



City of Racine

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

Meeting Agenda - Final Common Council

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

Monday, April 20, 2015

7:00 PM

Room 205, City Hall

Old Council

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

[Ord.02-15](#) Ordinance 02-15

To recreate Section 114-260. - Large Vehicle Parking 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: In section 114-260. - Large Vehicle Parking of the Municipal Code of the City of Racine, Wisconsin, repeal "6,000" and recreate it to be "12,000."

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

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Jim Kaplan

[Ord.04-15](#) Ordinance 04-15 - Urban Chickens

An ordinance to repeal and recreate Sections of Chapter 10 - Animals 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: To amend Sec. 10.1.- Definitions of the Municipal Code of the City of Racine, Wisconsin, by inserting the following definitions in the proper alphabetical order.

“Backyard means a portion of a lot enclosed by the property’s rear lot line and the side lot lines to the points where the side lot lines intersect with an imaginary line established by the rear of the single family structure and that extends to the side lot lines.

Chicken means the common domestic fowl (*Gallus domesticus*) or its young. There are no restrictions on chicken species.

Chicken Pen means a wire enclosure attached to a hen house for the purpose of allowing female chickens to leave the hen house while remaining in an enclosed, predator-safe environment.

Chicken Tractor means a moveable hen house/chicken pen lacking a floor.

Hen means the female of the domestic fowl.

Hen House means a structure for the sheltering of hens. An existing shed or garage can be used for this purpose if it meets the standards contained in this subsection including the required distance from property lines and all applicable City of Racine Building Codes.

Nest Box means a box in a hen house in which domestic chickens lay eggs.

Principal Residence means the primary location that a person inhabits.

Rooster means the male of the domestic fowl.

Sanitary Manner means favorable to health and cleanliness with precautions against disease.”

Part 2: To repeal and recreate the definition of *Livestock* in Sec. 10.1. - Definitions of the Municipal Code of the City of Racine, Wisconsin, as follows:

“*Livestock* means horses, donkeys, mules, cattle, swine (except chickens and potbellied pigs as defined in this section), bison, alpacas, llamas, goats, sheep, ducks, turkey, peacocks, ratites, or geese.”

Part 3: To amend Chapter 10 - Animals, Article I of the Municipal Code of the City of Racine, by adding the following section:

“Sec. 10.6. - Urban Chickens

(a) Purpose

Provide standards for the keeping of domesticated chickens on a non-commercial basis in zoned residential areas in the City of Racine. The keeping of chickens in the city supports a local, sustainable food system by providing an affordable, nutritious source of protein through fresh eggs. The keeping of chickens also provides quality, nitrogen-rich fertilizer; chemical-free pest control; weed control; and animal companionship.

(b) Restrictions

- (1) The maximum number of chickens that may be kept on any residential property is 4. The minimum size requirements for a hen house are 3 square feet per bird, with 7 square feet per bird in a chicken pen. One (1) nest box is required per every 2 birds.
- (2) No person shall keep a rooster.
- (3) No person shall keep chickens in any location on the property other than in the backyard.
- (4) No person, owner or custodian shall permit any chicken to be left unattended within 5 feet of a public right-of-way, which includes but is not limited to sidewalks, streets alleys, and parking lots.
- (5) No person may keep a hen over 8 weeks of age in a principal residence.
- (6) Chickens may only be kept at single-family residential properties. No chicken may be kept at mobile homes, condominiums, apartment complexes, duplexes, or any other multiple-family property.
- (7) Hen houses and chicken pens shall not be located closer than 75 feet from the ordinary high water mark of any lake, river, or stream.
- (8) If a chicken dies, it must be disposed of promptly in a sanitary

manner.

- (9) No person shall keep or maintain more than 7 licensed / permitted animals or a combination of more than 7 licensed / permitted animals including 4 permitted chickens on any parcel.

(c) Care and Health of Fowl

- (1) Chickens shall be kept and handled in a sanitary manner to prevent the spread of communicable disease among birds or to humans. Any person keeping chickens shall immediately report any unusual illness or death of chickens to the City of Racine Public Health Department. The Public Health Administrator may order testing, quarantine, isolation, vaccination or humane euthanasia of ill chickens or chickens believed to be a carrier of a communicable disease.
- (2) The cost of such testing, quarantine, isolation, vaccination or humane euthanasia of ill chickens will be charged to the permit holder. Failure to remit payment when invoiced will constitute a civil infraction violation subject to a forfeiture of not less than one hundred dollars (\$100.00) and not more than five hundred dollars (\$500.00) plus statutory court costs. If more than one invoice is issued, failure to remit payment for each invoice is a separate violation.

(d) Non-Commercial Use Only

Chickens shall be kept as pets and for personal use only. No person shall sell or barter eggs or engage in chicken breeding or fertilizer production for commercial purposes including, but not limited to, farmer's markets. The slaughtering of chickens is prohibited unless it is accomplished/processed at a licensed facility.

(e) Enclosures

- (1) Chickens must be kept in a hen house and chicken pen at all times when not being monitored by a responsible individual, over 18 years of age and able to immediately return the hens to the chicken pen, hen house, or chicken tractor if necessary. Chickens shall be secured within the hen house during non-daylight hours.
- (2) All enclosures for the keeping of chickens shall be so constructed and maintained as to prevent rats, mice, other rodents, and animals from being harbored underneath or within the enclosure. A covered or fenced enclosure must be at least 25 feet from a neighboring principal residence, at least 2 feet from the side and rear property lines, and at least 5 feet from the residence upon the property where

the chickens are kept.

- (3) Noise from chickens shall not be loud enough at the property boundaries to disturb a person of ordinary sensitivity.
- (4) A well-maintained hen house shall be provided and be designed to provide safe and healthy living conditions for the chickens while minimizing adverse impacts to other residents in the neighborhood.
- (5) Enclosures must be clean, dry and kept in a neat and sanitary conditions at all times, and exist in a manner that will not disturb the use or enjoyment of neighboring lots due to noise, odor, or other adverse impact.
- (6) The hen house shall be enclosed on all sides and have a roof and doors. Access doors must be able to be shut and locked at night. Opening windows and vents must be covered with predator and bird proof wire of no more than 1 inch openings.
- (7) All enclosures for the keeping of chickens must provide adequate ventilation as well as sun protection, and be sanitary, insulated, weatherproof and impermeable to rodents, wild birds, and predators, including dogs and cats. It must also be structurally sound, moisture proof and maintained in good repair with sufficient space for freedom of movement and retention of body heat with elevated perches for natural roosting position. The nesting boxes must be elevated off the ground.
- (8) Only motion-activated lighting may be used to light the exterior of the hen house.
- (9) An enclosed chicken pen must be provided consisting of sturdy wire fencing of less than 1 inch openings. The pen must be covered with wire, aviary netting, or solid roofing long enough to enable running (6 -10 feet minimum length), and wide enough to enable wing extension (3-6 feet minimum width).

(f) Bedding

The material that covers the floor of a chicken hen house is commonly referred to as bedding and should be at least 2 inches thick. The primary function of the bedding is to absorb moisture from droppings, water spills, limit odors, and facilitate coop cleaning.

(g) Feed and Water

- (1) Chickens must be provided with access to feed and clean water at all

times.

- (2) All chicken related feed and items likely to attract or become infested by rats, mice, or other rodents and / or insects shall be protected as to prevent such creatures from gaining access to the feed / items.
- (3) The main food source for the chickens should be provided in dedicated feeding containers. Scatter feeding is prohibited (small amounts of scratch grains that do not accumulate on the property are allowable).

