



AGENDA

KENOSHA COMMON COUNCIL KENOSHA, WISCONSIN TELECONFERENCE Monday, April 5, 2021 7:00 PM

CALL TO ORDER ROLL CALL INVOCATION PLEDGE OF ALLEGIANCE

Approval of the minutes of the regular meeting held December 21, 2020.

Matters referred to the Committees by the Mayor.

Presentation, Commendations and Awards by the Mayor.

Awards and Commendations from Boards, Commissions, Authorities and Committees. **Award of the Kenosha Hometown Hero for the First Quarter of 2021.**

A. REFERRALS

TO THE COMMITTEE ON FINANCE

TO THE PUBLIC WORKS COMMITTEE

- A.1. Ordinance to Create Section 5.082 Establishing Regulations for City-Owned Parking Structures. (Also referred to Transit Comm.)

TO THE PUBLIC SAFETY AND WELFARE COMMITTEE

- A.2. Ordinance by Alderperson Shayna Griffin - To Create Section 11.066 Entitled "Prohibiting Firearms In Unattended and Unlocked Vehicles".

TO THE CITY PLAN COMMISSION

TO THE LICENSES/PERMITS COMMITTEE

- A.3. Ordinance by Principal Sponsor: David F. Bogdala - To Renumber Section 13.14 To 13.15 (of the Code of General Ordinances) and Create Section 13.14 to be Titled Commercial Quadricycle Licensing.
- A.4. Resolution by the Mayor – Urging State Legislators To Oppose the Passage of Pending State Legislation Affecting the Sale of Alcohol Beverages.

B. COMMUNICATIONS, PETITIONS, REPORTS OF DEPARTMENTS

- B.1. Approval of 24 Operator's (Bartender's) licenses applications (per list in supporting documents).

C. RECOMMENDATIONS FROM THE COMMITTEE ON LICENSES/PERMITS

NOTE: All licenses and permits are subject to withholding of issuance by the City Clerk as specified in Section 1.045 of the Code of General Ordinances.

C.1. Approve applications for Operator’s (Bartender’s) Licenses, subject to demerit points:

ITEM	LICENSEE	DEMERIT POINTS
a.	Syniva Estrada	10
b.	Kaitelyn Mattie	10
c.	Adam Rocha	80
d.	Tyler Shepherd	75

(L/P – Ayes 4, Noes 0) **HEARING**

C.2. Approve renewal application of Fred Goodman, for a Taxi Driver License, subject to 75 demerit points. (L/P – Ayes 5, Noes 0) **HEARING**

C.3. Approve application of CACH LLC (Susamma Thomas, Agent), for a Class “A” Liquor License located at 2528 75th Street (Tom’s BP), subject to 5 demerit points. (District 8) (L/P – Ayes 4, Noes 0) **HEARING**

C.4. Deny application of La Botana No. 1 Bar & Grill, Inc., for a Yearly Cabaret License located at 1400 52nd Street (La Botana Bar & Grill), with an adverse recommendation from the Police Department. (L/P – Ayes 5, Noes 0) **HEARING**

D. REPORTS AND RECOMMENDATIONS OF BOARDS AND COMMISSIONS

E. ORDINANCES 1st READING

E.1. Ordinance by Alderperson Bill Siel - To Amend Section 10.078 C. (of The Code of General Ordinances for The City of Kenosha) Term, COVID-19 Temporary Outdoor Extension. (L/P – Ayes 5, Noes 0)

E.2. Ordinance by Committee on Public Safety and Welfare – To Amend Section 7.12 B (of the Code of General Ordinances) to Include an All Stop at the Intersection of 50th Street and 38th Avenue. (District 10) (PSW – Ayes 5, Noes 0)

E.3. Ordinance by Committee on Public Safety and Welfare – To Amend Section 7.12 C (of the Code of General Ordinances) Entitled, “Stop Streets” by Adding East/West Stop Signs at 57th Street and 37th Avenue. (District 11) (PSW – Ayes 5, Noes 0)

F. ZONING ORDINANCES 1st READING

F.1. Zoning Ordinance by the Mayor- To Create Subsection 18.02 eeee. (of the Zoning Ordinance) to amend the Land Use Plan Map for the City of Kenosha: 2035 (Lake Terrace LLC/City of Kenosha). (District 2) (CP Ayes 9, Noes 0)

