

**COMMON COUNCIL
OFFICIAL PROCEEDINGS**

Wednesday, January 4, 2012

**Keith G. Bosman, Mayor Michael K. Higgins, City Clerk
Council Chambers – Room 200 – Kenosha Municipal Building**

At a meeting of the Common Council this evening, His Honor, Mayor Keith G. Bosman presided. The meeting was called to order at approximately 7:03 p.m.

Upon Roll Call, the following members of the Common Council were present: Alderpersons Bogdala, Bostrom, Downing, Green, Haugaard, Juliana, LaMacchia, Marks, Michalski, Misner, Nudo, Ohnstad, Orth, Prozanski, Ruffalo, and Ruffolo. Alderperson Kennedy arrived shortly thereafter.

A moment of silence was followed by the Pledge of Allegiance led by Mayor Bosman.

MINUTES

A motion was made by Alderperson Ruffolo and seconded by Alderperson Nudo: To approve the minutes of December 19, 2011. A motion was made by Alderperson Bogdala seconded by Alderperson Juliana to approve the minutes of December 19, 2011 as amended to reflect a nay vote by Alderperson Bogdala for agenda item C12. The voice vote was unanimous and the motion carried.

Matters referred to the Committees by the Mayor – None.

Presentation, Commendations and Awards by Mayor – None.

Awards and Commendations from Boards, Commissions, Authorities and Committees –None.

CITIZENS' COMMENTS – Two (2) citizens spoke as follows:

- Bob Danbeck, 7626 27th Avenue, Kenosha, WI
- Al Mamath, 6109 25th Avenue, Kenosha, WI

A. REFERRALS

THE COMMITTEE ON PUBLIC WORKS

- A.1. By the Mayor - Resolution To Amend the Official Map for the City of Kenosha, Wisconsin, To Rescind the Designation of 55th Street from 47th Avenue to 49th Avenue as a Future Street, Pursuant to Section 62.23(6), Wisconsin Statutes. *(District #16) (Also referred to City Plan Commission)*
- A.2. By the Mayor - Resolution for Adoption of Kenosha County Hazard Mitigation Plan Update: 2011 - 2015. *(Also referred to City Plan Commission, PS & W, and Stormwater Utility Committees)*

TO THE CITY PLAN COMMISSION

- A.3. By the City Plan Commission - To Create Subsection 18.02 m. of the Zoning Ordinance to Amend the Comprehensive Plan to remove a portion of 55th Street Future Right Of Way from the Official Map. *(District #16)*

- A.4. By the City Plan Commission - To Create Subsection 18.02 n. of the Zoning Ordinance to Amend the Comprehensive Plan to Adopt a new Kenosha County Hazard Mitigation Plan Update: 2011 - 2015.
- A.5. Petition to rezone property located at 1613 Washington Road from RG-1 General Residential to IP Institutional Park in conformance with Section 10.05 of the Zoning Ordinance. (Zerovec Properties, LLC) (*District #6*)
- A.6. Conditional Use Permit for a rubber processing facility to be located at 1100 91st Street. (A-Korn Roller) (*District #9*)

B. COMMUNICATIONS, PETITIONS, REPORTS OF DEPARTMENTS

- B.1. A motion was made by Alderperson Nudo and seconded by Alderperson Green: To approve the following applications per list on file in the Office of the City Clerk:
 - a. 9 Operator's (Bartenders) license(s).
 - b. 0 Transfer of Agent Status of Beer and/or Liquor license(s).
 - c. 1 Special Class "B" Beer and/or Special "Class B" Wine license(s).
 - d. 1 Taxi Driver License(s).Upon voice vote, the motion carried.
- B.2. A motion was made by Alderperson Ruffalo and seconded by Alderperson Green: To approve a Special Exception Request to Install Solid Brick Winged Piers in the Front Yards of 4200 20th Place (*Parcel #07-222-23-102-015*) and 4301 20th Place (*Parcel #07-222-23-102-012*) (*Petitioners: Kyle C. and Kevin Deaton*) (*District #4*). Upon voice vote, the motion carried.

C. RECOMMENDATIONS FROM THE COMMITTEE ON LICENSING/PERMITS – None.

D. ORDINANCES 1ST READING – None.

E. ZONING ORDINANCES 1ST READING

A motion was made by Alderperson Nudo and seconded by Alderperson Juliana: To send agenda items E1 and E2 on their way by omnibus vote, after being read by the Clerk as follows:

- E.1. By Alderperson Jesse Downing - To Repeal, Create and Amend various Sections of the Zoning Ordinance to Conform with Section 15 of the Code of General Ordinances Regarding "Off-Premise Signs".
- E.2. By Alderperson Lawrence Green - To Repeal and Recreate Section 16.03 A. Regarding "Fence Installation General Requirements"; To Create Section 16.03 I. of the Zoning Ordinance "Exemption".

Upon voice vote, the motion carried.

