

CITY OF SHEBOYGAN
FOURTH REGULAR COMMON COUNCIL MEETING MINUTES
Monday, May 20, 2024

OPENING OF MEETING

1. Roll Call

Alderspersons Present: Belanger, Dekker, Felde (arrived at 6:09 p.m.), Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

2. Pledge of Allegiance

3. Approval of Minutes

Third Regular Council Meeting held on May 6, 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. Mayoral Appointments – Lays over

Aldersperson Dan Peterson to Historic Preservation Commission

Aldersperson Robert La Fave to Redevelopment Authority

5. Public Forum

Limit of five people having five minutes each with comments limited to items on this agenda. Christina Heppner and Jim Van Akkeren spoke.

6. Mayor's Announcements

Upcoming Community Events, Proclamations, Employee Recognitions

CONSENT

7. 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

8. R. C. No. 3-24-25 by Public Works Committee to whom was referred Res. No. 6-24-25 by Alderspersons Dekker and Ramey authorizing the City Forester to apply for an Inflation Reduction Act Urban Forestry Grant through the Wisconsin Department of Natural Resources, designating the City Forester as the City's Authorized Representative for same, and authorizing staff to undertake the steps necessary to comply with the grant requirements.; 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

9. R. C. No. 2-24-25 by Public Works Committee to whom was referred Res. No. 13-24-25 by Alderpersons Dekker and Ramey authorizing the appropriate City officials to enter into a contract with J.F. Ahern Co. for the installation of two Turbo Blowers at the Wastewater Treatment Plant 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 Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

10. R. C. No. 1-24-25 by Public Works Committee to whom was referred Res. No. 11-24-25 by Alderpersons Dekker and Ramey authorizing the appropriate City officials to communicate an interest in entering into a five-year lease for a 2024 Model Vactor 2100i sanitary sewer maintenance vehicle for 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 Rust.

Voting Yea: Belanger, Dekker, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

11. R. C. No. 7-24-25 by Finance and Personnel Committee to whom was referred Res. No. 14-24-25 by Alderpersons Mitchell and Perrella authorizing the appropriate City officials to execute an engagement letter with Quarles & Brady LLP to serve as bond counsel and disclosure counsel 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 Rust.

Voting Yea: Belanger, Dekker, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

12. R. C. No. 10-24-25 by Finance and Personnel Committee to whom was referred Res. No. 8-24-25 by Alderpersons Mitchell and Perrella authorizing entering into a Tax Incremental District Development Agreement with Van Horn Properties of Sheboygan LLC regarding the development improvements to be located on Wilgus Avenue in the City of Sheboygan; 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

13. R. C. No. 9-24-25 by Finance and Personnel Committee to whom was referred Res. No. 5-24-25 by Alderpersons Mitchell and Perrella discontinuing collection efforts for historical warrant fees; 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

14. R. C. No. 13-24-25 by Finance and Personnel Committee to whom was referred R. O. No. 7-24-25 by City Administrator submitting, for information, a copy of the City of Sheboygan Affordable Housing Policy; 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

15. R. C. No. 11-24-25 by Finance and Personnel Committee to whom was referred Res. No. 2-24-25 by Alderpersons Mitchell and Perrella authorizing City staff to file a claim in *In re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation, MDL 1720 (MKB) (JO)*; 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

16. R. C. No. 12-24-25 by Finance and Personnel Committee to whom was referred Res. No. 4-24-25 by Alderpersons Mitchell and Perrella authorizing an amendment to the 2024 budget for the transfer of remaining cash balances from the TID 6, 10, 12, 13, 14 and 15 Funds to the Affordable Housing Fund; 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

17. R. C. No. 15-24-25 by Finance and Personnel Committee to whom was referred R. C. No. 262-23-24 by Finance and Personnel Committee to whom was referred R. O. No. 126-23-24 by City Clerk submitting a claim from Albert J. Istvanek for alleged injuries to his dog at the Dog Run Park on 18th Street; 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

18. R. C. No. 14-24-25 by Finance and Personnel Committee to whom was referred R. O. No. 8-24-25 by Director of Human Resources and Labor Relations submitting, for information, a copy of the Memo dated April 11, 2024 sent to all Non-Represented Employees regarding updates to the City of Sheboygan's Employee Handbook, along with a copy of the Employee Handbook revised April 2024.; 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

19. R. C. No. 16-24-25 by Finance and Personnel Committee to whom was referred R. O. No. 139-23-24 by Director of Human Resources & Labor Relations submitting an exit interview report for Quarter 1 for the City of Sheboygan; 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

20. R. C. No. 17-24-25 by Finance and Personnel Committee to whom was referred R. O. No. 138-23-24 by City Clerk submitting a Petition, Notice, and List of Tax Liens of Sheboygan County being foreclosed in the matter of the Foreclosure of Tax Liens under Wis. Stat. §75-521 by Sheboygan County, List of Tax Liens for 2019 and 2020; 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

21. R. C. No. 19-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 135-23-24 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 January 1, 2024 and ending March 31, 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

22. R. C. No. 18-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 134-23-24 by Police Chief Christopher Domagalski pursuant to section 30-50 of the Municipal Code, submitting the quarterly report for the police department for the period commencing January 1, 2024 and ending March 31, 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

23. R. C. No. 20-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred R. O. No. 140-24-25 By City Clerk submitting various license applications; recommends granting all applications with caveat for license no. 2726 (JMKAC) to grant contingent upon obtaining street festival permit for dates in question.

