



City of Racine

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

Meeting Agenda - Final Common Council

*Alderman Jeff Coe
Alderman Mollie Jones
Alderman John Tate II
Alderman Tracey Larrin
Alderman Steve Smetana
Alderman Sandy Weidner
Alderman Raymond DeHahn
Alderman Q.A. Shakoor II
Alderman Terry McCarthy
Alderman Carrie Glenn
Alderman Mary Land
Alderman Henry Perez
Alderman James Morgenroth
Alderman Jason Meekma
Alderman Melissa Lemke*

Tuesday, September 4, 2018

7:00 PM

City Hall, Room 205

A. Call To Order

B. Pledge of Allegiance To The Flag

C. Approval of Journal of Council Proceedings (Minutes) August 21, 2018

D. Public Comments

E. Communications

Refer to Public Works and Services Committee, by Ald. Tate II

[0875-18](#) **Subject:** Communication from Jeffrey Hintz , on behalf of owner Tom Paschen, requesting permission to place a sign over City right-of-way at 1325 14th Street.

[0878-18](#) **Subject:** Communication from the Assistant Commissioner of Public Works/City Engineer submitting a State/Municipal Agreement for State Project ID: 2703-00-02/72, West 6th Street Bridge project.

[0884-18](#) **Subject:** Change Order No. 1 on Contract 20180036, Parking Ramp Improvements (R1), RAM Construction Services, contractor.

[0887-18](#) **Subject:** Change Order No. 1 on Contract 20180046, Library - Carpet

Replacement, VAK Flooring, contractor.

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

[0867-18](#) **Subject: (New)** Application for a Class "B" Fermented Malt Beverage License for Longshot Vinyl LLC, located at 324 - 6th Street, Jada Pfarr, Agent. (1st District).

[0886-18](#) **Subject: (New)** Application of Whey Chai Cuisine, Inc. - Fugang Wang, Agent for a "Class C" and Class "B" Fermented Malt Beverage and Wine License for 400 Main Street. (1st District)

Refer to Committee of the Whole, by Ald. Meekma

[0876-18](#) **Subject:** Communication from the Alderman of the 6th requesting to revise all city ordinance to codify what constitutes a quorum for all city boards, commissions, and committees.

[0877-18](#) **Subject:** Communication from the Alderman of the 6th requesting to codify an appellant's ability to speak to their appeal for all boards, commissions, and committees.

F. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor II

[0898-18](#) **Subject:** Ordinance 0012-18 - Transient Lodging Tax

Sec. 90-51. - Authority and purpose

An Ordinance that amends the current Transient Lodging Tax, Sec. 90-51.
- Authority and purpose

Recommendation of the Finance and Personnel Committee on 08-27-18: That Ordinance 0012-18 to amend the current Transient Lodging Tax be approved.

Fiscal Note: N/A

[0832-18](#) **Subject:** Communication from the Fire Chief requesting permission to waive formal bidding and sole source the purchase of turnout gear for the Fire Department. (Res. 0277-18)

Recommendation of the Finance & Personnel Committee on 08/27/2018: Permission be granted to the Fire Chief to waive formal bidding procedures and allow the Fire Department to contract with WS

Darley for the provision of Fire Dex turnout gear for a three year term.

Fiscal Note: Funds for this purchase are available in account 13001 53240. Cost for a 3 year contract to replace 74 sets of turnout gear is \$127,965.40.

[0833-18](#)

Subject: Communication from Peter Kinzelman, Radio Tower, requesting permission to waive formal bidding and sole source the purchase of GPS receiver items. (Res. 0276-18)

Recommendation of the Finance & Personnel Committee on

08/27/2018: Permission be granted to Peter Kinzelman, Radio Tower, to waive formal bidding procedures and allow the Police Department to contract with Smiths Interconnect for the provision of Trax radio equipment.

Fiscal Note: Funds for this purchase are available in account 45031 57350. Cost of the equipment is \$40,100.

