



City of Racine

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

Meeting Agenda - Final Common Council

*Mayor John T. Dickert, Alderman Q.A. Shakoor, II, Alderman Eric Marcus,
Alderman Michael Shields, Alderman Ronald D. Hart, Alderman Jim Kaplan,
Alderman Dennis Wiser, Alderman Aron Wisneski, Alderman Sandy Weidner, Alderman Terry McCarthy, Alderman Raymond DeHahn, Alderman Gregory Holding, Alderman Robert Mozol, Alderman O. Keith Fair, Alderman Melissa Kaprelian-Becker, Alderman James Morgenroth*

Tuesday, January 17, 2012

7:00 PM

Room 205, City Hall

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

[Ord.15-11](#) ORDINANCE NO. 15-11

To repeal Sec. 114-639, Development Review Committee, and recreate as Sec. 114-639 Development Review of the Racine Municipal Code of the City of Racine, Wisconsin.

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

Part 1:

Sec. 114-39, Development Review Committee and Sec. 114-639, Development Review, of the Municipal Code of the City of Racine is hereby repealed and recreated to read as follows:

“Sec. 114-639. Development Review

(a) The director of city development shall review applications for conformance with evaluation criteria established by the common council for all projects having an aggregate cost of \$5,000.00 or more for all new exterior construction activities, all building expansions, and all exterior renovation or rehabilitation activities.

(b) The director of city development shall review all applications for

exterior signs for conformance with evaluation criteria established by the common council.

(c) Applications for design review shall be filed with the director of city development.

(d) Review shall be conducted within 21 days after the application is filed with the director of city development or the activity shall be deemed approved.

(e) The director of city development shall issue written findings to the chief building inspector within the 21 day review period. The written findings shall indicate whether or not the proposed activity being reviewed meets the corridor evaluation criteria, and the findings shall be immediately transmitted to the applicant. If the evaluation criteria are found not to be met, the applicant may file revised plans for review by the director of city development addressing any deficiencies.

(f) The chief building inspector shall issue building and/or occupancy permits within the corridor districts for projects requiring review, after receiving written approval by the director of city development or, in the event of an appeal, by the common council, except as otherwise provided herein, and in addition to other approvals required by law, ordinance or regulation.

(g) An applicant may appeal a decision of the director of city development if the director of city development finds that the proposed activity is not in conformance with the evaluation criteria. Appeals shall be made to the city plan commission and filed with the department of city development. The appeal shall be filed with the department of city development within 30 days after the director of city development issues the written decision. The plan commission shall consider the appeal and make a recommendation to the common council within 30 days after the appeal was filed.

Part 2:

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

Passed by the Common Council

Approved

Mayor

Attest:

City Clerk

Fiscal Note: N/A

E. Public Comments

F. Communications

Refer to Finance and Personnel Committee, by Ald. Shakoor

[11-7228](#)

Subject: Communication from Old Timers Athletic Club to waive the fees for hanging banners around the City and on park fences.

[12-7245](#)

Subject: Communication from the Fire Chief requesting permission to apply for the Assistance to Fire Fighters SAFER Grant.

(Also refer to Public Safety and Licensing Committee)

[12-7267](#)

Subject: Communication to the Mayor and City Council from the Alderpersons of the 5th and 15th districts requesting to discuss having the city provide the same health insurance benefits to State-registered domestic partners and their dependants, that is now provided to married couples.

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

[12-7251](#)

Subject: Communication from David K. Popoff, George's Tavern, requesting permission to close the 300 block of Hamilton Street on Saturday, March 3, 2012, for the 20th annual Thoughts for Food fundraiser.

[12-7253](#)

Subject: Communication from Stacy Bahr, March of Dimes, requesting to use city right-of-way on May 5, 2012, for the annual March of Dimes family walk.

(Also refer to the Board of Parks, Recreation and Cultural Services)

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

[12-7246](#)

Subject: Communication from the Fire Chief requesting permission to

donate a surplus rescue squad to a local law enforcement agency.

[12-7266](#)

Subject: Communication from the Fire Chief requesting permission to waive formal bidding, authorizing and directing the Purchasing Agent to negotiate the purchase of a 2012 fire department ambulance from Foster Coach/Medtec of Sterling, Illinois.

Refer to Transit and Parking Commission, by Ald. DeHahn

[12-7261](#)

Subject: Communication from Rita Lewis, Racine Montessori School, wishing to rent Lakefront Lot No. 5 from 5:30 A.M. to 5:30 P.M. for the Lakefront Artist Fair on Saturday, May 5, 2012.

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

[11-7227](#)

Subject: Communication from the President of the Racine Raiders requesting the use of the area on the South West corner of land that borders Horlick Athletic Field.

G. Committee Reports

Finance and Personnel Committee Report, by Ald. Shakoor

[11-7190](#)

Subject: (Direct Referral) Communication from the City Attorney requesting authorization to represent employee Robert Bernal in the lawsuit, Nekisha Cobbs v City of Racine, et al, Racine County Case No. 11-CV-3090. (Res. 12-2902)

Recommendation of the Finance & Personnel Committee on 1-9-12: Recommend that the City Attorney's office be authorized to represent Robert Bernal a Public Works employee, in Racine County Case No. 11-CV-3090, Nekisha Cobbs v. City of Racine, et al.

