

January 18, 2010

COMMON COUNCIL

Official Proceedings of the 2009-2010 Common Council of the City of Sheboygan.

TWENTIETH REGULAR MEETING

The Council met: Monday, January 18, 2010.

Mayor Bob Ryan in the Chair:

On call of the roll, the following Alderpersons were present:

Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Absent and Excused: None.

On motion by Alderperson Gischia and second by Alderperson Heidemann, the reading of the minutes of the Nineteenth Regular Meeting held January 4, 2010 and the Special Meetings held January 11 and 15, 2009, were approved as entered on the record, all Alderpersons voting "Aye".

PUBLIC FORUM

Dolyce Johnson, 1306 N. 3rd St. and Jane Kettler, 1503 Terry Ct., Town of Wilson spoke.

MAYOR'S ANNOUNCEMENTS

HEARING

Hearing No. 5 - 09 - 10. January 18, 2010.

Pursuant to a notice published and personal notices sent by the City Clerk, there is a hearing scheduled for this evening to amend the City of Sheboygan Official Zoning Map to change the Use District Classification of the following described property from Class UI Urban Industrial to Class UC Urban Commercial Classification:

Property located at 2021 North Ave. more particularly described as:

Lot 2 of the Certified Survey Map recorded in Volume 24, Page 35, located in the North ¼ of the NE ¼ of Section 15, T15N, R23E, in the City of Sheboygan, Sheboygan County, Wisconsin

All interested persons will now be heard.

No persons appeared regarding the above hearing and on motion by Alderperson Gischia and second by Alderperson Heidemann, the hearing was declared closed, all Alderpersons voting "Aye."

On motion by Alderperson Gischia and second by Alderperson Heidemann, the following documents notated with an asterick (*) were accepted and placed on file, accepted and adopted, or passed on call of the roll:

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

COMMUNICATIONS AND PETITIONS

Com. No. 76 - 09 - 10. January 18, 2010.

Submitting a communication from Lori Kerwin, Executive Assistant of the Sheboygan County Chamber of Commerce, requesting use of one of the City's "free days" at Blue Harbor Conference Center for the First Friday Forum regarding the Sheboygan River Dredging Project.

Was referred to the Committee on Finance.

Com. No. 77 - 09 - 10. January 18, 2010.

Submitting a communication from Rose Pyawasay and Joseph Cooper regarding issues with water and sewage in their basement and stating their concerns over their health relating to these problems.

Was referred to the Committee on Public Works.

Com. No. 78 - 09 - 10. January 18, 2010.

Submitting a communication from Michael Warner stating that there is a problem with the new schedule for garbage pickup.

Was referred to the Committee on Public Works.

REPORTS OF OFFICERS

***R. O. No. 369 - 09 - 10. By BOARD OF ELECTRICAL EXAMINERS. January 18, 2010.**

Pursuant to State of Wisconsin Comm. 5 and City of Sheboygan Municipal Code, Section 26-355, the following licenses have been issued:

<u>APPLICATION #</u>	<u>NAME AND ADDRESS</u>	<u>TYPE OF LICENSE</u>
1400	James Popelka 1301 Lake Street White Lake, WI 54491	Electrical Contractor
1401	Fred Hafemann 131 S Main Street Fond du lac, WI 54935	Electrical Contractor

***R. O. No. 370 - 09 - 10. By CITY CLERK. January 18, 2010.**

Submitting various license applications.

TEMPORARY CLASS "B"

Address

Theater for Young Audiences

2425 S. 11th St., one-day event
to be held 2/13/10 in dining area.

COMMERCIAL OPERATORS LICENSE (Dec. 31, 2010)

1470 Alliant Energy	824 S. 8 th St.
2056 Autumn Ridge Landscaping	1530 S. 36 th St.
2498 Cutting Edge Tree Service	826 Kentucky Ave.
2608 Land Steward Enhancements	N5947 Willow Rd., Plymouth
1727 Millhome Nursery & Greenhouses	N9469 Rhine Road

R. O. No. 371 - 09 - 10. By CITY ATTORNEY. January 18, 2010.

Submitting a communication from the law firm of Olsen, Kloet, Gunderson & Conway advising that its hourly rate for services performed for the City will be increasing to \$140 per hour effective January 1, 2010.

On motion by Alderperson Gischia and second by Alderperson Heidemann, the Report of Officer was accepted and placed on file, all Alderpersons voting "Aye."

R. O. No. 372 - 09 - 10. By CITY PLAN COMMISSION. January 18, 2010.

Your Commission to whom was referred Res. No. 153-09-10 relative to approving the Sheboygan 2010-2014 Consolidated Plan for Housing and Community Development utilizing Community Development Block Grant funds through the U.S. Dept. of Housing and Urban Development; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, January 12, 2010, and after due consideration, recommends approval of the Resolution.

Was accepted and placed on file.

R. O. No. 373- 09 - 10. By DIRECTOR OF HUMAN RESOURCES AND LABOR RELATIONS. January 18, 2010.

Executive Summary of 2009 Contract Negotiations

When we began negotiations, there were two key objectives in how we did them. First, we wanted to develop a spirit of cooperation between each union and the City to work together to begin to shape a plan to lower costs over the long run (5+ years) and to forge a partnership which we could build upon to maintain a spirit of trust and mutual respect regarding negotiations and labor relations for the future. I believe both of these objectives have been met and a foundation has been laid which will guide the City's relationship with its' bargaining units in resolution of day-to-day issues as well as negotiations in the future.

Each of the unions recognized the economic condition of the City and expressed their willingness to begin to work together. Each gave up wage increases for 2010 and agreed to smaller increases in 2011. Each Union agreed to begin

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to share costs in medical insurance in the deductible portion along with co-pays for prescription drugs. Each Union agreed to standardize payroll dates which will allow the City to automate payroll in 2010 which will create savings for all departments and reduce the amount of time required to input payroll data. The Fire Fighters agreed to give an additional 7% of their 2009 wage increases back to the City in the form of additional healthcare premiums for 2010 and the Transit Union agreed to even lower wage increases in 2011 than the other bargaining units. The City agreed to increase vacation allotment for some, provide deferred payment of benefits for others and was able to move elements creating additional costs to the future when it will be in a better financial position to absorb these costs. Finally, each of the agreements contains some language changes which address issues which haven't had to be dealt with before like layoff bumping and time limits affecting recall procedures, temporary and seasonal employment and language which reflects changes that were implemented but never put into agreements.

The most important accomplishment, I believe, in the 2009 negotiations was the spirit in which they were conducted. Recognizing the inherent nature of labor negotiations, each union came to the table with an open-minded attitude and a willingness to listen to and work with a city that had virtually nothing to offer them because of its' economic situation. It is remarkable that agreement was reached with all seven unions in a period of less than 12 weeks. This speaks to the willingness of everyone involved to work together and build something they could be proud of.

I want to extend a special word of thanks to Terry Hanson and Jim Gischia who attended each meeting and who spent countless hours helping me work through all of the financial details and "what if" implications of our negotiations. I also want to thank each of our department heads as they joined us at the table for their respective organizations. I greatly appreciate insight and perspective as we resolved issues involving their employees. I also want to extend thanks to each of the negotiation committees for our unions. I was very impressed by each of you and your professional approach to the negotiations and your willingness to work together to reach win/win solutions to the issues we dealt with. Finally, I want to extend a huge thank you to Vicki Leonhardt for all the hours, hard work and last minute details that she so willingly and efficiently handled with no previous experience. She truly made all of this work come together!

