



AGENDA OF THE COMMON COUNCIL

**TUESDAY, APRIL 17, 2018, 7:00 PM
COUNCIL CHAMBERS
ROOM 203, CITY HALL**

- A. Roll Call.**
- B. Pledge of Allegiance.**
- C. Invocation.**
- D. Alderpersons Oath of Office**
- E. Group Photo**
- F. Alder Training On Agenda Management System**
- G. Election of Common Council President**
- H. Election of Common Council Vice-President**
- I. Approval of Minutes.**
 - I. Approval of minutes of the April 2, 2018 meeting.
- J. Approval of the Agenda.**
 - I. Approval of the agenda.
- K. Report by the Mayor.**
- L. Annoucements**
- M. Appointments**

I. **Standing Committees**

Finance & Personnel

Barbara Dorff

William Galvin

Kathy Lefebvre

Veronica Corpus-Dax

Improvement & Service & Parks

Chris Wery

Jesse Brunette

Brian Johnson

Andy Nicholson

Protection & Welfare

Randy Scannell

Mark Steuer

Craig Stevens

John VanderLeest

2. **Boards & Commission**

Annexation Commission

Jesse Brunette

Economic Development Authority

Brian Johnson

Ethics Board

William Galvin

Historic Preservation Commission

Mark Steuer

Redevelopment Authority

Barbara Dorff

Traffic, Pedestrian & Bicycle Commission

Craig Stevens

Transit Commission

Randy Scannell

Water Commission

Kathy Lefebvre

Green Bay Plan Commission

Veronica Corpus-Dax

Green Bay Public Arts Commission

Randy Scannell

CDBG Revolving Loan Committee

Brian Johnson

3. **City Officials**

Assessor

Russell Schwandt

City Attorney

Vanessa Chavez

City Clerk

Kris Teske

Comptroller

Diana Ellenbecker

Treasurer

Pam Manley

Interim Director of Parks, Recreation & Forestry

James Andersen/Dan Ditscheit

Director of Public Works

Steve Grenier

Director of Community & Economic Development

Kevin Vonck

4. **Appointment by the Public Works Director**

Weed Commissioner

Tony Fietzer-Effective May 1, 2018 to April 30, 2019

5. **Appointments By The Community & Economic Development Director**

Building Inspector

Paul Van Calster-Effective May 1, 2018 to April 30, 2020

Zoning Administrator

Paul Neumeyer-Effective May 1, 2018 to April 30, 2020

City Sealer

Jason Stubble

N. Public Hearings.

1. Zoning Ordinance No. 5-18
An ordinance amending Zoning Ordinance 24-91 to permit general office uses as part of the Planned Unit Development (PUD) Overlay District for 123 North Oakland Avenue. (ZP 18-06)
2. Zoning Ordinance No. 6-18
An ordinance rezoning property located at 1335 to 1365 E. Mason Street from Low Density Residential (R1) District to Highway Commercial (C2) District. (ZP 18-07)

O. Referral of Petitions & Communications.

1. Refer to the Improvement & Service Committee - Application for Concrete Sidewalk Builder's License by Absolute Concrete.
2. Refer to the Improvement & Service Committee - Application for Concrete Sidewalk Builder's License by Christensen Concrete.
3. Refer to the Improvement & Service Committee - Application for Concrete Sidewalk Builder's License by Fischer Ulman Construction Inc.
4. Refer to the Protection & Welfare Committee - Request by Brian Bunkelman, The Sardine Can, 128 S. Broadway, to hold outdoor events on June 13, July 11, and August 15, 2018.
5. To refer to Protection & Welfare Committee a notice of change of agent for El Presidente Green Bay LLC at 219 N Washington Street.
6. To refer to the Protection & Welfare Committee a notice of change of agent for Dollar General Store #6481 at 2241 Main St. Ste B.
7. To refer to the Protection & Welfare Committee a notice of change of agent for Dollar General Store #6563 at 1152 S. Military Ave.

8. To refer to the Protection & Welfare Committee an application for a "Class B" Combination License by Soriah Hospitality LLC at 1139 Main Street (Currently Top Hat Club, Inc).
9. To refer to the Protection & Welfare Committee an application for a "Class A" Liquor License by Tikapur Petroleum, LLC at 2115 Main Street (Currently has a Class "A" Beverage License).
10. Refer to Improvement & Service Committee - Application for a Concrete Sidewalk Builder's License by Concrete Finishers LLC.
11. Late communications.