(h) Waste Storage and Removal

- (1) Provisions must be made for the storage and removal of chicken manure. All stored manure shall be covered by a fully enclosed structure with a roof or lid over the entire structure. All manure not stored or used for composting or fertilizing shall be removed.
- (2) Waste composting on the premises shall be allowed as long as it does not create odors or other nuisances for neighboring properties.
- (3) In addition, the hen house, chicken pen and surrounding area must be kept free from feathers, trash, and accumulated droppings.
- (4) Uneaten feed shall be removed daily.

(i) Permit

- (1) Any person who keeps chickens in the City of Racine shall obtain a permit from the City of Racine Public Health Department prior to acquiring the chickens by completing the *Application for a Chicken Permit* form. A person who keeps chickens on his or her property shall comply with all of the requirements listed within this ordinance including acquiring a permit to construct an accessory structure through the City of Racine Building Department, if applicable.
- (2) For any person who proposes to keep chickens in the yard of a rented single-family residential dwelling, the applicant must present a signed statement from the owner of the dwelling consenting to the applicant's proposal for keeping chickens on the premises.
- (3) In addition, persons must register their parcel as a livestock premises with the Wisconsin Department of Agriculture, Trade, and Consumer Protection. Registration can be completed online or by telephone, and must be renewed every 3 years.
- (4) Permit holders must demonstrate compliance with this ordinance at

least annually and more frequently if complaints arise. Compliance shall be demonstrated by an on-site inspection by the City of Racine Environmental Health Division after the Application for a Chicken Permit has been submitted

(j) Fee

The fee for an annual permit to keep up to 4 hens is fifty dollars (\$50.00). This is an annual fee which cannot be prorated. This includes an onsite inspection by the City of Racine Health Environmental Division. Only one license may be issued to each parcel number. Permits must be renewed prior to January 1 and expire December 31 of each year. Late fees will apply after January 31 of each year.

(k) Penalties for Violations

(1) If the requirements of this subsection are not complied with the City may refuse to renew or may revoke any permit granted after providing ten business days' notice of the basis for the revocation or nonrenewal and/or initiate prosecution for a civil infraction violation. Once a permit is revoked, a permit shall not be reissued for 3 years.

(2) Any person violating the provisions of this section shall be subject to a forfeiture of not less than one hundred dollars (\$100.00) and not more than five hundred dollars (\$500.00) plus statutory costs."

Part 4: To repeal and recreate subsection (a) of Sec. 10.41. - Livestock and restricted animals prohibited of the Municipal Code of the City of Racine, Wisconsin, as follows:

"(a) No person shall keep or permit to be kept on his premises any livestock (other than chickens or potbellied pigs) or other restricted animals."

Part 5: Amend subsection (b) of Sec. 10-4. - Payment of forfeiture in lieu of court appearance of the Municipal Code of the City of Racine by adding the following section:

Section number	Violation	Forfeiture
10-6	Urban Chickens	\$100 - \$500

Part 6: Sections 10-7 - 10-25 are hereby reserved.

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

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Jim Kaplan

E. Public Comments

F. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

[15-00312](#) **Subject:** Communication from the Director of Parks, Recreation & Cultural Services requesting permission to accept donations totaling \$1,715.00 from various contributors for the Dr. John Bryant Community Center's Performing Arts Program.

[15-00326](#) **Subject-** Communication from the Chief of Police requesting to apply for and accept the 2015 Bulletproof Vest Partnership (BVP) Grant (Grant Control #00029)

[15-00340](#) **Subject:** Communication from the Purchasing Agent submitting bid results on Official Notice #4-2015, Sixty-one protective vests for Racine Police Department.

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

[15-00324](#) **Subject:** Communication from Real Racine requesting the use of the former Walker's site for the Ironman Racine 70.3 Triathlon on Sunday, July 19, 2015.

[15-00339](#) **Subject:** Communication from the Alderman of the 6th District requesting a preliminary resolution for Bituminous Concrete Paving on the following streets:

Bituminous Concrete Paving

Pine Ridge Circle - Pine Ridge Lane (N) to Pine Ridge Lane (S)
Pine Ridge Lane - Chicory Road to Dead End

[15-00341](#) **Subject:** Communication from Racine Youth Sports requesting to use the Gateway parking lot for the Gus Macker Basketball Tournament on August 8 & 9, 2015.

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

[15-00343](#) **Subject:** (New) Application for a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for Easy Street 101 LLC dba Wharf 209, located at 209 Dodge, Shannon Curtin, Agent. (4th District)

G. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[15-00226](#) **Subject:** Communication from the Chief of Police requesting to apply for and accept the Pedestrian Safety Grant (Grant Control #00026). (Res. No. 15-0151)

Recommendation of the Finance & Personnel Committee on

04/13/2015: Permission be granted to the Chief of Police to apply and accept funding for the Pedestrian Safety Grant (Grant control #00026).

Fiscal Note: Grant amount is \$4,000.00. There is a City (soft) match required of \$1,000.00.

[15-00325](#) **Subject:** Communication from the Chief of Police requesting to apply for and accept the 2015 Enhanced Collaborative Model to Combat Human Trafficking Grant (Grant Control #00028). (Res. No. 15-0152)

Recommendation of the Finance & Personnel Committee on

04/13/2015: Permission be granted to the Chief of Police to apply for the 2015 Enhanced Collaborative Model to Combat Human Trafficking Grant (Grant Control #00028).

Fiscal Note: Grant funds will be between \$600,000 and \$900,000 over a 3 year period. The City will soft match of 25%.

[15-00217](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer wishing to discuss funding for Contract 09-15 (K5-009), CDBG Concrete Reconstruction - Yout Street. (Res. No. 15-0153)

Recommendation of the Public Works and Services Committee on 03-10-15: Recommendation to advance funding from current and prior years bond issues, as well as backstopping any CDBG funding shortfall that may occur.

Recommendation of the Finance and Personnel Committee on 04-13-15: \$700,000 in anticipated 2015 CDBG funding for Contract 09-15 (K5-009), CDBG Concrete Reconstruction - Yout Street, be advanced from current and prior years bond issues as well as backstopping any CDBG funding shortfall that may occur.

Fiscal Note: The 2015-2024 CIP anticipates \$700,000 in CDBG funding for Concrete Pavement Replacement.

[15-00284](#)

Subject: Communication from the MIS Director requesting permission to purchase updated Outdoor Wireless equipment from Cisco Systems, Inc. at a cost of \$44,893.92 (Account Number 70113.57355). (Res. No. 15-0154)

Recommendation of the Finance & Personnel Committee: Permission be granted to the MIS Director to purchase updated Outdoor Wireless Equipment from Cisco Systems.

Fiscal Note: The funds are available in the City's 2015 capital budget under account 70113.57355.

[15-00248](#)

Subject: Communication from the Purchasing Agent submitting bid results on Official Notice #1-2015, for one (1) Zodiac Rec Pro 550 with water access ladder and a manufacturer approved trailer. (Res. No. 15-0155)

Recommendation of the Finance & Personnel Committee on 04/13/2015: The purchase of (1) Zodiac Rec Pro 550 with water access ladder with manufacturer approved trailer from Official Notice #1-2015, be awarded to Reed Yacht Sales at their bid price of \$39,237, they being the lowest responsive, responsible bidder.

Fiscal Note: Bid price of \$39,237 with funds available in accounts in 45030 57300 and 20618 57300.

[15-00311](#)

Subject: Communication from the Assistant Director of City Development seeking permission to apply for a W-DNR Knowles Nelson Stewardship Grant for the Machinery Row riverfront promenade (Control #00035). (Res. No. 15-0156)

Recommendation of the Finance & Personnel Committee on

04/13/2015: Permission be granted to the Assistant Director of City Development to apply for a W-DNR Knowles Nelson Stewardship Grant for the Machinery Row riverfront promenade (Control #00035).

Fiscal Note: Realistic endeavor of \$500,000 with 50% match referred. Match from TID.