Respectfully submitted,

Tom Rice

Director of Human Resources and Labor Relations

On motion by Alderperson Gischia and second by Alderperson Heidemann, the Report of Officer was accepted and placed on file, all Alderpersons voting "Aye."

R. O. No. 374 - 09 - 10. By REDEVELOPMENT AUTHORITY. January 18, 2010.

Your Authority to whom was referred Res. No. 153-09-10 relative to approving the Sheboygan 2010-2014 Consolidated Plan for Housing and Community Development utilizing Community Development Block Grant funds through the U.S. Dept. of Housing and Urban Development; recommends approval of the Resolution.

On motion by Alderperson Gischia and second by Alderperson Heidemann, the Report of Officer and the Resolution were placed on file, all Alderpersons voting "Aye."

R. O. No. 375 - 09 - 10. By CITY CLERK. January 18, 2010.

Submitting a Certified Survey Map for Moening Rd. from Bob Werner, President of Lee Realty of Sheboygan, Inc.

Was referred to the City Plan Commission.

R. O. No. 376 - 09 - 10. By CITY CLERK. January 18, 2010.

Submitting various license applications for period ending June 30, 2010 and 2011.

Was referred to the Committee on Law and Licensing.

R. O. No. 377 - 09 - 10. By BUILDING INSPECTION DEPARTMENT. January 18, 2010.

We hereby submit the report of the Building Inspection Department for the month of: DECEMBER 2009.

Was referred to the Committee on Public Protection and Safety.

R. O. No. 378 - 09 - 10. By BUILDING INSPECTION DEPARTMENT. January 18, 2010.

We hereby submit the report of the Building Inspection Department for the month of: YEAR 2009.

Was referred to the Committee on Public Protection and Safety.

R. O. No. 379 - 09 - 10. By CITY CLERK. January 18, 2010.

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Submitting a communication from Don and Donna Cvetan requesting permission to again hold the "Lakeshore Weekend, Benefiting Children's Hospital of Wisconsin" on August 13, 14 and 15, 2010 in Kiwanis Park.

Was referred to the Committee on Public Protection and Safety and the Committee on Public Works.

R. O. No. 380 - 09 - 10. By CITY CLERK. January 18, 2010.

Submitting a communication from Chase Longmiller, President of Sheboygan Firefighters Local 483, regarding his concerns with the continued staffing issues that are facing the Sheboygan Fire Department.

Was referred to the Committee on Public Protection and Safety.

R. O. No. 381 - 09 - 10. By CITY CLERK. January 18, 2010.

Submitting a communication from the State of Wisconsin Department of Corrections to file an appeal to the Sex Offender Residency restrictions on behalf of Brandon Schweisthal.

Was referred to the Committee on Public Protection and Safety.

R. O. No. 382 - 09 - 10. By CITY CLERK. January 18, 2010.

Submitting a request from Steven Perkins for a waiver from the Sex Offender Residency requirements.

Was referred to the Committee on Public Protection and Safety.

R. O. No. 383 - 09 - 10. By CITY CLERK. January 18, 2010.

Submitting a request from Wydell Vaughn for a waiver from the Sex Offender Residency requirements.

Was referred to the Committee on Public Protection and Safety.

R. O. No. 384 - 09 - 10. By CITY CLERK. January 18, 2010.

Submitting a request from Angel Ramirez for a waiver from the Sex Offender Residency requirements.

Was referred to the Committee on Public Protection and Safety.

R. O. No. 385 - 09 - 10. By CITY CLERK. January 18, 2010.

Submitting a communication from Rogelio Cortez Jr. requesting a waiver from the sex offender residency restrictions.

Was referred to the Committee on Public Protection and Safety.

R. O. No. 386 - 09 - 10. By CITY CLERK. January 18, 2010.

Submitting a communication from Matthew Phillips stating his concerns with the snow plowing on Main Ave. and offering suggestions.

Was referred to the Committee on Public Works.

R. O. No. 387 - 09 - 10. By CITY CLERK. January 18, 2010.

Submitting the Harbor Centre Marina 2009 Boater Satisfaction Survey Results.

Was referred to the Committee on Public Works.

R. O. No. 388 - 09 - 10. By CITY CLERK. January 18, 2010.

Submitting a communication from AFNI Insurance Services Subrogation Department, on behalf of General Casualty, regarding a loss at 731 N. 26th St. where alleged faulty maintenance of the sewer system caused a backup into their insured's dwelling. (Insured – Melvin Stugart)

Was referred to the Special Committee on Risk Management.

R. O. No. 389 - 09 - 10. By CITY CLERK. January 18, 2010.

Submitting a claim from Millers First Insurance Companies on behalf of their client Wilmer Falk for alleged damages to his vehicle when a City snowplow slid through a stop sign and struck their insured's vehicle.

Was referred to the Special Committee on Risk Management.

R. O. No. 390 - 09 - 10. By CITY CLERK. January 18, 2010.

Submitting a communication from Kohner Mann & Kailas, Attorneys at Law, giving notice of a Sheriff's Sale in the matter of the foreclosure of U.S. Bank, N.A. vs John Eisner, et al.

Was referred to the Special Committee on Risk Management.

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R. O. No. 391 - 09 - 10. By CITY CLERK. January 18, 2010.

Submitting a claim from Gustav Pfister for alleged damages to the water service curb stop riser for the property at 845 N. 6th St.

Was referred to the Special Committee on Risk Management.

R. O. No. 392 - 09 - 10. By FINANCE DIRECTOR/TREASURER. January 18, 2010.

Submitting the City of Sheboygan year-to-date report on the ambulance fund, 2008 vs. 2009 activity chart and activity for calls from 1/1/09 through 9/30/09.

Was referred to the Committee of the Whole.

RESOLUTIONS INTRODUCED

Res. No. 159 - 09 - 10. By Alderperson Kliejunas. January 18, 2010.

A RESOLUTION supporting the Sheboygan River Basin Partnership application for funds from the Great Lakes Basin Fish Habitat Partnership.

WHEREAS, the City of Sheboygan recognizes the value of natural resources, wildlife, and habitat; and

WHEREAS, the City of Sheboygan recognizes the importance of Fisherman's Creek as a wildlife corridor within the city limits; and

WHEREAS, the City of Sheboygan supports efforts toward environmentally sound storm water management; and

WHEREAS, the City of Sheboygan recognizes the impact of Fisherman's Creek as a tributary to "High Quality Coastal Wetland Waters" and Lake Michigan; and

WHEREAS, the City of Sheboygan recognizes the potential of the corridor for non-motorized public transportation, recreation, and education; and

WHEREAS, the City of Sheboygan supports efforts to maintain and restore our natural resources;

NOW, THEREFORE, BE IT RESOLVED: That the Common Council hereby supports the Sheboygan River Basin Partnership application for funding from the Great Lakes Basin Fish Habitat Partnership, with funding to be used for the Fisherman's Creek Restoration Project.

Res. No. 160 - 09 - 10. By Alderperson Kliejunas. January 18, 2010.