Fiscal Note: N/A

[11-7207](#)

Subject: Communication from the Grant Facilitator requesting to apply for a \$10,000 grant with the Racine Community Foundation to be utilized for staff support for the Racine AfterZones initiative program. (Res. 12-2903)

Recommendation of the Finance & Personnel Committee on 1-9-12: Permission be granted for the Grant Facilitator apply for a \$10,000 grant with the Racine Community Foundation (Grant Control No. 11-040) to be utilized for staff support for the Racine AfterZones initiative program.

Fiscal Note: No match required on the part of the City.

[11-7214](#)

Subject: Communication from the Assistant Commissioner of Public Works/Operations requesting permission to accept a Focus on Energy Grant for the installation of LED light fixtures at the Gaslight Ramp. (Res. 12-2901)

Recommendation of the Finance & Personnel Committee on 1-9-12: Permission be granted for the Assistant Commissioner of Public Works/Operations accept a \$1,529.72 Focus on Energy Grant (Grant Control No. 11-041) to be utilized for the installation of LED light fixtures at the Gaslight ramp.

Fiscal Note: This \$1,529.72 grant will fund future energy efficient LED light purchases. No match required on the part of the City.

[11-7217](#)

Subject: Communication from the Grant Facilitator requesting to apply for a \$25,000 Project Safe Neighborhood 2011 grant from the Wisconsin Office of Justice Assistance. (Res. 12-2904)

Recommendation of the Finance & Personnel Committee on 1-9-12: Permission be granted for the Grant Facilitator apply for a \$25,000 2012 Project Safe Neighborhood grant (Grant Control No. 2011-042) from the Wisconsin Office of Justice Assistance to be utilized for the Community Re-entry Program.

Fiscal Note: No match required on the part of the City.

Public Works and Services Committee Report, by Ald. Weidner

[11-7134](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 2 to Contract 25-11 (K1-025), Professional Services - City Hall Renovations-Phase IV, ARC Architectural Group, consultant. (Res. 12-2920)

Recommendation of the Public Works and Services Committee on 1-10-12: That Amendment No. 2 to Contract 25-11 (K1-025), Professional Services - City Hall Renovations-Phase IV, ARC Architectural Group, consultant, as submitted, be approved in the amount of \$1,185.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from the Account 991.100.5010, City Hall Facilities Plan.

11-7200

Subject: Communication from Upper 90 Soccer shop, 3320 Washington Avenue, requesting approval for three (3) existing awnings at 3316, 3320 and 3322 Washington Avenue. (Res. 12-2909)

Recommendation of the Public Works and Services Committee on 1-10-12: The property owner of 3316, 3320 and 3322 Washington Avenue be granted permission to install stationary, projecting awnings, as requested, with the stipulation that a hold harmless agreement be executed, in accordance with State Statute 66.0425, Privileges in Streets.

Further recommends that the property owner be charged a \$125.00 fee to cover administrative costs associated with filing this item with the Register of Deeds office.

Fiscal Note: There will be no cost to the City of Racine.

11-7201

Subject: Communication from Geosyntec Consultants requesting to install groundwater monitoring wells in the Gaslight Drive public right-of-way and at the Gaslight Point Parking Ramp property. (Res. 12-2908)

Recommendation of the Public Works and Services Committee on 1-10-12: Permission be granted to Geosyntec Consultants to install two (2) monitoring wells within the Gaslight Drive right-of-way north and east of Lake Avenue, provided that a permit is secured through the Engineering Department and an agreement executed in accordance with Sec. 66.0425, Wis. Stats., Privileges in Streets, and further provided that this construction will be performed so as not to create a hazard for pedestrian or vehicular traffic, and that any monitoring wells will be abandoned in accordance with Wisconsin Administrative Code NR 112 and NR 141.25.

Further recommend that the property owner be required to become a member of Diggers Hotline for the length of time that the facilities are in the public right-of-way.

Further recommends that the property owner provide the City Attorney's office with a legal description of the location of the monitoring well within the street right-of-way.

Further recommends that Geosyntec Consultants be charged a \$125.00 fee to cover administrative costs and costs associated with filing this item with the Register of Deeds office.

Fiscal Note: In addition, the required Street Opening Permit will

generate an additional \$150.00 in revenue.

11-7205

Subject: Communication from the Assistant Commissioner of Public Works/Engineering requesting a preliminary resolution for sewer & water lateral, curb & gutter and sidewalk public hearings in 2012 for construction in 2013. (Res. 12-2911)

Recommendation of the Public Works and Services Committee on 1-10-12: The following list of streets, as submitted by the Assistant Commissioner of Public Works/Engineering, be considered for construction of sewer and water laterals, curb and gutter and sidewalk for the 2013 construction season (2012 hearings) and that a preliminary resolution be introduced.

Sewer and Water Lateral

Cleveland Avenue from Durand Ave. to Pierce Blvd.
English Street from N. Main St. to Chatham St.
English Street from Chatham St. to Michigan Blvd.
Indiana Street from Olive St. to the Dead End
Spring Valley Drive from Spring St. to Harrington Dr.

