed conditions.
- i. That all codes and ordinances be complied with and required permits acquired.

Fiscal Note: N/A

Sponsors: Gregory Holding

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

Res.10-2048

Permission granted to Boy Scouts of America Southeast Wisconsin Council to install soccer goals in Lockwood Park, and permission granted for reduced fees and charges

Resolved, that permission be granted to Boy Scouts of America to install three sets of seasonal permanent soccer goals in Lockwood Park fields.

Further resolved, that the fees and charges for the duration of the outdoor season be reduced to 50% of the standard fees.

Fiscal Note: The standard fee of \$25.00/3 hours will be reduced to \$12.50/3 hours. It is anticipated that the City will forego approximately \$900 in 2010 revenue due to the reduction.

Sponsors: James T. Spangenberg

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

Res.10-2050

Award bid for printing Common Council Proceedings to The Journal Times

Resolved, that The Journal Times be awarded the bid to publish the Common Council Proceedings and all legal notices for the period of June 1, 2010 through May 31, 2011, they being the only bidder.

Fiscal Note: There are sufficient funds available in Account 101.010.5540, City Council Proceedings.

Sponsors: James T. Spangenberg

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

Res.10-2051

Permission granted to increase 10 Wisconsin Haz Mat Team Member's Compensation

Resolved, that permission be granted to increase 10 Wisconsin Haz Mat Team committee member's compensation \$150 per year from \$750 to \$900, and the Haz Mat Command Officer compensation \$750 per year

from \$750 to \$1,500.

Fiscal Note: There are sufficient grant funds of \$2,250 available in the State of Wisconsin Haz Mat Fund 268 to cover the increased additional cost. There is no municipal levy associated with this operation.

Sponsors: James T. Spangenberg

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

Res.10-2053

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 s. 66.60(7), 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:

SIDEWALK

The east side of West Boulevard from 21st Street to Taylor Avenue.

2. Said public improvement shall consist of **SIDEWALK CONSTRUCTION.**

3. The total amount assessed against such property 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 in 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 s. 66.60(7), Wisconsin Statutes.

The hearing shall be held before the Committee on Public Works and Services of the Racine Common Council in the City Hall at a time set by the Clerk in accordance with s. 66.60(7), Wisconsin Statutes.

Sponsors: Gregory Holding

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

Res.10-2054

Permission granted to Iglesia Evangelica Pentecostal Alarma Int. to close 17th Street on June 12 for a church event contingent upon entering into a hold harmless agreement with the City

Resolved, that Iglesia Evangelica Pentecostal Alarma Int. be granted permission to close 17th Street, between Grand Avenue and Villa Street, on Sunday, June 12, 2010, from 9:00 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

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

Res.10-2055

Permission granted to Racine Area Veterans Council to close West Boulevard for the Memorial Day Parade on May 31, 2010

Resolved, that permission be granted to the Racine Area Veterans Council to use certain City streets for the Memorial Day Parade, to start at the intersection of Washington Avenue and West Boulevard, then proceed north on West Boulevard to Osborne Boulevard, and Osborne Boulevard to Graceland Cemetery, on Monday, May 31, 2010, between 9:00 a.m and 12:00 p.m. in conjunction with this City- sponsored event. The detour for STH 20 is Lathrop Avenue, 16th Street and Taylor Avenue.

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

Fiscal Note: This event is co-sponsored by the City of Racine; therefore, the requirement for a formal agreement, requiring hold harmless, an insurance certificate and any overtime charges for additional policemen are not needed.

Sponsors: Gregory Holding

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

Res.10-2056

Permission granted to Uptown Improvement Organization to close Junction Avenue between Washington Avenue and Sixteenth Street on June 26 for the Third Annual Uptown Festival contingent upon entering into a Hold Harmless Agreement with the City

Resolved, that the Uptown Improvement Organization be granted permission to close Junction Avenue, between Washington Avenue and 16th Street, on Saturday, June 26, 2010, from 7:00 a.m. to 6:00 p.m., for the third annual Uptown Festival.