A RESOLUTION supporting the Sheboygan River Basin Partnership application for funds from the Great Lakes Restoration Initiative.

WHEREAS, the City of Sheboygan recognizes the value of natural resources, wildlife, and habitat; and

WHEREAS, the City of Sheboygan recognizes the importance of Fisherman's Creek as a wildlife corridor within the city limits; and

WHEREAS, the City of Sheboygan supports efforts toward environmentally sound storm water management; and

WHEREAS, the City of Sheboygan recognizes the impact of Fisherman's Creek as a tributary to "High Quality Coastal Wetland Waters" and Lake Michigan; and

WHEREAS, the City of Sheboygan recognizes the potential of the corridor for non-motorized public transportation, recreation, and education; and

WHEREAS, the City of Sheboygan supports efforts to maintain and restore our natural resources;

NOW, THEREFORE, BE IT RESOLVED: That the Common Council hereby supports the Sheboygan River Basin Partnership application for funding from the Great Lakes Restoration Initiative with funding to be used for the Fisherman's Creek Restoration Project.

A motion by Alderperson Kliejunas and second by Alderperson Bohren to suspend the rules of the Common Council was passed by unanimous consent.

On motion by Alderperson Kliejunas and second by Alderperson Hanna, the two (2) foregoing Resolutions were passed on call of the roll:

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

Res. No. 161- 09 - 10. By Alderpersons Heidemann, Kittelson, Bouck, Gischia and Kath. January 18, 2010.

A RESOLUTION accepting the agreement with Local 2039, AFSCME for 2010 – 2012, and authorizing the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances to sign the agreement.

RESOLVED: That the agreement with Local 2039, AFSCME for 2010 – 2012, a copy of which is on file in the office of the Human Resources Department, is hereby accepted and ratified.

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NOW, THEREFORE, BE IT RESOLVED: That the members of the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances sign the agreement on behalf of the City of Sheboygan.

Res. No. 162 - 09 - 10. By Alderpersons Heidemann, Kittelson, Bouck, Gischia and Kath. January 18, 2010.

A RESOLUTION accepting the agreement with Sheboygan Professional Police Officers' Supervisory Association (SPPOSA) for 2010 – 2012, and authorizing the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances to sign the agreement.

RESOLVED: That the agreement with Sheboygan Professional Police Officers' Supervisory Association for 2010 – 2012, a copy of which is on file in the office of the Human Resources Department, is hereby accepted and ratified.

NOW, THEREFORE, BE IT RESOLVED: That the members of the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances sign the agreement on behalf of the City of Sheboygan.

Res. No. 163- 09 - 10. By Alderpersons Heidemann, Kittelson, Bouck, Gischia and Kath. January 18, 2010.

A RESOLUTION accepting the agreement with Local 5011, Professional Union for 2010 – 2012, and authorizing the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances to sign the agreement.

RESOLVED: That the agreement with Local 5011, Professional Union for 2010 – 2012, a copy of which is on file in the office of the Human Resources Department, is hereby accepted and ratified.

NOW, THEREFORE, BE IT RESOLVED: That the members of the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances sign the agreement on behalf of the City of Sheboygan.

Res. No. 164 - 09 - 10. By Alderpersons Heidemann, Kittelson, Bouck, Gischia and Kath. January 18, 2010.

A RESOLUTION accepting the agreement with Local 483, IAFF for 2010 – 2012, and authorizing the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances to sign the agreement.

RESOLVED: That the agreement with Local 483, IAFF for 2010 – 2012, a copy of which is on file in the office of the Human Resources Department, is hereby accepted and ratified.

NOW, THEREFORE, BE IT RESOLVED: That the members of the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances sign the agreement on behalf of the City of Sheboygan.

Res. No. 165 - 09 - 10. By Alderpersons Heidemann, Kittelson, Bouck, Gischia and Kath. January 18, 2010.

A RESOLUTION accepting the agreement with Sheboygan Professional Police Officers' Association (SPPOA) for 2010 – 2012, and authorizing the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances to sign the agreement.

RESOLVED: That the agreement with Sheboygan Professional Police Officers' Association for 2010 – 2012, a copy of which is on file in the office of the Human Resources Department, is hereby accepted and ratified.

NOW, THEREFORE, BE IT RESOLVED: That the members of the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances sign the agreement on behalf of the City of Sheboygan.

Res. No. 166 - 09 - 10. By Alderpersons Heidemann, Kittelson, Bouck, Gischia and Kath. January 18, 2010.

A RESOLUTION accepting the agreement with Local 1564, AFSCME for 2010 – 2012, and authorizing the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances to sign the agreement.

RESOLVED: That the agreement with Local 1564, AFSCME for 2010 – 2012, a copy of which is on file in the office of the Human Resources Department, is hereby accepted and ratified.

NOW, THEREFORE, BE IT RESOLVED: That the members of the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances sign the agreement on behalf of the City of Sheboygan.

On motion by Alderperson Heidemann and second by Alderperson Kittelson, the six (6) foregoing Resolutions were passed on call of the roll:

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

Res. No. 167 - 09 - 10. By Alderpersons Heidemann, Kittelson, Bouck, Gischia and Kath. January 18, 2010.

A RESOLUTION adopting the City of Sheboygan Policy for Vacant Positions and the Promotions.

RESOLVED: That the City of Sheboygan adopting the City of Sheboygan Policy for Vacant Positions and Promotions.

It is the policy of the City of Sheboygan to recruit and select the most qualified persons for approved vacancies.

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In accordance with State law and the guidelines for the Equal Employment Opportunity Commission, recruitment and selection shall be conducted in an affirmative manner to ensure open competition and to provide equal employment opportunity to qualified individuals regardless of age, race, creed, color, disability, marital status, sex, national origin, ancestry, sexual orientation, political affiliation, arrest record, conviction record (except as permitted by Statute), membership in the National Guard, State defense force, or any other reserve component of the military force of the United States or this State, or use or non-use of lawful products off the employer's premises during non-working hours, except as otherwise provided.

FILLING POSITION VACANCIES.

When a vacancy or promotion is anticipated the Department Head must complete a Vacant Position Approval Form before the position can be filled or the promotion takes place.

The Vacant Position Approval Form shall be in a format developed by the Human Resources Department and shall include:

- (a) the likely costs associated with filling the position including the extent to which such costs are included in the current year's expense budget;
- (b) the effect on services to the public and City departments that would result from keeping the position vacant;
- (c) the projected impact of keeping the position vacant either temporarily or permanently including the possible effect on revenues as well as the effects on City of Sheboygan services that may result; and
- (d) whether the position is likely to be affected by "bumping" or by a transfer of an employee from another position that has lower priority or which might otherwise be left vacant.

APPROVALS.

- (a) If the Department Head, after an internal audit and discussion with the Director of Human Resources, determines that the position should be filled, he or she shall discuss and secure approval to fill the vacancy with the Mayor.
- (b) The Department Head shall then submit the Vacant Position Approval Form to the Director of Human Resources and Finance Director.
- (c) If the request is approved by the Director of Human Resources it will be on the next agenda of the Salaries and Grievances Committee.
- (d) The Salaries and Grievances Committee may grant "blanket" approvals to particular positions or classifications for particular periods of time, and if it does so, approval shall be considered granted with respect to vacancies falling within the terms of such blanket approvals without requiring further action by the Committee.
- (e) No person shall be hired to fill a vacant position or promoted until approval has been granted by the Salaries and Grievances Committee.

