

**CITY OF SHEBOYGAN**  
**FIFTH REGULAR COMMON COUNCIL MEETING MINUTES**  
**Monday, June 06, 2022**

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**OPENING OF MEETING**

\*Council President Barb Felde to chair the meeting in Mayor Ryan Sorenson's absence.

**1. Roll Call**

Alderspersons present: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Ramey, Rust and Salazar – 10.

**2. Pledge of Allegiance**

**3. Approval of Minutes**

MOTION TO APPROVE MINUTES FROM THE MAY 16, 2022 MEETING

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

**4. Resignation**

Patricia Weisrock from the Board of Review

MOTION TO RECEIVE AND FILE

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

**5. Mayoral Appointments**

LAYS OVER

Angela Ramey to Public Works Committee, Zach Rust to Architectural Review Board, Christine Campe to Library Board, Andy Ross to Board of Review, Stephanie Goetz to Senior Service Commission, and James VanAkkeren, GERALYN LEANNAH, Rebecca Clarke and Lora Hagen to Sustainable Task Force

**6. Public Forum**

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

**7. Presentation**

Compensation Study Review – Patrick Glynn, Carlson-Dettmann

**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 Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar,

Rust, Ramey – 10.

9. R. O. No. 17-22-23 by Board of Water Commissioners submitting a copy of the 2021 Annual Report to the Public Service Commission (PSC) of Wisconsin for the Sheboygan Water Utility.

MOTION TO RECEIVE AND FILE

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

10. R. C. No. 22-22-23 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 3-22-23 by Alderpersons Felde and Ackley authorizing the appropriate City officials to enter into agreement with the Sheboygan Area School District relative to providing the public school system with school liaison officers from the Sheboygan Police Department; recommends adopting the Resolution.

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

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

11. R. C. No. 21-22-23 by Licensing, Hearings, and Public Safety Committee to whom was referred Gen. Ord. No. 1-22-23 by Alderpersons Felde and Ackley amending the rules contained in Sec. 74-56 of the Municipal Code regarding alcohol possession and consumption in parks so as to more clearly provide for possession and consumption of beer and wine while maintaining a prohibition on liquor; recommends adopting the Ordinance.

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

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

12. R. C. No. 20-22-23 by Licensing, Hearings, and Public Safety to whom was referred R. O. No. 16-22-23 by City Clerk submitting various license applications; recommends granting the licenses with caveats.

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

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

13. R. C. No. 19-22-23 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 15-22-23 by City Clerk submitting various license applications (change of premises); recommends granting the applications contingent upon obtaining street festival permits.

MOTION TO RECEIVE THE R. C. AND GRANT THE APPLICATIONS CONTINGENT UPON OBTAINING STREET FESTIVAL PERMITS

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

14. R. C. No. 18-22-23 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 14-22-23 by City Clerk submitting various license applications (businesses); recommends granting the applications with various caveats.

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

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

15. R. C. No. 17-22-23 by Public Works Committee to whom was referred Res. No. 19-22-23 by Alderpersons Dekker and Perrella informing the Wisconsin Department of Natural Resources (WDNR) that the 2021 Compliance Maintenance Annual Report (CMAR) has been reviewed; recommends adopting the Resolution.

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

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

16. R. C. No. 25-22-23 by Finance and Personnel Committee to whom was referred R. O. No. 12-22-23 by Finance Director reporting that, pursuant to Res. No. 66-20-21 authorizing the City Administrator to negotiate settlement of certain claims made by the City of Sheboygan, City Invoice No. 8895 in the amount of \$17,397.87 billed to Jorge Deanda regarding damage to a traffic control signal and street light located on the median of Taylor Drive and Washington Avenue on September 21, 2020, has been settled with a payment to the City of Sheboygan in the amount of \$16,209.58; recommends filing the document.

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

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

17. R. C. No. 24-22-23 by Finance and Personnel Committee to whom was referred Res. No. 18-22-23 by Alderpersons Mitchell and Filicky-Peneski authorizing a transfer of appropriations in the 2022 budget (CARES); recommends adopting the Resolution.

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

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

18. R. C. No. 15-22-23 by Public Works Committee to whom was referred Res. No. 14-22-23 by Alderpersons Dekker and Perrella authorizing the appropriate City officials to enter into a contract with Barrientos Design and Consulting Inc. for the Public Works Department and Transit Garages Renovation and Expansion Study; recommends adopting the Resolution.

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

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

19. R. C. No. 16-22-23 by Public Works Committee to whom was referred Res. No. 15-22-23 by Alderpersons Dekker and Perrella authorizing the appropriate City officials to enter into a contract with Bodart Electric Service, Inc. for the construction of the Sheboygan CMAQ Signal Improvements; recommends adopting the Resolution.

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

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

20. R. C. No. 23-22-23 by Public Works Committee to whom was referred Res. No. 20-22-23 by Alderpersons Dekker and Perrella authorizing the appropriate City officials to purchase a Screenings Washer Monster from JWC Environmental of Santa Ana, CA to provide a redundant system to wash and compact screened wastewater solids; recommends adopting the Resolution.

