



TWENTY-FOURTH REGULAR COMMON COUNCIL MEETING AGENDA

March 18, 2024 at 6:00 PM

**City Hall, 3rd Floor - Council Chambers, 828 Center Avenue,
Sheboygan, WI**

"Keep your face to the sunshine and you cannot see a shadow" - Helen Keller

This meeting may be viewed LIVE on Charter Spectrum Channel 990, AT&T U-Verse Channel 99 and:
www.wscssheboygan.com/vod.

Notice of the 24th Regular Meeting of the 2023-2024 Common Council at 6:00 PM, MONDAY, March 18, 2024 in City Hall, 3rd Floor - Council Chambers, 828 Center Avenue, Sheboygan, WI. Persons with disabilities who need accommodations to attend the meeting should contact Meredith DeBruin at the City Clerk's Office, 828 Center Avenue, (920) 459-3361.

Members of the public who wish to participate in public forum remotely shall provide notice to the City Clerk at (920) 459-3361 at least 24 hours before the meeting so that the person may be provided a remote link for that purpose.

OPENING OF MEETING

1. **Roll Call**
Aldersperson Felde may attend meeting remotely
2. **Pledge of Allegiance**
3. **Approval of Minutes**
Twenty-Third Regular Council Meeting held on March 4, 2024
4. **Public Forum**
Limit of five people having five minutes each with comments limited to items on this agenda.
5. **Election**
Aldersperson District 3
6. **Resignations**
7. **Swear in**
Newly elected Aldersperson District 3
8. **Mayor's Announcements**
Upcoming Community Events, Proclamations, Employee Recognitions

HEARINGS

9. Hearing No. 10-23-24 approving a proposed PUD-GDP General Development Plan (GDP) designation by Van Horn Properties of Sheboygan LLC to construct a new Van Horn Kia facility on parcels 59281215827 and 59281215833.

10. Hearing No. 11-23-24 pursuant to letters sent and a notice published by the City Clerk, this is a hearing to change the Land Use Classification for property located around 1828 Oakland Avenue including Parcel Nos. 59281425440, 59281425550, and 59281425510 from Class Urban Industrial (UI) to Class Urban Industrial (UI) with PUD overlay Classification.
11. Hearing No. 12-23-24 pursuant to a notice published and personal notices sent by the Finance Director, the hearing scheduled for this evening is for confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed for Parking Assessment District No. 1.
12. Hearing No. 13-23-24 pursuant to a notice published and personal notices sent by the Finance Director, the hearing scheduled for this evening is for confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed for Parking Assessment District No. 2.
13. Hearing No. 14-23-24 pursuant to a notice published and personal notices sent by the Finance Director, the hearing scheduled for this evening is for confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed for Parking Assessment District No. 4.
14. Hearing No. 15-23-24 pursuant to a notice published and personal notices sent by the Finance Director, the hearing scheduled for this evening is for confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed for Parking Assessment District No. 5.

CONSENT

15. **Motion to Receive and File all R.O.'s, Receive all R.C.'s and Adopt all Resolutions and Ordinances**
16. R. C. No. 219-23-24 by Finance and Personnel Committee to whom was referred R. O. No. 116-23-24 by IT Director Eric Bushman submitting a memo requesting replacing the City of Sheboygan's current on-premises Exchange server and Microsoft Office products with Microsoft Office 365; recommends filing the document.
17. R. C. No. 222-23-24 by Finance and Personnel Committee to whom was referred Res. No. 173-23-24 by Alderpersons Mitchell and Filicky-Peneski confirming the exercise of police power in making an assessment for the benefited properties against which assessments are proposed for Parking Assessment District No. 1; recommends adopting the Resolution.
18. R. C. No. 223-23-24 by Finance and Personnel Committee to whom was referred Res. No. 174-23-24 by Alderpersons Mitchell and Filicky-Peneski confirming the exercise of police power in making an assessment for the benefited properties against which assessments are proposed for Parking Assessment District No. 2; recommends adopting the Resolution.
19. R. C. No. 224-23-24 by Finance and Personnel Committee to whom was referred Res. No. 175-23-24 by Alderpersons Mitchell and Filicky-Peneski confirming the exercise of police power in making an assessment for the benefited properties against which assessments are proposed for Parking Assessment District No. 4; recommends adopting the Resolution.
20. R. C. No. 225-23-24 by Finance and Personnel Committee to whom was referred Res. No. 176-23-24 by Alderpersons Mitchell and Filicky-Peneski confirming the exercise of police power in making an assessment for the benefited properties against which assessments are proposed for Parking Assessment District No. 5; recommends adopting the Resolution.