Approval by S & G 1/11/10

City policy vacant positions/Vacant Positions

11/2005

Approved by Salaries & Grievances 3/8/06

Passed by Council 3/20/06

A motion by Alderperson Heidemann and second by Alderperson Kittelson was made to pass the resolution.

Before action was taken thereon, a motion by Alderperson Heidemann and second by Alderperson Rindfleisch to amend to add under "Approvals (f)Notwithstanding, the above vacant positions subject to a Council-imposed hiring freeze shall not be filled without Common Council approval" was passed, all Alderpersons voting "Aye."

The Interim Human Resources Director spoke.

On motion by Alderperson Heidemann and second by Alderperson Kittelson, the Resolution, as amended, was passed on call of the roll:

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

Res. No. 168 – 09 - 10. By Alderperson Kittelson. January 18, 2010.

A RESOLUTION authorizing signing an easement for a municipal storm sewer and drainage easement in portions of their property.

RESOLVED: That the Mayor and City Clerk are hereby authorized to sign the easement for a storm sewer and drainage easement for the following property:

1. Lee Realty of Sheboygan, Inc., Robert J. Werner, President, adjacent to Lot 6 of Stonebrook Crossing Subdivision, Phase 1, Unplatted Parcel.

A motion by Alderperson Kittelson and second by Alderperson Hanna to suspend the rules of the Common Council was passed by unanimous consent.

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On motion by Alderperson Kittelson and second by Alderperson Hanna, the Resolution was passed on call of the roll:

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

Res. No. 169 - 09 - 10. By Alderperson Gischia. January 18, 2010.

A RESOLUTION authorizing the issuance of a Request for Proposals for emergency medical billing and collection services.

NOW, THEREFORE BE IT RESOLVED: That the City of Sheboygan Purchasing Agent, is hereby directed to produce a Request for Proposals (RFP) for emergency medical billing and collection services.

BE IT FURTHER RESOLVED: The Finance Director, Purchasing Agent, and Fire Chief shall review all submitted RFQ's and make a recommendation to the City of Sheboygan Finance Committee on a preferred firm or entity.

On motion by Alderperson Gischia and second by Alderperson Heidemann, the Resolution was passed on call of the roll:

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

Res. No. 170 - 09 - 10. By Alderpersons Heidemann, Kittelson, Bouck, Gischia and Kath. January 18, 2010.

A RESOLUTION accepting the agreement with Local 998, Amalgamated Transit Union for 2010 – 2012, and authorizing the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances to sign the agreement.

On motion by Alderperson Heidemann and second by Alderperson Hanna, the Resolution was placed on file as the Transit Commission oversees the contract, all Alderpersons voting "Aye."

Res. No. 171 - 09 - 10. By Alderpersons Gischia, Bohren, Heidemann, Kliejunas and Montemayor. January 18, 2010.

A RESOLUTION rescinding 2009 Real Estate Taxes for Assessment No. 59281211374.

Lies over under the rules.

Res. No. 172- 09 – 10. By Alderperson Gischia, Bohren, Heidemann, Kliejunas and Montemayor. January 18, 2010.

A RESOLUTION authorizing the use of contingency funds for appraisal services.

Lies over under the rules.

Res. No. 173 - 09 - 10. By Alderpersons Gischia, Bohren, Heidemann, Kliejunas and Montemayor. January 18, 2010.

A RESOLUTION establishing a Deferred Compensation Plan with Nationwide Retirement Solutions.

Lies over under the rules.

Res. No. 174 - 09 - 10. By Alderman Wangemann. January 18, 2010.

A RESOLUTION designating certain sites with the City of Sheboygan as historic sites.

Lies over under the rules.

Res. No. 175 - 09 - 10. By Alderperson Montemayor. January 18, 2010.

A RESOLUTION authorizing the proper City officials to solicit proposals to purchase and renovate the City-owned property located at 628-30 S. 13th Street.

Was referred to City Plan Commission.

Res. No. 176 - 09 - 10. By Alderperson Hanna. January 18, 2010.

A RESOLUTION authorizing the proper City officials to execute a contract with the State of Wisconsin to provide Weights and Measures inspections for the period of January 1, 2010 through June 30, 2010. (\$11,000)

Was referred to the Committee on Finance and the Committee on Public Protection and Safety.

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Res. No. 177-09-10. By Alderperson Hanna. January 18, 2010.

A RESOLUTION authorizing the proper City officials to execute a contract with the State of Wisconsin to provide Weights and Measures inspections for the period of July 1, 2010 through June 30, 2011. (\$22,000)

Was referred to the Committee on Finance and the Committee on Public Protection and Safety.

Res. No. 178-09-10. By Alderperson Kittelson. January 18, 2010.

A RESOLUTION authorizing the appropriate City officials to execute the Participation Agreement for the Eisner Avenue Reconstruction Project.

Was referred to the Committee on Public Works.

REPORT OF COMMITTEES

***R. C. No. 375-09-10. By PUBLIC PROTECTION AND SAFETY. January 18, 2010.**

Your Committee to whom was referred Com. No. 61-09-10 from Heidi and Mark Huberty, DDS, local chairs for Mission of Mercy, stating that on Friday and Saturday, June 25 and 26, 2010, the Wisconsin Dental Association's Missions of Mercy (MOM) will be taking place at Sheboygan North High School and making various requests of the City; recommends that the Communication be accepted and placed on file and to approve closing a portion of School Ave. on June 25 and 26, 2010.

***R. C. No. 376-09-10. By FINANCE. January 18, 2010.**

Your Committee to whom was referred the following:

1. Com. No. 64-09-10 from Dave Humbracht stating his upset regarding the potential rental inspection fee;
2. Com. No. 65-09-10 from Frank Lubotsky stating his upset regarding the potential rental inspection fees,
3. Com. No. 66-09-10 from Sandy and Larry Bahr stating their upset regarding the potential rental inspection fees; and
4. Com. No. 67-09-10 from Jeff Radtke stating his upset regarding the potential rental inspection fees;

recommends that the documents be placed on file.

***R. C. No. 377-09-10. By PUBLIC PROTECTION AND SAFETY. January 18, 2010.**

Your Committee to whom was referred Com. No. 70-09-10 from Steve Scharrer regarding suggestions for the School Ave. closing request for the Mission of Mercy Dental Clinic to be held in 2010; recommends that the document be placed on file.

***R. C. No. 378-09-10. By SALARIES AND GRIEVANCES. January 18, 2010.**

Your Committee to whom was referred a copy of Com. No. 74-09-10 from Thomas Tuszyński stating his satisfaction with Tom Rice, Interim HR Director, with his ability in handling the changes with the City's health insurance plan, his upset with the proposed change of garbage pick-up fees and his support of a storm water fee; recommends that the Communication be accepted and placed on file.

***R. C. No. 379-09-10. By PUBLIC PROTECTION AND SAFETY. January 18, 2010.**

Your Committee to whom was referred the following:

1. Com. No. 75-09-10 from Julie Hansen requesting a change in the "one-side parking" on the 1400 block of Marie Ct.;
2. R. O. No. 360-09-10 by the Building Inspection Department submitting their amended report for September 2009;
3. R. O. No. 361-09-10 by the Building Inspection Department submitting their report for October 2009; and
4. R. O. No. 362-09-10 by the Building Inspection Department submitting their report for November 2009;

recommends that the documents be placed on file.