P. Report of the Plan Commission

1. To approve the request to close the unimproved portion of Rothe Street to public traffic, subject to the following conditions:
 1. The developer will be required to acquire right-of-way to construct a city-approved cul-de-sac at the south end of existing Rothe Street before the City can release interest in the unimproved portion or an agreed upon alternative with the developer and the Department of Public Works.
 2. The developer shall enter into an agreement with the City of Green Bay for use and maintenance of the closure area.
 3. The developer will install a curb along the east edge of the proposed driveway and grade an 8 foot wide strip of property adjacent to the curb to accommodate a future trail the city will install.

Q. Report of the Redevelopment Authority

1. To approve Development Agreement 18-01-A with Whitney School Development, LLC, for Whitney School Apartments at 215 N. Webster Avenue (Tax Parcel 9-112), subject to minor legal and technical changes.
2. To approve Development Agreement 18-01-B with MKE View, LLC, for Whitney School Townhomes at 916 Pine Street, 908 Pine Street, 902 Pine Street, 218 N. Van Buren Street, and 214 N. Van Buren Street (Tax Parcels 9-113, 9-114, 9-115-A, 9-115, and 9-116-2), subject to minor legal and technical changes including language for clarification of condo definition.

The Authority may convene in closed session for Items 1 and 2 pursuant to Sections 19.85(1)(e), Wis. Stats., for purposes of deliberating or negotiating the sale of public properties, investing of public funds or conducting other specified public business as necessary for competitive or bargaining reasons. The Authority may thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to report the results of the closed session and consider the balance of the agenda.

R. Report of the Improvement & Service Committee

1. To approve a request by Department of Public Works to enter into a Professional Services Agreement with AECOM for Construction Services for the BRIDGE I-18 (B-05-225: ATKINSON DRIVE OVER CN/WC RAILROAD) REHABILITATION project (held over from March 28, 2018 Improvement and Service Committee meeting).
2. To approve a request by Department of Public Works to contract with Low Competent Engineering Consultant to update the City's Storm Water Management Plan by completing a City Wide Source Loading and Management Model Analysis.
3. To receive and place on file a request by Department of Public Works to perform a sidewalk study on East Mason Street from Main Street to the I43 Business Park.
4. To approve report of the Purchasing Manager.
5. To receive and place on file the report of the Director of Public Works to award contract BRIDGE I-18 (B-05-225: ATKINSON DRIVE OVER CN/WC RAILROAD) REHABILITATION, to the low, responsive bidder Lunda Construction, in the amount of \$908,880.05.
6. To approve the contract PAVEMENT REPAIR - 2018, to the low, responsive bidder Fischer-Ulman Construction Inc., in the amount of \$800,275.
7. To approve the contract RESURFACING I-18, to the low, responsive bidders:

Part A to Martell Construction in the amount of \$249,991.
Part B to Northeast Asphalt Inc. in the amount of \$765,787.02.
8. To approve the contract SEWERS 2-18, to the low, responsive bidder Jossart Brothers Inc., in the amount of \$340,922.
9. To approve Offering Price Reports for the Webster Avenue project and authorize payment.
10. To approve Agreement(s) for Purchase and Sale of Real Estate for the Webster Avenue project and authorize payments.
11. To approve Relocation Claims for the Webster Avenue project and authorize payments and to amend Parcel 9a from \$83,211 to \$83,521.
12. To approve Deed and Temporary Limited Easements for the Erie Road project and authorize payments.
13. To approve Storm Sewer Easement for the Hillcrest Drive project and authorize payments.

14. To approve the applications for Concrete Sidewalk Builder's Licenses by the following:

- A. Anderson Basement Repair Inc.
- B. Holtger Bros., Inc.
- C. Kurowski Const.
- D. Martell Construction Inc.
- E. Melnarik Concrete Inc.
- F. Tom Conard Const. LLC
- G. Loch Const. Co. Inc.

15. To approve the application for a Tree & Brush Trimmer License by Beaver Tree Specialists.

16. To order asphalt pavement, concrete pavement, storm sewer, sanitary sewer and levy assessments on the following streets:

ASPHALT PAVEMENT

MATHER STREET - Gray Street to Vroman Street

SMITH STREET - N. Webster Avenue to St. George Street

ST. GEORGE STREET - Day Street to Eastman Avenue

CONCRETE PAVEMENT

ERIE ROAD - E. Mason Street to 805' S/O E. Mason Street

STORM SEWER

ERIE ROAD - E. Mason Street to 830' S/O E. Mason Street

SANITARY SEWER

ERIE ROAD - Friar's Path to 805' S/O E. Mason Street

S. Report of the Park Committee

1. To approve staff's recommended plan for Colburn Pool to maintain, repair and enhance the existing pool, bathhouse, overflow parking lot and amenities and to spend the existing \$3.5 million in bond funding in the following manner:
 - \$500,000 in previous engineering fees
 - \$200,000 for necessary repairs to Colburn Pool in the spring of 2018
 - \$1,000,000 to be spent by the end of 2019 for improvements to Colburn Pool. The Park Committee will decide at that time what to do with the remaining unspent funding of approximately \$1.8 million, which could go towards debt reduction or other pool related updates.
2. To approve the request to authorize staff to quote out and issue purchase orders for all time sensitive items at Colburn Pool necessary to open the pool on June 9, 2018 with a total cost not to exceed \$200,000 and report back to the Park Committee at a later date the final purchase price and selected vendors.