[15-00306](#)

Subject: (Direct Referral) Request by the Assistant Executive Director of City Development to apply for a US EPA Brownfield Clean Up Revolving Loan Fund (BC RLF) Supplemental Grant (Control #00034). (Res. No. 15-0157)

Recommendation of the Redevelopment Authority on 4-6-15: That the Director of City Development or his designee be authorized to act on the behalf of the Authority to submit to the US EPA an application for a supplemental grant to the BC-RLF, sign all forms and documents necessary, pay all fees, and take necessary action to undertake, direct, complete, and submit the supplemental grant application.

Recommendation of the Finance & Personnel Committee on

04/13/2015: Authorize that the Director of City Development to act on the behalf of the Authority to submit to the US EPA an application for a supplemental grant to the BC-RLF, sign all forms and documents necessary, pay all fees, and take necessary action to undertake, direct, complete, and submit the supplemental grant application (Control #00034).

Fiscal Note: It is estimated that the brownfield cleanup sites represent an estimated needs of funds in excess of \$3,000,000.00. A 20% local match is required (\$600,000.00 local match). Match funds are available via non-EPA grants, Tax Increment Districts, and the Intergovernmental Shared Revenue account (Control #00034).

[15-00309](#)

Subject: (Direct Referral) Request from the Assistant Executive Director of City Development seeking permission to accept a US EPA Area Wide Planning grant for RootWorks. (Res. No. 15-0158)

Recommendation of the Redevelopment Authority on 4-6-15: That the Mayor, City Clerk, Executive Director, or their authorized agent act on behalf of the City to accept the US EPA for Area Wide Planning Grant funds to aid in the development or detailed reuse plans for brownfield sites in the RootWorks redevelopment area, sign documents, and take necessary action to undertake, direct and complete approved grant activities.

Recommendation of the Finance & Personnel Committee on 04/13/2015: Permission be granted to the Mayor, City Clerk, Executive Director, or their authorized agent to accept the US EPA for Area Wide Planning Grant funds, sign documents, and take necessary action to undertake, direct and complete approved grant activities.

Fiscal Note: The grant request is for \$200,000.00 and there is no City Match required. (Grant Control No. 2014-036) (Control #00036).

[15-00308](#)

Subject: (Direct Referral) Request by the Assistant Executive Director of City Development seeking permission to accept a Wisconsin Economic Development Corporation (WEDC) Idle Industrial Site grant for Machinery Row. (Res. No. 15-0159)

Recommendation by the Redevelopment Authority on 4-6-15: That the Mayor, City Clerk, Executive Director or their designee act on behalf of the Authority to accept a \$1,000,000.00 grant from the Wisconsin Economic Development Corporation to aid in the removal of asbestos and lead in the Machinery Row site, sign documents, and take necessary action to undertake, direct, and complete approved grant activities.

Recommendation of the Finance & Personnel Committee on 04/13/2015: Permission be granted to the Mayor, City Clerk, Executive Director or their designee to accept a \$1,000,000.00 grant from the Wisconsin Economic Development Corporation to aid in the removal of asbestos and lead in the Machinery Row site, sign documents, and take necessary action to undertake, direct, and complete approved grant activities.

Fiscal Note: There is a local match of \$3.3 million which will come from a variety of sources including private sector investment and eligible project plan line items from TID 18. (Grant Control No. 2014-041) (Control #00037).

[15-00327](#)

Subject: (Direct Referral) Communication from the City Attorney requesting authorization to represent Public Works employee Charles A. Forbes and all other employees in the lawsuit filed in the Racine County Circuit Court under Case No. 15-CV-0979, Danny Mosley, et al. v. City of Racine, et al. (Res. No. 15-0160)

Recommendation of the Finance & Personnel Committee on

04/13/2015: Permission be granted to the City Attorney be authorize to represent Public Works employee Charles A. Forbes and all other employees in the lawsuit filed in the Racine County Circuit Court under Case No. 15-CV-0979, Danny Mosley, et al. v. City of Racine, et al.

Fiscal Note: N/A

[15-00277](#)

Subject: (Direct Referral) Communication from the City Attorney requesting authorization to represent Racine police officers M. Keland in the lawsuit filed in the U.S. District Court, Eastern District of Wisconsin under Case No. 14-CV-1412, Anthony Morris v. City of Racine, et al. (Res. No. 15-0161)

Recommendation of the Finance & Personnel Committee on

04/13/2015: Permission be granted to the City Attorney to represent Racine police officers M. Keland and all other officers in the lawsuit filed in the U.S. District Court, Eastern District of Wisconsin under Case No. 14-CV-1412, Anthony Morris v. City of Racine, et al.

Fiscal Note: N/A

[15-00298](#)

Subject: Communication from the City Attorney submitting the claim of Clara Grays for consideration.

Recommendation of the Finance & Personnel Committee on

04/13/2015: The claim of Clara Grays be denied.

Fiscal Note: N/A

[15-00331](#)

Subject: (Direct Referral) Communication from the Deputy City Attorney submitting the Local 67, DPW/Parks 2015 collective bargaining agreement for consideration. (Res. No. 15-0162)

Recommendation of the Finance and Personnel Committee on 4-13-15: Recommend approval of the negotiated Local 67, DPW/Parks 2015 collective bargaining agreement.

Fiscal Note: Total base wages for 2015 shall increase by \$11,315.20 over 2014 total base wages.

[15-00332](#)

Subject: (Direct Referral) Communication from the Deputy City Attorney submitting the Local 67, City Hall Clericals 2015 collective bargaining agreement for consideration. (Res. No. 15-0163)

Recommendation of the Finance and Personnel Committee on 4-13-15: Recommend approval of the negotiated Local 67, City Hall Clerical collective bargaining agreement.

Fiscal Note: Total base wages for 2015 shall increase by \$0 over 2014 total base wages.

[15-00333](#)

Subject: (Direct Referral) Communication from the Deputy City Attorney submitting the Local 67, Police Department Clericals 2015 collective bargaining agreement for consideration. (Res. No. 15-0164)

Recommendation of the Finance and Personnel Committee on 4-13-15: Recommend approval of the negotiated Local 67, Police Department Clerical collective bargaining agreement.

Fiscal Note: Total base wages for 2015 shall increase by \$0 over 2014 total base wages.

Public Works and Services Committee Report, by Ald. Kaplan

[15-00285](#)

Subject: Communication from the President of Fourth Fest of Greater Racine, Inc. requesting permission to use City right-of-way for the 4th of July parade and permission to use North Beach for the fireworks.

Recommendation of the Public Works and Services Committee on 04-14-15: That permission be granted to Fourth Fest of Greater Racine, Inc. to close certain City streets on Saturday, July 4, 2015, from 7:00 A.M. to 12:30 P.M., to hold the 2015 Independence Day Parade.

Further recommends that in the interest of public safety, the Commissioner of Public Works, City Engineer and Chief of Police be authorized and directed to close the following streets:

Main Street from Shoreland Avenue to 14th Street; 14th Street from the lake to Racine Street; Michigan Boulevard from Goold Street to St. Patrick Street; Ruby Avenue from South Street to Shoreland Avenue; Walton Avenue, Romaine Avenue, Augusta Street, Wolff Street, William Street, Isabelle Avenue and Melvin Avenue from Main Street to Geneva Street; on Saturday, July 4, 2015, to provide for a Municipal Band Concert, to be held at North Beach Gazebo, and the fireworks display, as part of the Independence Day festivities.

Further recommends that the Commissioner of Public Works be authorized and directed to communicate with the U.S. Coast Guard requesting permission to close the Main Street and State Street bridges to boat traffic for the period from 7:30 A.M. to 12:00 Noon and from 9:00 P.M. to 10:30 P.M.