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

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

Res.10-2057

Permission granted to the Douglas Avenue Business Improvement District (BID) to renovate the Karl Jonas triangle at High Street and Douglas Avenue

Resolved, that permission to granted to the Douglas Avenue Business Improvement District (BID) to remove the existing planter and brick pavers at the Karl Jonas triangle and replace them with landscape aggregate and flower planters upon review and approval by the City Engineer.

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

Sponsors: Gregory Holding

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

Res.10-2058

Resolution No. 09-1447 of June 16, 2009 regarding painting of former trolley car poles and other black metal poles along Douglas Avenue, be amended

Resolved, that Resolution 09-1447, of June 16, 2009, be amended to extend the area from Yout Street to Goold Street, and to allow the hanging of banners in place of baskets from street light poles subject to the Policy on the Installation of Banners on City-Owned Street Light Poles.

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

Sponsors: Gregory Holding

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

Res.10-2059

Mayor and City Clerk be authorized to enter into an agreement with the Village of Mt. Pleasant to provide street lighting operations, maintenance, utility costs and utility marking on STH 32 in the Village Limits

Resolved, that the Mayor and City Clerk be authorized and directed to enter into an agreement with the Village of Mt. Pleasant for the provision of street lighting operations, maintenance, utility costs and utility marking responsibilities on Racine Street from 21st Street to 25th Street as a result of the STH 32 Wisconsin Department of Transportation project.

Fiscal Note: The Village of Mt. Pleasant will reimburse the City of Racine for all costs associated with these services.

Sponsors: Gregory Holding

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

Res.10-2060

Amendment No. 1 to Contract 21-10 (K0-024), Professional Services - Festival Hall and Mound Cemetery AC, Graef-USA, Inc., consultant, be approved

Resolved, that Amendment No. 1 to Contract 21-10 (K0-024), Professional Services - Festival Hall and Mound Cemetery AC, Graef-USA, Inc., consultant, as submitted, be approved in the not-to-exceed amount of \$5,000.00.

Further resolved, that funding to defray the cost of these professional services be appropriated from Account 403.989.5040, Disaster Recovery Server Room AC.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

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

Res.10-2061

Amend Resolution No. 10-2001 of May 4, 2010, to include curb and gutter along Oakwood Drive from Biscayne Avenue to Emstan Hills Road

Resolved, that Resolution No. 10-2001 of May 4, 2010, relating to street improvements, be amended to include curb and gutter along Oakwood Drive from Biscayne Avenue to Emstan Hills Road.

Fiscal Note: This item was reviewed at the public hearing held on April 27, 2010 but left off the resolution.

Sponsors: Gregory Holding

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

Res.10-2062

City Attorney be authorized and directed to file a Relocation Order for 2067 Douglas Avenue, and to proceed with acquisition of the property needed for State Highway 32 Reconstruction Project

Resolved, that the City Attorney be authorized and directed to file a Relocation Order for 2067 Douglas Avenue, and to proceed with acquisition of the property needed for the State Highway 32 Reconstruction Project.

Further resolved, that funding for this acquisition is available in Account 989.908.5110, Douglas-Goold to 3 Mile.

Fiscal Note: Funds are available as herein delineated.