21. R. C. No. 226-23-24 by Finance and Personnel Committee to whom was referred Res. No. 178-23-24 by Alderpersons Mitchell and Filicky-Peneski authorizing the appropriate City officials to execute a Ground Lease between Sheboygan WP, LLC and the City of Sheboygan regarding land in the Sheboygan Business Center; recommends adopting the Resolution.
22. R. C. No. 228-23-24 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 122-23-24 by City Clerk submitting a license application (Mojo and Brews LLC); recommends granting the license application.
23. R. C. No. 227-23-24 by Licensing, Hearings, and Public Safety Committee to whom was referred Gen. Ord. No. 42-23-24 by Alderpersons Rust and Felde reestablishing the formerly repealed sidewalk cafe regulations and making various changes and updates to said regulations as recommended by the City Clerk and staff from the Department of Public Works; recommends adopting the Ordinance.
24. R. C. No. 229-23-24 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 172-23-24 by Alderpersons Salazar and Felde authorizing the Purchasing Agent to issue a purchase order for a 2024 Ford F-150 Four-Wheel Drive Pickup Truck for the Sheboygan Police Dept; recommends adopting the Resolution.

REPORT OF OFFICERS

25. R. O. No. 123-23-24 by Fire Chief Eric Montellano pursuant to section 24-400 of the Municipal Code, I herewith submit my annual report for the Fire Department, for the year 2023. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE
26. R. O. No. 126-23-24 by City Clerk submitting a claim from Albert J. Istvanek for alleged injuries to his dog at the Dog Run Park on 18th Street. REFER TO FINANCE AND PERSONNEL COMMITTEE
27. R. O. No. 124-23-24 by Comptroller Evan Grossen pursuant to Sheboygan Municipal Code § 2-912(b), which requires the comptroller to file with the common council, not less than monthly, a list of the claims approved, showing the date paid, the name of the claimant, the purpose and the amount, the attached list of paid vouchers for February 2024 is being provided. REFER TO FINANCE AND PERSONNEL COMMITTEE
28. R. O. No. 125-23-24 submitting a license application (Brennans). REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY
29. R. O. No. 127-23-24 by City Clerk submitting a claim from Irma Reyes and Jorge Martinez for alleged injuries due to an accident. REFER TO FINANCE AND PERSONNEL COMMITTEE

RESOLUTIONS

30. Res. No. 180-23-24 by Alderpersons Mitchell and Filicky-Peneski authorizing the purchase of 1211 North 23rd Street (Parcel No. 59281206682) from Aurora Medical Group Inc. for future use by the City. SUSPEND THE RULES AND ADOPT THE RESOLUTION
31. Res. No. 181-23-24 by Alderpersons Mitchell and Filicky-Peneski authorizing the appropriate City officials to execute a contract between the City of Sheboygan and Bay-Lake Regional Planning Commission to update the City of Sheboygan's Comprehensive Plan. SUSPEND THE RULES AND ADOPT THE RESOLUTION