R. C. No. 380-09-10. By FINANCE. January 18, 2010.

Your Committee to whom was referred R. O. 358-09-10 by the Library Director stating that the Mead Public Library Board met and approved the Reserved Fund and Liability Transfer Agreement as reviewed and revised by City Attorney Steve McLean; recommends that the Report of Officer be accepted and placed on file and to approve the Reserved Fund and Liability Transfer Agreement and to change the amount from \$459,233 to \$443,952.

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On motion by Alderperson Gischia and second by Alderperson Hanna, the Report of Committee was accepted and adopted on call of the roll:

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

R. C. No. 381 - 09 - 10. By SPECIAL COMMITTEE ON RISK MANAGEMENT. January 18, 2010.

Your Committee to whom was referred R. O. No. 165-09-10 by the City Clerk submitting a claim from Susan Seefeldt for alleged injuries when she slipped and fell and fractured her wrists on the concrete at the water pad at End Park; recommends that the claim be denied and to direct the City Attorney to send a Notice of Disallowance.

On motion by Alderpersons Bowers and second by Alderperson Gischia, the Report of Committee was accepted and adopted on call of the roll:

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

R. C. No. 382 - 09 - 10. By SPECIAL COMMITTEE ON RISK MANAGEMENT. January 18, 2010.

Your Committee to whom was referred R. O. No. 347-09-10 by the City Clerk submitting a claim from Jeffrey Bemis for alleged damages to his vehicle when a city bucket truck passed too close to his parked car and scraped and dented the side of his vehicle; recommends that the claim be paid in the amount of the lowest repair estimate (\$1,511.58) with the check made payable to Jeffrey Bemis.

R. C. No. 383 - 09 - 10. By SPECIAL COMMITTEE ON RISK MANAGEMENT. January 18, 2010.

Your Committee to whom was referred R. O. No. 355-09-10 by the City Clerk submitting a claim from Rock County Sheriff's Department for alleged damage to one of their squad cars when a City of Sheboygan police officer was unable to make a sudden stop, making contact with the Rock County squad while participating in a funeral procession; recommends that the claim be paid in the amount of the lowest repair estimate (\$1,182.00) with the check made payable to the Rock County Sheriff's Department.

On motion by Alderperson Bowers and second by Alderperson Kath, the two (2) foregoing Reports of Committee were accepted and adopted on call of the roll:

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

***R. C. No. 384 - 09 - 10. By LAW AND LICENSING. January 18, 2010.**

Your Committee to whom was referred, pursuant to R. O. No. 352-09-10 and R. O. No. 364-09-10 by the City Clerk, various license applications for the period ending June 30, 2010 and June 30, 2011; recommends that the following licenses be granted:

"CLASS B" LIQUOR LICENSE (June 30, 2010)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2704	El Gallo Giro	1721 Calumet Dr.

BEVERAGE OPERATOR'S LICENSE (June 30, 2011)

<u>No.</u>	<u>Name</u>	<u>Address</u>
8479	Aulakh, Gurveen	1305 Union Ave.
8473	Anzures-Hernandez, Albino	210 Madison Ave., #2, Cascade
8476	Batt, Ashley L.	1222F Parkwood Blvd.
8475	Klug, Amanda L.	1201 S. 20 th St.
8472	Lee, Phia	2118 New Jersey Ave.
8468	Ortigoza, Kayla M.	1534 Martin Ave.
8478	Wickert, Jordan J.	N6392 Sherry Ln.

TAXICAB OPERATOR LICENSE (June 30, 2010)

<u>No.</u>	<u>Name</u>	<u>Address</u>
8477	Sumner, Timmy N.	2806 N 11 th St., #1

We further recommend that, by the adoption of this report, the City Clerk is hereby authorized and directed to issue the proper licenses.

***R. C. No. 385 - 09 - 10. By PUBLIC PROTECTION AND SAFETY. January 18, 2010.**

Your Committee to whom was referred the following:

1. R. O. No. 336-09-10 by the City Clerk submitting a communication from Americorps requesting permission to conduct a commemorative community march in honor of Dr. Martin Luther King Jr. Day on Monday, January 18, 2010; and
2. Res. No. 143-09-10 by Alderpersons Bouck, Vue, Kittelson and Kath granting Americorps permission to conduct a commemorative community march in honor of Dr. Martin Luther King Jr. Day on Monday, January 18, 2010;

recommends filing the Report of Officer and the Resolution and stating that Alderperson Hanna spoke with Americorps and they are just having a walk not a march. They will utilize the sidewalks and obey traffic signals.

***R. C. No. 386 - 09 - 10. By PUBLIC PROTECTION AND SAFETY. January 18, 2010.**

Your Committee to whom was referred the following:

1. Com. No. 62-09-10 from various neighbors stating that they are OK with a proposed handicap parking stall to be placed on front of 2122 S. 11th;
2. Com. No. 64-09-10 from Dave Humbracht stating his upset regarding the potential rental inspection fees;
3. Com. No. 65-09-10 from Frank Lubotsky stating his upset regarding the potential rental inspection fees;
4. Com. No. 66-09-10 from Sandy and Larry Bahr stating their upset regarding the potential rental inspection fees;
5. Com. No. 67-09-10 from Jeff Radtke stating his upset regarding the potential rental inspection fees;
6. Com. No. 68-09-10 from Peter Stryck stating his concerns over the possibility of cutting inspectors in the Building Inspectors Department;
7. Com. No. 69-09-10 from Jeffrey Ratz requesting posting a disabled parking sign on one parking space in front of his business – J & D's Whistle Stop;
8. R. O. No. 294-09-10 by the City Clerk submitting a communication from Angie Shaw stating that the parking in front of her house is being taken by teachers/staff at Farnsworth School instead of using their parking lot, making it impossible for her to transport her two "special needs" twin boys and requesting a solution to allow her to park in front of her house;
9. R. O. No. 315-09-10 by the City Clerk submitting a communication from John Burke of Westbrook Management, LLC, regarding parking issues at the St. Nicholas Apartments;
10. R. O. No. 350-09-10 by the City submitting a communication from Karen Augustin stating her upset with the proposals that have been made to generate monies to retain the position of 3 City inspectors, and
11. Gen. Ord. No. 46-09-10 by Alderperson relating to 30-minute limits so as to change the parking limits on the west side of S. 11th Street from the Union Ave. to 144' south;

recommends that the documents be placed on file.

R. C. No. 387 - 09 - 10. By FINANCE. January 18, 2010.

Your Committee to whom was referred Gen. Ord. No. 42-09-10 by Alderpersons Hanna, Rindfleisch, Wangemann, Bowers and Surek establishing Article XI of Chapter 26 in the Sheboygan Municipal Code creating a Residential Rental Inspection Program; recommends that the Ordinance be placed on file.

On motion by Alderperson Gischia and second by Alderperson Kliejunas, the Report of Committee was accepted and adopted and the Ordinance was filed on call of the roll:

Ayes: Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 15.

Nays: Kath – 1.

