

June 21, 2010

COMMON COUNCIL

Official Proceedings of the 2010-2011 Common Council of the City of Sheboygan.

SIXTH REGULAR MEETING

The Council met: Monday, June 21, 2010.

Mayor Bob Ryan in the Chair:

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

Bohren, Bouck, Bowers, Dekker, Gischia, Hammond, Hanna, Heidemann, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 16.

Absent – None.

On motion by Alderperson Gischia and second by Alderperson Kittelson, the reading of the minutes of the Fifth Regular Meeting held June 7, 2010, and the minutes were approved as entered on the record, all Alderpersons voting "Aye".

RESIGNATIONS

June 3, 2010

Resigning from the Senior Activity Center Commission

I will not serve.

Tom Bowers

On motion by Alderperson Gischia and second by Alderperson Kittelson, the foregoing Resignation was accepted and filed, all Alderperson voting "Aye".

June 13, 2010

Mayor Bob Ryan

City Hall

828 Center Avenue

Sheboygan, WI 53081

Dear Mayor Ryan,

Recent events, including your responses to my suggestions, have caused me to re-evaluate how I use the time I have available to make our City a better place to live. Doing this evaluation has caused me to realize that I have observed the operations of various City departments for 40-60 years! I have NEVER claimed to be an expert on the operation of ANY department. I have also NEVER heard others who have a strong interest in various phases of our City government claim to be experts.

I hereby tender my resignation from the Sheboygan Redevelopment Authority, effective immediately.

Glen Pilling

On motion by Alderperson Gischia and second by Alderperson Kittelson, the foregoing Resignation was accepted and filed, all Alderpersons voting "Aye".

MAYOR'S APPOINTMENT

June 21, 2010

HONORABLE MEMBERS OF THE COMMON COUNCIL:

I hereby submit the following appointments for your consideration:

SUSTAINABLE SHEBOYGAN TASK FORCE

Ron Rindfleisch to replace John Hill (Rep. From Sheboygan Area School District), whose term expires on 4/25/11.

Jeff Goins to replace Thomas Grittinger (Rep. From UW-Sheboygan), whose term expires on 4/25/11.

Laura Gumm to replace Pat Hartley (Rep. From Utility Company), whose term expires on 4/25/11.

Mayor Bob Ryan

Lies over under the rules.

PUBLIC FORUM

Michael Lubbert, 721 Sommer Dr. spoke, Val Schultz, 1747 Greenfield Ave., Mark Zeier, Suring, WI, was granted an extra minute by Alderpersons Gischia and Kittelson, Jack Wirtz, 47 Winnebago Pl. and Chase Longmiller, 2611 Rolling Meadows spoke.

MAYOR'S ANNOUNCEMENTS

HEARING

Hearing No. 1 - 10 - 11. June 21, 2010.

Pursuant to a notice published and personal notices sent by the City Clerk, there is a hearing scheduled for this evening for the proposed water lateral replacement project in Maryland Ave., from S. 13th St. to S. 14th St.

All interested persons will now be heard.

No persons appeared regarding this hearing and on motion by Alderperson Gischia and second by Alderperson Kittelson, the foregoing Hearing was closed; all Alderpersons voting "Aye".

On motion by Alderperson Gischia and second by Alderperson Kittelson, 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, Hammond, Hanna, Heidemann, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 16.

Nays: None.

COMMUNICATIONS AND PETITIONS

Com. No. 16 - 10 - 11. June 21, 2010.

Submitting a communication being a petition from Gerald DuMonthier et al. regarding keeping the Roosevelt Park Facility enclosed.

Was referred to the Committee on Public Works and the Board of Parks and Forestry.

Com. No. 17 - 10 - 11. June 21, 2010.

Submitting a communication from Patrick Drinan, Executive Director for the Sheboygan County Economic Development Corp. (SCEDC) wanting to initiate the process for a Project Plan Amendment and Border Amendment for Tax Increment District No. 6 to improve the economic well-being and long-term prosperity of Sheboygan County.

Was referred to the City Plan Commission.

Com. No. 18 - 10 - 11. June 21, 2010.

Submitting a communication from Alderperson Bohren being a letter he wrote that was published in the Sheboygan Press entitled, "Sheboygan taxpayers should know everything they are paying for".

Was referred to the Committee on Finance, Strategic Fiscal Planning and the Committee of the Whole.

Com. No. 19 - 10 - 11. June 21, 2010.

Submitting a communication from Linda Brauer and Bernie Nowicki stating their concerns about trucks being allowed to make their "turn around" in the circle.

Was referred to the Committee on Public Protection and Safety.

Com. No. 20 - 10 - 11. June 21, 2010.

Submitting a communication from various neighbors being a petition regarding the cottonwood trees located at KinderCare creating unacceptable neighborhood pollution.

Was referred to the Committee on Public Works.

Com. No. 21 - 10 - 11. June 21, 2010.

Submitting a communication from Dan and Karen Brady stating their upset over the cottonwood trees on S. 12th Place.

Was referred to the Committee on Public Works.

Com. No. 22 - 10 - 11. June 21, 2010.

Submitting a communication from Alderperson Bohren offering an idea for Salaries and Grievances to consider as part of the new pay plan regarding Department Heads and other employee categories that for new hires only the employees could pay ½ of the contribution to WRF (Wisconsin Retirement Fund).

Was referred to the Committee on Salaries and Grievances.

Com. No. 23 - 10 - 11. June 21, 2010.

Submitting a communication from Marilyn Cooley requesting that the truck route be changed in the area of the Regency House as there is a noise issue – this area used to be an industrial area but is now residential.

Was referred to the Committee on Public Protection and Safety.

REPORT OF OFFICERS

***R. O. No. 95 - 10 - 11. By CITY CLERK. June 21, 2010.**

Submitting various license applications.

SALVAGE & RECYCLING LICENSE (December 31, 2010)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1351	Sheboygan Waste Material	1205 Illinois Ave.

SECONDHAND ARTICLE LICENSE (December 31, 2010)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2744	Planet PrePlayed	728 Lombardi Ave., Green Bay

TEMPORARY BEVERAGE OPERATOR'S LICENSE

<u>No.</u>	<u>Name</u>	<u>Address</u>
7203	Ader, John A.	1159 W. Washington Ave., Cleveland
8647	Hemauer, Joe R.	W7782 Cty Rd. N, Plymouth
8649	Munguia, Leopold	1225 Trimberger Ct.
8648	Sandwick, Melissa F.	1334 Alabama Ave.
8617	Skala, Jan	908 Union Ave.
7971	Walecka, Mark J.	1811 S. 12 th St.

TEMPORARY CLASS "B" LICENSE

<u>No.</u>	<u>Name</u>	<u>Address</u>
1128	Aim Group Athletics	712 Erie Ave. – two-day event to be held 6/25/10 to 6/27/10 and 7/23/10 to 7/25/10 At the Wildwood Park cement slab near Diamond #3.
2745	Small Works Project	1201 Erie Ave. – one-day event to be held 6/25/10 in the top floor, NE corner of 1201 Erie Ave.
1372	St. Clements Church	522 New York Ave. – one-day event to be Held 7/17/10 to include church basement, parking lot, & Dominican Hall.

***R. O. No. 96 - 10 - 11. By CITY PLAN COMMISSION. June 21, 2010.**

Your Commission to whom was referred Com. No. 6-10-11 relative to a communication from various property owners on North Taylor Drive stating that North Taylor Dr. from North Ave. to the cul-de-sac at the end of North Taylor Dr. is in very poor condition with many multiple patched potholes; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, June 15, 2010, and after due consideration, recommends the Communication be placed on file.

***R. O. No. 97 - 10 - 11. By CITY PLAN COMMISSION. June 21, 2010.**

Your Commission to whom was referred Gen. Ord. No. 4-10-11 and R. O. No. 66-10-11 relative to granting Pollution Risk Services (PRS) the privilege of encroaching upon described portions of Maryland Ave., 15' from the property boundary and 66' at S. 20th St. between the purchased and leased properties for the purpose of allowing construction and use of a dewatering area for removal of impacted sediment under the Superfund project and any future betterment project; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, June 15, 2010, and after due consideration, recommends approval of the Ordinance and the Report of Officer be placed on file.

R. O. No. 98 - 10 - 11. By Purchasing Agent. June 21, 2010.

Submitting a report relative to the attempts made to sell a 1986 Pierce Arrow Pumper truck. This truck is being replaced by the new Rescue Pumper apparatus expected to be delivered in early Fall 2010. This vehicle was first offered to all fire departments within Sheboygan County and across the State of WI. The City received no bids in reply to the solicitation. The vehicle was next offered for sale to the general public. One bid was received from Fire Unlimited LLC of Appleton. The Amount of the bid was \$5,000.00. The recommendation is that the City accept the bid of \$5,000.00 and sell the apparatus to Fire Unlimited LLC.

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

On motion by Alderperson Gischia and second by Alderperson Kittelson, the foregoing Report of Officer was passed on call of the roll:

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hammond, Hanna, Heidemann, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann—16.

Nays: None.

R. O. No. 99 - 10 - 11. By CITY CLERK. June 21, 2010.

June 21, 2010

Submitting a communication from Richard Kummer and Laura Lawrence of Route 43 Harley Davidson making various requests from the City to hold the "Roar on Sheboygan's Shores Motorcycle Rally".
Was referred to the Committee on Finance and to the Committee on Public Works.

R. O. No. 100 - 10 - 11. By CITY CLERK. June 21, 2010.

Submitting a communication from Alderperson Bowers on behalf of the South Pier Market Association requesting permission to establish a once or twice a week outdoor market to be held on South Pier.
Was referred to the Redevelopment Authority.

R. O. No. 101 - 10 - 11. By CITY CLERK. June 21, 2010.

Submitting various license applications for the period ending June 30, 2011.
Was referred to the Committee on Law and Licensing.

R. O. No. 102 - 10 - 11. By CITY CLERK. June 21, 2010.

Submitting a communication from Devin Doyle suggesting a signage change at the intersection of Taylor Dr. and the eastbound Hwy. 23 exit.
Was referred to the Committee on Public Protection and Safety.

R. O. No. 103 - 10 - 11. By CITY CLERK. June 21, 2010.

Submitting a communication from Asher Heimermann stating that he supports the hiring of additional firefighter/paramedics as well as reopening the south side Fire station.
Was referred to the Committee on Public Protection and Safety.

R. O. No. 104 - 10 - 11. By CITY CLERK. June 21, 2010.

Submitting a request for a waiver to the Sex Offender Residency restrictions for Lane Baxter.
Was referred to the Committee on Public Protection and Safety.

