

CITY OF SHEBOYGAN

EIGHTEENTH REGULAR COMMON COUNCIL MEETING MINUTES

Monday, December 19, 2022

OPENING OF MEETING

1. Roll Call

Alders Present: Ackley, Dekker, Felde, Heidemann, Perrella (remote), Ramey, Rust, and Salazar – 8.

Alders Excused: Filicky-Peneski and Mitchell – 2.

2. Pledge of Allegiance

3. Approval of Minutes

Seventeenth Regular Council Meeting held on December 5, 2022

MOTION TO APPROVE THE MINUTES

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

4. Confirmation of Mayor's Appointments

Business Improvement District 2023-2024 (Paul Rudnick, Eileen Simenz, Stephanie Rankun, Greg Van Demark, Tim Bartz, Derek Muench)

MOTION TO CONFIRM APPOINTMENTS

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

5. Public Forum

Limit of five people having five minutes each with comments limited to items on this agenda. No one spoke.

6. Presentation

Sheboygan County Economic Development Corporation

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

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

9. R. O. No. 91-22-23 by Board of License Examiners submitting an application for Building Contractor License already granted.

MOTION TO RECEIVE AND FILE THE R. O.

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

10. R. C. No. 140-22-23 by Finance and Personnel Committee to whom was referred Res. No. 97-22-23 by Alderpersons Mitchell and Filicky-Peneski expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2022 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No. 1; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

11. R. C. No. 141-22-23 by Finance and Personnel Committee to whom was referred Res. No. 98-22-23 by Alderpersons Mitchell and Filicky-Peneski expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2022 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No. 2; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

12. R. C. No. 142-22-23 by Finance and Personnel Committee to whom was referred Res. No. 99-22-23 by Alderpersons Mitchell and Filicky-Peneski expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2022 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No. 4; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

13. R. C. No. 143-22-23 by Finance and Personnel Committee to whom was referred Res. No. 100-22-23 by Alderpersons Mitchell and Filicky-Peneski expressing the intent of the Common Council of the City of Sheboygan to exercise its police powers in levying a special assessment for the 2022 cost of operating and maintaining the off-street parking facilities within the Parking Assessment District No. 5; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

14. R. C. No. 138-22-23 by Finance and Personnel Committee to whom was referred R. O. No. 63-22-23 by City Clerk submitting a claim from Erik Boelkow for alleged damages to his home when a city tree fell on it; recommends filing the claim.

MOTION TO RECEIVE THE R. C. AND FILE THE CLAIM

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

15. R. C. No. 147-22-23 by Finance and Personnel Committee to whom was referred Res. No. 104-22-23 by Alderpersons Mitchell and Filicky-Peneski authorizing the issuance of a refund for excess property tax payable to Mang Thao and Shoua Xiong related to 2021 real estate tax for Parcel No. 59281321771; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

16. R. C. No. 152-22-23 by Finance and Personnel Committee to whom was referred Res. No. 109-22-23 by Alderpersons Mitchell and Filicky-Peneski authorizing entering into a Development Agreement with Cardinal Capital Development, LLC and CCM-Press Owner, LLC regarding redevelopment of the former Sheboygan Press Building at 632 Center Avenue; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

17. R. C. No. 154-22-23 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 86-22-23 by City Clerk submitting various license applications; recommends filing the R. O. due to withdrawal of License No. 3575 by applicant.

MOTION TO RECEIVE THE R. C. AND FILE THE R. O.

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

18. R. C. No. 153-22-23 by Licensing, Hearings, and Public Safety Committee to whom was referred DIRECT REFERRAL R. O. No. 90-22-23 by City Clerk submitting various license applications; recommends granting the applications.

MOTION TO RECEIVE THE R. C. AND GRANT THE APPLICATIONS

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

REPORT OF OFFICERS

19. R. O. No. 92-22-23 by City Clerk submitting a claim from Jeremy Willems for alleged damages to his vehicle when a chunk of debris came off a city truck and struck it. REFER TO FINANCE AND PERSONNEL COMMITTEE

RESOLUTIONS

20. Res. No. 112-22-23 by Alderpersons Felde and Filicky-Peneski authorizing the appropriate City officials to execute a conflict waiver letter prepared by Quarles & Brady LLP regarding representation of the City of Sheboygan and Advocate Aurora Health.

MOTION TO SUSPEND THE RULES AND ADOPT THE RESOLUTION

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

21. Res. No. 115-22-23 by Alderpersons Felde and Filicky-Peneski authorizing the City Attorney to execute a License Agreement with LawVu Limited for document and project management software and authorizing an adjustment to the 2023 budget to fund the purchase.