R. C. No. 388 - 09 - 10. By PUBLIC PROTECTION AND SAFETY. January 18, 2010.

Your Committee to whom was referred a copy of R. C. No. 364-09-10 by Finance who met and discussed the Ambulance Cost allocations; recommends the document be referred to the Committee of the Whole for further discussion.

Was referred to the Committee of the Whole.

R. C. No. 389 - 09 - 10. By FINANCE. January 18, 2010.

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Your Committee to whom was referred Res. No. 155-09-10 by Alderperson Gischia authorizing an extension of the agreement for Interim Human Resources and Labor Relations consulting services with HR Unlimited, LLC; recommends that the Resolution be passed.

Was accepted and adopted.

R. C. No. 390 - 09 - 10. By FINANCE. January 18, 2010.

Your Committee to whom was referred Res. No. 156-09-10 by Alderperson Gischia authorizing a transfer of appropriations in the 2009 Budget (establishing revenue and appropriations for Mead Library Teen Center donation received from Mead Foundation); recommends that the Resolution be passed.

Was accepted and adopted.

***R. C. No. 391 - 09 - 10. By FINANCE. January 18, 2010.**

Your Committee to whom was referred Gen. Ord. No. 31-09-10 by Alderperson Gischia amending subsection 2-873(a) of the Sheboygan Municipal Code so as to provide for a petty cash fund for Sheboygan Transit; recommends that the Ordinance be passed.

R. C. No. 392 - 09 - 10. By FINANCE. January 18, 2010.

Your Committee to whom was referred Gen. Ord. No. 41-09-10 by Alderpersons Hanna, Rindfleisch, Wangemann, Bowers and Surek amending portions of Chapter 26 of the Municipal Code relating to establishment of new fees for licenses and permits issued by the Building Inspection Division of the City of Sheboygan; recommends that the Ordinance be passed.

Was accepted and adopted.

R. C. No. 393 - 09 - 10. By PUBLIC PROTECTION AND SAFETY. January 18, 2010.

Your Committee to whom was referred Gen. Ord. No. 48-09-10 by Alderperson Hanna relating to no parking periods so as to add the north side of Main Ave. from N. 15th St. west from December 1 to April 1; recommends that the Ordinance be passed.

Was accepted and adopted.

R. C. No. 394 - 09 - 10. By FINANCE. January 18, 2010.

Your Committee to whom was referred Gen. Ord. No. 43-09-10 by Alderpersons Hanna, Rindfleisch, Wangemann, Bowers and Surek amending the text of the City of Sheboygan Official Zoning Ordinance in Section 15.702 so as to increase the permit fee for a driveway permit from \$35.00 to \$50.00; recommends that the Ordinance be passed.

Lies over under the rules.

R. C. No. 395 - 09 - 10. By FINANCE. January 18, 2010.

Your Committee to whom was referred Gen. Ord. No. 44-09-10 by Alderpersons Hanna, Rindfleisch, Wangemann, Bowers and Surek amending portions of Chapter 138-12 of the Municipal Code relating to establishment of new fees for weighing or measuring device licenses issued by the Building Inspection Division of the City of Sheboygan; recommends that the Ordinance be passed.

Was referred to the Committee on Public Protection and Safety.

A 5 minute recess was called at 8:15 p.m. On motion by Alderperson Bouck and second by Alderperson Hanna, the Council reconvened at 8:20 p.m., all Alderpersons voting "Aye."

RESOLUTIONS ON SECOND READING

Res. No. 153 - 09 - 10. By Alderperson Hanna. January 4, 2010.

A RESOLUTION approving the 2010-2014 Consolidated Plan for the Housing and Community Development utilizing Community Development Block Grant (CDBG) through the U.S. Department of Housing and Urban Development (HUD).

WHEREAS, the City of Sheboygan has held the necessary public hearings, utilized internet survey's, evaluated citizen input, and held a 30-day public review period concerning potential activities for the City of Sheboygan's Consolidated Plan for Housing and Community Development for a five year period of 2010-2014, and

WHEREAS, the Department of Planning and Development, the Redevelopment Authority and City Plan Commission have recommended to the Common Council that it approve the 2010-2014 Consolidated Plan, and

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WHEREAS, the Common Council authorizes and directs the Mayor to submit to HUD the Consolidated Plan for Housing and Community Development 2010-2014, including various certifications for the funds, and

WHEREAS, the Common Council has reviewed and hereby approves the Citizen Participation Plan for the development of this submission (Consolidated Plan), and

NOW, THEREFORE, BE IT RESOLVED: That the Common Council authorizes and directs the Mayor to submit to the HUD the Final Statement of Community Development Objectives and Proposed Use of Funds (Consolidated Plan) attached and made a part hereof, as recommended by the Redevelopment Authority and Plan Commission including assurances contained therein and to provide any other information requested by HUD.

On motion by Alderperson Hanna and second by Alderperson Kittelson, the Resolution was passed on call of the roll:

Ayes: Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

Res. No. 155 - 09 - 10. By Alderperson Gischia. January 4, 2010.

A RESOLUTION authorizing an extension of the agreement for Interim Human Resources and Labor Relations consulting services with HR Unlimited, LLC.

WHEREAS, the City of Sheboygan has a vacancy in the Director of Human Resources and Labor Relations position,

WHEREAS, the Common Council adopted Res. No. 64-09-10 on August 17, 2009, authorizing entering into an agreement for interim Human Resources and Labor Relations consulting services with HR Unlimited, LLC,

WHEREAS: The Common Council adopted Res. No. 118-09-10 authorizing an extension of the agreement,

WHEREAS: The City of Sheboygan is facing labor negotiations and staff shortages in Human Resources, and

WHEREAS: The City of Sheboygan desires an experienced interim resource for Human Resources and Labor Relations.

NOW, THEREFORE, BE IT RESOLVED: That the appropriate City officials are hereby authorized and directed to extend the agreement for Interim Human Resources and Labor Relations consulting services with HR Unlimited, LLC, with additional expenses not to exceed \$25,000.

On motion by Alderperson Gischia and second by Alderperson Kliejunas, the Resolution was passed on call of the roll:

Ayes: Ayes: Bohren, Bouck, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 15.

Nays: Bowers – 1.

Res. No. 156 – 09 - 10. By Alderperson Gischia. January 4, 2010.

A RESOLUTION to authorize a transfer of appropriations in the 2009 Budget.

RESOLVED: That the Finance Director be and is hereby authorized and directed to make the following transfers of appropriations in the 2009 Budget for the purposes of:

Establishing estimated revenue and appropriation for Mead Library Teen Center donation received from Mead Foundation:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Mead Library Fund Contribution 25551100-467101	Mead Library Fund Teen Space 25551100-621200-10089	\$60,663

BE IT FURTHER RESOLVED: That the City Clerk publish this budget change according to §65.90(5) of the Wisconsin Statutes.