R. O. No. 105 - 10 - 11. By CITY CLERK. June 21, 2010.

Submitting a request for a waiver of the Sex Offender Residency Restrictions for Leo Hernandez.
Was referred to the Committee on Public Protection and Safety.

R.O. No. 106-10-11 is withdrawn as a document.

R. O. No. 107 - 10 - 11. By CITY CLERK. June 21, 2010.

Submitting a request for a waiver of the Sex Offender Residency Restrictions for Chad R. Schmidt.
Was referred to the Committee on Public Protection and Safety.

R. O. No. 108 - 10 - 11. By CITY CLERK. June 21, 2010.

Submitting a communication from John Thomack requesting a "No Parking Between Signs" posting in front of their loading dock driveway at 3455 Paine Ave.
Was referred to the Committee on Public Protection and Safety.

R. O. No. 109 - 10 - 11. By CITY CLERK. June 21, 2010.

Submitting a waiver of the Sex Offender residency restriction from Michael Winters.
Was referred to the Committee on Public Protection and Safety.

R. O. No. 110 - 10 - 11. By CITY CLERK. June 21, 2010.

Submitting a communication from Addison Lee stating his complaint regarding the Sheboygan Park rental regarding a deposit that was made for Kiwanis Park and then he came to pick up the key for the field house and all the doors at the Municipal Service building were locked so he is asking for his deposit back as he and family/friends did not get to use the park.
Was referred to the Committee on Public Works.

R. O. No. 111 - 10 - 11. By CITY CLERK. June 21, 2010.

Submitting a communication from Susie Patterson of Al & Al's Stein Haus & The Tavern making various requests of the City for their 2010 celebration of German Heritage, Oktoberfest 2010.
Was referred to the Committee on Public Works.

R. O. No. 112 – 10 - 11. By PURCHASING AGENT. June 21, 2010.

Submitting a report related to the provision and installation of an energy saving building control system for the Municipal Service Building utilizing Direct Digital Control technology in accordance with City of Sheboygan Request For Proposals # 1873-10.

Was referred to the Committee on Public Works.

R. O. No. 113 - 10 - 11. By CITY CLERK. June 21, 2010.

Submitting a Notice of Violation/Notice of Claim from the Department of Natural Resources stating they have reason to believe that the City's Wastewater Treatment Plant is in violation of regulations related to the land spreading of wastewater treatment sludge.

Was referred to the Special Committee on Risk Management.

R. O. No. 114 - 10 - 11. By CITY CLERK. June 21, 2010.

Submitting a Notice of Sheriff's Sale in the foreclosure matter of U.S. Bank National Association vs. John F. Eisner et al.

Was referred to the Special Committee on Risk Management.

RESOLUTIONS INTRODUCED

***Res. No. 37 - 10 - 11. By Alderpersons Bouck, Radtke, Kittelson and Kath. June 21, 2010.**

A RESOLUTION confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed for the water lateral replacement project in Maryland Ave. from S. 13th St. to S. 14th St.

RESOLVED: That the assessments and schedule of the proposed assessments prepared by the Board of Water Commissioners for the proposed water main extensions in Maryland Ave. from S. 13th St. to S. 14th St. are hereby confirmed, and the City Clerk is authorized and directed to publish the notices required by law.

BE IT FURTHER RESOLVED: That the Board of Water Commissioners is hereby authorized and directed to carry out the work in accordance with the report, as finally approved, and that payment thereof be made as therein provided.

Res. No. 38 - 10 - 11. By Alderperson Gischia, Bouck, Bohren, Hammond and Radtke. June 21, 2010.

A RESOLUTION authorizing the Purchasing Agent to enter into agreement for the sale of the 1986 Pierce Arrow Pumper Truck to Fire Unlimited LLC of Appleton WI.

RESOLVED: That the Purchasing Agent is hereby authorized to enter into agreement with Fire Unlimited LLC for the sale of (1) 1986 Pierce Arrow Pumper Truck in the amount of \$5,000.00

BE IT FURTHER RESOLVED: That the funds received from the sale of this equipment shall be used to off-set the cost of future lease payments for the new Rescue-Pumper Vehicle and shall be held for same by the Finance Director under the direction and oversight of the Finance Committee.

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

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

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hammond, Hanna, Heidemann, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann—16.

Nays: None.

Res. No. 39 - 10 - 11. By Alderpersons Gischia, Wangemann and Kath. June 21, 2010.

A RESOLUTION authorizing the Finance Auditor/Analyst to negotiate settlement of insurance claims not to exceed \$2,500 without prior approval from the Risk Management Committee or the Common Council.

WHEREAS, Res. No. 186-06-07 authorized the Director of Human Resources and Labor Relations to negotiate and settle insurance claims in an amount not to exceed \$15,000, without prior approval of the Risk Management Committee and Common Council, in instances where, in consultation with the City Attorney, Assistant City Attorney, City Finance Director/Treasurer and the Chairperson of the Risk Management Committee, said officer determines it to be in the best interest of the City to settle said claims(s) in an expeditious manner; and

WHEREAS, the City does not currently have a full-time Director of Human Resources and Labor Relations, and the Finance Auditor/Analyst has taken on the liability insurance claims investigative functions for the City.

NOW, THEREFORE, BE IT RESOLVED: That the Finance Auditor/Analyst is hereby authorized to negotiate and settle liability insurance claims in an amount not to exceed \$2,500, without prior approval of the Risk Management

June 21, 2010

Committee and Common Council, in instances where, in consultation with the City Attorney, Assistant City Attorney, City Finance Director/Treasurer and the Chairperson of the Risk Management Committee, said employee determines it to be in the best interest of the City to settle said claim(s) in an expeditious manner. Those claims settled under this authorization shall be reported promptly to the Risk Management Committee.

On motion by Alderperson Kath and second by Alderperson Gischia, the Resolution was passed on call of the roll:
Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hammond, Hanna, Heidemann, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann—16.
Nays: None.

Res. No. 40 - 10 - 11. By Alderpersons Gischia, Bouck, Bohren and Radtke. June 21, 2010.

A RESOLUTION to authorize a transfer of appropriations in the 2010 Budget.
Lies over under the rules.

Res. No. 41 - 10 - 11. By Alderpersons Gischia, Bouck, Bohren, Hammond and Radtke. June 21, 2010.

A RESOLUTION to authorize a transfer of appropriations in the 2010 Budget.
Lies over under the rules.

Res. No. 42 - 10 - 11. By Alderperson Gischia. June 21, 2010.

A RESOLUTION to authorize a transfer of appropriations in the 2010 Budget.
Was referred to the Committee on Finance.

Res. No. 43 - 10 - 11. By Alderperson Bohren. June 21, 2010.

A RESOLUTION approving the contract with Miller Engineers & Scientists for engineering services.
Was referred to the Committee on Public Works.

Res. No. 44 - 10 - 11. By Alderperson Kittelson. June 21, 2010.

A RESOLUTION authorizing the Purchasing Agent to enter into contract for the **installation** of an energy efficient digital Building Control System for the Municipal Service Building.
Was referred to the Committee on Public Works.

Res. No. 45 - 10 - 11. By Alderpersons Kittelson Gischia, VanderWeele and Versey. June 21, 2010.

A RESOLUTION lifting the hiring freeze in order to hire an Employee Benefits Administrator in the Human Resources Department.

WHEREAS, the City of Sheboygan passed Resolution 73-09-10 that extended the hiring freeze to December 31, 2010,

WHEREAS, the hiring freeze allows for emergency exceptions upon approval of the Mayor and Council,

WHEREAS, the Mayor recently approved the Hiring Audit form to authorize hiring the Employee Benefits Administrator.

NOW, THEREFORE, BE IT RESOLVED: That the Common Council hereby authorizes, as an emergency exception to the hiring freeze, the hiring of the Employee Benefits Administrator for the Human Resources Department.

A motion by Alderperson Kittelson and second by Alderperson Kath to suspend the rules of the Common Council was passed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Gischia, Hammond, Hanna, Heidemann, Hittelson, Montemayor, Radtke, VanderWeele, Versey – 12.

Nays: Bouck, Kath, Rindfleisch, Wangemann – 4.

A motion by Alderperson Kittelson and second by Alderperson Montemayor was made to pass the Resolution.

Before action was taken thereon, a motion by Alderperson Hanna and second by Alderperson Gischia was made to open the floor to Tom Rice, who spoke.

On motion by Alderperson Kittelson and second by Alderperson Montemayor, the foregoing Resolution was referred to the Committee on Salaries and Grievances, all Alderpersons voting "Aye".

REPORT OF COMMITTEES

***R. C. No. 57 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.**

Your Committee to whom was referred Com. No. 9-10-11 from Jody Booth regarding her concern that there is no snow emergency route for the James Madison School area; recommends that the area of S. 24th St. from Georgia Ave. to Broadway and to include David Ave. be made a "red zone" when it comes to snow plowing.

R. C. No. 58 - 10 - 11. By PUBLIC WORKS. June 21, 2010.

June 21, 2010

Your Committee to whom was referred Com. No. 4-10-11 submitting a communication from Stevie B's Landscaping requesting that the City move forward with the proposed "Free Tree Removal Program"; recommends that the document be sent back to Council with no recommendation from the Committee.

A motion by Alderperson Bohren and second by Alderperson Heidemann was made to accept and adopt the Report of Committee.

Before action was taken thereon, a motion by Alderperson Hanna and second by Alderperson Dekker was made to send the Report of Committee back to the Committee on Public Works.

On motion by Alderperson Gischia and second by Alderperson Montemayor, the Report of Committee was filed on call of the roll:

Ayes: Bouck, Dekker, Gischia, Hammond, Hanna, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 11.

Nays: Bohren, Bowers, Heidemann, Kath, Kittelson – 5.

***R. C. No. 59 - 10 - 11. By SPECIAL COMMITTEE ON RISK MANAGEMENT. June 21, 2010.**

Your Committee to whom was referred R. O. No. 503-09-10 by the City Clerk submitting a claim from United One Credit Union for alleged damages when a City vehicle struck their mailbox; recommends that the Report of Officer be accepted and placed on file and to pay the claim in the amount of \$316.26 to United One Credit Union with the check made out to Mr. Brad Jeske, c/o United One Credit Union, 3509 Washington Ave., Sheboygan, WI 53081.

***R. C. No. 60 - 10 - 11. By SPECIAL COMMITTEE ON RISK MANAGEMENT. June 21, 2010.**

Your Committee to whom was referred R. O. No. 530-09-10 by the City Clerk submitting a claim from Frances Teunissen for alleged injuries when she slipped on a patch of ice on the sidewalk at the Riverfront; recommends denying claim and directing the City Attorney to send a Notice of Disallowance.

