

CITY OF SHEBOYGAN
ELEVENTH COMMON COUNCIL MEETING MINUTES
Tuesday, September 03, 2024

OPENING OF MEETING

1. Roll Call

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

Alders excused: Felde and Ramey – 2.

2. Pledge of Allegiance

3. Approval of Minutes

Tenth Regular Council Meeting held on August 19, 2024

MOTION TO APPROVE MINUTES

Motion made by Dekker, Seconded by Rust.

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

4. Resignation

Aubrey Lockwood from the Mayor's International Committee

MOTION TO ACCEPT AND FILE

Motion made by Dekker, Seconded by Rust.

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

5. Mayoral Appointments – Lays over.

Erin Bremser to be considered for appointment to the Mead Public Library Board of Trustees

Maiyia Chang to be considered for appointment to the Mayor's International Committee

6. Confirmation of Mayoral Appointments

Matt Greenwood to the Director of Information Technology

MOTION TO CONFIRM

Motion made by Dekker, Seconded by Rust.

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

7. Announcement

Board of Water Commissioners election to be held on September 16, 2024 (Term beginning October 1, 2024). Please submit a letter of interest by Thursday, September 12, 2024.

8. Public Forum – No one spoke.

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

9. Mayor's Announcements

Upcoming Community Events, Proclamations, Employee Recognitions

CONSENT

10. 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, Rust – 8.

11. R. C. No. 88-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 50-24-25 by City Clerk submitting various license applications; recommends granting with caveat.

MOTION TO RECEIVE THE R. C. AND GRANT WITH CAVEAT

Motion made by Dekker, Seconded by Rust.

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

12. R. C. No. 89-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 36-24-25 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 April 1, 2024 and ending June 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, Rust – 8.

13. R. C. No. 90-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 38-24-25 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 April 1, 2024 and ending June 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, Rust – 8.

14. R. C. No. 92-24-25 by Finance and Personnel Committee to whom was referred R. C. No. 264-23-24 by Finance and Personnel Committee to whom was referred R. C. No. 214-22-23 by Finance and Personnel Committee to whom was referred R. O. No. 104-22-23 by City Clerk submitting a Summons and Complaint in the matter of Todd Wolf v. City of Sheboygan et al; recommends filing the document.

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

Motion made by Dekker, Seconded by Rust.

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

15. R. C. No. 94-24-25 by Finance and Personnel Committee to whom was referred R. O. No. 44-24-25 by City Clerk submitting a claim from Cheyanne Pelzek for alleged damages to vehicle from road construction; recommends filing the claim.

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

Motion made by Dekker, Seconded by Rust.

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

16. R. C. No. 95-24-25 by Finance and Personnel Committee to whom was referred R. O. No. 2-24-25 by City Clerk a claim from Steven Bastien for alleged damages due to sewer blockage; recommends filing the claim.

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

Motion made by Dekker, Seconded by Rust.

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

17. R. C. No. 96-24-25 by Finance and Personnel Committee to whom was referred R. O. No. 23-24-25 by City Clerk a claim from Thomas A. Binder for a sewer backup; recommends filing the claim.

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

Motion made by Dekker, Seconded by Rust.

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

REPORT OF OFFICERS

18. R. O. No. 51-24-25 by City Clerk submitting an application for amendment to the official zoning map for the City of Sheboygan from ABG, LLC for property located at 1202 N. 31st Street – Parcel No. 59281213130. REFER TO CITY PLAN COMMISSION
19. R. O. No. 52-24-25 by City Clerk submitting a claim from Pamela A. Wenzel for alleged injuries from a fall due to a crack in the sidewalk. REFER TO FINANCE AND PERSONNEL COMMITTEE
20. R. O. No. 53-24-25 by City Clerk submitting license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

RESOLUTIONS

21. Res. No. 66-24-25 by Alderpersons Dekker and Rust authorizing the appropriate City officials to execute a Lease Agreement between the City of Sheboygan and Shar, Inc. regarding the real estate and building located at 930 North 8th Street.

MOTION TO SUSPEND THE RULES AND ADOPT THE RESOLUTION

Motion made by Dekker, Seconded by Rust.

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

22. Res. No. 65-24-25 by Alderpersons Dekker and Ramey authorizing the appropriate City officials to enter into contract with C3 Storage, LLC, for the leasing of City property for a marine vessel winter storage operation.

MOTION TO SUSPEND THE RULES AND ADOPT THE RESOLUTION

Motion made by Dekker, Seconded by Rust.

