

**CITY OF SHEBOYGAN**  
**FOURTEENTH REGULAR COMMON COUNCIL MEETING**  
**MINUTES**

**Monday, October 21, 2024**

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**OPENING OF MEETING**

**1. Roll Call**

Alders present: Belanger, Dekker, Felde (remote), Heidemann, La Fave, Mitchell, Peterson, Ramey – 8.

Alders excused: Rust and Perrella – 2.

\*Alder Felde lost connection to vote beginning with item #4 on the agenda.

**2. Pledge of Allegiance**

**3. Approval of Minutes**

Thirteenth Regular Council Meeting held on October 7, 2024

MOTION TO APPROVE

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Felde, Heidemann, La Fave, Mitchell, Peterson, Ramey – 8.

**4. Confirmation of Mayoral Appointments**

Sarah Stemper appointed to the Historic Preservation Commission

MOTION TO CONFIRM

Motion made by Dekker, Seconded by Ramey.

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

**5. Presentation**

Baker Tilly 2023 Audit Review by Michelle Walter

**6. Public Forum**

Limit of five people having five minutes each with comments limited to items on this agenda.

Jim Van Akkeren spoke.

**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 Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

9. R. O. No. 71-24-25 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 Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

10. R. C. No. 122-24-25 by Finance and Personnel Committee to whom was referred R. O. No. 63-24-25 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 July 2024 is being provided; recommends filing the document.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

11. R. C. No. 121-24-25 by Finance and Personnel Committee to whom was referred R. O. No. 55-24-25 by City Clerk submitting a claim from Jenny Stephen-Pierce for alleged damages to vehicle when a tree fell on it; recommends filing the document.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

12. R. C. No. 123-24-25 by Finance and Personnel Committee to whom was referred R. O. No. 64-24-25 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 August 2024 is being provided; recommends filing the document.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

13. R. C. No. 128-24-25 by Finance and Personnel Committee to whom was referred Res. No. 94-24-25 by Alderpersons Mitchell and Perrella authorizing the submittal of a Substantial Amendment to the U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) program for the 2024 Annual Action Plan; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

14. R. C. No. 131-24-25 by Public Works Committee to whom was referred Res. No. 86-24-25 by Alderpersons Dekker and Ramey adopting a Special Event Fee Schedule and an amended Equipment Fee Schedule; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Ramey.

**BEFORE ACTION WAS TAKEN,**

**MOTION TO AMEND DANCE FLOOR FEE TO \$75**

Motion made by Dekker, Seconded by Peterson.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

On motion to adopt Resolution with amendment,

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

15. R. C. No. 132-24-25 by Public Works Committee to whom was referred Res. No. 87-24-25 by Alderpersons Dekker and Ramey adopting the 2025 Marina and Riverfront Slips Fee Schedule; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

16. R. C. No. 133-24-25 by Public Works Committee to whom was referred Res. No. 98-24-25 by Alderpersons Dekker and Ramey authorizing the Purchasing Agent to issue a purchase order for two (2) Tandem Axle Dump Trucks with snowplows and salt spreaders for the Motor Vehicle Division of the Department of Public Works; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

17. R. C. No. 142-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 67-24-25 by City Clerk submitting various license applications; recommends granting the following licenses with caveats (\*).

**MOTION TO RECEIVE THE R. C. AND GRANT LICENSES WITH CAVEATS**

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

18. R. C. No. 141-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 57-24-25 by City Clerk submitting various license applications; recommends denying license no. 3687.

**MOTION TO REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE**

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

19. R. C. No. 140-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 92-24-25 by Alderpersons Rust and La Fave authorizing the Purchasing Agent to issue a purchase order for several vehicles for the Sheboygan Police Department; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

20. R. C. No. 139-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 88-24-25 by Alderpersons Rust and La Fave authorizing application for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program Fiscal Year 2024 Local Solicitation and entering into a Memorandum of Understanding with Sheboygan County; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

21. R. C. No. 138-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 84-24-25 by Alderpersons Rust and La Fave authorizing the appropriate City officials to enter into a Clinical Affiliation Agreement with St. Nicholas Hospital of the Hospital Sisters of the Third Order of St. Francis (St. Nicholas Hospital d/b/a Prevea Health) for firefighter paramedic continuing education; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

**REPORT OF OFFICERS**

22. 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. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE
23. 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. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE
24. R. O. No. 74-24-25 by City Clerk submitting a license application. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE
25. 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 Improvements Program (CIP) Requests for the years 2025-2029; recommends approving the requests and filing the report. REFER TO COMMITTEE OF THE WHOLE
26. R. O. No. 73-24-25 by City Clerk submitting an application from Pao Yang for amendment to the official zoning map for the City of Sheboygan from Pao Yang for property located at 2258 Calumet Drive – Parcel No. 59281621470. REFER TO CITY PLAN COMMISSION

**RESOLUTIONS**

27. 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. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE
28. Res. No. 105-24-25 by Alderpersons Mitchell and Perrella amending the 2024 budget for various expenses incurred or planned. REFER TO FINANCE AND PERSONNEL COMMITTEE
29. 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. REFER TO PUBLIC WORKS COMMITTEE
30. 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 8<sup>th</sup> Street and South 9<sup>th</sup> Street. REFER TO PUBLIC WORKS COMMITTEE
31. Res. No. 107-24-25 by Alderpersons Mitchell and Perrella 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. REFER TO PUBLIC WORKS COMMITTEE
32. Res. No. 106-24-25 by Alderpersons Mitchell and Perrella 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. REFER TO PUBLIC WORKS COMMITTEE
33. Res. No. 109-24-25 by Alderpersons Mitchell and Perrella approving City of Sheboygan Health Insurance Portability and Accountability Act (HIPAA Policies). REFER TO FINANCE AND PERSONNEL COMMITTEE
34. 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. REFER TO PUBLIC WORKS COMMITTEE

## **REPORT OF COMMITTEES**

35. R. C. No. 124-24-25 by Finance and Personnel Committee to whom was referred Res. No. 83-24-25 by Alderpersons Mitchell and Perrella authorizing a contract between the City of Sheboygan and Tyler Technologies ("Tyler") for purchase and implementation of Enterprise Permitting & Licensing and authorizing an amendment to the 2024 budget; recommends adopting the Resolution.