F. ORDINANCES 2ND READING

F.1. A motion was made by Alderperson Juliana and seconded by Alderperson Kennedy: To remove from the Table a proposed Ordinance By Alderperson Patrick Juliana - To Create Section 1.06 A.A. Of the Code of General Ordinances Entitled “Ethics Board” and to Repeal and Recreate Various Sections of Chapter 30 of the Code of General Ordinances Entitled “Code of Ethics”. Upon Roll Call, the vote was: Ayes 10, Nays 6 (*with Alderpersons Nudo, Misner, Bogdala, Ruffalo, Ruffolo, and Green voting nay*). The motion carried. Discussion ensued. F.1.1. A motion was made by Alderperson Juliana and seconded by Alderperson Ohnstad: To Approve, as provided. Discussion ensued.

At 7:45 p.m., a motion was made by Alderperson Ruffalo and seconded by Alderperson Nudo: To recess the meeting briefly. The meeting reconvened at 7:58 p.m. with the full Common Council.

F.1.2. A motion was made by Alderperson Prozanski and seconded by Alderperson Juliana: To Defer this matter for 30 days. Discussion ensued. F.1.3. A motion was made by Alderperson Juliana and seconded by Alderperson Green: To Call the Question. The voice vote was inaudible. Upon Roll Call, the vote was: Ayes 7, Nays 10 (*with Alderpersons Haugaard, Kennedy, Nudo, Bostrom, Misner, Prozanski, Orth, Bogdala, Ruffalo, and Ruffolo voting nay*). The motion failed. F.1.2. Discussion ensued. Upon Roll Call, the vote was: Ayes 16, Nays 1 (*with Alderperson Kennedy voting nay*). The motion carried.

G. ZONING ORDINANCES 2ND READING – None.**H. RESOLUTIONS**

H.1. A motion was made by Alderperson Bogdala and seconded by Alderperson Michalski: To Concur with the Recommendation from the Finance Committee and Approve **RESOLUTION NO. 160-11, a Resolution By the Finance Committee – To adopt a Resolution authorizing the Issuance of a General Obligation Promissory Note to Kenosha County to provide for Payment of the City’s Share of the Cost of the County Public Safety Building Project.** Discussion ensued. Gene Schultz appeared and testified. Upon Roll Call, the vote was: Ayes 17, Nays 0. The motion carried.

H.2. A motion was made by Alderperson Downing and seconded by Alderperson Bogdala: To Approve as amended **RESOLUTION NO. 161-11, a Resolution By the Mayor - To Reorganize Certain Operations of the City of Kenosha with Respect to the Departments of City Development and Neighborhood Services and Inspections by Amending the Organizational Chart and Table of Organization for the City to include Identification of, and Job Descriptions and Compensation for, Certain Operations in the Department of Community Development and Inspections and to Identify Reclassifications for Certain of those Positions,** as provided to the Council to amend Exhibit B. Discussion ensued. The proposed modification was to the Organizational Chart: To eliminate the two Superintendents and replace them with one Deputy Director for a savings of \$91,900. Upon voice vote of the amendment, the motion

carried. Upon Roll Call vote of the approval as amended, the vote was: Ayes 16, Nays 1 (*with Alderperson Kennedy voting nay*). The motion carried.

I. APPOINTMENTS/REAPPOINTMENTS BY THE MAYOR - None.

J. PUBLIC CONSTRUCTION AND IMPROVEMENT CONTRACTS – None.

K. OTHER CONTRACTS AND AGREEMENTS

K.1. A motion was made by Alderperson Bogdala and seconded by Alderperson Green: To Concur with the Recommendation of the Finance Committee and Defer for two weeks consideration of a proposed Real Estate Appraisal Services Agreement by and between the City of Kenosha, WI and G.A. Bock & Associates d/b/a Southern Wisconsin Appraisal. Discussion ensued. Upon voice vote, the motion carried.

L. RECOMMENDATIONS FROM THE COMMITTEE ON FINANCE

L.1. A motion was made by Alderperson Bogdala and seconded by Alderperson Green: To Concur with the Recommendation of the Finance Committee and Approve Disbursement Record #23 in the amount of \$5,720,335.41. Upon Roll Call, the vote was: Ayes 17, Nays 0. The motion carried.

M. RECOMMENDATIONS FROM THE COMMITTEE ON PUBLIC WORKS – None.

**N. RECOMMENDATIONS FROM THE COMMITTEE
ON PUBLIC SAFETY & WELFARE – None.**

O. REPORTS AND RECOMMENDATIONS OF BOARDS AND COMMISSIONS – None.

P. ANY SUCH MATTERS AS ARE AUTHORIZED BY LAW OR REGULAR BUSINESS -None.

ADJOURNMENT

There being no further business to come before the Common Council, it was moved by Alderperson Ruffolo and seconded by Alderperson Green: To adjourn the meeting at approximately 8:58 p.m. The voice vote was unanimous and the motion carried.

Approved:

**KEITH G. BOSMAN
MAYOR**

Attest:

**MICHAEL HIGGINS
CITY CLERK**