[0836-18](#)

Subject: Communication from the City Attorney submitting the claim of Jonathan Hubbard for consideration.

Recommendation of the Finance & Personnel Committee on

08/27/2018: That the claim be denied.

Fiscal Note: N/A

[0837-18](#)

Subject: Communication from the City Attorney submitting the claim of Debra Hutton for consideration.

Recommendation of the Finance & Personnel Committee on

08/27/2018: That the claim be denied.

Fiscal Note: N/A

[0838-18](#)

Subject: Communication from the City Attorney submitting the claim of Jenna Dower for consideration.

Recommendation of the Finance & Personnel Committee on

08/27/2018: That the claim be denied.

Fiscal Note: N/A

[0862-18](#)

Subject: Committee Appearance Request to have Purchasing Agent Seek Bids for Motorcycles. (Res. 0278-18)

Recommendation of the Finance & Personnel Committee on

08/27/2018: Permission be granted to the Purchasing Agent to seek bids to purchase two Harley Davidson police motorcycles for the Racine Police Department.

Fiscal Note: Funds are available in Asset Forfeiture Funds, Account #20603.57310. The approximate cost for both motorcycles is \$48,885.66. No city match required.

[0863-18](#)

Subject: Committee Appearance Request to Accept Donation for the School Security & Safety Division

Recommendation of the Finance & Personnel Committee on

08/27/2018: Permission be granted to the Chief of Police to accept a donation in the amount of \$85,000 - \$100,000 from the RUSD for the purchase of two 2019 Responder police vehicles for the Racine Police Department School Security & Safety Division.

Fiscal Note: No City match is required.

Public Works and Services Committee Report, by Ald. Tate II

[0067-18](#)

Subject: (Direct Referral) Communication from RPD requesting to discuss traffic issues around Jefferson Lighthouse School (1722 W. 6th Street) on Cliff Avenue.

Recommendation of the Traffic Commission on 04-16-18: Defer

Recommendation of the Public Works and Services Committee on

08-28-18: Recommends that 'No Parking from 8:00 a.m. to 9:30 a.m. and from 3:00 p.m. to 4:30 p.m., on any school day' be installed on 'Cliff Avenue, west side, from West Sixth Street to Maple Street'.

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

[0552-18](#)

Subject: Communication from Scotty Martin, requesting the name of Prospect Street be changed to Louise Hunter Avenue.

Recommendation of the Public Works and Services Committee on

06-12-18: Defer until the August 28, 2018 Public Works and Services Committee meeting.

Recommendation of the Public Works and Services Committee on

08-28-18: Receive and file.

Fiscal Note: N/A

[0830-18](#)

Subject: Communication from the Racine Yacht Club's Youth Foundation requesting permission to install a 40 foot floating dock off the riprap revetment of Rooney Recreation Area. (Res. 0279-18)

Recommendation of the Public Works and Services Committee on

08-28-18: Permission be granted to the Racine Yacht Club's Youth Foundation to install a 40 foot floating dock from the Rooney Recreational Area revetment with the following stipulations:

- A. A hold harmless agreement be executed and a \$75.00 processing fee paid.
- B. A liability insurance certificate be filed.
- C. The floating dock shall not impact the existing shore protection.
- D. The floating dock must be in compliance with all State DNR and Federal DNR rules, regulations and requirements.

Fiscal Note: N/A

[0851-18](#)

Subject: Communication from the Mayor requesting a resolution be adopted supporting the installation of ornamental arch-way signs, spanning Main St. at State St. and 6th St. (Res. 0280-18)

Recommendation of the Public Works and Services Committee on

08-28-18: That a resolution be adopted supporting the installation of ornamental arch-way signs, spanning Main Street at State Street and 6th Street and directing City staff to:

- 1. Work with the representatives of WisDOT to determine how such installations might ultimately be allowed, located, configured and designed which, in turn, might inform and allow:
- 2. The Corbin Design firm to provide preliminary design concepts and cost estimates for installations consistent with WisDOT requirements, with Corbin costs to be covered by Room Tax Revenues held by the City so long as same do not exceed \$10,000.00:
- 3. Bring back to the Common Council a final plan for financing and installing the ornamental arch-way signs which shall rely on private fund-raising, and to the extent necessary a form of "challenge grant" funded by the City.