***R. C. No. 61 - 10 - 11. By SPECIAL COMMITTEE ON RISK MANAGEMENT. June 21, 2010.**

Your Committee to whom was referred R. O. No. 531-09-10 by the City Clerk submitting a claim from Jerome Lucious for alleged injuries when the Police falsely arrested him; recommends denying claim and directing the City Attorney to send a Notice of Disallowance.

***R. C. No. 62 - 10 - 11. By PUBLIC WORKS. June 21, 2010.**

Your Committee to whom was referred the following:

1. Com. No. 2-10-11 from Beverly and Henry Schaefer stating that they want the City of Sheboygan to get out of the ambulance business and get back to providing fire protection only to the citizens;
2. Com. No. 3-10-11 from Richard Thieme asking Alderperson Bohren to support the fire department having five stations and no ambulance service;
3. R. O. No. 20-10-11 by the City Clerk submitting a communication from Mike Warner lending his support to the Mayor's comments asserting that the Council, at times, succumbs to the vocal pressure of a few to the detriment of many is right on target giving the issue of lifting the hiring freeze for the Sheboygan Fire Department as a prime example;
4. R. O. No. 45-10-11 by the City Clerk submitting a communication from George Ceolla stating his concern regarding a private basketball play structure located on the public right-of-way on the north side of the 200 block of Euclid Ave.; and
5. R. O. No. 46-10-11 by the City Clerk submitting a communication from Mike Basch, Executive Director of the Sheboygan Senior Community requesting the stop sign from 7th and Wisconsin Ave. be moved to 7th and Niagara Ave. to make it safer for the residents to access the downtown amenities;

recommends that the documents be placed on file.

***R. C. No. 63 - 10 - 11. By PUBLIC WORKS. June 21, 2010.**

Your Committee to whom was referred R. O. No. 22-10-11 by the City Clerk submitting a communication from Bill's Café requesting a sign for a parking restriction on Wilson Ave. in front of his business; recommends that the Report of Officer be placed on file and to have an ordinance drafted to address the issue.

***R. C. No. 64 - 10 - 11. By PUBLIC WORKS. June 21, 2010.**

Your Committee to whom was referred the following:

1. A copy of R. O. 37-10-11 by the City submitting an article from Alderperson Bohren submitted by Dolcye Johnson from the Barron's Cover entitled "The \$2 Trillion Hole";
2. R. O. No. 41-10-11 by the Building Inspection Department submitting the report of the Building Inspection Department for the month of April 2010;
3. R. O. No. 50-10-11 by the Fire submitting my report of departmental activity for the period commencing

June 21, 2010

January 1, 2010, and ending March 31, 2010; and

4. R. O. No. 51-10-11 by the City Clerk submitting a communication from John Cinealis, Brat Days 2010 Administration Chairman for the Sheboygan Jaycees, requesting the review and approval of the operating hours for their annual Brat Day's at Kiwanis Park from August 5th through August 7, 2010;

recommends that the Reports of Officers be accepted and placed on file.

***R. C. No. 65 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.**

Your Committee to whom was referred the following:

1. Com. No. 11-10-11 submitting a petition from 1,002 residents requesting that immediate action be taken by the Council to re-open Fire Station #5;
2. Com. No. 13-10-11 from Joe R. Richardson stating his concerns regarding the brownouts for the fire stations, wanting to keep 5 stations open and no ambulances and also questioning why we no longer have the original bridge tenders that made \$8.75 an hour but now \$22.00 an hour are the wages for bridge tenders;
3. Com. No. 14-10-11 from Jean and Bryon Dickmann stating that the City should give the ambulance service back to Orange Cross and then they should have enough firemen for all the stations and if not, then they should close the south side station;
4. R. O. No. 42-10-11 by the City Clerk submitting a petition from various citizens requesting that the Mayor and the Common Council keep Fire Station No. 5, 4504 S. 18th St. open;
5. R. O. No. 74-10-11 by the City Clerk submitting a communication from Val Schultz stating his believes the Fire Department should do a study of calls by individual stations, populations served and types of structures in the area and then base their decision on the result of the that information and close one station; and
6. R. O. No. 88-10-11 by the City Clerk submitting petitions from various business owners in the City requesting that the Mayor and Council keep 5 fire stations open in the City and hire additional firefighters to maintain all stations;

recommends that the documents be placed on file.

***R. C. No. 66 - 10 - 11. By PUBLIC WORKS. June 21, 2010.**

Your Committee to whom was referred R. O. No. 44-10-11 by the City Clerk submitting a communication from Sheboygan Countywide Crime Stoppers requesting permission to hold their "National Night Out Event" on August 3, 2010; recommends that the Report of Officer be accepted and placed on file and to approve the request.

***R. C. No. 67 - 10 - 11. By SPECIAL COMMITTEE ON RISK MANAGEMENT. June 21, 2010.**

Your Committee to whom was referred R. O. No. 51-08-09 by the City Clerk submitting a Notice of Circumstances by Atty. Halversen on behalf of his clients Curtis and Cindy Falk for alleged injuries sustained when Mr. Falk tripped over a raised sidewalk; recommends that the Report of Officer be placed on file.

***R. C. No. 68 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.**

Your Committee to whom was referred the following:

1. Com. No. 7-10-11 from Rich Genson stating his concerns over the situation where pit bulls are allowed to run loose;
2. Com. No. 10-10-11 from Lauri Moegenburg stating that Paradigm Café doesn't have a bike rack in front of their business and is requesting that the City look at installing one or letting them install a rack;
3. Com. No. 12-10-11 from Kelly Schoen stating her concerns regarding safety for the children at the intersection of N. 14th St. and Saemann Ave.;
4. R. O. No. 52-10-11 from Richard Kummer and Laura Lawrence of Route 43 Harley Davidson requesting that they continue to run the "Roar on Sheboygan Shores" and making various requests of the City;
5. R. O. No. 71-10-11 by Building Inspection submitting a correction to the report of the Building Inspection Department submitted for the month of April 2010;
6. R. O. No. 72-10-11 by Building Inspection submitting the report of the Building Inspection Department for the month of May 2010; and
7. R. O. No. 87-10-11 by the City Clerk submitting a communication from Kathryn DuFour sending the rationale for the "Waiter Crossing" signs on S. 8th St.;

recommends that the documents be placed on file.

***R. C. No. 69 - 10 - 11. By PUBLIC WORKS. June 21, 2010.**

Your Committee to whom was referred the following:

1. A copy of Com. No. 6-10-11 from various property owners on North Taylor Dr. stating that North Taylor

June 21, 2010

Dr. from North Ave. to the cul-de-sac at the end of North Taylor Dr. is in very poor condition with many potholes; and

- 2. A copy of R. O. No. 52-10-11 by the City Clerk submitting a communication from Richard Kummer and Laura Lawrence of Route 43 Harley Davidson requesting that they continue to run the "Roar on Sheboygan Shores" and making various requests of the City;

recommends that the documents be placed on file.

***R. C. No. 70 - 10 - 11. By SPECIAL COMMITTEE ON RISK MANAGEMENT. June 21, 2010.**

Your Committee to whom was referred R. O. No. 54-10-11 by the City Clerk submitting a claim from Loella Leicht for alleged damages to her basement when the sewer main in the street backed up; recommends denying claim and directing the City Attorney to send a Notice of Disallowance.

R. C. No. 71 - 10 - 11. By FINANCE. June 21, 2010.

Your Committee to whom was referred R. O. 67-10-11 by the City Clerk submitting a communication from Alan Rudnick, Chairman of the Harbor Centre Business Improvement District (BID) requesting that the City release all funds collected on their behalf and those funds allocated to them for fiscal 2010; recommends that the Report of Officer be accepted and placed on file and to approve the request.

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

Ayes: Bohren, Bouck, Dekker, Gischia, Heidemann, Kath, Kittelson, Montemayor, Rindfleisch, VanderWeele, Versey, Wangemann – 12.

Nays: Bowers – 1.

Abstain: Hammond, Hanna, Radtke – 3.

***R. C. No. 72 - 10 - 11. By LAW AND LICENSING. June 21, 2010.**

Your Committee to whom was referred R. O. No. 69-09-10 by the City Clerk, submitting license applications for the period ending June 30, 2011 and June 30, 2012; recommends that the following licenses be granted:

CHANGE OF AGENT

Tyler Buss will be replacing Sue Matichek as agent for the Sheboygan Softball Association.

CHANGE OF PREMISES

No.	Name	Address
2564	Harbor Lights	434 Pennsylvania Ave. – two-day event to be held 7/3/10 to 7/4/10 to include entire south yard, walkways to and from west property sidewalk.
1353	Sheboygan Yacht Club	214 Pennsylvania Ave. – one-day event to be held 7/3/10 on North side of restaurant in dry-dock area from 11:00 AM to 9:00 PM.
1353	Sheboygan Yacht Club	214 Pennsylvania Ave. – one-day event to Be held 7/31/10 east side of restaurant on The Lawn.

"CLASS A" LIQUOR LICENSE (June 30, 2011)

No.	Name	Address
2357	Jake's Liquor	2019 S. Business Dr.
1390	Superior Discount Liquor	823 S. 8 th St.

CLASS "A" FERMENTED MALT BEVERAGE LICENSE (June 30, 2011)

No.	Name	Address
2734	Marathon I	905 Indiana Ave.

CLASS "A" FERMENTED MALT BEVERAGE LICENSE (June 30, 2011)

No.	Name	Address
2606	Citgo	610 S. 14 th St.
2599	Las Dos Hermanas II	1125 Michigan Ave.
2631	North 8 Oriental Market	2002 N. 8 th St.
2519	Northside Clark	2709 N. 15 th St.
1406	Tidy Car of Sheboygan	810 N. 14 th St.

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

No.	Name	Address
2742	8 TH Street Ale Haus	1132 N. 8 th St.