- F.2. Rezoning Ordinance by the Mayor- To Rezone the Property at 5900 4th Avenue (Parcel #12-223-31-486-011), from Rg-2 General Residential District and Rm-1 Multiple Family Residential District to B-4 Mixed Use District (in Conformance with Section 10.02 of the Zoning Ordinance) (Lake Terrace LLC/City of Kenosha). (District 2) (CP - Ayes 9, Noes 0)
- F.3. Zoning Ordinance by the Mayor- To Create Subsection 18.02 mmmm. (of the Zoning Ordinance) to amend the Land Use Plan Map for the City of Kenosha: 2035 (Charles Wallace and Jacob Israel). (District 6) (CP - Ayes 9, Noes 0)
- F.4. Rezoning Ordinance by the Mayor - To Rezone the Property at 1338 50th Street (Parcel #12-223-31-207-015), from B-2 Community Business District to Rg-2 General Residential District (in Conformance with Section 10.02 of the Zoning Ordinance) (Charles Wallace and Jacob Israel). (District 6) (CP - Ayes 9, Noes 0)

G. ORDINANCES 2nd READING

- G.1. Ordinance by Committee on Public Safety and Welfare – To Amend Section 7.12 B (of the Code of General Ordinances) To Include an All Stop at the Intersection of 32nd Avenue and 41st Street. (District 10) (PSW – Ayes 4, Noes 0) **PUBLIC HEARING**

H. ZONING ORDINANCES 2nd READING

- H.1. Rezoning Ordinance by the Mayor - To Rezone the Property at 4105 18th Street (Parcel #07-222-23-101-060), from A-2 Agricultural Land Holding District to RR-2 Suburban Single Family Residential District (in Conformance with Section 10.02 of the Zoning Ordinance) (David R. Robinson and Julia E. Robinson). (District 5) (CP - Ayes 9, Noes 0) **PUBLIC HEARING**

I. RESOLUTIONS

- I.1. Resolutions by the Committee on Finance – Resolutions to Levy Special Charges (Upon Various Parcels of Property Located in the City per List on File in the Office of the City Clerk):
 - a. Boarding and Securing - \$303.98
 - b. Property Maintenance Reinspection Fees - \$3,680.00
 - c. Debris Removal - \$485.00(Fin. - Ayes 4, Noes 0 on a. and c.; b. should be referred back to Fin.) **HEARING**
- I.2. Resolution by Committee on Finance – To Levy Special Assessments Against Benefited Property Based Upon Final Construction Costs Respecting Improvement in Street Right-of-Way for Project 19-1208 2019 Sidewalk & Curb/Gutter Repair Program (All Districts) (Fin. - recommendation pending; PW – Ayes 4, Noes 0) **HEARING**
- I.3. Resolution by the Committee on Public Works – To Order the Cost of Public Sidewalk and/or Driveway Approach Construction and/or Replacement to be Specially Assessed to Abutting Property for Project 21-1040 21st Avenue Resurfacing. (District 6) (PW – Ayes 4, Noes 0)

- I.4. Resolution by the Committee on Public Works – To Order the Cost of Public Sidewalk and/or Driveway Approach Construction and/or Replacement to be Specially Assessed to Abutting Property for Project 21-1043 16th Avenue Resurfacing. (District 12) (PW – Ayes 4, Noes 0)
- I.5. Resolution by Committee on Public Safety and Welfare – To Rescind Resolution 115-17 and to Designate as “No Parking” Both Sides of 51st Street from 18th Avenue to 17th Avenue. (District 7) (PSW – Ayes 5, Noes 0)
- I.6. Resolution by Committee on Public Safety and Welfare – To Designate as “No Parking 6:00 AM – 4:00 PM” the West Side of 29th Avenue from 60th Street to 130 Feet South. (District 3) (PSW – Ayes 5, Noes 0)
- I.7. Resolution by Principal Sponsor: Alderperson Bill Siel – Urging State Legislators to Support the Creation of a Revolving Loan Fund for Great Lakes Erosion Mitigation on the State of Wisconsin 2021-2023 Biennial Budget. (Fin. - recommendation pending; PW – Ayes 4, Noes 0)
- I.8. Resolution by Principal Sponsor: Alderperson Curt Wilson; Co-Sponsor: Alderperson Jan Michalski - To Declare the Month of April 2021, “Kenosha Autism Awareness Month”. (Fin. - recommendation pending)
- I.9. Resolution by the Mayor - To Approve a Successor Labor Agreement for 2019 Between the City of Kenosha and Local #414, Kenosha Fire Fighters. (Fin. - recommendation pending)
- I.10. Resolution by the Mayor - To Approve a Successor Labor Agreement for 2020 - 2022 Between the City of Kenosha and Local #414, Kenosha Fire Fighters. (Fin. - recommendation pending)
- I.11. Resolution by the Mayor - To Approve a 2021 - 2022 Across-the-Board Wage Increase for Non-Represented Sworn Employees of the Fire Department. (Fin. - recommendation pending)
- I.12. Resolution by the Mayor - To Approve a four-lot Certified Survey Map for property located at 4105 18th Street (Robinson). (District 5) (PW - Ayes 6, Noes 0; CP - Ayes 9, Noes 0) **PUBLIC HEARING**