Curb and Gutter

Emstan Hills Road from Duchess Dr. to Oakwood Dr.
Indiana Street from Olive St. to the Dead End
N. Wisconsin Street from Carlton Dr. to the Cul-de-sac (N)
Victorian Drive from Emstan Hills Rd. to Maryland Ave.
Wood Duck Way from Waterbury Ln. to Chicory Rd.

Sidewalk

N. Wisconsin Street from Carlton Drive to Cul-de-sac (N)

Fiscal Note: Unknown at this time.

11-7219

Subject: (Direct Referral) Communication from Matt Kranich, Racine Home Insulators, LLC, requesting permission to install a projecting sign over city right-of-way at 920 S. Memorial Drive. (Res. 12-2910)

Recommendation of the Public Works and Services Committee on 1-10-12: The property owner of 920 S. Memorial Drive be granted permission to install a stationary, projecting sign, as requested, with the stipulation that a hold harmless agreement be executed, in accordance with State Statute 66.0425, Privileges in Streets.

Further recommends that the property owner be charged a \$125.00 fee

to cover administrative costs associated with filing this item with the Register of Deeds office.

Fiscal Note: There will be no cost to the City of Racine.

12-7230

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting a professional services agreement with AECOM for the 2012 Racine Illicit Discharge Detection and Elimination Program Support. (Res. 12-2913)

Recommendation of the Public Works and Services Committee on 1-10-12: That the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with AECOM Technical Services, Inc. for the 2012 Racine Illicit Discharge Detection and Elimination (IDDE) Support Program, in the not-to-exceed amount of \$20,000.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 104.000.5330, Monitoring Detection Enforcement.

12-7232

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting Change Order No. 1 on Contract 27-11 (K1-027), South Side Street Paving (R1), Milwaukee General Construction Co., Inc., contractor. (Res. 12-2914)

Recommendation of the Public Works and Services Committee on 1-10-12: That Change Order No. 1 on Contract 27-11 (K1-027), South Side Street Paving, Milwaukee General Construction, Inc., contractor, be approved in the amount of \$30,491.94.

Fiscal Note: Funding to defray the cost of this change order be appropriated from the following accounts:

\$ 46,080.04 - Account 104.992.5420, Storm Sewer, Misc. Loc.
\$ 2,421.39 - Account 104.991.5420, Storm Sewer, Misc. Loc.
\$ 254.16 - Account 287.991.5310, Sanitary Sewers, Misc. Loc.
(\$18,263.65) - Account 991.908.5020, Conc. Pvmt. Repl. Misc. Loc.
\$ 30,491.94 -Total

12-7233

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 27-11 (K1-027), South Side Street Paving (R1), Milwaukee General Construction Company, Inc., contractor. (Res. 12-2915)

Recommendation of the Public Works and Services Committee on 1-10-12: That the work done by Milwaukee General Construction, Inc.

under Contract 27-11 (K1-027), South Side Street Paving, be accepted and final payment authorized for a total contract amount of \$732,884.39.

Fiscal Note: Contract was authorized under Resolution No. 11-2495, dated April 18, 2011.

[12-7234](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Change Order No. 6 to Contract 1-11 (K1-001), City Hall Renovations-Phase III (R1), Seater Construction Co., Inc., contractor. (Res. 12-2919)

Recommendation of the Public Works and Services Committee on 1-10-12: That Change Order No. 6 on Contract 1-11 (K1-001), City Hall Renovations-Phase III, Seater Construction Co., Inc., contractor, be approved in the amount of \$21,500.00.

Fiscal Note: Funding to defray the cost of this change order be appropriated from the following accounts:

\$ 18,785.00 - Account 990.100.5010, City Hall-Facilities Plan Impl.
\$ 2,715.00 - Account 992.913.5010, Environmental Remediation
\$ 21,500.00 -Total

[12-7236](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering submitting Change Order No. 1 on Contract 28-11 (K1-028), 2011 Asphalt Resurfacing, C.D.B.G., Payne & Dolan Inc., contractor. (Res. 12-2916)

Recommendation of the Public Works and Services Committee on 1-10-12: That Change Order No. 1 on Contract 28-11 (K1-028), 2011 Asphalt Resurfacing, CDBG, Payne & Dolan, Inc., contractor, be approved in the deduct amount of \$17,556.80.

Fiscal Note: Change Order No. 1 will result in a decrease in contract price. Funding accounts to be adjusted by the following amounts:

\$ 286.20 - Account 991.908.5220, Asphalt Resurfacing
\$ 457.00 - Account 104.991.5420, Storm Sewers. Misc. Loc.
(\$ 18,300.00) - Account 287.991.5310, Sanitary Sewers, Misc. Loc.
(\$ 17,556.80) - Total

[12-7235](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 48-11 (K1-052), Professional Services - Design Services for City Hall Annex Corrections Area, Butterfield, Rudie & Seitz, consultant. (Res. 12-2918)

Recommendation of the Public Works and Services Committee on 1-10-12: That the professional services provided by Butterfield, Rudie & Seitz, under Contract 48-11 (K1-052), Professional Services - Design Services-City Hall Annex Corrections Area, be accepted and final payment authorized for a total contract amount of \$4,377.43.