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

23. Res. No. 71-24-25 by Alderpersons Dekker and Ramey authorizing the appropriate City officials to execute a Lease Agreement between the City of Sheboygan, Ellwood H. May Environmental Park Association of Sheboygan County, Inc., and the Sheboygan Area School District. REFER TO PUBLIC WORKS COMMITTEE
24. Res. No. 64-24-25 by Alderpersons Mitchell and Perrella authorizing the purchase of Parcel No. 59281501655 adjacent to Pennsylvania Avenue from PBRK, LLP for future use by the City. REFER TO FINANCE AND PERSONNEL COMMITTEE
25. Res. No. 73-24-25 by Alderpersons Mitchell and Perrella consenting to the Assignment and Assumption of Ground Lease for parcels adjacent to property currently owned by Nemschoff, Inc., contingent upon sale of property to Phoenix Sheboygan III Industrial Investors, LLC. REFER TO FINANCE AND PERSONNEL COMMITTEE
26. Res. No. 68-24-25 by Alderpersons Dekker and Ramey authorizing the appropriate City officials to enter into a contract extension with GFL Environmental LLC for refuse and recyclables material transfer and tipping services. REFER TO PUBLIC WORKS COMMITTEE
27. Res. No. 67-24-25 by Alderpersons Rust and La Fave authorizing the creation of a temporary Designated Outdoor Refreshment Area during Riverfest on September 21, 2024. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE
28. Res. No. 69-24-25 by Alderpersons Dekker and Rust authorizing a contract between the City of Sheboygan and Molo, Inc. for marina management software regarding transient and annual marina slip leases at Harbor Centre Marina. REFER TO PUBLIC WORKS COMMITTEE
29. Res. No. 70-24-25 by Alderpersons Dekker and Ramey authorizing the appropriate City officials to execute an Amendment to Lease Agreement between the City of Sheboygan, Ellwood H. May Environmental Park Association of Sheboygan County, Inc., and the Sheboygan County YMCA. REFER TO PUBLIC WORKS COMMITTEE
30. Res. No. 72-24-25 by Alderpersons Dekker and Ramey authorizing the appropriate City Officials to enter into contract with Mueller Lawn Manicuring, LLC of Sheboygan for the removal and disposal of 227 trees located at Jaycee Quarryview Park in Sheboygan. REFER TO PUBLIC WORKS COMMITTEE

31. Res. No. 74-24-25 by Alderpersons Dekker and Ramey designating the City Forester as the City's Authorized Representative for the purpose of Wisconsin Department of Natural Resources (WI DNR) Urban Forestry Grants for calendar year 2025 and directing him to submit an Urban Forestry Grant Application. REFER TO PUBLIC WORKS COMMITTEE

REPORT OF COMMITTEES

32. R. C. No. 87-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 62-24-25 by Alderpersons Rust and La Fave authorizing the Fire Chief to accept and expend funds received from the U.S. Department of Homeland Security – Federal Emergency Management Agency (“FEMA”) in the amount of \$361,739.89 from the Assistance to Firefighters Grants (AFG) program to purchase six Cardiac Monitors; recommends amending the Resolution so as to purchase seven monitors and increase and decrease the funding as follows:
- INCREASE:
- Capital Fund – Public Safety – Other Operating Equipment (Acct. No. 400200-651700)
\$397,913.88
- Capital Fund - Federal Other Grants (Acct. 400-433000) \$361,739.89
- Capital Fund - Property Tax Levy (Acct. No. 400-411100) \$36,173.99
- DECREASE:
- General Fund – Fire & EMS - Full-Time Regular Salaries (Acct. No. 101220-510110)
\$36,173.99
- General Fund - Property Tax Levy (Acct. No. 101-411100) \$36,173.99.

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

Motion made by Rust, Seconded by La Fave.

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

33. R. C. No. 91-24-25 by Public Works Committee to whom was referred Res. No. 61-24-25 by Alderpersons Dekker and Ramey authorizing the appropriate City officials to enter into contract for the demolition of the former Sheboygan County Highway Department structure and related site improvements so as to prepare the site for construction of a new Fire Department Headquarters Facility; 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, Rust – 8.

34. R. C. No. 93-24-25 by Finance and Personnel Committee to whom was referred Direct Referral Res. No. 63-24-25 by Alderpersons Mitchell and Perrella authorizing the issuance of a refund for excess property tax payable to JL French/Nemak related to 2021 real estate tax for Parcel No. 59281479013; 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, Rust – 8.

GENERAL ORDINANCES

35. Gen. Ord. No. 16-24-25 by Alderpersons Belanger and Ramey amending the City of Sheboygan Official Zoning Map of the Sheboygan Zoning Ordinance to change the Use District Classification of property located at 1202 N. 31st Street from Class Suburban Office (SO) to Class Urban Residential (UR-12) Classification. REFER TO CITY PLAN COMMISSION
36. Gen. Ord. No. 17-24-25 by Alderpersons Rust and La Fave amending various sections of the Sheboygan Municipal Code so as to improve clarity and interpretation. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY

OTHER MATTERS AUTHORIZED BY LAW – None

ADJOURN MEETING

37. Motion to Adjourn

MOTION TO ADJOURN AT 6:17 PM

Motion made by Dekker, Seconded by Rust.

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