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.

Further recommends this item be referred to the Board of Parks, Recreation and Cultural Services.

Fiscal Note: Since the City is a co-sponsor of this event, there are no stipulations.

[15-00294](#)

Subject: Communication from The Prairie School requesting the installation of athletic recognition signs on the City's main entryways. (Res. No. 15-0165)

Recommendation of the Public Works and Services Committee on 04-14-15: Recommends the request by The Prairie School to provide panels for athletic recognition, subject to design review and approval by the Traffic Engineer, to be installed on the entry signs located on Highway 20, Highway 32 and on Highway 38 be approved.

Fiscal Note: The Prairie School is solely responsible for all costs associated with fabrication and installation of these signs, including staff time and expenses incurred in replacing/updating the City-owned entry signs.

[15-00321](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer requesting a preliminary resolution for sewer lateral and sanitary sewer for Kewaunee Street - Chatham Street to Michigan Boulevard. (Res. No. 15-0168)

Recommendation of the Public Works and Services Committee on 04-14-15: A preliminary resolution be introduced for sewer lateral and sanitary sewer at the following location:

Sewer Lateral

Kewaunee Street - Chatham Street to Michigan Boulevard

Sanitary Sewer

Kewaunee Street - Chatham Street to Michigan Boulevard

Fiscal Note: N/A

[15-00322](#)

Subject: Communication from the Commissioner of Public Works submitting bid results on Contract 09-15 (K5-009), CDBG Concrete Reconstruction - Yout Street. (Res. No. 15-0166)

Recommendation of the Public Works and Services Committee on 04-14-15: That Contract 09-15 (K5-009), CDBG Concrete Reconstruction - Yout Street, be awarded to A.W. Oakes & Son, Inc., at their bid price of \$1,402,276.50, it being the lowest responsible bidder.

Further recommends that funds to defray the cost of this public works project be appropriated from the following Org-Objects:

\$ 28,339.00 - Org-Object 45040-57500, DPW-Paving
\$ 150,000.00 - Org-Object-Project 20126-57500-40001, DPW-Paving 2015 LRIP
\$ 700,000.00 - Org-Object-Project 20045-57500, DPW-Paving 2015 CDBG
\$ 240,611.75 - Org-Object 22640-57560, Sanitary Sewers
\$ 162,693.38 - Org-Object-Project 40102-57560, RWWU-Sewer Relay
\$ 120,632.37 - Org-Object 60484-57570, Storm Sewers
\$1,402,276.50 - Total

Fiscal Note: Funds are available as herein delineated.

[15-00323](#)

Subject: Resolution 15-0148, created April 8, 2015, being a final resolution relating to street improvements on: (Res. No. 15-0167)

PORTLAND CEMENT CONCRETE PAVING

Howe Street - Seventeenth Street to Sixteenth Street
Rosalind Avenue - Spruce Street to Knoll Place
Old Mill Drive - Northwestern Avenue to Cul-de-sac

BITUMINOUS CONCRETE PAVING

Luedtke Court - Spring Street to Luedtke Avenue - Dead End to Luedtke Avenue

Recommendation of the Public Works and Services Committee on 04-14-15: That Resolution 15-0148, of April 8, 2015, be amended to delete:

PORTLAND CEMENT CONCRETE PAVING

Old Mill Drive - Northwestern Avenue to Cul-de-sac

BITUMINOUS CONCRETE PAVING

Luedtke Court - Spring Street to Luedtke Avenue - Dead End to Luedtke Avenue

And, as amended, Resolution No. 15-0148, of April 8, 2015, be adopted.

Fiscal Note: N/A

[15-00334](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/City Engineer submitting an easement request from WE Energies for 1214 Grove Avenue. (Res. No. 15-0169)

Recommendation of the Public Works and Services Committee on 04-14-15: The Mayor and City Clerk be authorized and directed to enter into an easement agreement in which the City of Racine grants WE Energies permission to construct, erect, operate, maintain and replace overhead utility facilities at 1214 Grove Avenue.

Fiscal Note: N/A

Public Safety and Licensing Committee Report, by Ald. Holding

[15-00024](#)

Subject: Communication from the Alderman of the 11th District, requesting a change to ordinance 22-1066 to prohibit the issuance of a public passenger vehicle license to applicants with OWI convictions within the past 5 years. (Ord. 06-15)

Recommendation of the Public Safety and Licensing Committee on February 10, 2015: Deferred.

Recommendation of the Public Safety and Licensing Committee on February 24, 2015: Deferred.

Recommendation of the Public Safety and Licensing Committee on March 10, 2015: Deferred.

Recommendation of the Public Safety and Licensing Committee on April 14, 2015: That the communication from the Alderman of the 11th District, requesting a change to ordinance 22-1066 to prohibit the issuance of a public passenger vehicle license to applicants with OWI convictions within the past 5 years be approved as amended.

Fiscal Note: N/A

[15-00198](#)

Subject: (Direct Referral) (**Renewal**) Application of Wisconsin Discount, Yasin Abdel Karim, Agent for a Secondhand Jewelry Dealer's license and a Secondhand Article Dealer license for 2724 Sixteenth Street (2015-16) (9th District).

Recommendation of the Public Safety and Licensing Committee on April 14, 2015: That the renewal application of Wisconsin Discount, Yasin Abdel Karim, Agent for a Secondhand Jewelry Dealer's license and a Secondhand Article Dealer license for 2724 Sixteenth Street be approved.

Fiscal Note: N/A

[15-00239](#)

Subject: New application of Greentree Massage LLC for a Massage Establishment Permit for 422B Main Street, Suite 204, 2015-2016. (1st District)

Recommendation of the Public Safety and Licensing Committee on April 14, 2015: That the new application of Greentree Massage LLC for a Massage Establishment Permit for 422B Main Street, Suite 204, 2015-2016 be approved.

Fiscal Note: N/A

[15-00240](#)

Subject: New application of Rustic Roots Massage LLC for a Massage Establishment Permit for 422B Main Street, Suite 203, 2015-2016. (1st District)

Recommendation of the Public Safety and Licensing Committee on April 14, 2015: That the new application of Rustic Roots Massage LLC for a Massage Establishment Permit for 422B Main Street, Suite 203, 2015-2016 be approved.

Fiscal Note: N/A

Traffic Commission Report, by Ald. Kaplan

[14-10625](#)

Subject: Communication from the Alderman of the 2nd District requesting referral to the Traffic Commission a request to remove the east/west stop signs on DeKoven Avenue at Mead Street.

Recommendation of the Traffic Commission on October 20, 2014:
Defer

Recommendation of the Traffic Commission on November 17, 2014: Recommends that the request to remove the stop signs on the east and west approaches of the intersection of DeKoven Avenue and Mead Street be approved.

Fiscal Note: The estimated cost of this signage change will result in a removal cost of \$100 and no annual maintenance cost.

Recommendation of the Traffic Commission on January 19, 2015:
Defer

Recommendation of the Traffic Commission on March 16, 2015: Recommends that the request to remove the stop signs on the east and west approaches of the intersection of DeKoven Avenue and Mead Street be approved.

Fiscal Note: The estimated cost of this signage change will result in a removal cost of \$100.00 and no annual maintenance cost.

[14-10626](#)

Subject: Communication from the Alderman of the 2nd District requesting referral to the Traffic Commission a request to add stop signs on De Koven Avenue at Franklin Street, making it a four-way stop.

Recommendation of the Traffic Commission on October 20, 2014:

Defer

Recommendation of the Traffic Commission on November 17,

2014: Receive and file.

Fiscal Note: N/A

Recommendation of the Traffic Commission on January 19, 2015:

Defer

Recommendation of the Traffic Commission on March 16, 2015:

Recommends that the communication be received and filed.

