

CITY OF SHEBOYGAN

FIFTEENTH REGULAR COMMON COUNCIL MEETING MINUTES

Monday, November 04, 2024

OPENING OF MEETING

1. Roll Call

Alderpersons present: Belanger, Dekker, Felde (remote, not voting), Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

2. Pledge of Allegiance

3. Approval of Minutes

Fourteenth Regular Council Meeting held on October 21, 2024

MOTION TO APPROVE

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

4. Public Forum

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

5. Mayor's Announcements

Upcoming Community Events, Proclamations, Employee Recognitions

HEARINGS

6. Potential action to set rules for the hearing scheduled this evening, including such things as limiting the length of time given to each speaker. Each person will be allowed 3 minutes to speak.

7. Hearing No. 10-24-25 pursuant to Chapter 65.90 of the Laws of Wisconsin, and notice published, there is a hearing scheduled for this evening on the annual budget. Any taxpayer or resident of the governmental unit will have the opportunity to be heard on the proposed 2025 budget. Any interested persons may be heard.

No one spoke.

MOTION TO CLOSE HEARING

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

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 Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

9. R. O. No. 78-24-25 by Board of Water Commissioners submitting a report on the Water Utility for the third quarter of 2024.

MOTION TO ACCEPT AND FILE

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

10. R. O. No. 77-24-25 by Board of Water Commissioners submitting a copy of the 2025 Budget for the Sheboygan Water Utility.

MOTION TO ACCEPT AND FILE

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

11. R. C. No. 151-24-25 by Public Works Committee to whom was referred Res. No. 110-24-25 by Alderpersons Dekker and Ramey authorizing the vacation of two easements, pursuant to Wis. Stat. § 236.293, on parcel 59281318390; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

12. R. C. No. 150-24-25 by Public Works Committee to whom was referred Res. No. 106-24-25 by Alderpersons Dekker and Ramey authorizing execution of the Subordination, Nondisturbance and Attornment Agreement and Estoppel Certificate, and Landlord's Waiver and Consent, on behalf of the City, regarding the Harbor Winds Hotel; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

13. R. C. No. 149-24-25 by Public Works Committee to whom was referred Res. No. 107-24-25 by Alderpersons Dekker and Ramey authorizing the appropriate City officials to enter into contract for the provision and installation of playground equipment to be installed in Optimist Park and authorizing a budget amendment; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

14. R. C. No. 147-24-25 by Public Works Committee to whom was referred Res. No. 104-24-25 by Alderpersons Dekker and Ramey authorizing the appropriate City officials to enter into contract

with Correct Digital Displays, Inc. for the purchase and installation of three electronic scoreboards with wireless controls and accessories for the Wildwood Baseball Complex softball diamonds and authorizing a 2024 budget amendment; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

15. R. C. No. 148-24-25 by Public Works Committee to whom was referred Res. No. 108-24-25 by Alderpersons Dekker and Ramey authorizing the appropriate City officials to enter into a contract with Essential Sewer and Water Services, LLC for the sanitary sewer repair on Oakland Avenue between South 8th Street and South 9th Street; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

16. R. C. No. 156-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 103-24-25 by Alderpersons Rust and La Fave authorizing the appropriate City officials to execute the Joint Powers Agreement for Sheboygan County and City of Sheboygan 911 Emergency Systems; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

17. R. C. No. 157-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 69-24-25 by Fire Chief Eric Montellano pursuant to section 24-459 of the Municipal Code, submitting the quarterly report showing the Benchmark Measurements for the fire department, for the period commencing July 1, 2024 and ending September 30, 2024; recommends filing the report.

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

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

18. R. C. No. 158-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 70-24-25 by Police Chief Christopher Domagalski pursuant to section 30-50 of the Municipal Code, submitting the quarterly report showing the Benchmark Measurements for the police department for the period commencing July 1, 2024 and ending September 30, 2024; recommends filing the report.

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

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

19. R. C. No. 159-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 67-24-25 by City Clerk submitting various license applications; recommends granting all applications (license no. 3689 grant with warning).

MOTION TO RECEIVE THE R. C. AND GRANT APPLICATIONS WITH WARNING
Motion made by Dekker, Seconded by Rust.
Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey,
Rust – 9.

REPORT OF OFFICERS

20. R. O. No. 75-24-25 by City Clerk submitting a tax levy report that supports the 2024-2025 budget for Lakeshore Technical College District and a copy of the district-wide apportionment of the tax levy based upon the 2024 fully certified values furnished by the Wisconsin Department of Revenue. REFER TO FINANCE AND PERSONNEL COMMITTEE
21. R. O. No. 80-24-25 by City Clerk submitting a Notice of Claim from Holden & Hahn, S.C. regarding Dave's Who's Inn. REFER TO FINANCE AND PERSONNEL COMMITTEE
22. R. O. No. 76-24-25 by Human Resources & Labor Relations Director Kelly Hendee submitting an exit interview report for Quarter 3 for the City of Sheboygan. REFER TO FINANCE AND PERSONNEL COMMITTEE
23. R. O. No. 81-24-25 by City Clerk submitting a license application. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE
24. R. O. No. 79-24-25 by City Plan Commission to whom was referred Gen. Ord. No. 20-24-25 by Alderpersons Belanger and La Fave and R. O. No. 73-24-25 by City Clerk submitting application to amend the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located at 2258 Calumet Drive from Class Neighborhood Residential (NR-6) to Class Urban Commercial (UC) Classification; recommends filing the R. O. and adopting the Ordinance. LAYS OVER