"CLASS B" LIQUOR LICENSE (June 30, 2011)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1005	Al & Al's	1502 S. 12 th St.
1025	Armory Bar	520 N. 4 th St.
2267	Blue Harbor Resort	725 Blue Harbor Dr.
1035	Blue Lite, The	1029 N. 8 th St.
2381	Bourbon Street Pub & Grill	1536 Indiana Ave.
1912	Brisco County Wood Grill	539 Riverfront Dr.
2465	Buck Rub Pub, The	1401 Union Ave.
2594	Caffe Kita, LLC	920 Michigan Ave.
1833	Champs Sports Bar	1501 Indiana Ave.
1067	CityStreets Riverside	712 Riverfront Dr.
2741	Clairmonts Northstar I	3004 N. 8 th St.
1260	Cove, The	1235 Indiana Ave.
1092	Diamond Daves Taco Co	3347 Kohler Memorial Dr.
2373	Duke of Devon, The	739 Riverfront Dr.
2704	El Gallo Giro	1721 Calumet Dr.
1752	End Zone, The	904 Indiana Ave.
1525	Fountain Park Lounge	922 N. 8 th St.
2383	Green Room, The	911 Indiana Ave.
2428	Highland House	820 Indiana Ave.
1734	Holiday Inn-Express	3823 Germaine Ave.
2726	John Michael Kohler Arts	608 New York Ave.
2275	M. T. Wine Glass	1949 N. 8 th St.
2740	Mannings Irish Pub	3015 N. 15 th St.
1936	Margaux	821 N. 8 th St.
1222	Marks Fine Food & Cocktails	1910 Calumet Dr.
2301	Mojo	1235 Pennsylvania Ave.
1233	Mucky Duck Shanty, The	701 Riverfront Dr.
1234	Muellers Bar	1501 Union Ave.
2502	Nine 21 Bar & Grill	1501 S. 8 th St.
2526	Pier 57 Deli & Lounge	644 South Pier Dr.
1267	Poor Richards	1105 Geele Ave.
2720	Rehab	1450 S. 8 th St.
2135	Sandees Cool Runnings	1202 Michigan Ave.
2265	Seabird Rest/Blue Point Wine	229 South Pier Dr.
1229	Sheboygan Moose Lodge	1811 Georgia Ave.
1345	Sheboygan Outboard Club	732 N. Water St.
1353	Sheboygan Yacht Club	214 Pennsylvania Ave.
2207	Silver Fern, The	2538 N. 15 th St.
1360	Slys Midtown Saloon	508 N. 8 th St.
2030	Speakeasy, The	1002 Michigan Ave.
1890	Suscha Super Bar	1054 Pennsylvania Ave.
2142	Talk of the Town	3023 N. 15 th St.
2020	Terry's	1028 Lincoln Ave.
1411	Tommys Bar	2335 N. 15 th St.
1419	VFW Wolf Olson Post #1230	1138 Union Ave.
2513	Vreekes Tavern I	935 Michigan Ave.
1764	Water Street Pub	931 N. 12 th St.
2100	Whats Up	1635 Michigan Ave.
2693	Wild Hare	1823 N. 12 th St.

CLASS "B" FERMENTED MALT BEVERAGE LICENSE (June 30, 2011)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2409	Americinn	3664 S. Taylor Dr.
2706	Fayes Pizza	1821 Calumet Dr.
2712	Jose's	1332 S. 13 th St.
2445	La Conquistadora LLC I	1218 Indiana Ave.
2696	Sheboygans Family Restaurant	2704 S. Business Dr.
2674	Shortys	1224 Weeden Creek Rd.
2522	TCL Restaurant	1322 N. 13 th St.

2339 Toys Thai Laos Kitchen 1229 N. 8th St.
 1809 Wharf, The 733 Riverfront Dr.

CLASS "C" WINE LICENSE (June 30, 2011)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2409	Americinn	3664 S. Taylor Dr.
2706	Fayes Pizza	1821 Calumet Dr.
2696	Sheboygan Family Restaurant	2704 S. Business Dr.
2674	Shortys	1224 Weeden Creek Rd.
2522	TCL Restaurant	1322 N. 13 th St.

CIGARETTE/TOBACCO LICENSE (June 30, 2011)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2389	The Epicure Lounge	1116 Michigan Ave.
2738	SH Tobacco – Sheboygan	2529 S. Business Dr.
1392	Suscha News, LLC	1117 N. 8 th St.

MOBILE HOME PARK LICENSE (June 30, 2011)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1170	Indian Meadows	3636 S. Business Dr.

SIDEWALK CAFE LICENSE (April 14, 2011)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1680	Scenic Bar	1635 Indiana Ave.

TAXICAB BUSINESS LICENSE (June 30, 2011)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2694	City Taxi	1512 S. 21 st St.
2574	Custom Care & Transport	N3803 Horace Mann Rd., Sheboygan Falls
1911	Wheelchair Taxi	2516 Superior Ave.

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. 73 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.**

Your Committee to whom was referred R. O. No. 73-10-11 by the City Clerk submitting a communication from the Sheboygan Yacht Club requesting permission to hold the Venetian Night Parade in the Sheboygan Harbor on July 2, 2010; recommends that the Report of Officer be accepted and placed on file and to approve the request.

***R. C. No. 74 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.**

Your Committee to whom was referred R. O. No. 75-10-11 by the City Clerk submitting a communication from Coulis Cardiology requesting permission to hold a 2 mile and 5 mile walk on September 11, 2010; recommends that the Report of Officer be accepted and placed on file and to approve the request.

***R. C. No. 75 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.**

Your Committee to whom was referred R. O. No. 76-10-11 by the City Clerk submitting a communication from the President of the Sheboygan Hispanic Service Club, requesting a No Parking Zone on the east side of S. 17th St. on July 9th and 10th for Fiesta Hispana 2010 at Kiwanis Park; recommends that the Report of Officer be accepted and placed on file and to approve the request.

***R. C. No. 76 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.**

Your Committee to whom was referred R. O. No. 86-10-11 by the City Clerk submitting a communication from Piggly Wiggly Midwest requesting permission to install a mail box and appropriate reserved or no parking signage in a designated area in front of their offices at 2215 Union Ave.; recommends that the Report of Officer be accepted and placed on file and to have the staff draw up the appropriate documents.

***R. C. No. 77 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.**

Your Committee to whom was referred R. O. No. 89-10-11 by the City Clerk submitting a communication from the President of The Wharf requesting permission to hold the annual Coho Derby on August 14th and 15th using the parking lot between The Wharf and The Duke of Devon; recommends that the Report of Officer be accepted and placed on file and to approve the request.

***R. C. No. 78 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.**

Your Committee to whom was referred R. O. No. 90-10-11 by the City Clerk submitting a communication from the President of The Wharf requesting permission to hold the annual All Women's Powder Puff Derby on July 21st using the

parking lot between The Wharf and The Duke of Devon; recommends that the Report of Officer be accepted and placed on file and to approve the request.

***R. C. No. 79 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.**

Your Committee to whom was referred R. O. No. 91-10-11 by the City Clerk submitting a communication from the President of The Wharf requesting permission to hold the annual Jr. Coho Derby on June 26th (rain date June 27th) using the parking lot between The Wharf and The Duke of Devon; recommends that the Report of Officer be accepted and placed on file and to approve the request.

***R. C. No. 80 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.**

Your Committee to whom was referred R. O. No. 92-10-11 by the City Clerk submitting a communication from the Community Arts Specialist for the John Michael Kohler Arts Center, making various requests from the City to host a Connecting Communities Project called the NOMO Expo July 8-11, 2010 (Non-motorized transportation); recommends that the Report of Officer be accepted and placed on file to approve items #1 and #2 of the request.

***R. C. No. 81 - 10 - 11. By PUBLIC WORKS. June 21, 2010.**

Your Committee to whom was referred R. O. No. 93-10-11 by the Director of Public Works stating that in August of 2006, the City of Sheboygan Common Council determined to relocate the Police Department Vehicle Maintenance to the Municipal Service Building. The proposed resolution allows the Public Works Director and Police Chief to conduct light vehicle maintenance at the Police Vehicle Garage in order to best utilize existing personnel. This action does not impact the ongoing consideration of centralized vehicle management; recommends that the Report of Officer be accepted and placed on file and to approve the recommendation.

R. C. No. 82 - 10 - 11. By LAW AND LICENSING. June 21, 2010.

Your Committee to whom was referred R. O. No. 10-10-11 by the City Clerk, submitting license applications for the period ending June 30, 2011 and June 30, 2012; recommends that Taxicab Driver's License #8562 be denied based on the applicant's failure to include all relevant convictions on her application and failure to cooperate with the committee.

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

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hammond, Hanna, Heidemann, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 16.

Nays: None.

R. C. No. 83 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.

Your Committee to whom was referred R. O. No. 77-10-11 by the City Clerk submitting a communication from the President of the Sheboygan Hispanic Service Club requesting permission to hold their annual Fiesta Hispana 2010 on July 9 and 10 at Kiwanis Park and to extend the park hours; recommends that the Report of Officer be referred to the Public Works Committee with a positive recommendation.

Was referred to the Committee on Public Works.

***R. C. No. 84 - 10 - 11. By LAW AND LICENSING. June 21, 2010.**

Your Committee to whom was referred, pursuant to R. O. No. 39-10-11 and R. O. No. 68-09-10 by the City Clerk, submitting license applications for the period ending June 30, 2011 and June 30, 2012; recommends that the following licenses be granted:

BEVERAGE OPERATOR'S LICENSE (NEW) (June 30, 2012)

<u>No.</u>	<u>Name</u>	<u>Address</u>
8611	Basler, Katlin R.	829 Mead Ave.
6623	Beniger, Andrew L.	2626 N. 8 th St.
8606	Dietz, Michael R.	1440 Riverdale Ave.
6412	Dulmes, Lucas R.	830 N. Water St., #320
8589	Gabriel, Jeffrey J.	1027 N. 17 th St.
8608	Heidenreiter, Rashel L.	1503 Eisner Ave.
8598	Johnson, Rhonika D.	2222 Geele Ave.
8605	Jones, Diane L.	1050 Weeden Creek Rd.
8594	Klabecek, Kenneth A.	704 Forest Blvd., Sheboygan Falls
8587	Krahn, Ronald R.	3681 Blue Goose Rd., West Bend
4767	Lessard, Susan J.	5016 Moenning Rd.
8591	Lukaszewski, Rebecca S.	1515A New Jersey Ave.
7159	Reise, Rhonda M.	2250A Calumet Dr.

8612	Repphun, Peter J.	N6850 Swallow Dr.
8575	Scales, Crystal D.	1408 N. 17 th St.
4987	Schmitt, Jennifer L.	1908 S. 17 th St.
8595	Stenglein, Eric G.	2203 N. 10 th St.
8590	Tackett, Sean P.	60 East Grand St., Chilton
8596	Wangemann, Michele M.	1230 Georgia Ave.
6373	Widra, Kerri Ann	20 Winnebago Pl.
8603	Zierke, Tracy L.	4604 Fox Grove Rd.