Fiscal Note: N/A

[15-00125](#)

Subject: Communication from the Alderman of the 1st District, on behalf of the Walden III School students, requesting a 4-way stop at the intersection of 10th Street and Center Street.

Recommendation of the Traffic Commission on March 16, 2015:

Recommends that the communication be received and filed.

Fiscal Note: N/A

[15-00273](#)

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

A. Recommends that Section 94-66 (1) of Schedule C of the Municipal Code of the General Ordinances of the City of Racine relative to "Through Streets" be amended:

By Deleting:

1. DeKoven Avenue, from west line of Wisconsin Avenue to east line of Taylor Avenue except at Mead Street.

By Including:

1. DeKoven Avenue, from west line of Wisconsin Avenue to east line of Taylor Avenue.

B. Recommends that Section 94-66 (3) of Schedule C of the Municipal Code of the General ordinances of the City of Racine relative to "All-way stop intersections" be amended:

By Deleting:

1. Mead Street and DeKoven Avenue.

C. Recommends that Section 94-141 (1) of Schedule F of the Municipal Code of the General Ordinances of the City of Racine relative to "No parking at any time" be amended:

By Including:

1. Eighth Street, south side, from Washington Avenue to Marquette Street.

D. Recommends that Section 94-143 (21) of Schedule G of the Municipal Code of the General Ordinances of the City of Racine relative to "Two-hour parking from 7:00 A.M. to 6:00 P.M., except on Saturdays, Sundays and holidays" be amended:

By Deleting:

1. Park Avenue, east side, from 12th Street south 140 feet.

City Plan Commission Report, by Ald. Wiser

[14-10831](#)

Subject: (Direct Referral) Consideration of an amendment to the 2035 Comprehensive Land Use Plan Map designation for properties at 1223 Ohio Street and 1212, 1218 & 1222 Virginia Street from Medium Density Residential to Commercial.

Recommendation of the City Plan Commission on 4-8-15: That the request for an amendment to the Comprehensive Land Use Plan designation for properties at 1223 Ohio Street and 1212, 1218 & 1222 Virginia Street from Medium Density Residential to Commercial be denied based on the findings as follows:

1. The proposed amendment is inconsistent with the goals, objectives, and policies of the plan.
2. The proposed amendment leads to detrimental environmental effects.
3. The proposed amendment is not compatible with surrounding uses.
4. The existing local City (County) facilities and services are not adequate to serve the type of development associated with the amendment.
5. The proposed amendment at the proposed location does not enhance economic development within the City.

Fiscal Note: N/A

[14-10786](#)

Subject: (Direct Referral) A request from Richard Donner of Reinhart Boerner Van Dueren s.c., representing TMC Wisconsin 2 LLC, for the rezoning of the south side of Washington Avenue in the 4600 Block between Ohio Street and Virginia Street from B-1 Neighborhood Convenience, R-2 Single Family Residence, and R-3 Limited General Residence to B-2 Community Shopping District.

Recommendation of the City Plan Commission on 4-8-15: That the request for the rezoning of the south side of Washington Avenue in the 4600 block between Ohio Street and Virginia Street to B-2 Community Shopping District be received and filed.

Fiscal Note: N/A

[14-10787](#)

Subject: (Direct Referral) A request from Richard Donner of Reinhart Boerner Van Dueren s.c., representing TMC Wisconsin 2 LLC, for a conditional use permit to allow for a CVS Pharmacy on the south side of Washington Avenue in the 4600 Block between Ohio Street and Virginia Street.

Recommendation of the City Plan Commission on 4-8-15: That the request for a conditional use permit to allow a CVS Pharmacy on the south side of Washington Avenue in the 4600 block between Ohio Street and Virginia Street be received and filed.

Fiscal Note: N/A

[15-00115](#)

Subject: Ordinance 02-15

To recreate Section 114-260 - Large Vehicle Parking of the Municipal Code of the City of Racine, Wisconsin.

Recommendation of the Public Works and Services Committee on 02-10-15: Defer

Recommendation of the Public Works and Services Committee on 02-24-15: That Ordinance 02-15 be adopted.

Recommendation of the City Plan Commission on 3-25-15: That the Ordinance be adopted.

Fiscal Note: N/A

[15-00214](#)

Subject: (Direct Referral) Communication to rescind Legislative File 15-00115 relating to Ord. 02-15.

Recommendation of the Public Works and Services Committee on 03-10-15: Rescind Legislative File 15-00115 relating to Ord. 02-15.

Further recommends that this item be referred to the City Plan Commission.

Recommendation of the City Plan Commission on 04-08-15: That the item be received and filed.

Fiscal Note: N/A

[15-00300](#)

Subject: (Direct Referral) Request from Ed Malacara, representing William Garcia & Luis Bautista, for a conditional use permit to operate an automobile repair facility known as "B & L Auto Repair" at 1304 Douglas Avenue. (Res. No. 15-0171)

Recommendation of the City Plan Commission on 4-8-15: That the request be approved, subject to conditions.

Fiscal Note: N/A

[15-00301](#)

Subject: (Direct Referral) Request from Marvin Letven, representing RUGN (Racine Urban Garden Network) for a conditional use permit to allow a community garden at 3825 Erie Street. (PC-15) (Res. No. 15-0172)

Recommendation of the City Plan Commission on 4-8-15: That the request be approved, subject to conditions.

Fiscal Note: N/A

Redevelopment Authority of the City of Racine Report, by Ald. Morgenroth

[15-00304](#)

Subject: (Direct Referral) Communication from the Director of City Development requesting creation of a REC Adjustment Grant for small businesses.

Recommendation of the Redevelopment Authority on 4-6-15: That the Common Council create a REC Adjustment Grant as described in Authority resolution 15-11 to assist the growth of commercial businesses and increase the occupancy of existing commercial space.

Further recommends that this recommendation be referred to the Finance and Personnel Committee for its review and recommendation.

Fiscal Note: Intergovernmental Sewer Revenue Sharing funds are available for the grant. \$25,000 annually would ensure sufficient coverage based on review of past REC fees on existing commercial buildings. This estimate will be adjusted based on actual experience after the grant program is established.

Committee of the Whole Report, by Ald. DeHahn

[14-10389](#)

Subject: (Direct Referral) Communication from the Alderman of the 12th District recommending that signs for the Downtown tourist locations be larger and more numerous.

Recommendation of the Traffic Commission on July 21, 2014:

Deferred

Recommendation of the Traffic Commission on October 20, 2014:

Recommends that the item be referred to the Public Works and Services Committee.

Recommendation of the Public Works and Services Committee on November 11, 2014: Deferred

Recommendation of the Public Works and Services Committee on

January 27, 2015: That this item be referred to the Committee of the Whole for consideration.

Recommendation of the Committee of the Whole on 04-15-2015:

that staff be directed to contact outside municipalities for wayfaring help and further directing the City Administrator to coordinate with organizations that have expressed an interest in updating signage to create a strategic plan.

Fiscal Note: N/A

[14-10409](#)

Subject: Communication from the alderman of the 6th District requesting a meeting of the Committee of the Whole to discuss future of CAR25/BelleTV and revision of ordinance to allow for one Cable Commission member to be a non-City resident.

Recommendation of the Committee of the Whole on 09-13-2014:

the Item be Deferred.

Recommendation of the Committee of the Whole on 09-16-2014:

That the Cable Commission ordinance be amended to permit one (1) non-City resident to serve on the Commission. Further, that the Item be Deferred for the Mayor to consult with the Cable Commission pursuant to section 26-23(6) of the Code for the purpose of permitting the Commission to review and comment on the Mayor's proposed Cable Commission budget prior to adoption by the Council.

Recommendation of the Committee of the Whole on 04-15-2015:

the Item be received and filed.