Sponsors: Gregory Holding

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

Res.10-2063

RESOLUTION APPROVING AN AMENDMENT TO THE PROJECT PLAN OF TAX INCREMENTAL DISTRICT NO. 14, CITY OF RACINE, WISCONSIN

WHEREAS, the City of Racine has determined that use of Tax Incremental Financing is required to promote development and redevelopment within the City; and

WHEREAS, Tax Incremental District No. 14 (the "District") was created by a resolution of the Common Council adopted on August 15, 2006 for purposes of eliminating blight within the District; and

WHEREAS, the City now desires to amend the Project Plan of the District in accordance with the provisions of Section 66.1105 of the Wisconsin Statutes (the "Tax Increment Law") in order to modify the categories, locations and costs of projects to be undertaken; and

WHEREAS, the Plan Commission has prepared an amended Project Plan for the District that includes:

- a. A statement listing of the kind, number and location of all proposed public works or improvements within the District, or to the extent provided in Sections 66.1105(2)(f)1.k. and 66.1105(2)(f)1.n. of the Wisconsin Statutes, outside of the District;
- b. An economic feasibility study;
- c. A detailed list of estimated project costs;
- d. A description of the methods of financing all estimated project costs and the time when the related costs or monetary obligations are to be incurred;
- e. A map showing existing uses and conditions of real property in the District;
- f. A map showing proposed improvements and uses in the District;
- g. Proposed changes of zoning ordinances, master plan, map, building codes and City ordinances;
- h. A list of estimated non-project costs;
- i. A statement of the proposed plan for relocation of any persons to be displaced;
- j. A statement indicating how the amendment of the district promotes the orderly development of the City;
- k. An opinion of the City Attorney or of an attorney retained by the City advising that the plan is complete and complies with Section 66.1105(4)(f). of the Wisconsin Statutes.

WHEREAS, in accordance with the procedures specified in the Tax Increment Law, the Plan Commission, on May 26, 2010 held a public hearing concerning the proposed amendment to the Project Plan providing interested parties a reasonable opportunity to express their views thereon; and

WHEREAS, prior to its publication, a copy of the notice of said hearing was sent to the chief executive officer of Racine County, the Racine Unified School District, and the Gateway Technical College District, and the other entities having the power to levy taxes on property located within the proposed District, in accordance with the procedures specified in the Tax Increment Law; and

WHEREAS, after said public hearing, the Plan Commission adopted, and subsequently recommend approval to the Common Council an amended Project Plan for the District; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Racine that:

1. The boundaries of the District remain unchanged.
2. That this Project Plan Amendment shall become effective as of the date of adoption of this resolution provided that it is further approved by the Joint Review Board.
3. The Common Council finds and declares that:
 - a. At the time of creation and any subsequent additions of territory, not less than 50%, by area, of the real property within the District was a blighted area within the meaning of Section 66.1105(2)(a)1. of the Wisconsin Statutes. Furthermore, at the time of adoption of the creation resolution and any subsequent additions of property, any property standing vacant for seven years immediately preceding adoption of the resolution(s) did not comprise more than 25% of the total area in the District as required by Section 66.1105(4)(gm)1 of the Wisconsin State Statutes.
 - b. Based upon the findings, as stated in a. above, and the original findings as stated in the Creation Resolution, the District remains declared as a blighted area District based on the identification and classification of the property included within the District.
 - c. The improvement of such area is likely to enhance significantly the value of substantially all of the other real property in the District.
 - d. The City estimates that less than 35% of the territory within the District will be devoted to retail business at the

end of the District's maximum expenditure period, pursuant to Section 66.1105(5)(b) of the Wisconsin Statutes.

e. The project costs of the District relate directly to promoting the elimination of blight of the area consistent with the purpose for which the District was created.

4. The amended Project Plan for the District, a copy of which is attached hereto, is approved, and the Common Council further finds that this plan is feasible and in conformity with the master plan of the City.

BE IT FURTHER RESOLVED THAT the City Clerk is hereby authorized and directed to notify the Wisconsin Department of Revenue, within 60 days of adoption of the amendment that this amendment has taken place, pursuant to the provisions of Section 66.1105(5)(cm) of the Wisconsin Statutes.

BE IT FURTHER RESOLVED THAT The City Assessor is hereby authorized and directed to make notations to the assessment roll under Section 70.45 of the Wisconsin Statutes, and the City Clerk is hereby authorized and directed to make similar notations on the tax roll made under Section 70.65 of the Wisconsin Statutes, pursuant to Section 66.1105(5)(f) of the Wisconsin Statutes.