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

Motion made by Mitchell, Seconded by Dekker.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

36. R. C. No. 125-24-25 by Finance and Personnel Committee to whom was referred Res. No. 89-24-25 by Alderpersons Mitchell and Perrella adopting certain changes to the City's Medical

Benefit Plan and Dental Benefit Plan effective for calendar year 2025 coverage and establishing the monthly premium equivalent rates effective for January 2025 coverage and thereafter; recommends adopting the Resolution.

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

Motion made by Mitchell, Seconded by Dekker.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

37. R. C. No. 126-24-25 by Finance and Personnel Committee to whom was referred Res. No. 91-24-25 by Alderpersons Mitchell and Perrella authorizing an amendment to the 2024 budget reflecting a table of organization change for the Police Department and Information Technology (IT) Department; recommends adopting the Resolution.

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

Motion made by Mitchell, Seconded by Dekker.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

38. R. C. No. 127-24-25 by Finance and Personnel Committee to whom was referred Res. No. 97-24-25 by Alderpersons Mitchell and Perrella authorizing entering into a Pre-Development Agreement with 3 Amigos Apartments, LLC regarding redevelopment of the property located at 636 Wisconsin Avenue; recommends adopting the Resolution.

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

Motion made by Mitchell, Seconded by Dekker.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

39. R. C. No. 129-24-25 by Finance and Personnel Committee to whom was referred Res. No. 80-24-25 by Alderpersons Mitchell and Perrella approving a Financial Policy Handbook; recommends adopting the Resolution with amendment to the Handbook to include language under the policy of unassigned fund balance, "In order to maintain sufficient reserves for claim expenditures, the City shall maintain a minimum of 1.5 times the average annual claim amount as unrestricted fund balance within the Workers' Compensation Fund and Health Insurance Fund" and for the Finance Director to add appropriate council notification language regarding emergency purchasing.

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

Motion made by Mitchell, Seconded by Dekker.

**BEFORE ACTION WAS TAKEN,**

**MOTION TO AMEND EXHIBIT A WITH THE PURCHASING AND CONTRACTS GUIDE TO ADD: "10. LIQUOR LIABILITY – if the services rendered involve providing alcohol for consumption by others, liquor liability insurance must be carried with a limit of \$1,000,000 per occurrence."**

Motion made by Mitchell, Seconded by Belanger

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

On motion to adopt Resolution with amendment,

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

40. R. C. No. 130-24-25 by Public Works Committee to whom was referred Res. No. 95-24-25 by Alderpersons Dekker and Ramey adopting a Sheboygan Waterfront and Marina Master Plan; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, La Fave, Peterson, Ramey – 5.

Voting Nay: Heidemann, Mitchell – 2.

41. R. C. No. 135-24-25 by Public Works Committee to whom was referred Direct Referral Res. No. 102-24-25 by Alderpersons Dekker and Ramey authorizing the Purchasing Agent to issue purchase orders to three nurseries for the purchase of street trees for the 2025 Street Tree Planting Program for the City of Sheboygan; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

42. R. C. No. 134-24-25 by Public Works Committee to whom was referred Direct Referral Res. No. 101-24-25 by Alderpersons Dekker and Ramey authorizing the Purchasing Agent to issue a Purchase Order for the abatement of asbestos from an accessory structure on the property located at 1211 N. 23rd Street to precede demolition of the structure; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

43. R. C. No. 136-24-25 by Public Works Committee to whom was referred Direct Referral Res. No. 100-24-25 by Alderpersons Dekker and Ramey authorizing the appropriate City officials to amend the Agreement between the City of Sheboygan and Guelig Waste and Demolition, LLC for demolition of structures located at 1211 N. 23rd Street, Sheboygan, to allow for the demolition of a 12,000 square foot outbuilding; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.

44. R. C. No. 137-24-25 by Public Works Committee to whom was referred Res. No. 99-24-25 by Alderpersons Dekker and Ramey authorizing the appropriate City officials to enter into a contract with HDR Engineering, Inc. for the design of a movable pedestrian bridge connecting the South Pier promenade with the area of Riverfront Drive and Virginia Avenue; recommends adopting the Resolution.

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

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Heidemann, La Fave, Peterson, Ramey – 6.

Voting Nay: Mitchell – 1.

## GENERAL ORDINANCES

45. Gen. Ord. No. 20-24-25 by Alderpersons Belanger and La Fave amending 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. REFER TO CITY PLAN COMMISSION

46. Gen. Ord. No. 21-24-25 by Alderpersons Dekker and Ramey making various changes regarding winter parking and snow emergencies. REFER TO PUBLIC WORKS COMMITTEE
47. 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. REFER TO PUBLIC WORKS COMMITTEE
48. 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. REFER TO PUBLIC WORKS COMMITTEE
49. 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. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

**OTHER MATTERS AUTHORIZED BY LAW – None.**

#### **ADJOURN MEETING**

50. Motion to Adjourn

MOTION TO ADJOURN AT 6:53 PM

Motion made by Dekker, Seconded by Ramey.

Voting Yea: Belanger, Dekker, Felde, Heidemann, La Fave, Mitchell, Peterson, Ramey – 7.