Fiscal Note: N/A

[14-10730](#)

Subject: Communication from the Alderman of the 15th District calling for a discussion by the Committee of the Whole regarding the failure of the City to provide requested information to the City Council.

Recommendation of the Committee of the Whole on 02-02-2015: the Item be Deferred.

Recommendation of the Committee of the Whole on 04-15-2015: the Item be received and filed.

Fiscal Note: N/A

[15-00106](#)

Subject: Communication from the Alderman of the 11th District requesting that the Common Council direct the City Attorney to draft and submit an ordinance repealing or modifying Chapter 26 of the Municipal Code of the City of Racine, to the extent that the statewide television franchise system renders it superfluous or inconsistent with state law.

Recommendation of the Committee of the Whole on 04-15-2015: that the City Attorney be directed to draft an ordinance repealing or modifying Chapter 26 of the Municipal Code of the City of Racine, to the extent that the statewide television franchise system renders it superfluous or inconsistent with state law.

Fiscal Note: N/A

[15-00297](#)

Subject: Communication from the aldermen of the 7th and 11th districts requesting to approve a resolution opposing the elimination of the Personal Property Tax. (Res. No. 15-0174)

Recommendation of the Committee of the Whole on 04-15-2015: Approve the Resolution.

Fiscal Note: N/A

Office of the Mayor Report, by Ald. DeHahn

[15-00338](#)

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

Appoint Melissa Kaprelian-Becker 2050 LaSalle St. Racine, 53402 to the Library Board filling the current vacancy, expiring June 1, 2017

Reappoint Dr. Mohammed Rafiullah 3001 Michigan Blvd. Racine, 53402 to the Board of Health for a 2 year term, expiring April 1, 2017

Reappoint Alderman James Kaplan 400 Kewaunee St. Racine, 53402 to the Board of Health for a 1 year term, expiring April 1, 2016

Reappoint Alderwoman Sandra Weidner 2310 Thor Ave Racine, 53405 to the Cemetery Board for a 1 year term, expiring April 1, 2016

Board of Health Report, by Ald. Kaplan[14-10796](#)**Subject:** (Direct Referral) Ordinance 12-14 Dangerous Animals

To repeal and recreate Sections of Chapter 10 - Animals of the Municipal Code of Racine, Wisconsin.

Recommendation of the City Attorney: That Ordinance 12-14 be adopted.

Recommendation of the Board of Health on 4-14-15: That this be adopted as amended.

Fiscal Note: N/A

[15-00330](#)

Subject: (Direct Referral) Ordinance 04-15 - Urban Chickens
Communication to repeal and recreate Sections of Chapter 10 - Animals of the Municipal Code of the City of Racine, Wisconsin.

Recommendation of the Board of Health on 4-14-15: That Ordinance 04-15 - Urban Chickens be adopted as amended.

Fiscal Note: N/A

Board of Parks, Recreation, and Cultural Services Report, by Ald. McCarthy[15-00116](#)

Subject: (Direct Referral) Communication to repeal & recreate Section 70-101 - Closing Hours of Chapter 70 Article III. Division of the Municipal Code of the City of Racine. (Ord. 01-15)

Recommendation of the Board of Parks, Recreation & Cultural Services on 2-11-15: Defer

Recommendation of the Board of Parks, Recreation & Cultural Services on 3-1-15: That this be adopted as amended.

Fiscal Note: N/A

Recommendation of the Board of Parks, Recreation & Cultural Services on 4-8-15: Attorney's Office to prepare the recommended revisions to Ordinance 01-15, Park Closing Hours and further recommend a public hearing be scheduled before the Common Council.

Fiscal Note: N/A

H. Resolutions

[Res.15-0151](#) Pedestrian Safety Grant

Resolved, that permission is granted to the Chief of Police to apply and accept funding for the Pedestrian Safety Grant (Grant Control #00026).

Fiscal Note: Grant amount is \$4,000.00. There is a City (soft) match required of \$1,000.00.

Sponsors: QA Shakoor

[Res.15-0152](#) 2015 Enhanced Collaborative Model to Combat Human Trafficking Grant

Resolved, that permission is granted to the Chief of Police to apply for the 2015 Enhanced Collaborative Model to Combat Human Trafficking Grant (Grant Control #00028).

Fiscal Note: Grant funds will be between \$600,000.00 and \$900,000.00 over a 3 year period. The City will soft match of 25%.

Sponsors: QA Shakoor

[Res.15-0153](#) Contract 09-15 (K5-009), CDBG Concrete Reconstruction - Yout Street

Resolved, that \$700,000.00 in anticipated 2015 CDBG funding for Contract 09-15 (K5-009), CDBG Concrete Reconstruction - Yout Street, is approved to be advanced from current and prior years bond issues as well as backstopping any CDBG funding shortfall that may occur.

Fiscal Note: The 2015-2024 CIP anticipates \$700,000.00 in CDBG funding for Concrete Pavement Replacement.

Sponsors: QA Shakoor

[Res.15-0154](#) Purchase of Outdoor Wireless Equipment from Cisco Systems, Inc.

Resolved, that permission is granted to the MIS Director to purchase updated Outdoor Wireless Equipment from Cisco Systems at a cost of \$44,893.92.

Fiscal Note: The funds are available in the City's 2015 capital budget under account 70113.57355.

Sponsors: QA Shakoor

[Res.15-0155](#) Official Notice #1-2015 - Purchase of Zodiac Rec Pro 550

Resolved, that the purchase of one (1) Zodiac Rec Pro 550 with water access ladder with manufacturer approved trailer from Official Notice #1-2015, is awarded to Reed Yacht Sales at its bid price of \$39,237.00, it being the lowest responsive, responsible bidder.

Fiscal Note: Bid price of \$39,237.00 with funds available in accounts in 45030 57300 and 20618 57300.

Sponsors: QA Shakoor

[Res.15-0156](#) W-DNR Knowles Nelson Stewardship Grant for the Machinery Row Riverfront Promenade

Resolved, that permission is granted to the Assistant Director of City Development to apply for a W-DNR Knowles Nelson Stewardship Grant for the Machinery Row riverfront promenade (Grant Control #00035).

Fiscal Note: Realistic endeavor of \$500,000.00 with 50% match referred. Match from TID.

Sponsors: QA Shakoor

[Res.15-0157](#) US EPA Brownfield Clean-Up Revolving Loan Fund (BC-RLF) Supplemental Grant

Resolved, that the Directory of City Development is authorized to act on the behalf of the Authority to submit to the US EPA an application for a supplemental grant to the BC-RLF, sign all forms and documents necessary, pay all fees, and take necessary action to undertake, direct, complete, and submit the supplemental grant application(Grant Control #00034).

Fiscal Note: It is estimated that the brownfield clean-up sites represent an estimated need of funds in excess of \$3,000,000.00. A 20% local match is required (\$600,000.00 local match). Match funds are available via non-EPA grants, Tax Increment Districts, and the Intergovernmental Shared Revenue account (Grant Control #00034).

Sponsors: QA Shakoor

[Res.15-0158](#) US EPA Area Wide Planning Grant for RootWorks

Resolved, that permission is granted to the Mayor, City Clerk, and Executive Director, or their authorized agent to accept the US EPA for Area Wide Planning Grant funds, sign documents, and take necessary action to undertake, direct and complete approved grant activities.

Fiscal Note: The grant request is for \$200,000.00 and there is no City Match required. (Grant Control No. 2014-036) (Grant Control #00036).

Sponsors: QA Shakoore

[Res.15-0159](#) Wisconsin Economic Development Corporation (WEDC) Idle Industrial Site Grant for Machinery Row

Resolved, that permission is granted to the Mayor, City Clerk, and Executive Director or their designee to accept a \$1,000,000.00 grant from the Wisconsin Economic Development Corporation to aid in the removal of asbestos and lead in the Machinery Row site, sign documents, and take necessary action to undertake, direct, and complete approved grant activities.