Fiscal Note: Contract was authorized under Resolution No. 11-2645, dated July 5, 2011.

[12-7237](#)

Subject: (Direct Referral) Communication from the Commissioner of Public Works/City Engineer submitting a request for final payment on Contract 28-11 (K1-028), 2011 Asphalt Resurfacing, C.D.B.G., Payne & Dolan Inc., contractor. (Res. 12-2917)

Recommendation of the Public Works and Services Committee on 1-10-12: That the work done by Payne & Dolan, Inc. under Contract 28-11 (K1-028), 2011 Asphalt Resurfacing, CDBG, be accepted and final payment authorized for a total contract amount of \$670,130.20.

Fiscal Note: Contract was authorized under Resolution No. 11-2590, dated June 7, 2011.

[12-7240](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Engineering wishing to discuss the proposed geometric improvements at the intersection of Albert Street and W. High Street on the Northwestern Avenue (STH38), WisDOT Project 2290-17-00. (Res. 12-2912)

Recommendation of the Public Works and Services Committee on 1-10-12: That the Assistant Commissioner of Public Works/Engineering, negotiate with the Wisconsin Department of Transportation to cost share the additional construction and real estate costs required for a roundabout at the intersection of Albert Street and West High Street on Northwestern Avenue (STH38), WisDOT Project 2290-17-00.

Fiscal Note: Unknown at this time.

[12-7243](#)

Subject: (Direct Referral) Communication from the Assistant Commissioner of Public Works/Operations submitting Amendment No. 1 to Contract 50-11 (K1-055) Professional Services-Racine Safety Building Parking Deck Review, Arnold & O'Sheridan, consultant. (Res. 12-2921)

Recommendation of the Public Works and Services Committee on 1-10-12: That Amendment No. 1 to Contract 50-11 (K1-055), Professional Services - Racine Safety Building Parking Deck Review, Arnold & O'Sheridan, Inc., consultant, as submitted, be approved in the

amount of \$9,800.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from the Account 992.210.5010, Safety Bldg., Structural Leak Repairs.

Public Safety and Licensing Committee Report, by Ald. Wisneski

[11-7178](#)

Subject: Communication from the Director of Parks, Recreation & Cultural Services requesting authorization and payment of Change Order #1 for Contract 31-11 (K1-033) Sam Johnson Parkway Fountain Upgrades (R1). (Res. 12-2905)

Recommendation of the Public Safety and Licensing Committee on 1-9-12: That the authorization and payment of Change Order #1 for Contract 31-11 (K1-033) Sam Johnson Parkway Fountain Upgrades be approved.

Fiscal Note: Funds of \$24,205.00 are available from account 991-700-5030.

[11-7179](#)

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting to enter into a Professional Services Agreement with Water Technologies, Inc. to monitor construction and start-up of the mechanical systems related to the rehabilitation of the Laurel Clark Fountain. (Res. 12-2906)

Recommendation of the Public Safety and Licensing Committee on 1-9-12: That the request to enter into a Professional Services Agreement with Water Technologies, Inc. to monitor construction and start-up of the mechanical systems related to the rehabilitation of the Laurel Clark Fountain be approved.

Fiscal Note: An amount not to exceed \$8,000 is available from account 930-082-5860.

[11-7197](#)

Subject: Communication from the Director of Parks, Recreation and Cultural Services requesting authorization final payment for Contract 42-11 (K1-004) Boiler Replacement at Humble Park Community Center. (Res. 12-2907)

Recommendation of the Public Safety and Licensing Committee on 1-9-12: That the of final payment for Contract 42-11 (K1-004) Boiler Replacement at Humble Park Community Center be approved.

Fiscal Note: Final payment in the amount of \$5468.38 is available from

account 991-650-5010.

[11-7216](#)

Subject: Communication from Baldwinder Singh, Max Magic Supermarket LLC, 1007 Washington Avenue, submitting a petition to exceed the "Class A" quota limit. (1st District)

Recommendation of the Public Safety and Licensing Committee on 1-9-12: That the petition from Baldwinder Singh, Max Magic Supermarket LLC, 1007 Washington Avenue, to exceed the "Class A" quota limit be denied based on a lack of available licenses and the case made by the applicant was not sufficient to meet the criteria for exceeding the quota.

Fiscal Note: N/A

[12-7260](#)

Subject: To amend Chapter 38 - Emergency Services - Article II - Police, Fire & Medical Alarm Systems, by creating Secs. 38-20 through 38-25, of the Municipal Code of the City of Racine, Wisconsin. (Ord 13-11)

Recommendation of the Public Safety and Licensing Committee on 1-9-2012: That Ordinance (Ord. 13-11) related to Chapter 38 - Emergency Services - Article II - Police, Fire & Medical Alarm Systems, to create Secs. 38-20 through 38-25, of the Municipal Code of the City of Racine, Wisconsin be adopted.