Fiscal Note: N/A

[0853-18](#)

Subject: Final Payment on Contract 20170030, Douglas Avenue & Hamilton Street Sanitary Sewer Repairs, A.W. Oakes & Son, Inc., contractor. (Res. 0281-18)

Recommendation of the Public Works and Services Committee on 08-28-18: That the work done by A.W. Oakes & Son, Inc., under contract 20170030, Douglas Avenue & Hamilton Street Sanitary Sewer Repair, be accepted and final payment authorized for a total contract amount of \$309,402.00. Final Payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 0476-17 of May 25, 2017.

[0882-18](#)

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

Recommends that Schedule F of Section 94-141 relating to "No Parking, from 8:00 a.m. to 9:30 a.m. and from 3:00 p.m. to 4:30 p.m., on any school day", be amended:

By Including:

1. Cliff Avenue, west side, from West Sixth Street to Maple Street.

Public Safety and Licensing Committee Report, by Ald. Coe

[0757-18](#)

Subject: (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Maple Table (DBA: The Maple Table), located at 520 Monument Square, Antonino T. Lopiparo, Agent. (1st District).

Recommendation of the Public Safety and Licensing Committee on 08-15-18: That the New Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Maple Table (DBA: The Maple Table), located at 520 Monument Square, Antonino T. Lopiparo, Agent be deferred for two weeks until the paperwork for the license is corrected.

Recommendation of the Public Safety and Licensing Committee on 08-28-18: That the New Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Maple Table (DBA: The Maple Table), located at 520 Monument Square, Antonino T. Lopiparo, Agent be approved.

Fiscal Note: N/A

[0834-18](#)

Subject: (Direct Referral) Communication from the Purchasing Agent submitting bids received for the sale of Abandoned Vehicles, August 16,

2018.

Recommendation of the Public Safety and Licensing Committee on 8-28-18: That the item be Received and Filed as the highest responsible bidder from the three bids was Sturtevant Auto Salvage.

Fiscal Note: This will generate \$12,425.00 in revenue for account 13101 48301.

City Plan Commission Report, by Ald. Meekma

[0559-18](#)

Subject: (Direct Referral) A request by Thomas Stout of GNT Jewelry and Loan seeking a conditional use permit to operate a pawnbroker and convenient cash business at 2504 Douglas Ave. (PC-18)

Recommendation of the City Plan Commission on 5-30-18: That the request by Thomas Stout of GNT Jewelry and Loan seeking a conditional use permit to operate a pawnbroker and convenient cash business at 2504 Douglas Avenue be denied as the location of the pawnbroker/convenient cash has a zero foot buffer from a residential district where a 250 foot buffer is required.

Recommendation of the City Plan Commission on 7-25-18: That the request by Thomas Stout of GNT Jewelry and Loan seeking a conditional use permit to operate a pawnbroker and convenient cash business at 2504 Douglas Avenue be denied as the location of the pawnbroker/convenient cash has a zero foot buffer from a residential district where a 250 foot buffer is required.

Fiscal Note: N/A

Committee of the Whole Report, by Ald. Meekma

[0852-18](#)

Subject: (Direct Referral) Communication from the Mayor and the City Administrator seeking to meet with the Committee of the Whole to address negotiations with Mount Pleasant.

Recommendation of the Committee of the Whole on 08-21-2018: the Item be Received and Filed.

Fiscal Note: N/A

Office of the Mayor Report, by Ald. Meekma

[0883-18](#)

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

commissions:

Appoint Fabi Maldonado, 1625 Grand Ave, Racine, 53403 to the Board of Parks, Recreation, and Cultural Services for a 3 year term, ending April 30, 2021.