3. To approve a request to apply for a DNR Stewardship grant for \$1 million to construct a beach, pier, boardwalk, bathhouse and parking lot at Bay Beach Amusement Park and approve a resolution in support of the application.
4. To approve the purchase of parts to repair the Yo Yo ride at Bay Beach from Chance Ride MFG Inc. for \$26,997.

T. Report of the Protection & Welfare Committee

1. To approve a request by the owner of Mi Pueblo, 1905 N. Irwin Avenue, to hold an outdoor event on May 5, 2018, pending approval of their security plan from the Police Department and subject to complaint.
2. To approve a application for an available "Class B" Liquor License by Rueben Rodriguez, El Tapatio Restaurant, at 1638 University Avenue, with the approval of the proper authorities.
3. To approve a application for a "Class B" Liquor License by Cheryl Knoll, Cheri's Place LLC, at 704 Bellevue St., with the approval of the proper authorities.
4. To hold a request by the owner of Jill's, 613 Bodart Street, to hold outdoor events on June 25 and 30, 2018.
5. To receive and place on file the Liquor Violation Report from the Police Department for March 26, 2018.
6. To refer the Liquor Violation Report from the Police Department for April 9, 2018 to the Police Department to have them review if liquor violation stipulations were violated for Lion's Den.

U. Report of the Protection & Welfare Committee Granting Operator Licenses

1. Report of the Protection & Welfare Committee granting Operator's Licenses

V. Receive and Place on File

1. To receive and place on file the Building Permit Report for March 2018.
2. To receive and place on file the Municipal Court Reports for March 2018.

W. Resolutions

1. Resolution authorizing applications for outdoor recreation aids for the Bay Beach swimming beach, pier, boardwalk, bathhouse and parking lot construction.
2. Resolution drawing final orders to contractors for April 2018.
3. Agreement for purchase and sale of real estate for N. Webster Avenue.
4. Resolution accepting Offering Price Reports for N. Webster Avenue.
5. Resolution approving deeds (FEEs) and temporary limited easements (TLEs) for Erie Road from E. Mason Street to Padi-Wood Lane.

6. Resolution approving Storm Sewer Easement for Hillcrest Drive.
7. Final resolution authorizing sanitary sewer and/or sanitary sewer lateral improvements and levying special assessments against property.
8. Final resolution authorizing storm sewer and/or storm sewer lateral improvements and levying special assessments against property.
9. Final resolution authorizing asphalt pavement improvements and levying special assessments against property.
10. Final resolution authorizing concrete pavement improvements and levying special assessments against property.
11. Resolution accepting Relocation Claims for N. Webster Avenue.

X. Ordinances - First Reading

1. General Ordinance No. 3-18
An ordinance amending portions of Chapter 8 Green Bay Municipal Code, relating to exotic and excess animal permits.
2. Planning Ordinance No. 2-18
An ordinance amending the official map of the City of Green Bay by closing the unimproved portion off Rothe Street to public traffic.

Y. Ordinances - Third Reading

1. Zoning Ordinance No. 5-18
An ordinance amending Zoning Ordinance 24-91 to permit general office uses as part of the Planned Unit Development (PUD) Overlay District for 123 North Oakland Avenue. (ZP 18-06)
2. Zoning Ordinance No. 6-18
An ordinance rezoning property located at 1335 to 1365 E. Mason Street from Low Density Residential (R1) District to Highway Commercial (C2) District. (ZP 18-07)
3. General Ordinance No. 5-18
An ordinance amending Section 6.38(4), Green Bay Municipal Code, relating to lobbyist registration.

Z. Adjournment

- 1) THIS MEETING IS RECORDED: THE VIDEO OF THIS MEETING AND MINUTES ARE AVAILABLE ONLINE AT www.greenbaywi.gov
- 2) ACCESSIBILITY: Any person wishing to attend who requires special accommodation because of a disability, should contact the City Safety Manager at 920-448-3125 at least 48 hours before the scheduled meeting time so that arrangements can be made.

- 3) **QUORUM:** Please take notice that a majority or quorum of the Common Council will attend this committee meeting and will constitute a meeting of the Common Council for purposes of discussion and information gathering relative to this agenda.
- 4) **REPRESENTATION:** The party requesting the communication, or their representative, should be present at this meeting.