Fiscal Note: N/A

Traffic Commission Report, by Ald. Weidner

[11-6982](#)

Subject: Communication from the Alderman of the 6th District regarding the parking of commercial vehicles on residential streets.

Recommendation of the Traffic Commission on 12-19-11: Receive and file.

Fiscal Note: N/A

[11-6987](#)

Subject: Communication from Judy Burns (4601 Wright Avenue), requesting a 4-way stop at the intersection of Virginia Street and Wright Avenue.

Recommendation of the Traffic Commission on 12-19-11: Receive and file.

Fiscal Note: N/A

11-7151

Subject: Communication from David Flegel, Vice President-Reliance Controls Corporation, requesting removal of parking restrictions on Young Court. (Res. 12-2898)

Recommendation of the Traffic Commission on 12-19-11: Approve "No parking at any time" restrictions on Young Court, north side, from 160 feet east of Mount Pleasant Street east 160 feet.

Fiscal Note: The estimated cost of this signage will result in an installation cost of \$150.00 and an annual maintenance cost of \$60.00.

12-7229

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

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

By Including:

1. Young Court, north side, from 160 feet east of Mount Pleasant Street east 160 feet.

By Deleting:

1. Young Court, both sides, from Mount Pleasant Street to its east terminus.

City Plan Commission Report, by Ald. Wisneski

12-7262

Subject: (Ord. 15-11) An ordinance to repeal Sec. 114-639, Development Review Committee, and recreate as Sec. 114-639 Development Review of the Racine Municipal Code of the City of Racine, Wisconsin.

Recommendation of the City Plan Commission on 1-11-12: That the proposed ordinance be amended to include the deletion of Sec. 114-638, Land Uses.

That the proposed ordinance be amended to include renumbering Sec. 114-638.5, Applicability, as Sec. 114-638 and to replace the text "access corridor development review committee" with "director of city development."

That the proposed ordinance be amended to rename Sec. 114-639 from "Development Review" to "Development and Design Review", that the provision of Sec. 114-638 regarding land use review be incorporated in this section, and that provisions be added to Sec. 114-639 requiring notification to the local alderperson, chairperson of business improvement district and registered commercial area improvement organization and allowing them to appeal a decision of the director of city development.

That the proposed ordinance be adopted as amended.

Fiscal Note: Proposed ordinance as amended will reduce administrative time and cost and out-of-pocket costs for applicants.

Community Development Committee Report, by Ald. Holding

11-7192

Subject: Request by the Chair of the Root River Council for a modification to the Council's Community Development Block Grant budget. (Res. 12-2900)

Recommendation of the Community Development Committee on 1-5-12: That the Root River Council's Community Development Block Grant (CDBG) budget be revised by adding \$6,716 to the Project Coordinator line item (new total \$6,716) and reducing the Contracted Services line item by the same amount (new total \$25,584).

Fiscal Note: This action involves adjusting line items in a budget and no overall increase in funding.

11-7226

Subject: (Direct Referral) Approval of the 2012 Annual Housing and Community Development Plan. (Res. 12-2899)

Recommendation of the Community Development Committee on 1-5-12: That the 2012 Annual Housing and Community Development Plan be approved.

Fiscal Note: An award of \$1,618,800 in Community Development Block Grant (CDBG); \$392,150 in HOME Housing Investment Partnerships Program; and \$134,000 in Emergency Solutions Grant (ESG) funding is anticipated. In addition, \$609,200 in CDBG program income and \$51,150 in HOME program income is projected.

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

11-7169

Subject: (Direct Referral) Communication from the Racine County Economic Development Corporation submitting for review and approval

its 2012 Brownfield Services contract with the City.

Recommendation of the Redevelopment Authority on 1-3-12: That the Authority supports the use of \$55,000 from the Intergovernmental Revenue Sharing Fund for the renewal of the RCEDC brownfields initiative contract for 2012.

Further recommends that the Mayor and City Clerk be authorized and directed to enter into the agreement with RCEDC.

Further recommends that the proposed agreement be referred to the Finance and Personnel Committee of the Common Council for its review and approval.

Fiscal Note: The funds are available in the city's 2012 capital budget.

[11-7170](#)

Subject: (Direct Referral) Communication from the Racine County Economic Development Corporation submitting for review and approval its 2012 Entrepreneurship Initiative contract with the City.

Recommendation of the Redevelopment Authority on 1-3-12: That the Authority supports the use of \$69,400 from the Intergovernmental Revenue Sharing Fund for the Entrepreneurship Initiative contract for 2012.

Further recommends that the Mayor and City Clerk be authorized and directed to enter into the agreement with RCEDC.

Further recommends that the proposed agreement be referred to the Finance and Personnel Committee of the Common Council for its review and approval.

Fiscal Note: The funds are available in the city's 2012 capital budget.

Mayor's Report, by Ald. Holding

[12-7242](#)

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

Appoint Ken Plaski to the position of Chief Building Inspector

Reappoint Dr. Dean Rosenberg 217 6th St Racine, 53403 to the Downtown Business Improvement District Board for 3 year term expiring December 31, 2014

Reappoint Alderwoman Melissa Kaprelian-Becker 2050 LaSalle St.