BEVERAGE OPERATOR'S LICENSE(RENEWAL) (June 30, 2012)

<u>No.</u>	<u>Name</u>	<u>Address</u>
7956	Adhikari, Basudev	1441 Parkview Terr.
8095	Alimova, Julia M.	3722 Superior Ave. #B10
5930	Alten, Candace A.	1327 N. 13 th St.
7165	Bath, James L.	2509 N. 28 th St.
7164	Bath, Sherry A.	2509 N. 28 th St.
8079	Batres, Edgar D.	2227 Terrace View Dr.
7996	Bebermeier, Erin B.	1557 N. 15 th St.
7363	Beckmann, Mark H.	823 Eisenhower Ct., Howards Grove
6455	Behnke, Barb J.	1006 N. 16 th St.
7953	Bell-Taylor, Barbara L.	N29959 Hwy I, Waldo
5274	Beltran, Terri L.	1921 Mead Ave.
8207	Benirschke, Hayley E.	1529 Maryland Ave.
8001	Bitter, Jacqueline E.	1720 Appletree Rd., Howards Grove
7071	Blanke, Steven W.	828 N. Water St.
1098	Bock, Richard K.	1020 Forest Ave.
5171	Bogenschuetz, Nathan L.	1537 North Ave.
5809	Bray, Jennifer A.	2731 N. 11 th St.
5082	Brickbauer, Francis M.	806 Detroit St., Sheboygan Falls
7937	Brill, Jennifer L.	N3082 Camp Riversite Rd., Sheb. Falls
4105	Brown, Jeffrey D.	5108 Evergreen Dr.
5789	Carrothers, Walter L.	2031 New Jersey Ave.
8161	Christman, Shannon E.	1316 Jefferson Ave.
1216	Cullen, Debra L.	1114 S. 16 th St.
6458	Daun, Duane R.	4512 White Oak Ln.
8037	Diedrich, Hayley E.	1611 Fox Hill Rd.
8036	Dimmer, Tamara L.	1537 North Ave.
7088	Doornek, Lisa M.	624 S. 22 nd St.
8192	Edwards, Morgan R.	2212 Wedemeyer St.
6645	Eggen, Cheryl L.	1535 N. 23 rd St.
7926	Eigenberger, Sheila L.	2208 S. 12 th St.
4034	Ertel, Michael L.	2400 Fairfield Ln., Plymouth
5717	Felde, Trevor A.	1702 N. 12 th St.
5790	Flipse, James R.	4313 Liberty Ct.
2815	Gardner, Tammy R.	2335 Skyline Dr.
3544	Garlieb, Perry H.	619 N. 8 th St., #4
7292	Gering, Roger E.	1252 Mac Arthur Ave.
8197	Ghuman, Kanwar S.	8510 W. Hawthorne Ln., Franklin
7388	Ghuman, Navraj S.	8510 W. Hawthorne Ln., Franklin
8163	Gill, Kiranpal K.	624 N. 7 th St., Oostburg
5293	Gosse, Roger L.	1909 Union Ave.
5295	Gosse, Ruth T.	1909 Union Ave.
4026	Graf, James J.	607 Sommer Dr.
4028	Grawien, Elizabeth	2208 N. 8 th St.
4411	Green, Candice S.	2218 Camelot Blvd.
7901	Green, Jenney R.	4253 Honeysuckle Ct., H107
3679	Hajenga, Gail J.	2606 S. 7 th St.
8117	Halida, Jeffrey	2013 N. 40 th St.
8486	Hauer, Brian P.	616 National Ave.
8156	Hauer, Debbie L.	616 National Ave.

8201	Hemenway, Kenneth R.	1408 N. 28 th St.
6387	Hiebing, Robert F.	5537 Timberline Ln.
8604	Hildreth, Ammber L.	1734A N. 10 th St.
1522	Holler, Kristi	3115 Whistling Ct.
4542	Huenink, Jeffrey	138 Meadow Ridge Dr., Sheboygan Falls
5716	Kaker, Justine M.	2020 S. 26 th St.
7267	Kelly, Janet B.	1106 Oakland Ave.
6708	Kidd, Larschelby E.	1111 Harry Court
7911	Kimme, Marilyn E.	W2954 Orchard Rd., Cleveland
7085	Kober, Carol	513 N. 14 th St.
5023	Krepsky, Jill M.	1318 N. 31 st St.
4094	Kummer, Lynn M.	N5954 Hillside Rd., Plymouth
7899	Lackershire, Scott D.	2220 Kohls Ct.
7361	Leahy, Patricia M.	4702 W. Reineking
8102	Lee, Bow	2008 S. 26 th St.
6971	Lensen, Wendy A.	W6434 Francis Ave., Cascade
7938	Lester, Elsa	2108 N. 6 th St.
5670	Lester, Jason D.	1408 S. 8 th St.
8190	Lilge, Courtney M.	6127 Superior Ave.
7947	Medina, Eustacio P.	902 S. 14 th St.
7948	Medina, Melva E.	902 S. 14 th St.
1843	Menzer, Lee A.	633 N. 27 th St.
5138	Metz, Nicole L.	2219 Cleveland
3503	Meyer, Debra A.	3824 N. 45 th St.
8002	Myszewski, Sarah J.	1925 Custer Ave.
1913	Niesing, Mary M.	812 Pennsylvania Ave., Apt. #5
1918	Noordyk, James V.	1334 Blackwood Ct.
4919	Paral, Jennifer L.	2316 Henry St.
5958	Patterson, Katrina I.	1502 S. 12 th St.
5018	Peper, Tammi L.	2126A N. 15 th St.
3359	Petermann, Richard J.	4408 White Oak Ln.
3746	Pfrang, Sheryl R.	811 N. 38 th St.
6573	Repinski, Dale R.	1015 Lincoln Ave.
7181	Repinski, Dawn M.	1015 Lincoln Ave.
8065	Rick, Christine A.	4605C Amanda Lane
4338	Roerdink, Sherri L.	3708 Erie Ave.
8025	Sbarbaro, Tracy RM.	1507 N. 19 th St.
2091	Schleinz, John B.	2236 Plymouth Ln.
6444	Schmidtke, James B.	N6137 Center Ave., Sheboygan Falls
4632	Schreurs, Amy	1016 Logan Ave.
2123	Schultz, Russell D.	N2181 Douglas Ave., Endeavor
7337	Senkbeill, Steve J.	4040 N. 29 th St.
2178	Stanul, Michael A.	1623 N. 10 th St.
5200	Sutherland, Christine A.	N3259 Hwy 32, Sheboygan Falls
8024	Theune, Shawn L.	1902 Camelot Blvd.
4801	Toston, Jolene L.	1903 Union Ave.
4035	Van Rooyen, Ronald L.	2805 Windepoint Ct.
8023	Verduin, Megan R.	6502 Paradise Ln., Sheboygan Falls
8109	Waechter, Patti A.	1214 S. 22 nd St.
7381	Warner, Uriah J.	617 St. Clair Ave.
7920	Weber, Gina M.	1713 N. 5 th St.
4485	Weber, Tammy	2031 N. 12 th St.
4421	Will, Amie T.	1643 S. 12 th St.
7887	Williamson, Danika L.	N115 Surfside Dr., Cedar Grove
1902	Woelffer, Margo M.	85 Lincoln Ave.
7402	Wreidt, Jeff S.	2006 N. 18 th St.
8170	Zenk, Travis A.	2123A S. 16 th St.
8028	Ziegelbauer, Robert J.	N8540 Lakeshore Rd.
2602	Zitzer, Jeri L.	N7362 State Rd. 32, Sheboygan Falls

5762 Zoch, Christopher R. 620 St. Clair Ave.

TAXICAB OPERATOR LICENSE (NEW) (June 30, 2011)

<u>No.</u>	<u>Name</u>	<u>Address</u>
8602	Catalan, Walter E.	3627 Hubert Cir.
8593	Major, Matt J.	3315 N. 85 th St., Milwaukee
8599	Stangel, Geraldine E.	108 Parkway St., Cleveland
8588	VanderSande, Jenna L.	2218 N. 8 th St.

TAXICAB OPERATOR LICENSE (RENEWAL) (June 30, 2011)

<u>No.</u>	<u>Name</u>	<u>Address</u>
1088	Blanke, David E.	3615 S. Business Dr., #39
7348	Castro Jr., Mauro	611 S. 15 th St.
7788	DeGroat, Shawn	1614 S. 9 th St.
7292	Gering, Roger E.	1252 Mac Arthur Ave.
4978	Hunt, Denise L.	1501 Erie Ave.
8316	Jaber, Nassar F.	2806 N. 11 th St.
7543	Jolitz, Kathy J.	1623 N. 10 th St., Apt. A
3490	Miller, Lee A.	833 Huron Ave.
7701	Mohr, Charles T.	1270 Meadowbrook Dr., #6, Cleveland
8196	Nytes, Allan J.	2315 S. 11 th St.
7666	Parisek, James K. JR	722 N. 14 th St.
6742	Razo, Jose A.	1214 S. 9 th St.
7866	Reiner, Matthew M.	2419 N. 29 th St.
7805	Reiner, Michael G.	2419 N. 29 th St.
6311	Sanford, Ronald J.	1404 N. 12 th St.
6948	Schneider, Gordon J.	2223 S. 7 th St.
4859	Turk, Sara K.	1613 N. 17 th St.
3718	Vernick, Kim J.	1512 S. 21 st St.
4370	Winscher, Richard T.	812 Pennsylvania Ave., #3

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. 85 - 10 - 11. By LAW AND LICENSING. June 21, 2010.

Your Committee to whom was referred, pursuant to R. O. No. 39-10-11 by the City Clerk, submitting license applications for the period ending June 30, 2011 and June 30, 2012; recommends that Beverage Operator's License #7442 be denied based on the applicant's failure to include all relevant convictions and pending charges on the application and the record of violations related to the licensed activity.

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

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hammond, Hanna, Heidemann, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 16.

Nays: None.

R. C. No. 86 - 10 - 11. By LAW AND LICENSING. June 21, 2010.

Your Committee to whom was referred, pursuant to R. O. No. 39-10-11 by the City Clerk, submitting license applications for the period ending June 30, 2011 and June 30, 2012; recommends that Beverage Operator's License #6096 be denied based on the applicant's failure to include all relevant convictions on the application and the record of violations related to the licensed activity.

A motion by Alderperson Rindfleisch and second by Alderperson VanderWeele, was made to accept and adopt the Report of Committee.

Before action was taken thereon, Michael Miller spoke and a motion by Alderperson Rindfleisch and second by Alderperson VanderWeele was made to accept and adopt the Report of Committee lost on call of the roll:

Ayes: Bouck, Heidemann, Kath, Rindfleisch, Wangemann – 5.

Nays: Bohren, Bowers, Dekker, Gischia, Hammond, Hanna, Kittelson, Montemayor, Radtke, VanderWeele, Versey 11.

On motion by Alderperson Gischia and second by Alderperson Versey to grant the license was passed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Gischia, Hammond, Hanna, Kittelson, Montemayor, Radtke, VanderWeele, Versey 11.

Nays: Bouck, Heidemann, Kath, Rindfleisch, Wangemann – 5.