- 32.** Res. No. 189-23-24 by Alderpersons Ramey and Mitchell accepting the dedication of certain lands and rights conveyed by a Certified Survey Map prepared for Van Horn Properties of Sheboygan, LLC for public use.
- 33.** Res. No. 191-23-24 by Alderpersons Mitchell and Ramey approving the General Development Plan submitted by Van Horn Properties of Sheboygan, LLC for construction of a new Van Horn Kia facility on parcel nos. 59281215827 and 59281215833 within a Planned Unit Development (PUD) zone.
- 34.** Res. No. 185-23-24 by Alderperson Dekker creating Tax Incremental District No. 21, approving its project plan and establishing its boundaries City of Sheboygan, Wisconsin.
- 35.** Res. No. 186-23-24 by Alderperson Dekker creating Tax Incremental District No. 22, approving its project plan and establishing its boundaries City of Sheboygan, Wisconsin.
- 36.** Res. No. 184-23-24 by Alderperson Dekker creating Tax Incremental District No. 23, approving its project plan and establishing its boundaries City of Sheboygan, Wisconsin.
- 37.** Res. No. 183-23-24 by Alderperson Dekker creating Tax Incremental District No. 24, approving its project plan and establishing its boundaries City of Sheboygan, Wisconsin.
- 38.** Res. No. 182-23-24 by Alderpersons Mitchell and Filicky-Peneski authorizing the appropriate City officials to enter into a contract with Mike Koenig Construction Co., Inc. for the Phase II remodeling and improvements for the Uptown Social building in an effort to further enhance the lives of Uptown Social members. REFER TO FINANCE AND PERSONNEL COMMITTEE
- 39.** Res. No. 190-23-24 by Alderpersons Rust and Felde authorizing the appropriate City officials to enter into an Agreement with Waukesha County Technical College for clinical experience with the Sheboygan Fire Department. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE
- 40.** Res. No. 188-23-24 by Alderpersons Dekker and Rust authorizing the appropriate City officials to enter into a contract with Buteyn-Peterson Construction Company, Inc. for the construction of the 2024 Complete Streets - Lincoln Avenue Improvements (North 6th Street to Barrett Street). REFER TO PUBLIC WORKS COMMITTEE
- 41.** Res. No. 187-23-24 by Alderpersons Dekker and Rust authorizing the appropriate City officials to enter into a contract with LaLonde Contractors, Inc. for the construction of the 2024 Complete Streets - Union Avenue and Broadway Improvements. REFER TO PUBLIC WORKS COMMITTEE
- 42.** Res. No. 196-23-24 by Alderpersons Dekker and Rust authorizing the appropriate City officials to apply for the Targeted Runoff Management & Notice of Discharge Grant and Urban Nonpoint Source and Stormwater Grant with the Wisconsin Department of Natural Resources for the purpose of implementing measures to control agricultural or urban storm water runoff pollution sources (as described in the application and pursuant to ss.281.65 or 281.66, Wis. Stats., and chs. NR 151, 1153 and 154). REFER TO PUBLIC WORKS COMMITTEE
- 43.** Res. No. 195-23-24 by Alderpersons Rust and Felde authorizing the appropriate City officials to enter into an Agreement for Urban Search and Rescue Emergency Response Services for the period July 1, 2024 through June 30, 2026. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE
- 44.** Res. No. 194-23-24 by Alderpersons Dekker and Rust authorizing the appropriate City officials to enter into a contract with Foth Infrastructure and Environment, LLC for the Sheboygan Southside Sewer System Phases 1 and 2 Design. REFER TO PUBLIC WORKS COMMITTEE

45. Res. No. 193-23-24 by Alderpersons Dekker and Rust authorizing the appropriate City Officials to enter into a contract with Foth Infrastructure and Environment, LLC for the Gartman Farm Subdivision Design. REFER TO PUBLIC WORKS COMMITTEE
46. Res. No. 192-23-24 by Alderpersons Dekker and Rust approving the General Development Plan submitted by Van Horn Properties of Sheboygan, LLC for construction of a new Van Horn Kia facility on parcel nos. 59281215827 and 59281215833 within a Planned Unit Development (PUD) zone. REFER TO PUBLIC WORKS COMMITTEE

REPORT OF COMMITTEES

47. R.C. No. 220-23-24 by Finance and Personnel Committee to whom was referred Res. No. 170-23-24 by Alderpersons Mitchell and Filicky-Peneski extending the life of Tax Incremental Financing District No. 001E (TID 1E) for one year to fund affordable housing programs and projects within the City of Sheboygan, Wisconsin; recommends adopting the Resolution.
48. R. C. No. 221-23-24 by Finance and Personnel Committee to whom was referred Res. No. 171-23-24 by Alderpersons Mitchell and Filicky-Peneski authorizing the Finance Director to complete a 2024 budget amendment to cover the costs of transitioning the City's current Microsoft Office products to Microsoft Office 365; recommends adopting the Resolution.
49. R. C. No. 230-23-24 by Public Works Committee to whom was referred Direct Referral Res. No. 179-23-24 by Alderpersons Dekker and Rust authorizing the appropriate City officials to enter into a contract with Buteyn-Peterson Construction Company, Inc. for the construction of the South 11th St. and Swift Ave. Street Improvements recommends adopting the Resolution.

GENERAL ORDINANCES

MATTERS LAID OVER

50. R. O. No. 121-23-24 by City Plan Commission to whom was referred Gen. Ord. No. 41-23-24 by Alderperson Mitchell and R. O. No. 108-23-24 by City Clerk submitting an application for amendment of the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance for property located around 1828 Oakland Avenue including Parcel Nos. 59281425440, 59281425550, and 59281425510 from Class Urban Industrial (UI) to Class Urban Industrial (UI) with PUD Overlay Classification; recommends filing the R.O. and adopting the Ordinance. LAYS OVER

OTHER MATTERS AUTHORIZED BY LAW

ADJOURN MEETING

51. Motion to Adjourn

In compliance with Wisconsin's Open Meetings Law, this agenda was posted in the following locations more than 24 hours prior to the time of the meeting:

*City Hall • Mead Public Library
Sheboygan County Administration Building • City's website*