Racine, 53402 to the Douglas Avenue Business Improvement District Board for 1 year term expiring December 31, 2012

Reappoint Richard Ehlert 5749 Little Timber Dr. Racine, 53403 to the Sister City Planning Council for a 3 year term expiring December 1, 2014

Reappoint Tom Kennedy 3114 Michigan Blvd. Racine, 53402 to the Sister City Planning Council for a 3 year term expiring December 1, 2014

Reappoint Linda O'Connell 2326 N. Main St. Racine, 53402 to the Sister City Planning Council for a 3 year term expiring December 1, 2014

Reappoint Dwayne Olsen 5118 Kinzie Ave, Racine 53406 to the Sister City Planning Council for a 3 year term expiring December 1, 2014

Reappoint Joan Roehre 700 Grove Ave Racine, 53405 to the Sister City Planning Council for a 3 year term expiring December 1, 2014

Reappoint Alderman Dennis Wiser 2517 Pinehurst Ave Racine, 53403 to the Loan Board of Review to a 1 year term expiring 1/1/2013

H. Consent Agenda - Resolutions

[Res.12-2898](#) Request for removal of parking restrictions on Young Court.

Resolved, that "No parking at any time" restrictions on Young Court, north side, from 160 feet east of Mount Pleasant Street east 160 feet are approved.

Fiscal Note: The estimated cost of this signage will result in an installation cost of \$150.00 and an annual maintenance cost of \$60.00.

Sponsors: Sandy Weidner

[Res.12-2899](#) 2012 Annual Housing and Community Development Plan

Resolved, that the 2012 Annual Housing and Community Development Plan is approved.

Fiscal Note: An award of \$1,618,800 in Community Development Block Grant (CDBG); \$392,150 in HOME Housing Investment Partnerships Program; and \$134,000 in Emergency Solutions Grant (ESG) funding is anticipated. In addition, \$609,200 in CDBG program income and \$51,150 in HOME program income is projected.

Sponsors: Gregory Holding

Res.12-2900 Modification to the Council's Community Development Block Grant budget.

Resolved, that the Root River Council's Community Development Block Grant (CDBG) budget is approved with the revision of the addition of \$6,716 to the Project Coordinator line item (new total \$6,716) and by reducing the Contracted Services line item by the same amount (new total \$25,584).

Fiscal Note: This action involves adjusting line items in a budget and no overall increase in funding.

Sponsors: Gregory Holding

Res.12-2901 Focus on Energy Grant for the installation of LED light fixtures at the Gaslight Ramp.

Resolved, that the Assistant Commissioner of Public Works/Operations be directed to accept a \$1,529.72 Focus on Energy Grant (Grant Control No. 11-041) to be utilized for the installation of LED light fixtures at the Gaslight ramp.

Fiscal Note: This \$1,529.72 grant will fund future energy efficient LED light purchases. No match required on the part of the City.

Sponsors: Q.A. Shakoor, II

Res.12-2902 Request to represent employee Robert Bernal in the lawsuit, Nekisha Cobbs v City of Racine, et al, Racine County Case No. 11-CV-3090.

Resolved, that the City Attorney's office represent Robert Bernal, a Public Works employee, in Racine County Case No. 11-CV-3090, Nekisha Cobbs v. City of Racine, et al.

Fiscal Note: N/A

Sponsors: Q.A. Shakoor, II

Res.12-2903 \$10,000 grant with the Racine Community Foundation to be utilized for staff support for the Racine AfterZones initiative program.

Resolved, that permission is granted for the Grant Facilitator apply for a \$10,000 grant with the Racine Community Foundation (Grant Control No. 11-040) to be utilized for staff support for the Racine AfterZones initiative program.

Fiscal Note: No match required on the part of the City.

Sponsors: Q.A. Shakoor, II

Res.12-2904 \$25,000 Project Safe Neighborhood 2011 grant from the Wisconsin Office of Justice Assistance

Resolved, that permission is granted for the Grant Facilitator apply for a \$25,000 2012 Project Safe Neighborhood grant (Grant Control No. 2011-042) from the Wisconsin Office of Justice Assistance to be utilized for the Community Re-entry Program.

Fiscal Note: No match required on the part of the City.

Sponsors: Q.A. Shakoor, II

Res.12-2905 Payment of Change Order #1 for Contract 31-11 (K1-033) Sam Johnson Parkway Fountain Upgrades (R1).

Resolved, that Change Order #1 for Contract 31-11 (K1-033) Sam Johnson Parkway Fountain Upgrades be paid.

Fiscal Note: Funds of \$24,205.00 are available from account 991-700-5030.

Sponsors: Aron Wisneski

Res.12-2906 Professional Services Agreement with Water Technologies, Inc. to monitor construction and start-up of the mechanical systems related to the rehabilitation of the Laurel Clark Fountain.

Resolved, that the Mayor and City Clerk be authorized to enter into a Professional Services Agreement with Water Technologies, Inc. to monitor construction and start-up of the mechanical systems related to the rehabilitation of the Laurel Clark Fountain.

Fiscal Note: An amount not to exceed \$8,000 is available from account 930-082-5860.