R. C. No. 87 - 10 - 11. By LAW AND LICENSING. June 21, 2010.

Your Committee to whom was referred R. C. No. 51-10-11 by Law and Licensing, R. C. No. 34-10-11 by Law and Licensing, pursuant to R. C. No. 508-09-10 and R. O. No. 49-09-10 by the City Clerk submitting various license applications for the period June 30, 2010 and June 30, 2011; recommends denying Taxicab Driver's License #8546 based on the applicant's record of violations related to the licensed activity and failure to cooperate fully with the Committee.

A motion by Alderperson Rindfleisch and second by Alderperson VanderWeele was made to accept and adopt the Report of Committee,

Dorris Frei spoke.

On motion by Alderperson Rindfleisch and second by Alderperson VanderWeele, the Report of Officer was accepted and adopted and the license was denied, on call of the roll:

Ayes: Bohren, Bouck, Dekker, Gischia, Hammond, Hanna, Heidemann, Kath, Radtke, Rindfleisch, Vander Weele, Versey, Wangemann – 13.

Nays: Bowers, Kittelson, Montemayor – 3.

***R. C. No. 88 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.**

Your Committee to whom was referred Res. No. 31-10-11 by Alderperson Kittelson authorizing application for 2010 Wisconsin Department of Transportation, Bureau of Transportation Safety, Data Driven Approaches to Crime and Traffic Safety Grant Solicitation; recommends that the Resolution be passed.

***R. C. No. 89 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.**

Your Committee to whom was referred Res. No. 32-10-11 by Alderperson Kittelson authorizing application for the United States Department of Justice, Office of Community Oriented Policing Services, 2010 COPS Hiring Program; recommends that the Resolution be passed.

***R. C. No. 90 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. June 21, 2010.**

Your Committee to whom was referred Res. No. 33-10-11 by Alderperson Kittelson authorizing application for 2010 Justice Assistance Grant Program Award (Local Solicitation) and entering into Memorandum of Understanding with Sheboygan County; recommends that the Resolution be passed.

***R. C. No. 91 - 10 - 11. By PUBLIC WORKS. June 21, 2010.**

Your Committee to whom was referred Res. No. 34-10-11 by Alderperson Bohren informing the Wisconsin Department of Natural Resources (WDNR) that the 2009 Compliance Maintenance Annual Report (CMAR) has been reviewed; recommends that the Resolution be passed.

***R. C. No. 92 - 10 - 11. By PUBLIC WORKS. June 21, 2010.**

Your Committee to whom was referred Res. No. 35-10-11 by Alderperson Bohren authorizing signing easements for a mini-storm sewer to be constructed in portions of property located on 1012-1018 N. 27th St. and 1030 N. 27th St.; recommends that the Resolution be passed.

***R. C. No. 93 - 10 - 11. By PUBLIC WORKS. June 21, 2010.**

Your Committee to whom was referred Res. No. 36-10-11 by Alderperson Bohren authorizing the Public Works Director and Police Chief the discretion to carryout light vehicle maintenance at the Police Department's Vehicle Storage Garage; recommends that the Resolution be passed.

R. C. No. 94 - 10 - 11. By FINANCE. June 21, 2010.

Your Committee to whom was referred Res. No. 29-10-11 by Alderperson Gischia authorizing a transfer of appropriations in the 2010 Budget (establish revenue and appropriations for GO Taxable Refunding Bonds for State Trust Fund Loans and for GO Notes for Capital Improvement Projects); recommends that the Resolution be passed.

Was accepted and adopted.

R. C. No. 95 - 10 - 11. By FINANCE. June 21, 2010.

Your Committee to whom was referred Res. No. 30-10-11 by Alderperson Gischia authorizing the appropriate City officials to enter into an Intergovernmental Cooperative Agreement with Sheboygan County for joint purchase of a Computer Aided Dispatch (CAD)/Records Management System (RMS); recommends that the Resolution be passed.

Was accepted and adopted.

***R. C. No. 96 - 10 - 11. By FINANCE. June 21, 2010.**

Your Committee to whom was referred Gen. Ord. No. 5-10-11 by Alderperson Gischia repealing and recreating subsections 29-2(b) and 29-2(d)(2) of the 1975 Sheboygan Municipal Code and amending Gen. Ord. No. 61-03-04, relating to requiring payment of medical plan premiums by eligible retirees and surviving spouses by way of direct deposits; recommends that the Ordinance be passed.

RESOLUTIONS ON SECOND READING

***Res. No. 31 – 10 - 11. By Alderperson Kittelson. June 7, 2010.**

A RESOLUTION authorizing application for 2010 Wisconsin Department of Transportation, Bureau of Transportation Safety, Data Driven Approaches To Crime and Traffic Safety Grant Solicitation.

WHEREAS, the City of Sheboygan Police Department has the opportunity to obtain a grant in the total amount of \$25,000 from the Wisconsin Department of Transportation, Bureau of Transportation Safety funded by the National Highway Traffic Safety Administration,

WHEREAS, The National Highway Traffic Safety Administration has recognized that there is a relationship between traffic safety enforcement, and crime. That the simple act of enforcing Traffic Safety Law, often results in criminal apprehension, as criminals also tend to be “bad actors” when operating a motor-vehicle and the utilization of Highly Visible Enforcement in areas plagued by both traffic safety and crime issues, allows the Law Enforcement Agency to effectively address two issues at once,

WHEREAS, in order to obtain the grant in the amount of \$25,000, it was necessary for the Police Chief to submit an application through the Wisconsin Department of Transportation, Bureau of Transportation Safety,

WHEREAS, the funding received would be \$25,000 from Federal sources with a local match of 25% required,

WHEREAS, the 25% match would be met within the current Police Department Budget and the deployment of resources to High Visibility Traffic Enforcement based on local crime and crash data.

NOW, THEREFORE, BE IT RESOLVED: that the City of Sheboygan Common Council authorizes the Chief of Police to sign all documents necessary for the grant application and the administration thereof.

***Res. No. 32 – 10 - 11. By Alderperson Kittelson. June 7, 2010.**

A RESOLUTION authorizing application for the United States Department of Justice, Office of Community Oriented Policing Services, 2010 COPS Hiring Program.

WHEREAS, the Office of Community Oriented Policing Services has announced that they were recently authorized to open the 2010 COPS Hiring Program and will award \$298 million to address the full-time sworn officer needs of state, local and tribal law enforcement agencies nationwide and to increase their capacity to engage in community policing,

WHEREAS, the 2010 COPS Hiring Program will fund entry-level salary and benefits for three years, has no matching requirement, and requires that the positions awarded be retained for a minimum of 12 months at the conclusion of 36 months of federal funding for each position,

WHEREAS in 2009 the City of Sheboygan applied for the 2009 COPS Hiring Recovery Program requesting the hiring of three police officers and in 2010 the Office of Community Oriented Policing Services will select COPS Hiring Program grantees from the existing pool of approximately 6,000 2009 COPS Hiring Recovery Program applications, and

WHEREAS, the City of Sheboygan Chief of Police has been notified that in early June 2010, the Sheboygan Police Department will be invited to provide and submit targeted updates to the City of Sheboygan’s application, so that it may be evaluated based on current data, and failure to update the application will cause the city to be eliminated from consideration for funding.

NOW, THEREFORE, BE IT RESOLVED: that the City of Sheboygan Common Council authorizes the Chief of Police to submit all the information necessary when requested by the Office of Community Oriented Policing Services to update the grant application and the administration thereof.

*** Res. No. 33 – 10 - 11. By Alderperson Kittelson. June 7, 2010.**

A RESOLUTION authorizing application for 2010 Justice Assistance Grant Program Award (Local Solicitation) and entering into Memorandum of Understanding with Sheboygan County.

WHEREAS, the City of Sheboygan and Sheboygan County have the opportunity to obtain a federal local solicitation grant in the total amount of \$14,600 funded through the Edward Byrne Memorial Justice Assistance Grant Program, which is the primary provider of federal criminal justice funding to state and local jurisdictions,

WHEREAS, in order to obtain the grant in the amount of \$14,600, it is necessary for the County to submit an application through the Justice Assistance Grant Award Program to obtain funding for accident reconstruction and other equipment and for the County to enter into a memorandum of understanding with the City of Sheboygan for the sharing of grant proceeds and the equipment purchase therewith under terms similar to previous memoranda of understanding with the City of Sheboygan for previous similar grant award sharing, and

WHEREAS, the funding received would be 100% from federal sources with no state or local match requirement.

June 21, 2010

NOW, THEREFORE, BE IT RESOLVED that the City of Sheboygan Common Council authorizes the Mayor and Police Chief to execute the 2010 Justice Assistance Grant Program Award Memorandum of Understanding between the City of Sheboygan and the County of Sheboygan, for \$14,600 of the funds to be disbursed to the County of Sheboygan under terms similar to previous memoranda of understanding with Sheboygan County for previous similar grant award sharing.

***Res. No. 34 – 10 - 11. By Alderperson Bohren. June 7, 2010.**

A RESOLUTION informing the Wisconsin Department of Natural Resources (WDNR) of that the 2009 Compliance Maintenance Annual Report (CMAR) has been reviewed.

RESOLVED: That the City of Sheboygan hereby informs the WDNR that the Common Council has reviewed the 2009 CMAR which is attached to this resolution.

BE IT FURTHER RESOLVED: That the Bio-solids Quality and Management section of the 2009 CMAR having received a Grade of "D" requires the City to review and make improvements to the Solids Management Practices at the Wastewater Treatment Plant. Staff with the help of a consultant has identified solids management issues/constraints and is in the process of developing a bio-solids management plan to either reduce bio-solids production or increase bio-solids storage to meet the required 180 days.

BE IT FURTHER RESOLVED: That the other sections of the 2009 CMAR having received a Grade of "A" require no further action by Council and that the 2009 CMAR be accepted and placed on file.

***Res. No. 35 – 10 - 11. By Alderperson Bohren. June 7, 2010.**

A RESOLUTION authorizing signing easements for a mini-storm sewer to be constructed in portions of their property.

RESOLVED: That the Mayor and City Clerk are hereby authorized to sign the easements for a mini-storm sewer for the following properties:

1. Gordon R. Netzow, trustee of Gordon R. Netzow Survivor's Trust, 5069 N. Lake Dr., Whitefish Bay, WI 53217, owner of 1012-1018 N. 27 St
2. Stacy L. Wolfgram, Thomas L. Ruppel and Karen L. Ruppel, 1030 N. 27 St.

***Res. No. 36 - 10 - 11. By Alderperson Bohren. June 7, 2010.**

A RESOLUTION authorizing the Public Works Director and Police Chief the discretion to carryout light vehicle maintenance at the Police Department's Vehicle Storage Garage.