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

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson,

Ramey, Rust – 10.

24. R. C. No. 21-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred pursuant to R. O. No. 9-24-25 by City Clerk submitting various license applications; recommends granting all applications with caveats.

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

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

25. R. C. No. 22-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 12-24-25 by Alderpersons Rust and La Fave authorizing the appropriate City official to complete and sign Part G of Wisconsin Department of Revenue Form AB-105 submitted by Three Sheeps Brewing Company, LLC; 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

REPORT OF OFFICERS

26. R. O. No. 11-24-25 by City Attorney providing background on the legal issues surrounding Res. No. 19-24-25 regarding corporate authority, and making recommendations related thereto.

MOTION TO FILE THE DOCUMENT

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

27. R. O. No. 12-24-25 by City Clerk submitting various license applications. REFER TO LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE

RESOLUTIONS

28. Res. No. 19-24-25 by Alderpersons Dekker, Rust, and Mitchell to issue licenses to entities without Statement of Authority from Wisconsin Department of Financial Institutions.

MOTION TO SUSPEND THE RULES AND ADOPT THE RESOLUTION

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

29. Res. No. 18-24-25 by Alderpersons Mitchell and Perrella amending the 2024 budget for various expenses incurred or planned. REFER TO FINANCE AND PERSONNEL COMMITTEE

REPORT OF COMMITTEES

30. R. C. No. 4-24-25 by Finance and Personnel Committee to whom was referred Direct Referral R. O. No. 10-24-25 by City Administrator Casey Bradley submitting a communication from City Administrator Casey Bradley to Mayor Ryan Sorenson and Common Council members providing background information on the proposed development agreement between the City of Sheboygan and Van Horn Properties of Sheboygan LLC; recommends filing the document.

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

Motion made by Mitchell, Seconded by Perrella.

Voting Yea: Belanger, Dekker, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

31. R. C. No. 5-24-25 by Finance and Personnel Committee to whom was referred Direct Referral Res. No. 16-24-25 by Alderpersons Mitchell and Perrella authorizing the Harbor Centre Marina Manager to offer convenience store-type goods for sale and establishing a framework for such sales; 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

32. R. C. No. 6-24-25 by Finance and Personnel Committee to whom was referred Direct Referral Res. No. 17-24-25 by Alderpersons Mitchell and Perrella authorizing entering into an Amended and Restated Development Agreement and a Grant Agreement with Partners for Community Development, Inc. and Gateway Apartments, LLC regarding an affordable housing project to be located at the corner of North 13th Street and Erie Avenue; 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

33. R. C. No. 8-24-25 by Finance and Personnel Committee to whom was referred Res. No. 15-24-25 by Alderpersons Mitchell and Perrella authorizing the Issuance and Establishing Parameters for the Sale of Not to Exceed \$23,165,000 General Obligation Promissory Notes, Series 2024A; 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, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

34. R. C. No. 23-24-25 by Licensing, Hearings, and Public Safety Committee to whom was referred Res. No. 7-24-25 by Alderpersons Rust and La Fave authorizing the appropriate City officials to execute the Intergovernmental Agreement for Law Enforcement Services for the 2024 Republican National Convention in Milwaukee, Wisconsin, between the City of Milwaukee and the City of Sheboygan; recommends adopting the Resolution.

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

Motion made by Rust, Seconded by Heidemann.

Voting Yea: Belanger, Dekker, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.

OTHER MATTERS AUTHORIZED BY LAW – None

CLOSED SESSION

35. Motion to convene in closed session under the exemption provided in Sec. 19.85(1)(g), for conferring with legal counsel with respect to currently pending employment litigation and potential litigation related to the condemnation of property for alley repair purposes.

Motion made by Dekker, Seconded by Rust.

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

Voting Abstaining: Felde – 1.

ADJOURN MEETING

36. Motion to Adjourn

MOTION TO ADJOURN AT 7:36 PM

Motion made by Dekker, Seconded by Rust.

Voting Yea: Belanger, Dekker, Felde, Heidemann, La Fave, Mitchell, Perrella, Peterson, Ramey, Rust – 10.