Sponsors: Aron Wisneski

Res.12-2907 Request for final payment for Contract 42-11 (K1-004) Boiler Replacement at Humble Park Community Center.

Resolved, that the of final payment for Contract 42-11 (K1-004) Boiler Replacement at Humble Park Community Center is approved.

Fiscal Note: Final payment in the amount of \$5468.38 is available from account 991-650-5010.

Sponsors: Aron Wisneski

Res.12-2908 Request to install groundwater monitoring wells in the Gaslight Drive public right-of-way and at the Gaslight Point Parking Ramp property.

Resolved, that permission is granted to Geosyntec Consultants to install two (2) monitoring wells within the Gaslight Drive right-of-way north and east of Lake Avenue, provided that a permit is secured through the Engineering Department and an agreement executed in accordance with Sec. 66.0425, Wis. Stats., Privileges in Streets, and further provided that this construction will be performed so as not to create a hazard for pedestrian or vehicular traffic, and that any monitoring wells will be abandoned in accordance with Wisconsin Administrative Code NR 112 and NR 141.25.

Further resolved, that the property owner be required to become a member of Diggers Hotline for the length of time that the facilities are in the public right-of-way.

Further resolved, that the property owner provide the City Attorney's office with a legal description of the location of the monitoring well within the street right-of-way.

Further resolved, that Geosyntec Consultants be charged a \$125.00 fee to cover administrative costs and costs associated with filing this item with the Register of Deeds office.

Fiscal Note: In addition, the required Street Opening Permit will generate an additional \$150.00 in revenue.

Sponsors: Sandy Weidner

Res.12-2909 Approval for three (3) existing awnings at 3316, 3320 and 3322 Washington Avenue.

Resolved, that the property owner of 3316, 3320 and 3322 Washington Avenue is granted permission to install stationary, projecting awnings, as requested, with the stipulation that a hold harmless agreement be executed, in accordance with State Statute 66.0425, Privileges in Streets.

- a. That a hold harmless agreement be filed with the City Attorney's office.
- b. That a \$50.00 processing fee be paid.

Further resolved, that the property owner be charged a \$125.00 fee to cover administrative costs associated with filing this item with the Register of Deeds office.

Fiscal Note: There will be no cost to the City of Racine.

Sponsors: Sandy Weidner

Res.12-2910 Permission to install a projecting sign over city right-of-way at 920 S.

Memorial Drive.

Resolved, that the property owner of 920 S. Memorial Drive is granted permission to install a stationary, projecting sign, as requested, with the stipulation that a hold harmless agreement be executed, in accordance with State Statute 66.0425, Privileges in Streets.

a. That a hold harmless agreement be filed with the City Attorney's office.

b. That a \$50.00 processing fee be paid.

Further resolved, that the property owner be charged a \$125.00 fee to cover administrative costs associated with filing this item with the Register of Deeds office.

Fiscal Note: There will be no cost to the City of Racine.

Sponsors: Sandy Weidner

Res.12-2911 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 & Water Lateral

Cleveland Ave. - Durand Ave. to Pierce Blvd.
English Street - N. Main St. to Chatham St.
English Street - Chatham St. to Michigan Blvd.
Indiana Street - Olive St. to the Dead End
Spring Valley Drive - Spring St. to Harrington Dr.

Curb & Gutter

Emstan Hills Road - Duchess Dr. to Oakwood Dr.
Indiana Street - Olive St. to the Dead End
North Wisconsin Street - Carlton Dr. to the Cul-de-sac (N)
Victorian Drive - Emstan Hills Rd. to Maryland Ave.
Wood Duck Way - Waterbury Ln. to Chicory Rd.

Sidewalk

North Wisconsin Street - Carlton Dr. to the Cul-de-sac (N)

2. Said public improvement shall consist of **SEWER & WATER LATERAL, CURB & GUTTER and SIDEWALK.**

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

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

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

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

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

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

(1) The assessment of benefits to be levied.

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

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

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

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

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

Fiscal Note: Unknown at this time.

Sponsors: Sandy Weidner

Res.12-2912 Proposed geometric improvements at the intersection of Albert Street and W. High Street on the Northwestern Avenue (STH38), WisDOT Project 2290-17-00.

Resolved, that the Assistant Commissioner of Public Works/Engineering, negotiate with the Wisconsin Department of Transportation to cost share the additional construction and real estate costs required for a roundabout at the intersection of Albert Street and West High Street on Northwestern Avenue (STH38), WisDOT Project 2290-17-00.

Fiscal Note: Unknown at this time.

Sponsors: Sandy Weidner

Res.12-2913 Professional services agreement with AECOM for the 2012 Racine Illicit Discharge Detection and Elimination Program Support.

Resolved, that the Mayor and City Clerk be authorized and directed to enter into a professional services agreement with AECOM Technical Services, Inc. for the 2012 Racine Illicit Discharge Detection and Elimination (IDDE) Support Program, in the not-to-exceed amount of \$20,000.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from Account 104.000.5330, Monitoring Detection Enforcement.