WHEREAS, in August of 2006 the City of Sheboygan directed that the maintenance of all Police Department Vehicles be moved to the Municipal Service Building.

RESOLVED: That the Public Works Director and Police Chief are authorized the discretion to carryout light vehicle maintenance at the Police Department's Vehicle Storage Garage.

Res. No. 29 - 10 - 11. By Alderperson Gischia. June 7, 2010.

A RESOLUTION to authorize a transfer of appropriations in the 2010 Budget.

RESOLVED: That the Finance Director be and is hereby authorized and directed to make the following transfer of appropriations in the 2010 Budget for the purpose of:

Establishing estimated revenue and appropriation for GO Taxable Refunding Bonds for State Trust Fund Loans:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Debt Service Fund	Debt Service Fund	
G O Taxable Refunding	State Trust Fund Loan-Principal	
30115100-493509	30171100-713976	\$5,578,362
	State Trust Fund Loan-Interest	
	30171120-723976	\$111,873
	Debt Issuance Expense	
	30171140-521150	\$97,687
TID X Debt Service Fund	TID X Debt Service Fund	
G O Taxable Refunding	State Trust Fund Loan-Principal	
31015100-493509	31071100-713871	\$268,236
	State Trust Fund Loan-Interest	
	31071120-723871	\$5,155
	Debt Issuance Expense	
	31071140-521150	\$4,809
TID XII Debt Service Fund	TID XII Debt Service Fund	
G O Taxable Refunding	State Trust Fund Loan-Principal	
31215100-493509	31271100-711700	\$1,080,769

June 21, 2010

	State Trust Fund Loan-Interest	
	31271120-721700	\$19,816
	Debt Issuance Expense	
	31271140-521150	\$19,358
Environmental TID Debt Fund	Environmental TID Debt Service Fund	
G O Taxable Refunding	State Trust Fund Loan-Principal	
31315100-493509	31371100-723876	\$1,100,850
	State Trust Fund Loan-Interest	
	31371120-723874	\$18,398
	Debt Issuance Expense	
	31371140-521150	\$19,687
Establishing estimated revenue and appropriation for G O Notes for Capital Improvement Projects		
2010 Capital Projects Fund	2010 Capital Projects Fund	
G O Bond Proceeds	Debt Issuance Expense	
47015100-493509	47071140-521150	\$45,000

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 Bouck, the foregoing Resolution was passed on call of the roll:

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hammond, Hanna, Heidemann, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 16.

Nays: None.

Res. No. 30 - 10 - 11. By Alderperson Gischia. June 7, 2010.

A RESOLUTION authorizing the appropriate City officials to enter into an Intergovernmental Cooperative Agreement with Sheboygan County for joint purchase of a Computer Aided Dispatch (CAD)/ Records Management System (RMS)

WHEREAS, the City and County intend to continue to share the CAD/RMS system into the foreseeable future , including sharing of the associated costs and;

WHEREAS, the City and County have been working on the specification and identification of a mutually agreed upon replacement to the current software since 2008 and have identified that the software provided by Spillman Technologies Inc. of Salt Lake City, UT meets or exceeds all of the specifications;

RESOLVED: That the appropriate City officials are hereby authorized to enter into agreement with Sheboygan County, in conjunction with the terms and conditions of the agreement attached.

BE IT FURTHER RESOLVED: That the appropriate City Officials are hereby authorized to draw orders on the Capital Improvement Plan funding in payment of the City of Sheboygan’s share of the costs as stipulated in the agreement.

A motion by Alderperson Gischia and second by Alderperson Hanna was made to pass the foregoing Resolution.

Before action was taken thereon, after discussion the foregoing Resolution was re-referred to the Committee on Finance, all Alderpersons voting “Aye”.

ORDINANCES ON SECOND READING

*** Gen. Ord. No. 4 – 10 - 11. By Alderpersons Kittelson and Kath. June 7, 2010.**

AN ORDINANCE granting Pollution Risk Services (PRS), its successors and assigns, the privilege of encroaching upon described portions of Maryland Ave., 15’ from the property boundary and 66’ at S. 20th St. between the purchased and leased properties for the purpose of allowing construction and use of a dewatering area for removal of impacted sediment under the Superfund project and any future betterment project.

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

Section 1. Subject to the terms and conditions contained herein, Pollution Risk Services (PRS), its successors and assigns, is hereby granted the privilege of encroaching upon described portions of Maryland Ave., 15’ from the property boundary and 66’ at S. 20th St. between the purchased and leased properties for the purpose of allowing construction and use of a dewatering area for removal of impacted sediment under the Superfund project and any future betterment project, in accordance with the sketch attached hereto and made a part hereof.

Encroachment description: The south 15.00’ of Maryland Ave. adjacent to Lots 1, 2, 3, 4, 5, 6, 7, Blk. 22, Lyman’s Addition to the City of Sheboygan; located in the NE ¼ of the NW ¼, Sec. 27, T15N, R23E, City of Sheboygan, Sheboygan County, Wisconsin containing 4,800 S.F. (0.110 ac.) of land and

That portion of S. 20th St. lying south of 15.00’ north of the south line of Maryland Ave. and north of the Sheboygan River; located in the NE ¼ of the NW ¼ Sec. 27, T15N, R23E, City of Sheboygan, Sheboygan County, Wisconsin containing 14,387 S.F. (0.330 ac.) of land more or less of land.

Section 2. The privilege as granted above is granted only on the condition that by the acceptance of the privilege, the said Pollution Risk Services (PRS), its successors and assigns:

June 21, 2010

a. Shall become primarily responsible and liable for all and any damage to persons or property caused by and arising from the grant and exercise of such privilege.

b. Shall remove the encroachment allowed herein within ten (10) days after notice so to remove given by the State of Wisconsin or the City of Sheboygan; in the event of the failure so to remove, the said Pollution Risk Services (PRS), its successors and assigns: shall pay the costs of removal by the State of Wisconsin or the City of Sheboygan, waiving all claim or claims for damages resulting from such removal, whether the removal is done by the said Pollution Risk Services (PRS), its successors and assigns, or by the State of Wisconsin or by the City of Sheboygan.

c. Shall pay such compensation to the City of Sheboygan for the grant of this privilege as may be determined by a board consisting of the Mayor, the Director of Public Works and the City Attorney; the compensation shall be paid into the General Fund.

d. Shall make such construction and/or alterations and maintain the same subject to the approval of the City Building Inspector and Director of Public Works, and shall waive the right to contest in any manner the validity of this ordinance or the amount of compensation charged.

Section 3. The provisions of §66.045(1)(2) of the Wisconsin Statutes are incorporated herein by reference to all intents and purposes as if set out fully.

Section 4. The City Clerk is authorized and directed to record a certified copy of this ordinance in the office of the Register of Deeds for Sheboygan County, Wisconsin, the costs thereof to be charged to the General Fund.

Section 5. This ordinance shall take effect and be in full force from and after its passage and publication and upon payment of the consideration to be determined hereunder, provided, however, that in the event of failure to exercise the privilege herein granted and the payment of such consideration within six (6) months from the effective date hereof, then and in that event such privilege shall be rendered null and void.

***Gen. Ord. No. 5 - 10 - 11. By Alderperson Gischia. June 7, 2010.**

AN ORDINANCE repealing and recreating subsections 29-2(b) and 29-2(d)(2) of the 1975 Sheboygan Municipal Code and amending Gen. Ord. No. 61-03-04, relating to requiring payment of medical plan premiums by eligible retirees and surviving spouses by way of direct deposits.

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

Section 1. Subsection 29-2(b) of the 1975 Sheboygan Municipal Code is hereby repealed and recreated to read as follows:

"Sec. 29-2. *Hospitalization insurance.*

...

(b) *Payment of premiums.* Such employees shall pay monthly, via direct deposit, the entire rate for medical plan coverage, as established from time to time by the city or its insurance carrier to the finance director/treasurer on or before the fifteenth day of the month preceding coverage, and will not benefit by any city contributions except where otherwise provided for in ordinances, resolutions or labor agreements. Upon failure to pay by the fifteenth, or if the direct deposit rejects, a late payment fee of fifty (\$50.00) dollars shall be added to the established premium. Failure to pay the premium and late payment fee by the last day of the month shall result in termination from the plan effective the first day of the following month, absent extraordinary circumstances totally beyond the control of such employee as determined by the Common Council upon recommendation of the Special Committee on Risk Management."

Section 2. Subsection 29-2(d)(2) of the Sheboygan Municipal Code is hereby repealed and recreated to read as follows:

"Sec. 29-2. *Hospitalization insurance.*

...

(d) *Surviving spouse.*

...

(2) Said surviving spouse shall pay monthly, via direct deposit, the entire rate for medical plan coverage, as established from time to time by the city or its insurance carrier to the finance director/treasurer on or before the fifteenth day of the month preceding coverage. Said payments shall not be reduced by any contractual city contribution for medical plan rates for which the deceased employee or retired employee may have been eligible. Upon failure to pay by the fifteenth, or if the direct deposit rejects, a late payment fee of fifty (\$50.00) dollars shall be added to the established premium. Failure to pay the premium and late payment fee by the last day of the month shall result in termination from the plan effective the first day of the following month, absent extraordinary circumstances totally beyond the control of said surviving spouse as determined by the Common Council upon recommendation of the Special Committee on Risk Management."

June 21, 2010

Section 3. General Ordinance No. 61-03-04, adopted January 19, 2004, is hereby amended in subsection 2(3) thereof to read as follows:

“Section 2. *Surviving Spouse.*

(3) *Payment of premiums.* Such employees shall pay, monthly, via direct deposit, the entire rate for medical plan coverage, as established from time to time by the city or its insurance carrier to the finance director/treasurer on or before the fifteenth day of the month preceding coverage, and will not benefit by any city contributions except where otherwise provided for in ordinances, resolutions or labor agreements. Upon failure to pay by the fifteenth, or if the direct deposit rejects, a late payment fee of fifty (\$50.00) dollars shall be added to the established premium. Failure to pay the premium and late payment fee by the last day of the month shall result in termination from the plan effective the first day of the following month, absent extraordinary circumstances totally beyond the control of such employee as determined by the Common Council upon recommendation of the Special Committee on Risk Management.”

Section 4. All ordinances or parts of ordinances 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 and August 1, 2010.

ORDINANCES INTRODUCED

Gen. Ord. No. 7 - 10 - 11. By Alderperson Kath. June 21, 2010.

AN ORDINANCE repealing and recreating Section 2-726 and amending Section 2-727 of the Municipal Code relating to the composition of the Senior Activity Center Commission so as to delete one alderperson and the mayoral administrative officer as members.

Lies over under the rules.

Gen. Ord. No. 8 - 10 - 11. By Alderpersons Kittelson, Gischia, VanDerWeele and Versey. June 21, 2010.