On motion by Alderperson Gischia and second by Alderperson Kliejunas, the Resolution was passed on call of the roll:

Ayes: Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

ORDINANCES ON SECOND READING

***Gen. Ord. No. 31 - 09 - 10. By Alderperson Gischia. November 16, 2009.**

January 18, 2010

AN ORDINANCE amending subsection 2-873 (a) of the Sheboygan Municipal Code so as to provide for a petty cash fund for Sheboygan Transit.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Section 2-873 of the Sheboygan Municipal Code, entitled "Petty cash funds" is hereby repealed and recreated to add (a) (8) to read as follows:

"Sec. 2-873. Petty Cash funds

(8) Sheboygan Transit \$50"

Section 2. All ordinances, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

**Gen. Ord. No. 41 - 09 - 10 By Alderpersons Hanna, Rindfleisch, Wangemann, Bowers and Surek.
December 7, 2009.**

AN ORDINANCE amending portions of Chapter 26 of the Municipal Code relating to establishment of new fees for licenses and permits issued by the Building Inspection Division of the City of Sheboygan.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. The following sections of Section 26 of the Sheboygan Municipal Code entitled "Building and Building Regulations and Section 98, Article III entitled "Marquees, Canopies and Projecting Signs" are hereby amended as follows to require the indicated fee:

Section 26-522. Term; renewals.

(1) Annual license fee \$100.00

Section 26-356. Fees

(1) Electrical contractor, initial	\$175.00
Electrical contractor, renewal	\$100.00
Journeyman initial and renewal	\$ 50.00
Plant electrician initial	\$ 75.00
Plant electrical renewal	\$ 50.00
Master plant electrician, initial	\$100.00
Master plant electrician, renewal	\$ 75.00
Line tech, initial and renewal	\$ 50.00

Section 26-38. Plan examination and permit fees.

(1) Minimum fee	\$ 50.00
Exceptions, all fences and stairways	\$ 35.00
(2) Residential: One- and two-family-first 2,000 sq. ft. of habitable area	\$400.00
(3) Residential – apartments, three family and over, row Housing, multiple, per square foot	\$ 0.30
(4) Residences – additions, per square foot or fraction thereof	\$ 0.30
(5) Local business, institutional, office buildings or additions thereto, per square foot or fraction thereof	\$ 0.30
(6) Manufacturing or industrial, or additions thereto Per square foot or fraction thereof (office areas to be included under E)	\$ 0.20
(7) Detached garages and accessory buildings, per square foot	\$ 0.30
(8) Above ground flammable liquid tank dyking system – Only issued with Fire Dept. approval/approval per tank	\$200.00
Removing tanks, installing tanks, per tank	\$200.00
(9) Pools-In ground, above ground, spas, per \$1,000 Valuation (\$50.00 minimum)	\$ 10.00/ \$1,000
(10) All other buildings, structures, alterations, residing, re-roofing, repairs where square footage cannot be calculated, per \$1,000 valuation (\$50.00	

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minimum)	\$ 10.00
(11) Wrecking or razing, per building + .02 sq. ft. with maximum of \$500	\$ 100.00
Residential garages-per building	\$ 50.00
(12) Moving buildings over public ways, per building + .03 sq. ft. with maximum of \$500	\$ 100.00
(17) Occupancy permits:	
Residential, per unit	\$ 50.00
Office, commercial and industrial	\$ 150.00
(22) Permit to start construction of footing and Foundation:	
1. UDC Buildings	\$ 150.00
2. Early start-All other buildings	\$ 200.00

Section 26-262 Fees.

The fees for permits and inspections required by the provisions of this article are as follows:

(1) Up to \$1,000 estimated cost of job	\$ 75.00
(2) Each additional \$1,000 or fraction thereof	\$ 20.00
(3) One and two family residence, flat fee, each unit	\$200.00
(4) Additional fee for inspection requested outside of normally scheduled hours	\$100.00

Section 26-554. Fees.

The fees for permits, registrations and inspections required by the provisions of this article shall be as follows:

(1) Up to \$1,000,00 estimated cost of job	\$ 75.00
(2) Each additional \$1,000 or fraction thereof	\$ 20.00
(3) Commercial plan review	\$200.00
(4) One- and two-family residence flat fee, each unit	\$200.00
(5) Heating registrations	\$ 40.00

Section 26-966. Permit Fees.

(b) Application for a permit for the following plumbing work shall be accompanied by a fee computed as set forth below, but in no event less than \$40.00.

- (1) Eight dollars (\$8.00) for each fixture installed, roughed in, or opening provided for future installation of fixture or water connected appurtenance or appliance.
- (2) Eight dollars (\$8.00) for each water heater.
- (3) Forty dollars (\$40.00) for sanitary or storm sewer connection at main, curb, or lot line.
- (4) Forty dollars (\$40.00) for sanitary or storm sewer relayed from main, curb, or lot line.
- (5) Forty dollars (\$40.00) for building drain or relayed building drain.
- (6) Forty dollars (\$40.00) for installing new water service from main, curb, or lot line.
- (7) Forty dollars (\$40.00) for water service relayed from main, curb, or lot line.
- (8) Eight dollars (\$8.00) for each connection to building drain used to convey waste water or other materials aside from plumbing fixtures.
- (9) Eight dollars (\$8.00) for each conductor or drain connected to the storm sewer.
- (10) Fee for existing structures to be connected to the City sewerage system shall include eight dollars (\$8.00) for each plumbing fixture or drain installed prior to such connection.
- (11) Forty dollars (\$40.00) for the disconnection of an abandoned sewer or water service.
- (12) Forty dollars (\$40.00) for repairs to water, sanitary and storm sewer lateral.
- (13) Forty dollars (\$40.00) per one hundred (100) feet or fraction for private sanitary or storm sewer main.
- (14) Forty dollars (\$40.00) per manhole in private sanitary or storm sewer main.
- (17) Forty dollars (\$40.00) inspection fee for private sewer lateral.
- (18) Forty dollars (\$40.00) per one hundred (100) feet or fraction for private water main.
- (19) Forty dollars (\$40.00) inspection fee for private water lateral.

Sec. 98-66 Permit.

- (c) The fee for an erection permit for a marquee or canopy shall be \$0.20 per square foot, based upon the area of the underside of such marquee or canopy, but the fee shall not be less than \$25.00. The annual fee shall be \$25.00 for a marquee or canopy

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not exceeding 20 square feet in area and \$50.00 for a marquee or canopy exceeding such area, payable in the same manner as fees for projecting signs.

Section 2. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

On motion by Alderperson Gischia and second by Alderperson Kliejunas, the Ordinance was passed on call of the roll:

Ayes: Ayes: Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

Gen. Ord. No. 48 – 09 - 10. By Alderperson Hanna. December 21, 2009.

AN ORDINANCE relating to no parking periods so as to add the north side of Main Ave. from N. 15th St. west from December 1 to April 1.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Pursuant to Section 118-126 of the Municipal Code entitled, "Prohibitions and restrictions authorized", no parking shall be permitted on the north side of Main Ave. from the west curb line of N. 15th St. to 1,000' west, from December 1 to April 1.

Section 2. The Department of Public Works and the Police Department are hereby authorized and directed to install signs to give notification of the aforementioned parking restriction.

Section 3. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

On motion by Alderperson Hanna and second by Alderperson Rindfleisch, the Ordinance was passed on call of the roll:

Ayes: Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

ORDINANCES INTRODUCED

Gen. Ord. No. 49– 09 - 10. By Alderpersons Hanna, Rindfleisch, Bowers, Surek and Wangemann. January 4, 2010.

