



TWENTY FIFTH REGULAR COMMON COUNCIL MEETING AGENDA

April 03, 2024 at 6:00 PM

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

"Continuous improvement is better than delayed perfection" Mark Twain

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 25th Regular Meeting of the 2023-2024 Common Council at 6:00 PM, WEDNESDAY, April 3, 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**
Fourth Special and Twenty-Fourth Regular Council Meeting held on March 25, 2024 and March 18, 2024 respectively
- 4. Resignation**
Matt Wierzbach from Sheboygan Historic Preservation Commission
- 5. Confirmation of Mayoral Appointments**
Aldersperson Daniel Peterson to the Public Works Committee
- 6. Public Forum**
Limit of five people having five minutes each with comments limited to items on this agenda.
- 7. Mayor's Announcements**
Upcoming Community Events, Proclamations, Employee Recognitions

CONSENT

- 8. Motion to Receive and File all R.O.'s, Receive all R.C.'s and Adopt all Resolutions and Ordinances**
- 9. R. O. No. 131-23-24** by City Clerk submitting a communication from the State of Wisconsin Tax Appeals Commission regarding the filing of Petition for Review of Determination by State Board of Assessors for

Manufacturing Property in the matter of Georgia-Pacific Corrugated, LLC v. Wisconsin Department of Revenue.

10. R. C. No. 233-23-24 by Finance and Personnel Committee to whom was referred R. O. No. 102-23-24 by City Clerk submitting a claim from Rogahn Jones regarding excessive assessment on Parcel No. 59281215133 (SCF RC Funding IV LLC); recommends filing the document.
11. R. C. No. 235-23-24 by Finance and Personnel Committee to whom was referred R. O. No. 47-23-24 by City Clerk submitting a claim from Society Insurance for alleged damages to Limelight Pub; recommends filing the claim.
12. R. C. No. 234-23-24 by Finance and Personnel Committee to whom was referred R. O. No. 101-23-24 by City Clerk submitting a claim from Stephanie Buskill for alleged damages to vehicle caused by a garbage truck; recommends filing the claim.
13. R. C. No. 237-23-24 by Finance and Personnel Committee to whom was referred R. O. No. 88-23-24 by City Clerk submitting a Notice of Injury and Claim from Dempsey Law Firm, LLP regarding Town of Wilson Sanitary District #1; recommends filing the notice of claim
14. R. C. No. 236-23-24 by Finance and Personnel Committee to whom was referred R. O. No. 87-23-24 by City Clerk submitting a claim from Elissa Nyara for alleged damages to vehicle due to sewer cap left open; recommends filing the claim
15. R. C. No. 238-23-24 by Finance and Personnel Committee to whom was referred R. O. No. 84-23-24 by City Clerk submitting a claim from Charter Spectrum, for alleged damages to an aerial coax caused by a backhoe; recommends filing the claim.
16. R. C. No. 240-23-24 by Finance and Personnel Committee to whom was referred R. O. No. 93-23-24 by City Clerk submitting a claim from Charter/Spectrum for alleged damages to their aerial facilities due to a City backhoe excavating the road; recommends filing the claim.
17. R. C. No. 239-23-24 by Finance and Personnel Committee to whom was referred R. O. No. 92-23-24 by City Clerk submitting a claim from Eric Bubb for alleged damages to his home from sewage water; recommends filing the claim.
18. R. C. No. 244-23-24 by Public Works Committee to whom was referred 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; recommends adopting the Resolution.
19. R. C. No. 243-23-24 by Public Works Committee to whom was referred 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; recommends adopting the Resolution.
20. R. C. No. 241-23-24 by Public Works Committee to whom was referred 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; recommends adopting the Resolution.
21. R. C. No. 242-23-24 by Public Works Committee to whom was referred 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); recommends adopting the Resolution.

22. R. C. No. 245-23-24 by Public Works Committee to whom was referred Direct Referral Res. No. 192-23-24 by Alderpersons Dekker and Rust authorizing the appropriate City officials to execute an Overhead Electric Easement for Alliant Energy at Evergreen Park (Parcel No. 59281628964); recommends adopting the Resolution.
23. R. C. No. 246-23-24 by Public Works Committee to whom was referred 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); recommends adopting the Resolution.
24. R. C. No. 247-23-24 by Licensing, Hearings, and Public Safety Committee to whom was referred 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; recommends adopting the Resolution.
25. R. C. No. 249-23-24 by Licensing, Hearings, and Public Safety Committee to whom was referred 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; recommends filing the report.
26. R. C. No. 250-23-24 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 125-23-24 by City Clerk submitting a license application (Brennan's); recommends granting the application.

REPORT OF OFFICERS

27. R. O. No. 129-23-24 by City Attorney submitting, for information, a copy of the Court of Appeals Decision dated March 20, 2024 in the matter of *Wisconsin Department of Revenue and City of Plymouth v. Master's Gallery Foods, Inc.*, Appeal No. 2022AP1909. ACCEPT AND FILE
28. R. O. No. 128-23-24 by Police Chief Christopher Domagalski pursuant to section 30-50 of the Municipal Code, submitting the annual report for the Police Department for the year 2023. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE
29. R. O. No. 130-23-24 by City Clerk submitting a communication from the Sheboygan Event Company asking for the waiving of park and equipment rental fees for the Coho Derby. REFER TO PUBLIC WORKS COMMITTEE
30. R. O. No. 132-23-24 by City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

RESOLUTIONS

31. Res. No. 201-23-24 by Alderpersons Dekker and Rust authorizing executing a one-year lease with David L. Gartman, LLC for agricultural property in the City of Sheboygan. SUSPEND THE RULES AND ADOPT THE RESOLUTION

32. Res. No. 199-23-24 by Alderpersons Dekker and Rust authorizing a professional services agreement between the City of Sheboygan and Kapur & Associates, Inc. for services related to the Tax Incremental District 21 (TID 21) Commerce Street reconstruction project and an amendment in the 2024 TID 21 budget to cover the associated cost. REFER TO PUBLIC WORKS COMMITTEE
33. Res. No. 198-23-24 by Alderpersons Mitchell and Filicky-Peneski authorizing the continuation of the self-insured worker's compensation program. REFER TO FINANCE AND PERSONNEL COMMITTEE
34. Res. No. 200-23-24 by Alderpersons Rust and Felde approving the 2024 Action Plan and funding allocation in connection with the Community Development Block Grant (CDBG) programs. REFER TO FINANCE AND PERSONNEL COMMITTEE

REPORT OF COMMITTEES

35. R. C. No. 248-23-24 by Licensing, Hearings, and Public Safety Committee to whom was referred 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; recommends adopting the Resolution.
36. R. C. No. 231-23-24 by Finance and Personnel Committee to whom was referred 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; recommends adopting the Resolution.
37. R. C. No. 232-23-24 by Finance and Personnel Committee to whom was referred 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; recommends filing the document.

OTHER MATTERS AUTHORIZED BY LAW

ADJOURN MEETING

38. 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*