AN ORDINANCE amending Section 29-75 of the 1975 Sheboygan Municipal Code so as to change the Job Description for the position of Finance Director/Treasurer in the Finance Department for the City of Sheboygan.

Lies over under the rules.

Gen. Ord. No. 9 - 10 - 11. By Alderpersons Rindfleisch, Bowers, Kath and Wangemann. June 21, 2010.

AN ORDINANCE repealing and recreating Section 70-6 of the Municipal Code so as to adopt and clarify the statewide smoking ban.

Lies over under the rules.

Gen. Ord. No. 10 - 10 - 11. By Alderpersons Kittelson, Gischia, VanDer Weele and Versey. June 21, 2010.

AN ORDINANCE amending Section 29-75 of the 1975 Sheboygan Municipal Code so as to delete /add various positions from the Human Resources Table of Organization and Finance Department Table of Organization.

A motion by Alderperson Kittelson and second by Alderperson Hanna to suspend the rules of the Common Council lost on call of the roll:

Ayes: Dekker, Gischia, Hammond, Hanna, Heidemann, Kittelson, Montemayor, Radtke, VanderWeele, Versey— 10.

Nays: Bohren, Bouck, Bowers, Kath, Rindfleisch, Wangemann— 6.

On motion by Alderperson Kittelson and second by Alderperson Hanna, the foregoing Ordinance was referred to the Committee on Salaries and Grievances.

MATTERS LAID OVER

Res. No. 27 - 10 - 11. By Alderperson Hanna. June 7, 2010.

A RESOLUTION lifting the hiring freeze in order to hire four (4) firefighters/paramedics.

WHEREAS, the City of Sheboygan passed Res. No. 73-09-10 that extended the hiring freeze to December 31, 2010;

WHEREAS, the hiring freeze allows for emergency exceptions upon approval of the Mayor and Council;

NOW, THEREFORE, BE IT RESOLVED: That the Common Council hereby authorizes, as an emergency exception to the hiring freeze, the hiring of four (4) firefighters/paramedics.

A motion by Alderperson Hanna and second by Alderperson Kittelson was made to pass the foregoing Resolution.

Before action was taken thereon, a motion was made by Alderperson Bowers and second by Alderperson Bohren, to amend the resolution to open Station #5 and do not lift the hiring freeze and get out of ambulance service. Attorney McLean explained that amendment wasn't germane. Alderperson Bohren withdrew the second. The motion failed for lack of second.

A motion by Alderperson Gischia and second by Alderperson Kittelson to open the floor to Tom Rice, all Alderpersons voting "Aye".

June 21, 2010

A motion by Alderperson Versey and second by Alderperson Bowers was made to amend to lift the hiring freeze and eliminate the ambulance service was lost on call of the roll:

Ayes: Bohren, Bowers, Versey, Wangemann – 4.

Nays: Bouck, Dekker, Gischia, Hammond, Hanna, Heidemann, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele – 12.

A motion by Alderperson Hanna and second by Alderperson Gischia was made to call the question, passed the majority of Alderpersons voting “Aye” and Alderperson Bohren voting “Nay”.

On motion by Alderperson Hanna and second by Alderperson Gischia the original Resolution, passed on the call of the roll resulting in a tie vote 8 to 8 with the Mayor voting “Aye”: to break the tie vote. (Vote - 9-8)

Ayes: Dekker, Gischia, Hammond, Hanna, Kittelson, Montemayor, Rindfleisch, VanderWeele – 8.

Nays: Bohren, Bouck, Bowers, Heidemann, Kath, Radtke, Versey, Wangemann – 8.

Res. No. 28 - 10 - 11. By Alderpersons Gischia, Bohren, Radtke, Hammond and Bouck. June 7, 2010.

2011 City of Sheboygan Budget Resolution

A RESOLUTION establishing the community budget “goals and objectives” and “specific guidelines” for the 2011 City of Sheboygan Budget.

WHEREAS, the economic reality continues to offer significant challenges to the citizens of the City of Sheboygan,

WHEREAS, additional financial uncertainty exists in many budget areas including the future of State of Wisconsin Shared Revenue, continued/expanded unfunded State of Wisconsin mandates, uncertain future labor costs and expected healthcare increases,

WHEREAS, the City of Sheboygan needs, as a high priority, to continue to address its roads, sewers, general infrastructure and neighborhoods to make it an even more attractive community to live, work, visit and do business,

WHEREAS, two avenues of 2011 priorities gives department heads and the mayor the necessary direction and flexibility to construct the necessary balanced budget. That this 2011 Budget Resolution contains a listing of “Goals and Objectives” as well as “Specific Guidelines” to move Sheboygan forward while protecting our quality of life and promote efficient government for all its citizens,

WHEREAS, the Common Council understands and joins with the community and recognizes the stress on families and seniors during this extremely difficult economic time and further wishes to continue to find innovative pro-active ways to provide efficient services while evaluating/prioritizing all current programs/services.

NOW THEREFORE BE IT RESOLVED: That the Common Council of the City of Sheboygan establishes the following community budget “goals and objectives”:

1. Although progress was made in the 2010 budget the Common Council continues to be concerned with the use of “Fund Balances” to offset budget expenses. As this practice can negatively affect our future bond ratings, costing taxpayers significant future costs, we look for a 2011 budget will ZERO use of fund balance transfers.
2. The Council understands that fewer employees can often means a decrease in services to the public; however, we feel that continued investments in technology can actually improve and expand public access to services at a greatly reduced cost to the taxpayer. Specifically, the Council looks for action on the following technology related items:
 - Investment in technology and improved processes in the City Clerk’s office (as well as all appropriate departments) to reduce costs with electronic document/agenda production/access.
 - Computerized Park/Shelter reservation system.
 - Increased utilization/upgrade of the Cities web page to allow for timely postings of agendas and documents with a goal of having a complete posting of documents 72 hours prior to any meeting.
 - Utilization/implementation of electronic (web-based) payments.
 - Hiring/promotion of an IT Manager to direct/implement and manage implementation of upgrades and efficiencies by better utilizing technology in service upgrades and cost controls.
 - That progress and priority be given to upgrade employee Time & Attendance processes to include more efficient/accurate tracking and payroll integration of work hours and “time-on-task” reporting.
3. The Citizens of the City of Sheboygan continue to be plagued with countless unfunded state mandates that remove local control and handcuff the Cities ability to control costs and protect the taxpayer. We, as the elected representatives of the City of Sheboygan call on our elected State representatives to remove the chains of all State imposed mandates including: Arbitrary “Minimum” maintenance spending levels and outdated mediation/arbitration statues and return “Home Rule” to municipalities across Wisconsin.
4. That research/opinion and possible action be taken as part of the 2011 budget formulation on the potential creation of a “Seasonal Utility Network (SUN)”. “SUN” would be responsible for the preservation, permitting, activity coordination and maintenance of all designating City of Sheboygan parks, shelters, and cemeteries and bridge-tending. Strategic Questions: Can “SUN” act as a BID or the REC Department? Can such a Utility/Corporation be a separate/independent entity from the City of Sheboygan with authority over the lands and functions noted above? Does land title need to be altered?
5. That serious consideration be given in establishing a “Fraud Hotline” to encourage anonymous reporting of fraud and

wasteful government spending. That care and systems be implemented to review/investigate claims and prioritize legitimate concerns for efficiencies.

NOW THEREFORE BE IT FURTHER RESOLVED: That the Common Council of the City of Sheboygan establishes the following "specific guidelines" for the 2011 City of Sheboygan Budget:

1. That the 2011 City of Sheboygan Budget be produced via the "Zero Based Budgeting" method as defined by established ZBB practices and containing the following elements:
 - a) ZBB is a method of budgeting in which all expenses must be justified for each new period.
 - b) Zero-based budgeting starts from a "zero base" and every function within an organization/department is analyzed and prioritized for its needs and costs. Budgets are then built around what is needed for the upcoming period, regardless of whether the budget is higher or lower than the previous one.
 - c) ZBB allows top-level strategic goals to be implemented into the budgeting process by tying them to specific functional areas of the organization, where costs can be first grouped, then measured against previous results and current expectations.
 - d) That monthly progress reports and documentation be supplied to the Strategic Fiscal Planning Committee each month, beginning in August of 2011, demonstrating the progress being made in the ZBB process.
2. That the Mayor and department heads produce a **ZERO LEVY INCREASE 2011 BUDGET**. This specifically means that the 2011 City of Sheboygan budget will not spend more than the total 2010 budget.
3. That the Capital Improvement Program (CIP) contain funding/borrowing at the level of \$2,000,000 for FY 2011.
4. That the current hiring freeze be extended to December 31, 2011, but now exclude/remove:
 - Schedule "Y" – All Summer/Seasonal Employees.
 - Schedule "X" - Crossing Guards only.

A motion by Alderperson Gischia and second by Alderperson Bouck was made to pass the foregoing Resolution.

Before action was taken thereon, a motion by Alderperson Bohren and second by Alderperson Gischia was made to amend under "Goals and Objective to add "#6 – Have a long term plan for the Fire Department presented to the Common Council by November 1, 2010 passed the majority of Alderpersons voting "Aye" and Alderperson Montemayor voting "Nay".

A motion by Alderperson Radtke and second by Alderperson Gischia was made to amend to change in #5 from Fraud Hotline to Community Eyes and Ears (CEE) passed all "Ayes".

On motion by Alderperson Gischia and second by Alderperson Hanna, the Resolution, as amended, passed on call of the roll:

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hammond, Hanna, Heidemann, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 16.

Nays: None.

Gen. Ord. No. 3 – 10 – 11. By Alderpersons Hanna, Gischia and VanDerWeele. June 7, 2010.

AN ORDINANCE amending Section 29-75 of the 1975 Sheboygan Municipal Code so as to change the Class Grade for the Plumbing/Environmental Inspector in the City Development Department Table of Organization.

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

Section 1. Section 29-75 of the 1975 Sheboygan Municipal Code entitled, "List of Classes and Class Specifications," is hereby amended in Section A.3.c. of the City Development Department as follows:

- A. CITY HALL DEPARTMENTS
 3. City Development Department
 - c. City Planning and Inspection Division

Class Title	Job Code	Class Grade	No. of Employees
Delete: Plumbing/Environmental Inspector	D07480B	16	1.0
Add: Plumbing/Environmental Inspector	D07480B	17	1.0

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 and attached job descriptions shall be in effect from and after its passage and publication and as of May 6, 2010.

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

Ayes: Bohren, Bouck, Bowers, Dekker, Gischia, Hammond, Hanna, Heidemann, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 16.

Nays: None.

June 21, 2010

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

Mayor

City Clerk