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

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

**REPORT OF OFFICERS**

21. R. O. No. 18-22-23 by City Plan Commission to whom was referred R. O. No. 10-22-23 by Capital Improvements Commission to whom was referred R. O. No. 1-22-23 by City Administrator Todd Wolf submitting Capital Improvements Program (CIP) Requests for the years 2023-2027; recommends approving the CIP requests.

**MOTION TO RECEIVE THE R. O. AND APPROVE THE CIP REQUESTS**

Motion made by Mitchell, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

22. R. O. No. 19-22-23 by City Clerk submitting a claim from Richard A. Olson for alleged damages to his vehicle when it was struck by a City of Sheboygan garbage truck while parked on Custer Avenue. REFER TO FINANCE AND PERSONNEL COMMITTEE
23. R. O. No. 20-22-23 by City Clerk submitting a Summons and Complaint in the matter of UnitedOne Credit Union vs. Joseph S. Myszewski at el. REFER TO FINANCE AND PERSONNEL COMMITTEE
24. R. O. No. 21-22-23 by City Clerk submitting various liquor licenses. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

**RESOLUTIONS**

25. Res. No. 22-22-23 by Alderpersons Dekker and Perrella authorizing the appropriate City officials to enter into a contract with Buteyn-Peterson Construction Company, Inc. for the construction of the Evergreen Park - Area 5 Pedestrian Bridge. REFER TO PUBLIC WORKS COMMITTEE
26. Res. No. 26-22-23 by Alderpersons Mitchell and Filicky-Peneski approving an amendment to the Project Plan and Boundaries of Tax Incremental District No. 16, City of Sheboygan, Wisconsin. REFER TO FINANCE AND PERSONNEL COMMITTEE
27. Res. No. 23-22-23 by Alderpersons Felde and Ackley authorizing acceptance of the 2022 Wisconsin Bureau of Transportation Safety, Bicycle and Pedestrian Enforcement Grant. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

28. Res. No. 25-22-23 by Alderpersons Mitchell and Filicky-Peneski authorizing an appropriation in the 2022 budget for grant funds received under the 2022 Wisconsin Bureau of Transportation Safety, Bicycle and Pedestrian Enforcement Grant. REFER TO FINANCE AND PERSONNEL COMMITTEE
29. Res. No. 27-22-23 by Alderpersons Dekker and Perrella authorizing the appropriate City officials to enter into a contract with K-W Electric, Inc. for the replacement of the emergency electrical generator at Sheboygan Fire Department Fire Station #2. REFER TO PUBLIC WORKS COMMITTEE
30. Res. No. 24-22-23 by Alderpersons Mitchell and Filicky-Peneski adopting updated wage classifications and steps as part of the 2022 City of Sheboygan Compensation Program for Non-Represented Employees. REFER TO FINANCE AND PERSONNEL COMMITTEE
31. Res. No. 28-22-23 by Alderpersons Dekker and Perrella authorizing the appropriate City officials to enter into an Addendum dated April 18, 2022 to the contract with Foth Infrastructure and Environment, LLC for design services related to the South Side Interceptor System (SIS) Rehab/Access Road/Shoreline Protection Program. REFER TO PUBLIC WORKS COMMITTEE

## REPORT OF COMMITTEES

32. R. C. No. 26-22-23 by Finance and Personnel Committee to whom was referred DIRECT REFERRAL Res. No. 21-22-23 by Alderpersons Mitchell and Filicky-Peneski approving the FY 2022 One-Year Annual Action Plan for the Community Development Block Grant (CDBG) Program Submission; recommends adopting the Resolution with the staff recommendations as presented.

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

Motion made by Mitchell, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Salazar, Rust, Ramey – 9.

Voting Abstaining: Perrella – 1.

33. R. C. No. 27-22-23 by Finance and Personnel Committee to whom was referred Res. No. 16-22-23 by Alderpersons Mitchell and Filicky-Peneski authorizing entering into an Agency Agreement with Credit Management Control, Inc. with regard to providing collection services to the City; recommends adopting the Resolution as amended.

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

Motion made by Mitchell, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

## CLOSED SESSION

34. MOTION TO CONVENE IN CLOSED SESSION under the exemption provided in Wis. Stat. § 19.85(1)(g) for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved; and under the exemption provided in Wis. Stat. § 19.85(1)(f) for the purpose of considering financial, social, or personal histories or disciplinary data of specific persons which, if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data; to wit, consideration of the matter of Abigail H. Hernandez vs. City of Sheboygan Police Dept, ERD Case No. CR202101990, EEOC Case No. 26G202200011C.  
MOTION TO CONVENE IN CLOSED SESSION under the exemption provided in Wis. Stat. § 19.85(1)(g) for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written

advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, and under the exemption provided in Wis. Stat. § 19.85(1)(f) for the purpose of considering financial, medical, social or personal histories or disciplinary data of specific persons which, if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data; to wit, consideration of the matter of Vicky A. Schneider vs. City of Sheboygan, ERD Case No. CR202200171, EEOC Case No. 26G202200443.

Motion made by Filicky-Peneski, Seconded by Dekker.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.

#### **ADJOURN MEETING**

35. Motion to Adjourn at 8:15 p.m.

Motion made by Mitchell, Seconded by Salazar.

Voting Yea: Ackley, Dekker, Felde, Filicky-Peneski, Heidemann, Mitchell, Perrella, Salazar, Rust, Ramey – 10.