Fiscal Note: There is a local match of \$3.3 million which will come from a variety of sources including private sector investment and eligible project plan line items from TID 18. (Grant Control No. 2014-041) (Grant Control #00037).

Sponsors: QA Shakoore

[Res.15-0160](#) Represent Employees in Racine County Circuit Court Case No. 15-CV-0979, Danny Mosley, et al. v. City of Racine, et al

Resolved, that the City Attorney is authorized to represent Public Works employee Charles A. Forbes and all other employees in the lawsuit filed in the Racine County Circuit Court under Case No. 15-CV-0979, Danny Mosley, et al. v. City of Racine, et al.

Fiscal Note: N/A

Sponsors: QA Shakoore

[Res.15-0161](#) Represent Racine Police Officer in U.S. District Court, Eastern District of Wisconsin under Case No. 14-CV-1412, Anthony Morris v. City of Racine, et al

Resolved, that the City Attorney is authorized to represent Racine police officer M. Keland and all other officers in the lawsuit filed in the U.S. District Court, Eastern District of Wisconsin under Case No. 14-CV-1412, Anthony Morris v. City of Racine, et al.

Fiscal Note: N/A

Sponsors: QA Shakoor

[Res.15-0162](#) Local 67, DPW/Parks 2015 Collective Bargaining Agreement

Resolved, that the negotiated Local 67, DPW/Parks 2015 collective bargaining agreement is approved.

Fiscal Note: Total base wages for 2015 shall increase by \$11,315.20 over 2014 total base wages.

Sponsors: QA Shakoor

[Res.15-0163](#) Local 67, City Hall Clericals 2015 Collective Bargaining Agreement

Resolved, that the negotiated Local 67, City Hall Clericals collective bargaining agreement is approved.

Fiscal Note: Total base wages for 2015 shall increase by \$0 over 2014 total base wages.

Sponsors: QA Shakoor

[Res.15-0164](#) Local 67, Police Department Clericals 2015 Collective Bargaining Agreement

Resolved, that the negotiated Local 67, Police Department Clericals collective bargaining agreement is approved.

Fiscal Note: Total base wages for 2015 shall increase by \$0 over 2014 total base wages.

Sponsors: QA Shakoor

[Res.15-0165](#) Installation of Athletic Recognition Signs on City's Main Entryways

Resolved, that the request of The Prairie School to provide panels for athletic recognition, subject to design review and approval by the Traffic Engineer, to be installed on the entry signs located on Highway 20, Highway 32 and on Highway 38 is approved.

Fiscal Note: The Prairie School is solely responsible for all costs associated with fabrication and installation of these signs, including staff time and expenses incurred in replacing/updating the City-owned entry signs.

Sponsors: Jim Kaplan

[Res.15-0166](#) Contract 09-15 (K5-009), CDBG Concrete Reconstruction - Yout Street

Resolved, that Contract 09-15 (K5-009), CDBG Concrete Reconstruction - Yout Street, is awarded to A.W. Oakes & Son, Inc., at its bid price of \$1,402,276.50, it being the lowest responsible bidder.

Fiscal Note: Funds to defray the cost of this public works project be appropriated from the following Org-Objects:

\$ 28,339.00 - Org-Object 45040-57500, DPW-Paving
\$ 150,000.00 - Org-Object-Project 20126-57500-40001, DPW-Paving
2015 LRIP
\$ 700,000.00 - Org-Object-Project 20045-57500, DPW-Paving 2015
CDBG
\$ 240,611.75 - Org-Object 22640-57560, Sanitary Sewers
\$ 162,693.38 - Org-Object-Project 40102-57560, RWWU-Sewer Relay
\$ 120,632.37 - Org-Object 60484-57570, Storm Sewers
\$1,402,276.50 - Total

Sponsors: Jim Kaplan

[Res.15-0167](#) Amend Resolution 15-0148

Resolved, that Resolution 15-0148, of April 8, 2015, is to be amended to delete:

PORTLAND CEMENT CONCRETE PAVING

Old Mill Drive - Northwestern Avenue to Cul-de-sac

BITUMINOUS CONCRETE PAVING

Luedtke Court - Spring Street to Luedtke Avenue - Dead End to Luedtke Avenue

And, as amended, Resolution No. 15-0148, of April 8, 2015, is to be adopted.

Fiscal Note: N/A

Sponsors: Jim Kaplan

[Res.15-0168](#) 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. 66.0703, Wisconsin Statutes, to levy special assessments upon property within the following described area for benefits conferred upon such property by improvement of the following street(s):

All property fronting upon both sides:

SEWER LATERAL

Kewaunee Street - Chatham Street to Michigan Boulevard

SANITARY SEWER

Kewaunee Street - Chatham Street to Michigan Boulevard

2. The total amount assessed against such district shall not exceed the total cost of the improvements and the amount assessed against any parcel shall not be greater than the benefits accruing thereto from said improvements.

3. The assessments against any parcel may be paid in cash or in ten (10) annual installments.

4. The Commissioner of Public Works is directed to prepare a report consisting of:

a. Preliminary or final plans and specifications for said improvement.

b. An estimate of the entire cost of the proposed work or improvement.

c. An estimate, as to each parcel of property within the assessment district, of:

(1) The assessment of benefits to be levied.

(2) The damages to be awarded for property taken or damaged.

(3) The net amount of such benefits over damages or the net amount of such damages over benefits.

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

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

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

Fiscal Note: N/A

Sponsors: Jim Kaplan

[Res.15-0169](#) Easement Request from WE Energies for 1214 Grove Avenue

Resolved, that the Mayor and City Clerk are authorized and directed to enter into an easement agreement in which the City of Racine grants WE Energies permission to construct, erect, operate, maintain and replace overhead utility facilities at 1214 Grove Avenue.

Fiscal Note: N/A

Sponsors: Jim Kaplan

[Res.15-0170](#) 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 14th day of April, 2015 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

Monarch Drive - Emstan Hills Road to Biscayne Avenue
Orchard Street - Nineteenth Street to Twentieth Street
Pine Ridge Circle - Pine Ridge Lane (N) to Pine Ridge Lane (S)
Pine Ridge Lane - Waterbury Lane to Pine Ridge Circle (N)
Pine Ridge Lane - Chicory Road to Waterbury Lane

Bituminous Concrete Paving

Monarch Drive - Emstan Hills Road to Biscayne Avenue

Curb & Gutter

Monarch Drive - Emstan Hills Road to Biscayne Avenue
Pine Ridge Circle - Pine Ridge Lane (N) to Pine Ridge Lane (S)
Pine Ridge Lane - Waterbury Lane to Pine Ridge Circle (N)
Pine Ridge Lane - Chicory Road to Waterbury Lane

Sewer & Water

Orchard Street - Nineteenth Street to Twentieth Street

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 6% per annum on the unpaid balance.
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.