AN ORDINANCE relating to handicapped parking so as to create an on-street handicapped parking zone on the west side of S. 11th Street south of Union Ave.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Pursuant to Section 118-1 of the Municipal Code entitled, "State Traffic Laws Adopted" the following area is hereby created as a handicapped parking zone: the west side of S. 11th St. from 100 feet south of the south curb line of Union Avenue to 122 feet south of the south curb line of Union Avenue.

Section 2. The Department of Public Works and the Police Department are hereby authorized and directed to install signs to give notification of the aforementioned parking restriction.

Section 3. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

A motion by Alderperson Hanna and second by Alderperson Bohren to suspend the rules of the Common Council was passed by unanimous consent.

On motion by Alderperson Hanna and second by Alderperson Bohren, the foregoing Ordinance was passed on call of the roll:

Ayes: Ayes: Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

Gen. Ord. No. 50 - 09 - 10. By Alderperson Gischia. January 18, 2010.

AN ORDINANCE obligating the City to pay all taxes required by law to be paid by the Finance Director/Treasurer to the County Treasurer.

Lies over under the rules.

Gen. Ord. No. 51 - 09 -10. By Alderpersons Heidemann, Kittelson, Bouck, Gischia, and Kath. January 18, 2010.

AN ORDINANCE establishing the salary for the Police Chief.

Lies over under the rules.

Gen. Ord. No. 52 - 09 -10. By Alderpersons Heidemann, Kittelson, Bouck, Gischia and Kath. January 18, 2010.

AN ORDINANCE establishing the salary for the promoted Fire Chief.
Lives over under the rules.

Gen. Ord. No. 53 - 09 - 10. By Alderperson Hanna. January 18, 2010.

AN ORDINANCE repealing and re-creating Article VI Division 3 of Chapter 50 of the Municipal Code, entitled "Smoke Detectors" so as to update the smoke detector ordinance, including definitions, require specific types of smoke alarms.

Was referred to the Committee on Public Protection and Safety.

Gen. Ord. No. 54 - 09 - 10. By Alderperson Hanna. January 18, 2010.

AN ORDINANCE repealing and re-creating Section 50-47 of the Municipal Code, entitled "Inspections Authorized" so as to adopt the local option contained in Comm 14.01(11)(b)6, Wisconsin Administrative Code, to reduce the number of required fire code inspections to one per calendar year, so long as the interval between those inspections does not exceed 15 months.

Was referred to the Committee on Public Protection and Safety.

Grade Ord. No. 55 - 09 - 10. By Alderperson Kittelson. January 18, 2010.

AN ORDINANCE to establish the grade on Creekview Court from Moening Road to its western terminus.
Was referred to the Committee on Public Works.

MATTERS LAID OVER

R. O. No. 357 - 09 - 10. By CITY PLAN COMMISSION. December 21, 2009.

Your Commission to whom was referred Gen. Ord. No. 40-09-10 and R. O. No. 333-09-10 relative to rezoning property located at 2021 North Ave. from Class UI Urban Industrial to Class UC Urban Commercial Classification; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, December 15, 2009, and after due consideration, recommends approval of the Ordinance and the Report of Officer be placed on file.

Gen. Ord. No. 40 - 09 - 10. By Alderpersons Hanna, Bowers, Montemayor and VanderWeele. December 7, 2009.

AN ORDINANCE amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located at 2021 North Ave. from Class UI Urban Industrial to Class UC Urban Commercial Classification.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Appendix A, Chapter 15 of the Sheboygan Zoning Ordinance establishing zoning districts and prescribing zoning standards and regulations is hereby amended by changing the Official Zoning Map thereof and Use District Classification of the following described lands from Class UI Urban Industrial to Class UC Classification:

Property located at 2021 North Ave. more particularly described as:

Lot 2 of the Certified Survey Map recorded in Volume 24, Page 35, located in the North ¼ of the NE ¼ of

Section 15TN, R23E in the City of Sheboygan, Sheboygan County, Wisconsin

Section 2. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

On motion by Alderperson Hanna and second by Alderperson Kittelson, the foregoing Report of Officer was accepted and placed on file and the foregoing Ordinance was passed on call of the roll:

Ayes: Ayes: Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None.

Res. No. 151- 09 – 10. By Alderperson Rindfleisch. January 4, 2010.

January 18, 2010

A RESOLUTION re-establishing a temporary Government Structure Committee as per the action taken by the Common Council on December 21, 2009 to collect data, study, and make recommendations to the Common Council as to the economic and administrative feasibility of making changes to the current structure of city government.

BE IT RESOLVED: That the Government Structure Committee is hereby charged with collecting data, conducting interviews, studying and making recommendations to the Common Council as to the economic and administrative feasibility of making changes to the current structure of city government. These may include:

- Examining the currently elected City Attorney position and possible alternatives including but not limited to a Corporate Council or an appointed City Attorney.
- Examining the currently elected City Clerk position and possible alternatives including but not limited to an appointed City Clerk.
- Examining changes to the Common Council including but not limited to the size of the Common Council, number of voting wards, and other styles of representation such as at-large members.
- Presenting any new information or recommendations regarding the role of City Administrator versus Mayor models of city government to the Common Council and assisting the Strategic Fiscal Planning Committee with its work in this area.

BE IT FURTHER RESOLVED: That the Government Structure Committee shall be temporary and shall be automatically dissolved at the conclusion of the 2010-2011 Council year.

BE IT FURTHER RESOLVED: That the Government Structure Committee shall consist of three Alderpersons, two citizens-at-large, a member representing the Chamber of Commerce, a member representing the business community, a member representing the County Board, and a member representing the Sheboygan Area School District.

BE IT FURTHER RESOLVED: That these members shall be:

- Joe Heidemann, Alderperson
- Jodi Vander Wheele, Alderperson
- Eric Rindfleisch, Alderperson
- Michael Hotz, Citizen-at-large
- Eldon Burg, Citizen-at-large
- Michael Leibham, Chamber of Commerce
- Jerry Jones, Business Community
- Michael Vandersteen, County Board
- John Hill, School District

BE IT FURTHER RESOLVED: That in the event that any member is unwilling, unable, or ineligible to begin to serve on the Government Structure Committee or for any reason that a vacancy occurs before the dissolution of the Government Structure Committee, the Mayor shall appoint, subject to approval by the Common Council, an eligible replacement member for the duration.

A motion by Alderperson Rindfleisch and second by Alderperson Heidemann was made to pass the Resolution.

Before action was taken thereon, a motion by Alderperson Gischia and second by Alderperson Wangemann to amend to "add bullet #5 *****", all Alderpersons voting "Aye."

A motion by Alderperson Gischia and second by Alderperson Kliejunas to remove bullet #2 lost on call of the roll:

Ayes: Dekker, Gischia, Vue, Wangemann-4.

Nays: Bohren, Bouck, Bowers, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek-12.

On motion by Alderperson Rindfleisch and second by Alderperson Kittelson, the Resolution, as amended, was passed on call of the roll:

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hanna, Heidemann, Kath, Kittelson, Kliejunas, Montemayor, Rindfleisch, Surek, VanderWeele, Vue, Wangemann – 16.

Nays: None

There being no further business, on motion by Alderperson Gischia and second by Alderperson Heidemann, the meeting was then adjourned, all Alderpersons voting "Aye".

January 18, 2010

Mayor

City Clerk