Reappoint Alderman Jeff Coe, 1044 Villa St, Racine, 53403 to the Civic Center Commission for a 1 Year term, ending April 30, 2019.

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

[0816-18](#)

Subject: (Direct Referral) Communication from the Director of Parks, Recreation & Cultural Services requesting approval on behalf of the Uptown Business Improvement District to create Pass Through Park in Uptown Racine.

Recommendation of the Board of Parks, Recreation and Cultural Services on 08-08-2018: That the Item be approved as worded with the provision that the Pass Through Park board continue working amenably with Parks administration.

Fiscal Note: No Parks, Recreation and Cultural Services funds will be used.

G. Consent Resolutions

[Res.0275-18](#)

Official Notice #10-2018 - Cemetery Grounds Maintenance, Snow Removal and Burial Services

Resolved, that contract for ground maintenance, snow removal, and burial services for the Racine Cemeteries is awarded to Reliable Property Services.

Fiscal Note: Funds for these services are available in the Cemetery contracted services account 22450 52200. The estimated annual value of the contract \$287,400.00.

Sponsors:

Q.A. Shakoor II

[Res.0276-18](#)

Purchase GPS Receiver Items

Resolved, that permission is granted to Peter Kinzelman, Radio Tower, to waive formal bidding procedures and allow the Police Department to contract with Smiths Interconnect for the purchase of Trax radio equipment.

Fiscal Note: Funds for this purchase are available in account 45031 57350. Cost of the equipment is \$40,100.00.

Sponsors:

Q.A. Shakoor II

[Res.0277-18](#) Purchase of Turnout Gear for the Fire Department

Resolved, that permission is granted to the Chief of the Fire Department to waive formal bidding procedures and allow the Fire Department to contract with WS Darley for the purchase of Fire Dex turnout gear for a three year term.

Fiscal Note: Funds for this purchase are available in account 13001 53240. Cost for a three-year contract to replace 74 sets of turnout gear is \$127,965.40.

Sponsors: Q.A. Shakoor II

[Res.0278-18](#) Bids for Motorcycles

Resolved, that permission is granted to the Purchasing Agent to seek bids to purchase two Harley Davidson police motorcycles for the Racine Police Department.

Fiscal Note: Funds are available in Asset Forfeiture Funds, Account #20603.57310. The approximate cost for both motorcycles is \$48,885.66. No city match required.

Sponsors: Q.A. Shakoor II

[Res.0279-18](#) Forty-Foot Floating Dock off the Riprap Revetment of Rooney Recreation Area

Resolved, that permission is granted to the Racine Yacht Club's Youth Foundation to install a 40-foot floating dock from the Rooney Recreational Area revetment with the following stipulations:

A. A hold harmless agreement be executed and a \$75.00 processing fee paid.

B. A liability insurance certificate be filed.

C. The floating dock shall not impact the existing shore protection.

D. The floating dock must be in compliance with all State DNR and Federal DNR rules, regulations, and requirements.

Fiscal Note: N/A

Sponsors: John Tate II

[Res.0280-18](#) Installation of Ornamental Arch-way Signs, Spanning Main Street at State Street and 6th Street

Resolved, that the installation of ornamental arch-way signs, spanning Main

Street at State Street and 6th Street is approved, and City staff is directed to:

1. Work with the representatives of WisDOT to determine how such installations might ultimately be allowed, located, configured, and designed, which, in turn, might inform and allow the Corbin Design firm to provide preliminary design concepts and cost estimates for installations consistent with WisDOT requirements, with Corbin costs to be covered by Room Tax Revenues held by the City so long as same do not exceed \$10,000.00

2. Bring back a final plan for financing and installing the ornamental arch-way signs to the Common Council, which plan shall rely on private fund-raising and, to the extent necessary, a form of "challenge grant" funded by the City.