J. APPOINTMENTS/REAPPOINTMENTS BY THE MAYOR

- J.1. Reappointment of Michael L. Foster (7306 5th Avenue, Kenosha) to the City Plan Commission for a term to expire May 1, 2024.
- J.2. Reappointment of Peter A. Spear (9000 226th Court, Salem) to the Airport Commission for a term to expire May 1, 2027.
- J.3. Reappointment of Amy Lonergan (1709 22nd Street, Kenosha) to the Board of Housing Appeals and the Zoning Board of Appeals for a term to expire May 1, 2024.

- J.4. Appointment of Che Kearby (KUSD representative, (11725 241st Avenue, Salem) to the Museum Board to fulfill an unexpired term which expires May 1, 2022.
- J.5. Appointment of Helen Schumacher (5516 2nd Avenue, Kenosha) to the Police & Fire Commission for a term to expire May 4, 2026.
- J.6. Appointment of Catherine A. Savaglio (1508 24th Avenue, Kenosha) to the Board of Review for a term to expire April 15, 2026.
- J.7. Appointment of Deputy Chief Eric Larsen (1000 55th Street, Kenosha) to the Kenosha Joint Services Board of Directors effective May 1, 2021, to fill an unexpired term which expires March 16, 2023.
- J.8. Appointment of Alderperson Shayna Griffin (4608 24th Avenue, Kenosha) to the Kenosha Joint Services Board of Directors effective May 1, 2021, to fill an unexpired term which expires March 16, 2023.

K. PUBLIC CONSTRUCTION AND IMPROVEMENT CONTRACTS

- K.1. Award of Contract for Project 21-1040 21st Avenue Resurfacing (21st Avenue – 43rd Street to 41st Street & 42nd Street – 21st Avenue to Dead End) to LaLonde Contractors, Inc. (Waukesha, WI) in the amount of \$356,400. (District 6) (PW – Ayes 4, Noes 0; SWU – Ayes 4, Noes 0)
- K.2. Award of Contract for Project 21-1043 16th Avenue Resurfacing (16th Avenue – 79th Street to 75th Street) to Stark Pavement Corp. (Brookfield, WI) in the amount of \$710,600. (District 12) (PW – Ayes 4, Noes 0; SWU – Ayes 4, Noes 0)
- K.3. Award of Contract for Project 21-1416 Tree Removal (Citywide Locations) to Limbwalkers Tree Service (Muskego, WI) in the amount of \$198,000. (All Districts) (PW – Ayes 4, Noes 0; Board of Park Comm. – Ayes 5, Noes 0)

L. OTHER CONTRACTS AND AGREEMENTS

- L.1. Approval of Coronavirus Response and Relief Supplemental Appropriation Act (CRRSAA) Stimulus funds for Airports between City of Kenosha and Department of Transportation Bureau of Aeronautics. (Fin. - recommendation pending; Airport Comm. - Ayes 3, Noes 0)
- L.2. First Amendment to the Subgrantee Agreement between the City of Kenosha and the Racine Kenosha Community Action Agency, Inc. – Rent Assistance Budget /Scope of Services Amendment – CDBG-CV-3 Funds. (Fin. - recommendation pending)
- L.3. Seventh Amendment to Community Housing Development Organization Agreement through the HOME Investment Partnerships Program By and Between the City of Kenosha and Habitat for Humanity of Kenosha, Inc. (Fin. - recommendation pending)

- L.4. Fourth Amendment to Development Agreement Between the City of Kenosha, WI and The Alford Building, LLC and Blue Paint Development, LLC (702 58th Street). (District 2) (Fin. - recommendation pending)
- L.5. Development Agreement Between the City of Kenosha, The Kenosha Water Utility, and Breg Brookstone, LLC for development located East of 35th Avenue on 40th Street (K.A.T. Subdivision & K.A.T. Subdivision 2). (District 10) (PW - Ayes 4, Noes 0, SWU - Ayes 4, Noes 0; Board of Water Comm. - Ayes 4, Noes 0; CP - Ayes 9, Noes 0)
- L.6. Suburban Mutual Assistance Response Teams Agreement. (PSW – Ayes 5, Noes 0)
- L.7. Professional Services Agreement with Ruckert-Mielke for McKinley Storm Sewer Improvements Construction Services. (District 15) (SWU - Ayes 4, Noes 0)