Sponsors: Jim Kaplan

[Res.15-0171](#) B & L Auto Repair at 1304 Douglas Avenue

Resolved, that the request by Ed Malacara, representing William Garcia and Luis Bautista, for a conditional use permit to operate "B & L Auto Repair", an automobile repair facility, at 1304 Douglas Avenue, is approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission at the April 8, 2015 meeting 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 this request is subject to review of the Douglas Avenue Corridor District and Business Improvement District.
- d. That the hours of operation may be from 8:00 a.m. - 6:00 p.m., Monday through Saturday.
- e. That a revised parking plan properly showing the landscape island and modification to the parking areas, including the removal of the parking space in front of the entry door/utility area, be provided to the Department of City Development prior to issuance of an occupancy permit.
- f. That no engine repair, transmission repair or service, axle work, body work, or painting be allowed.
- g. That all aspects of the operation must be contained indoors, including the storage of parts and equipment. No outdoor display of parts, air hoses, vending machines, tires, or other materials is allowed at any time.
- h. That the applicants shall obtain a Waste Tire Generator License as required by the City Clerk's office prior to issuance of an occupancy permit.
- i. That the vehicles for repair shall be limited to private passenger automobiles and personal trucks or vans. No commercial vehicle repair is allowed.
- j. That the applicants obtain a parking agreement to accommodate for

the shortage of on-site available parking for up to 16 additional vehicles. This agreement shall include a site plan of the lot showing the available parking spaces. A copy of said agreement and plan, signed by all applicants and property owners, shall be provided to the Department of City Development prior to issuance of an occupancy permit.

k. All vehicles, including customer, vehicles awaiting repair or pick-up, or employee must be parked on-site in designated parking stalls or in authorized off-site parking as noted above in item j. Street parking is not allowed.

l. The lot shall be striped and wheel stops installed for all on-site parking spaces prior to issuance of an occupancy permit.

m. If exterior lighting is to be installed, a lighting plan and cut sheets of the luminaries to be used shall be provided to City Development staff for review and approval. All lighting shall be shielded to be contained on-site.

n. That no junk or inoperable vehicles, or vehicles with expired tags, may be stored, and no vehicle salvage shall be conducted at this location.

o. That all signs shall be professionally made and approved by the Department of City Development, and reviewed by the Douglas Avenue Corridor District and BID, prior to issuance of a sign permit.

p. That the dumpster shall be screened with 6-foot wood fence with front gates prior to issuance of an occupancy permit.

q. That the area on the west side of the building around the windows and below shall be re-painted prior to issuance of an occupancy permit.

r. That a landscape plan for the planting area along Douglas Avenue shall be submitted to the Department of City Development for review and approval. Landscaping shall be installed prior to issuance of an occupancy permit.

s. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission and no minor changes be made from the conditions of this permit without the approval of the

Common Council.

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

Fiscal Note: N/A

Sponsors: Dennis Wisner

[Res.15-0172](#) Community Garden at 3825 Erie Street

Resolved, that the request from Marvin Letven, representing RUGN (Racine Urban Garden Network) for a conditional use permit to allow a community garden at 3825 Erie Street is approved, subject to the following conditions:

- a. That the plans presented to the Plan Commission on April 8, 2015, be approved subject to the conditions contained herein.
- b. That the garden shall be the responsibility of the RUGN and individual plot users shall be subject to these conditions as well as the RUGN Rules and Regulations.
- c. That no outdoor storage of supplies, materials, or equipment shall be allowed.
- d. That signage is not approved with this review. Any request for future signage shall require a minor amendment to the conditional use. Signage shall be limited to 12 square feet, be no taller than 4 feet, be located no closer than 10 feet from any property line, be no closer than 75 feet from any other zoning lot, and may not be located on the church building or parsonage.
- e. That the applicant shall require all garden users to remove their trash and yard debris from the site daily.
- f. That the applicant shall provide City staff with the location and materials for the tool storage container, and indicate its location on the site plan, for review and approval prior to its installation.
- g. That the property owner and applicant shall be responsible for snow, ice and debris removal service for the site and surrounding sidewalks as required.
- h. 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.
- i. That this permit is subject to Plan Commission review for compliance with the listed condition, lease agreement, and guidelines and rules.

Fiscal Note: N/A

Sponsors: Dennis Wisner

[Res.15-0174](#)

Resolution Concerning Elimination of Personal Property Taxes

WHEREAS, the State of Wisconsin has been regularly and consistently reducing aid payments to municipalities and exempting property taxes for certain businesses and industries for the past forty years which has shifted the property tax burden to residential homeowners.

WHEREAS, Representative Bob Kulp (R-Stratford) and Senator Tom Tiffany (R-Hazelhurst) plan to introduce legislation that would eliminate both the personal property tax and the computer aid payments made to local governments; and

WHEREAS, the total statewide personal property tax levy in 2013 (collected in 2014) was \$290 million; and

WHEREAS, the State has been making computer aid payments to local governments since 2001 to offset the personal property tax exemption for computer equipment that was created that year, with the total payment for 2015 set at \$83.8 million; and

WHEREAS, elimination of the personal property tax on businesses will result in even more of the property tax burden shifting to residential homeowners, who, on average already pay 70% of the statewide property tax levy; and

WHEREAS, the impact of eliminating the personal property tax will be greatest in the cities and villages where most of the personal property tax base is located, and

WHEREAS, fully exempting all personal property from the property tax will likely result in a reduction in the incremental levy for many tax incremental finance districts;

WHEREAS, in 2014 (collected in 2015) the City of Racine's loss of computer aid payment for exempt computers would mean \$421,018 less for the City's General Fund and \$211,917 less for the City's TIDs, for a total decrease in state aid payments of \$632,935; and

WHEREAS, in the City of Racine, the shift to residential homeowners would be \$1,745,385 of tax levy for just the City portion of property taxes and the resulting equalized tax rate increase will be \$0.5630 per \$1,000 valuation.

NOW THEREFORE BE IT RESOLVED, that the City of Racine opposes any attempt by the State Legislature to eliminate the personal property tax and the computer aid payments local governments receive for

tax-exempt computer and related equipment; and at a minimum, the loss in local tax base and resulting tax shift must be addressed before moving forward with the legislation.

Fiscal Note: N/A

Sponsors: Raymond DeHahn

I. Consent Agenda Items

J. Ordinances

[Ord.05-15](#) Ordinance 05-15 - Appointment of Humane Officers

An ordinance to create a section in Chapter 2 - Administration, Article IV Departments, Division 6. - Police Department, of the Municipal Code of the City of Racine, Wisconsin for the appointment of humane officers.

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

Part 1: To amend - Administration Chapter 2, Article IV Departments, Division 6. - Police Department of the Municipal Code of the City of Racine, Wisconsin by adding the following section:

“Sec. 2-412. - Appointment of Humane Officers

- (a) The Common Council shall appoint one or more humane officers. Humane officers shall have all of the powers and duties established under Wisconsin Statutes Chapter 173.
- (b) The Chief of Police is hereby designated as the official who may modify or withdraw abatement orders issued pursuant to Section 173.11, Wis. Stats.”

Part 2: Sections 2-413 - 2-430 are hereby reserved.

Part 3: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City Common Council and publication or posting as required by law.

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Gregory Holding

Ord.06-15 Ordinance 06-15

An ordinance to amend Sec. 22-1066. - Driver's licenses-Required; application of the Municipal Code of the City of Racine, Wisconsin to prohibit issuance of a public passenger vehicle license to applicants with OWI convictions within the past five years.

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

Part 1: To renumber subsection "(d) *Action on application*" to subsection "(e)" in Chapter 22, Article XXVIII, Division 3. - Drivers, Sec. 22-1066. - Driver's licenses-Required; application of the Municipal Code of the City of Racine, Wisconsin.

Part 2: To amend Chapter 22, Article XXVIII, Division 3. - Drivers, Sec. 22-1066. - Driver's licenses-Required; application of the Municipal Code of the City of Racine, Wisconsin by adding the new subsection (d) as follows:

"(d) No license shall be issued to any applicant who has an OWI conviction within the previous two years or two or more convictions within the previous five years."

Part 3: This ordinance shall take effect upon passage by a majority vote of the members-elect of the City Common Council and publication or posting as required by law.

Passed by the Common Council:

Approved:

Mayor

Attest:

City Clerk

Fiscal Note: N/A

Sponsors: Gregory Holding

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 262-636-9171 at least 48 hours prior to this meeting.