Fiscal Note: N/A

Sponsors:

John Tate II

[Res.0281-18](#)

Final Payment on Contract 20170030 - Douglas Avenue & Hamilton Street Sanitary Sewer Repairs

Resolved, that the work done by A.W. Oakes & Son, Inc., under Contract 20170030 - Douglas Avenue & Hamilton Street Sanitary Sewer Repair, is accepted, and final payment authorized for a total contract amount of \$309,402.00. Final Payment to include retainage.

Fiscal Note: Contract was authorized under Resolution 0476-17 of May 25, 2017.

Sponsors:

John Tate II

H. Consent Agenda

I. Ordinances

Refer to Finance and Personnel Committee

[Ord.0014-18](#)

Ordinance 0014-18 - Discrimination and Affirmative Action/Human Rights Commission

An ordinance to amend Chapter 62, Article II of the Municipal Code of the City of Racine, Wisconsin.

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

Part 1: Amend Chapter 62, Article II, Section 62-26 of the Municipal Code of the City of Racine, Wisconsin, as follows:

Insert the following definitions in appropriate alphabetical-order placement:

Bisexual means people who are emotionally, romantically, or sexually attracted to more than one sex, gender, or gender identity though not necessarily simultaneously, in the same way or to the same degree.

Gay means a person who is emotionally, romantically, or sexually attracted to members of the same gender. *Gay* is often used to describe homosexual males, but lesbians may also be referred to as gay.

Gender identity means the actual or perceived gender-related identity, expression, appearance, or mannerisms, or other gender-related characteristics of an individual, regardless of the individual's designated sex at birth.

Lesbian means a woman who is emotionally, romantically, or sexually attracted to other women.

LGBTQ is an acronym for "lesbian, gay, bisexual, transgender, and queer or questioning."

Queer means fluid gender identities and sexual orientations.

Questioning refers to people who are in the process of exploring their sexual orientation or gender identity.

Sexual orientation means an inherent or immutable enduring emotional, romantic, or sexual attraction to other people.

Transgender is an umbrella term for people whose gender identity or expression is different from cultural expectations based on the sex they were assigned at birth. Being transgender does not imply any specific sexual orientation. Therefore, transgender people may identify as straight, gay, lesbian, bisexual, or some other identity or orientation.

In the definition of "*Discriminate, discrimination, and discriminating,*" insert the words "gender identity," before the words "sexual orientation."

Part 2: Amend Chapter 62, Article II, and section 62-27(a) of the Municipal Code of the City of Racine, Wisconsin, as follows:

Insert the words "gender identity," before the words "sexual orientation."

Part 3: Amend Chapter 62, Article II, and section 62-29 of the Municipal Code of the City of Racine, Wisconsin, as follows:

Insert the words “one of whom self-identifies as a member of the LGBTQ community, one of whom has a disability as defined in section 62-26,” between the words “aldermen,” and the words “and one,” in subsection 62-29(a).

Part 4: Amend Chapter 62, Article II, and section 62-30 of the Municipal Code of the City of Racine, Wisconsin, as follows:

In both locations, insert the words “gender identity,” before the words “sexual orientation” in subsection 62-30(7).

Part 5: Amend Chapter 62, Article II, and section 62-38 of the Municipal Code of the City of Racine, Wisconsin, as follows:

Insert the words “gender identity,” before the words “sexual orientation” in both subsections 62-38(1) and (2).

Part 6: Amend Chapter 62, Article II, and section 62-43 of the Municipal Code of the City of Racine, Wisconsin, as follows:

Insert the words “gender identity,” before the words “sexual orientation” in subsections 62-43(1), (2), (3), (4), (5), (6), (7), and (15).

Part 7: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City of Racine Common Council and publication or posting as required by law.

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Melissa Lemke

J. Common Council Announcements

Announcements are limited to recognition of City residents and employees, memorials, and non-political community events. Discussion of matters related to governmental business is prohibited.

K. Adjourn

Office of The City Clerk

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