M. RECOMMENDATIONS FROM THE COMMITTEE ON FINANCE

- M.1. Disbursement Record #5 - \$7,405,270.15. (Fin. - recommendation pending)

N. RECOMMENDATIONS FROM THE COMMITTEE ON PUBLIC WORKS

- N.1. Acceptance of Project 18-1215 Lakefront Pathway Lighting (Harbor Park, Wolfenbuttel and Eichelman Parks) which has been satisfactorily completed by Pro Electric, Inc. (Franksville, WI). The final amount of the contract is \$810,075.31. (District 2) (PW – Ayes 4, Noes 0; Board of Park Comm. - Ayes 5, Noes 0)
- N.2. Acceptance of Project 20-1030 37th Avenue Resurfacing (37th Avenue – Roosevelt Road to 70th Street) which has been satisfactorily completed by Stark Pavement Corp. (Brookfield, WI). The final amount of the contract is \$466,210.21. (District 8) (PW – Ayes 4, Noes 0; SWU - Ayes 4, Noes 0)
- N.3. Acceptance of Project 20-1045 47th Avenue Resurfacing (47th Avenue – 60th Street to 61st Street & 46th Avenue – 61st Street to 150 feet north) which has been satisfactorily completed by A.W. Oakes & Son, Inc. (Racine, WI). The final amount of the contract is \$243,704.02. (District 15) (PW – Ayes 4, Noes 0; SWU - Ayes 4, Noes 0)

O. RECOMMENDATIONS FROM THE COMMITTEE ON PUBLIC SAFETY & WELFARE

P. AND SUCH MATTERS AS ARE AUTHORIZED BY LAW OR REGULAR BUSINESS

CLOSED SESSION: Regarding Items P.1 through P.5., the Common Council may go into Closed Session, pursuant to Section 19.85(1)(g), Wisconsin Statutes. The Common Council will reconvene into open session.

- P.1. Claim by TYBK Kenosha LLC for Excessive Assessment (05-123-06-204-003) pursuant to Wisconsin Statutes Section 74.37. (Fin. - recommendation pending).

- P.2. Claim by 125th Avenue Hotel LLC for Excessive Assessment (03-121-01-440-351) pursuant to Wisconsin Statutes Section 74.37. (Fin. - recommendation pending).
- P.3. Claim by FR-Kenosha LLC for Excessive Assessment (08-222-33-201-031) pursuant to Wisconsin Statutes Section 74.37. (Fin. - recommendation pending).
- P.4. Claim by LPF 10100 Kenosha LLC for Excessive Assessment (08-222-32-375-302) pursuant to Wisconsin Statutes Section 74.37. (Fin. - recommendation pending).
- P.5. Claim by Woodman's Food Market Inc for Excessive Assessment (03-122-06-350-018) pursuant to Wisconsin Statutes Section 74.37. (Fin. - recommendation pending).

- a. LEGISLATIVE REPORT
- b. MAYOR'S COMMENTS
- c. ALDERPERSON COMMENTS

Due to the COVID 19 Pandemic, no in-person public attendance at this meeting of the Kenosha Common Council is allowed.

The options to observe the Council Meetings are:

- Public Access Channel 25
- Live Web Streaming from: <https://shorturl.at/joHNQ>
- Join via telephone by calling 312-626-6799 or 646-558-8656
 - Enter Meeting ID: **968 1035 7515** when prompted.
 - Members of the public will be muted upon joining the meeting. Members of the public will be allowed to speak during hearings called by the Mayor. To participate in a hearing, speakers will be required to press *6 to unmute themselves for that specific item.
 - The meetings are audio only, so connecting to the meeting using a telephone works best. DO NOT use two devices (such as a telephone and computer audio) at the same time; using two devices near each other disrupts the meeting by creating an echo chamber. Any person intentionally disrupting the meeting may be removed from the meeting and may be subject to citation for violation of Section 11.02J of the Code of General Ordinances.

Public comments are welcome on those agenda items open for a public hearing. Those comments can be sent in advance of the meeting by electronic email to comments@kenosha.org. The comments will be provided to the council members and made part of the official record on that agenda item.

IF YOU ARE DISABLED AND IN NEED OF ASSISTANCE, PLEASE CALL 653-4020 BEFORE THIS MEETING
<http://bit.ly/3jHvsl3>

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