MOTION TO SUSPEND THE RULES AND ADOPT THE RESOLUTION

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

22. Res. No. 114-22-23 by Alderpersons Felde and Filicky-Peneski authorizing the appropriate City officials to execute an Agreement with Humana Wellness for Application for wellness services.

MOTION TO SUSPEND THE RULES AND ADOPT THE RESOLUTION

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

23. Res. No. 113-22-23 by Alderpersons Felde and Filicky-Peneski authorizing the purchase of additional NEOGOV services for the Human Resources Department and approving the NEOGOV Services Agreement.

MOTION TO SUSPEND THE RULES AND ADOPT THE RESOLUTION

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

24. Res. No. 110-22-23 by Alderpersons Mitchell and Filicky-Peneski authorizing retaining outside legal counsel to represent the City regarding Grievance #22-02 filed by International Association of Firefighters Local 483, and authorizing payment for said services. REFER TO FINANCE AND PERSONNEL COMMITTEE

25. Res. No. 111-22-23 by Alderpersons Mitchell and Filicky-Peneski authorizing the appropriate City officials to execute an application for Group Flexible Purchase Payment Deferred Fixed Indexed Annuity Contract (Non-Participating) with Nationwide. REFER TO FINANCE AND PERSONNEL COMMITTEE

REPORT OF COMMITTEES

26. R. C. No. 139-22-23 by Finance and Personnel Committee to whom was referred Res. No. 95-22-23 by Alderpersons Mitchell and Filicky-Peneski authorizing the appropriate City officials to remove certain uncollected delinquent personal property taxes and uncollected accounts receivable from the City of Sheboygan's general ledger; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION

Motion made by Ackley, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

27. R. C. No. 144-22-23 by Finance and Personnel Committee to whom was referred Res. No. 101-22-23 by Alderpersons Mitchell and Filicky-Peneski authorizing the transfer of funds to repay advances made to Tax Increment District 10 Fund from the General Fund; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION

Motion made by Ackley, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

28. R. C. No. 145-22-23 by Finance and Personnel Committee to whom was referred Res. No. 102-22-23 by Alderpersons Mitchell and Filicky-Peneski authorizing the transfer of funds to repay advances made to Environmental Tax Increment District 1 Fund from the Capital Projects Fund; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION

Motion made by Ackley, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

29. R. C. No. 146-22-23 by Finance and Personnel Committee to whom was referred Res. No. 103-22-23 by Alderpersons Mitchell and Filicky-Peneski authorizing an adjustment to the 2022 budget to fund unanticipated vehicle fuel costs; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION

Motion made by Ackley, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

30. R. C. No. 148-22-23 by Finance and Personnel Committee to whom was referred Res. No. 105-22-23 by Alderpersons Mitchell and Filicky-Peneski authorizing the issuance of a refund for excess property tax payable to Sheboygan Paper Box Co. related to 2020 and 2021 real estate taxes for Parcel No. 59281318401; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION

Motion made by Ackley, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

31. R. C. No. 149-22-23 by Finance and Personnel Committee to whom was referred Res. No. 106-22-23 by Alderpersons Mitchell and Filicky-Peneski authorizing an adjustment to the 2022 budget to fund unanticipated plumbing repairs at the Municipal Service Building; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION

Motion made by Ackley, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

32. R. C. No. 150-22-23 by Finance and Personnel Committee to whom was referred Res. No. 107-22-23 by Alderpersons Mitchell and Filicky-Peneski adopting updated wage classifications in the 2022 City of Sheboygan Compensation Program for Non-Represented Employees to reflect the recommended changes determined through the appeals process.; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION

Motion made by Ackley, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

33. R. C. No. 151-22-23 by Finance and Personnel Committee to whom was referred Res. No. 108-22-23 by Alderpersons Mitchell and Filicky-Peneski pursuant to Sections 82-31 and 82-54, Sheboygan Municipal Code, adopting changes to the classification plan effective January 1, 2023; recommends adopting the Resolution.

MOTION TO RECEIVE THE R. C. AND ADOPT THE RESOLUTION

Motion made by Ackley, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

GENERAL ORDINANCES

34. Gen. Ord. No. 15-22-23 by Alderpersons Felde and Filicky-Peneski amending Section 2-112(b) of the Municipal Code so as to change the date of the nineteenth regular meeting of the common council in January 2023 from the first Tuesday to the first Wednesday of the month.

MOTION TO SUSPEND THE RULES AND ADOPT THE ORDINANCE

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.

ADJOURN MEETING

35. Motion to Adjourn

MOTION TO ADJOURN AT 6:44 PM

Motion made by Felde, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Heidemann, Perrella, Ramey, Rust, Salazar – 8.