Sponsors: Sandy Weidner

Res.12-2914 Change Order No. 1 on Contract 27-11 (K1-027), South Side Street Paving (R1), Milwaukee General Construction Co., Inc., contractor.

Resolved, that Change Order No. 1 on Contract 27-11 (K1-027), South Side Street Paving, Milwaukee General Construction, Inc., contractor, is approved in the amount of \$30,491.94.

Fiscal Note: Funding to defray the cost of this change order be appropriated from the following accounts:

\$ 46,080.04 - Account 104.992.5420, Storm Sewer, Misc. Loc.
\$ 2,421.39 - Account 104.991.5420, Storm Sewer, Misc. Loc.
\$ 254.16 - Account 287.991.5310, Sanitary Sewers, Misc. Loc.
(\$ 18,263.65) - Account 991.908.5020, Conc. Pvmnt. Repl. Misc. Loc.

\$ 30,491.94 -Total

Sponsors: Sandy Weidner

Res.12-2915 Request for final payment on Contract 27-11 (K1-027), South Side Street Paving (R1), Milwaukee General Construction Company, Inc., contractor.

Resolved, that the work done by Milwaukee General Construction, Inc. under Contract 27-11 (K1-027), South Side Street Paving, is accepted and final payment authorized for a total contract amount of \$732,884.39.

Fiscal Note: Contract was authorized under Resolution No. 11-2495, dated April 18, 2011.

Sponsors: Sandy Weidner

Res.12-2916 Change Order No. 1 on Contract 28-11 (K1-028), 2011 Asphalt Resurfacing, C.D.B.G., Payne & Dolan Inc., contractor.

Resolved, that Change Order No. 1 on Contract 28-11 (K1-028), 2011 Asphalt Resurfacing, CDBG, Payne & Dolan, Inc., contractor, is approved in the deduct amount of \$17,556.80.

Fiscal Note: Change Order No. 1 will result in a decrease in contract price. Funding accounts to be adjusted by the following amounts:

\$ 286.20 - Account 991.908.5220, Asphalt Resurfacing
\$ 457.00 - Account 104.991.5420, Storm Sewers. Misc. Loc.
(\$ 18,300.00) - Account 287.991.5310, Sanitary Sewers, Misc. Loc.
(\$ 17,556.80) - Total

Sponsors: Sandy Weidner

Res.12-2917 Request for final payment on Contract 28-11 (K1-028), 2011 Asphalt Resurfacing, C.D.B.G., Payne & Dolan Inc., contractor.

Resolved, that the work done by Payne & Dolan, Inc. under Contract 28-11 (K1-028), 2011 Asphalt Resurfacing, CDBG, is accepted and final payment authorized for a total contract amount of \$670,130.20.

Fiscal Note: Contract was authorized under Resolution No. 11-2590, dated June 7, 2011.

Sponsors: Sandy Weidner

Res.12-2918 Request for final payment on Contract 48-11 (K1-052), Professional Services - Design Services for City Hall Annex Corrections Area, Butterfield, Rudie & Seitz, consultant.

Resolved, that the professional services provided by Butterfield, Rudie &

Seitz, under Contract 48-11 (K1-052), Professional Services - Design Services-City Hall Annex Corrections Area, are accepted and final payment authorized for a total contract amount of \$4,377.43.

Fiscal Note: Contract was authorized under Resolution No. 11-2645, dated July 5, 2011.

Sponsors: Sandy Weidner

Res.12-2919 Change Order No. 6 to Contract 1-11 (K1-001), City Hall Renovations-Phase III (R1), Seater Construction Co., Inc., contractor.

Resolved, that Change Order No. 6 on Contract 1-11 (K1-001), City Hall Renovations-Phase III, Seater Construction Co., Inc., contractor, is approved in the amount of \$21,500.00.

Fiscal Note: Funding to defray the cost of this change order be appropriated from the following accounts:

\$ 18,785.00 - Account 990.100.5010, City Hall-Facilities Plan Impl.
\$ 2,715.00 - Account 992.913.5010, Environmental Remediation
\$ 21,500.00 -Total

Sponsors: Sandy Weidner

Res.12-2920 Amendment No. 2 to Contract 25-11 (K1-025), Professional Services - City Hall Renovations-Phase IV, ARC Architectural Group, consultant.

Resolved, that Amendment No. 2 to Contract 25-11 (K1-025), Professional Services - City Hall Renovations-Phase IV, ARC Architectural Group, consultant, as submitted, is approved in the amount of \$1,185.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from the Account 991.100.5010, City Hall Facilities Plan.

Sponsors: Sandy Weidner

Res.12-2921 Amendment No. 1 to Contract 50-11 (K1-055) Professional Services-Racine Safety Building Parking Deck Review, Arnold & O'Sheridan, consultant.

Resolved, that Amendment No. 1 to Contract 50-11 (K1-055), Professional Services - Racine Safety Building Parking Deck Review, Arnold & O'Sheridan, Inc., consultant, as submitted, is approved in the amount of \$9,800.00.

Fiscal Note: Funding to defray the cost of these professional services be appropriated from the Account 992.210.5010, Safety Bldg., Structural Leak Repairs.

Sponsors: Sandy Weidner

J. 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.