Fiscal Note: Funds to implement the amended project plan would be available from the increment of TID No. 2.

Adopted this day of , 2010.

Mayor

Attest:

City Clerk

Sponsors: Gregory Holding

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

Res.10-2064

RESOLUTION APPROVING AN AMENDMENT TO THE PROJECT PLAN OF TAX INCREMENTAL DISTRICT NO. 2, CITY OF RACINE, WISCONSIN

WHEREAS, the City of Racine has determined that use of Tax Incremental Financing is required to promote development and redevelopment within the City; and

WHEREAS, Tax Incremental District No. 2 (the "District") was created by a resolution of the Common Council adopted on June 24, 1983 for purposes of conserving and rehabilitating property within the District; and

WHEREAS, the District's current latest termination date is June 23, 2010; and

WHEREAS, on November 12, 2009, Wisconsin Act 67 was enacted providing authority to the City to extend the latest termination date of the District by ten years; and

WHEREAS, the City now desires to amend the Project Plan of the District in accordance with the provisions of Section 66.1105 of the Wisconsin Statutes (the "Tax Increment Law") in order to make such extension, and to further allow the District, pursuant to Section 66.1105(6)(f) of the Wisconsin Statutes, to allocate excess tax increments to Tax Incremental District No. 14 as is necessary to allow that district to accomplish the objectives of its Project Plan; and

WHEREAS, the Plan Commission has prepared an amended Project Plan for the District that includes:

- a. A statement listing of the kind, number and location of all proposed public works or improvements within the District, or to the extent provided in Sections 66.1105(2)(f)1.k. and 66.1105(2)(f)1.n. of the Wisconsin Statutes, outside of the District;
- b. An economic feasibility study;
- c. A detailed list of estimated project costs;
- d. A description of the methods of financing all estimated project costs and the time when the related costs or monetary obligations are to be incurred;
- e. A map showing existing uses and conditions of real property in the District;
- f. A map showing proposed improvements and uses in the District;
- g. Proposed changes of zoning ordinances, master plan, map, building codes and City ordinances;
- h. A list of estimated non-project costs;
- i. A statement of the proposed plan for relocation of any persons to be displaced;
- j. A statement indicating how the amendment of the district promotes the orderly development of the City;
- k. An opinion of the City Attorney or of an attorney retained by the City advising that the plan is complete and complies with Section 66.1105(4)(f). of the Wisconsin Statutes; and

WHEREAS, in accordance with the procedures specified in the Tax Increment Law, the Plan Commission, on May 26, 2010 held a public hearing concerning the proposed amendment to the Project Plan providing interested parties a reasonable opportunity to express their views thereon; and

WHEREAS, prior to its publication, a copy of the notice of said hearing was sent to the chief executive officer of Racine County, the Racine Unified School District, and the Gateway Technical College District, and the other entities having the power to levy taxes on property located within the proposed District, in accordance with the procedures specified in the Tax Increment Law; and

WHEREAS, after said public hearing, the Plan Commission adopted, and subsequently recommend approval to the Common Council an amended Project Plan for the District.

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

1. The boundaries of the District remain unchanged.
2. That this Project Plan Amendment shall become effective as of the date of adoption of this resolution provided that it is further approved by the Joint Review Board.
3. The Common Council finds and declares that:
 - a. At the time of creation and any subsequent additions of territory, not less than 50%, by area, of the real property within the District was in need of rehabilitation or conservation work within the meaning of Section 66.1337(2m)(b) of the Wisconsin Statutes. Furthermore, at the time of adoption of the creation resolution and any subsequent additions of property, any property standing vacant for seven years immediately preceding adoption of the resolution(s) did not comprise more than 25% of the total area in the District as required by Section 66.1105(4)(gm)1 of the Wisconsin State Statutes.
 - b. Based upon the findings, as stated in a. above, and the original findings as stated in the creation resolution, the District remains declared as a rehabilitation or conservation District based on the identification and classification of the property included within the District.
 - c. The improvement of such area is likely to enhance significantly the value of substantially all of the other real property in the District. There are no additional improvements as a result of this amendment.
 - d. The City estimates that less than 35% of the territory within the District will be devoted to retail business at the end of the District's maximum expenditure period, pursuant to Section 66.1105(5)(b) of the Wisconsin Statutes. The amount of retail businesses will not change as a result of this amendment.