RESOLUTIONS

25. Res. No. 111-24-25 by Alderpersons Dekker and Ramey approving a Fountain Park Conceptual Design Plan. REFER TO PUBLIC WORKS COMMITTEE
26. Res. No. 112-24-25 by Alderpersons Mitchell and Perrella authorizing the Finance Director to transfer the Marina Fund advance from the General Fund to the Capital Fund. REFER TO FINANCE AND PERSONNEL COMMITTEE
27. Res. No. 113-24-25 by Alderpersons Mitchell and Perrella authorizing the Finance Director to amend the 2024 budget and transfer fund balance from the Workers Compensation Insurance Fund to the Health Insurance Fund. REFER TO FINANCE AND PERSONNEL COMMITTEE
28. Res. No. 114-24-25 by Alderpersons Dekker and Ramey authorizing the appropriate City officials to enter into a contract for the demolition of the former Wells Fargo Bank Building and related site features so as to prepare the site for redevelopment. REFER TO PUBLIC WORKS COMMITTEE

29. Res. No. 115-24-25 by Alderpersons Mitchell and Perrella adopting public participation procedures regarding the City of Sheboygan Comprehensive Plan. REFER TO PLAN COMMISSION

REPORT OF COMMITTEES

30. R. C. No. 143-24-25 by Committee of the Whole to whom was referred Res. No. 93-24-25 by Alderpersons Mitchell and Perrella establishing the 2025 Budget appropriations and the 2024 Tax Levy for use during the calendar year; recommends adopting the Resolution with amendment to the 2025 Proposed Transit Budget for replacement motors in the 2010 Heavy duty fixed route buses to increase the expected useful life. Increase Account No. 651352-562110 by \$100,000. Increase account No. 651-433200 by \$50,000. Increase Account No. 651-435370 by \$6,600. Increase Account No. 651-433310 by \$43,400.

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

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

31. R. C. No. 144-24-25 by Committee of the Whole to whom was referred R. O. No. 72-24-25 by City Plan Commission to whom was referred R. O. No. 66-24-25 by City Administrator Casey Bradley submitting Capital Improvement Program (CIP) Requests for the years 2025-2029; recommends the common council approve the requests.

MOTION TO RECEIVE THE R. C., APPROVE REQUESTS, AND FILE DOCUMENT

Motion made by Perrella, Seconded by Dekker.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Perrella, Peterson, Ramey, Rust – 8.

Voting Nay: Mitchell – 1.

32. R. C. No. 146-24-25 by Finance and Personnel Committee to whom was referred Res. No. 109-24-25 by Alderpersons Mitchell and Perrella approving City of Sheboygan Health Insurance Portability and Accountability Act (HIPAA Policies); recommends adopting the Resolution.

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

Motion made by Mitchell, Seconded by Perrella.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

33. R. C. No. 145-24-25 by Finance and Personnel Committee to whom was referred Res. No. 105-24-25 by Alderpersons Mitchell and Perrella amending the 2024 budget for various expenses incurred or planned; recommends adopting the Resolution.

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

Motion made by Mitchell, Seconded by Perrella.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

34. R. C. No. 154-24-25 by Public Works Committee to whom was referred Gen. Ord. No. 23-24-25 by Alderpersons Dekker and Ramey amending section 8-16 of the Sheboygan Municipal Code so as to expand beach access for pets; recommends adopting the Ordinance.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

35. R. C. No. 153-24-25 by Public Works Committee to whom was referred Gen. Ord. No. 22-24-25 by Alderpersons Dekker and Ramey establishing new winter parking restrictions on South 23rd Street and South 24th Street between Indiana Avenue and Georgia Avenue; recommends adopting the Ordinance.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

36. R. C. No. 152-24-25 by Public Works Committee to whom was referred Gen. Ord. No. 21-24-25 by Alderpersons Dekker and Ramey making various changes regarding winter parking and snow emergencies; recommends to repeal and replace Sec. 20-4(b)(3) to read: "...once the snowplow has cleared snow to the curbing for the opposite side of the said street, vehicles shall be relocated to the cleared side by no later than midnight, where they shall remain, when parked, for the remaining duration of the next snow emergency day...".

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

37. R. C. No. 155-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred Gen. Ord. No. 24-24-25 by Alderpersons Rust and La Fave updating Chapter 12 of the Sheboygan Municipal Code entitled "Buildings and Construction" and making such additional changes to the Code as necessary to connect the changes made in Chapter 12; recommends adopting the Ordinance.

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

Motion made by Rust, Seconded by La Fave.

Before action was taken,

FRIENDLY AMENDMENT TO CHANGE WORDING IN Sec 12-51 b(2) TO READ:

"Work on projects which do not exceed a combined labor and materials cost of \$2,500"

Motion made by Belanger, Seconded by Heidemann.

Voting Yea: Belanger, Heidemann, and Peterson – 3.

Voting Nay: Dekker, La Fave, Mitchell, Perrella, Ramey, Rust – 6.

MOTION TO CHANGE WORDING IN Sec 12-51 b(2) TO READ: "Work on projects which do not exceed a material cost of \$800 or which do not exceed a combined labor and materials cost of \$1,500"

Motion made by Dekker, Seconded by Heidemann.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey -8.

Voting Nay: Rust – 1.

On motion to adopt Ordinance with amendment,

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.

OTHER MATTERS AUTHORIZED BY LAW – None.

ADJOURN MEETING

38. Motion to Adjourn

MOTION TO ADJOURN AT 6:56 PM

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 9.