- e. The project costs of the District relate directly to promoting the rehabilitation of the area consistent with the purpose for which the District was created. The project costs will not change as a result of this amendment.
- 4. The amended Project Plan for the District, a copy of which is attached hereto, is approved, and the Common Council further finds that this plan is feasible and in conformity with the master plan of the City.

BE IT FURTHER RESOLVED THAT the City Clerk is hereby authorized and directed to notify the Wisconsin Department of Revenue, within 60 days of adoption of the amendment that this amendment has taken place, pursuant to the provisions of Section 66.1105(5)(cm) of the Wisconsin Statutes.

BE IT FURTHER RESOLVED THAT The City Assessor is hereby authorized and directed to make notations to the assessment roll under Section 70.45 of the Wisconsin Statutes, and the City Clerk is hereby authorized and directed to make similar notations on the tax roll made under Section 70.65 of the Wisconsin Statutes, pursuant to Section 66.1105(5)(f) of the Wisconsin Statutes.

Fiscal Note: Funds from TID No. 2 will be used to implement the amended project plan of TID No. 14.

Adopted this ____ day of _____, 2010.

Mayor

Attest:

City Clerk

Sponsors: Gregory Holding

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

Council Action

A motion was made by Q.A. Shakoore, II that this be Considered as Reported to Adopt the Report. Adopted by the following vote:

AYES: 14 - Shakoore, II, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, Wisneski, McCarthy, DeHahn, Holding, Spangenberg and Mozol

EXCUSED: 1 - Coe

H. Resolutions

Res.10-2049 Permission granted to transfer funds for the Library

Resolved, that \$33,000 be transferred from Account 255.000.5970, Library Sunday Contingency, to Account 101.990.5970, General Fund - Contingency.

Fiscal Note: Tax levy in the amount of \$33,000 will be available in the General Fund.

Sponsors: James T. Spangenberg

Alderman Wisneski made a motion to amend the recommendation by striking "to account and replace with to the Police Department budget placed in a special fund for the purpose of specialized summertime bike and foot patrols. Motion passed by the following:

AYES: HART, HELDING, KAPLAN, MAACK, MARCUS, MCCARTHY, MOZOL, SHAKOOR, SHIELDS, SPANGENBERG, WEIDNER, WISER WISNESKI AND DEHAHN

NOES: NONE

EXCUSED: COE

A motion was made that the Resolution be Adopted as Amended.

AYES: 14 - Shakoor, II, Marcus, Shields, Hart, Kaplan, Wisner, Maack, Weidner, Wisneski, McCarthy, DeHahn, Helding, Spangenberg and Mozol

EXCUSED: 1 - Coe

Res.10-2052 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 25th day of May, 2010 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

Spring Valley Drive from Vista Drive to Frances Drive

Harrington Drive from North Osborne Blvd. to Vista Drive

Harrington Drive from Vista Drive to Frances Drive

Alley from Shoreland Drive to South Street; Charles Street to Eighth Avenue

Alley from Shoreland Drive to North Street; Charles Street to Eighth Avenue

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

A motion was made Referred to the Public Works and Services Committee

I. Adjourn

The meeting was adjourned at 8:26p.m. by Alderman Shakoor. The next scheduled meeting of the Council is June 15, 2010.

*ATTEST: JANICE M. JOHNSON-MARTIN
CITY CLERK*