



AGENDA OF THE COMMON COUNCIL

**TUESDAY, MAY 15, 2018, 7:00 PM
COUNCIL CHAMBERS
ROOM 203, CITY HALL**

A. Roll Call.

B. Pledge of Allegiance.

C. Invocation.

D. Approval of Minutes.

1. Approval of minutes of the May 1, 2018 meeting.

E. Approval of the Agenda.

F. Report by the Mayor.

G. Announcements.

H. Recognitions and Awards

1. Employee of the Year, Mike Hronek, GIS Coordinator/IT Administrator

I. Appointments.

1. **NEW APPOINTMENTS:**

Brown County Planning Commission

Austin Miloszewicz, 734 S. Jackson St., Green Bay, WI 54301

Term to expire: May 1, 2021

RE-APPOINTMENTS:

City of Green Bay/Town of Scott Joint Plan Commission

Timothy Gilbert, 1439 Springdale Ln., Green Bay, WI 54304

Term to expire: June 1, 2021

Economic Development Authority

Mahamed Rage, 844 Linden Dr. #9, Green Bay, WI 54311

Term to expire: June 1, 2021

J. Public Hearings.

1. Zoning Ordinance No. 7-18
An ordinance amending Zoning Ordinance No. 20-07, a PUD overlay district for modified signage on the HSHS St. Mary's Hospital Medical Center Campus. (ZP 18-10)
2. Planning Ordinance No. 2-18
An ordinance amending the official map of the City of Green Bay by closing the unimproved portion of Rothe Street to public traffic.

K. Report of the Redevelopment Authority

1. To approve a Request for Proposals for the purchase and redevelopment of the Adams Street lot located on the 200 block of North Adams Street.

L. Report of the Plan Commission.

1. To amend the City of Green Bay Smart Growth 2022 Comprehensive Plan from Commercial and General Industrial to Medium and High Density Housing for property located at 1060 Gray Court.
2. To authorize a Conditional Use Permit (CUP) to allow a car wash in a Community Center Commercial (C3) District located at 1053 Velp Avenue, subject to:
 - A. Compliance with all of the regulations of the Green Bay Municipal Code not covered under the Conditional Use Permit, including standard site plan review and approval.
 - B. Hours of operation for the car wash shall start no earlier than 7:00 a.m. and end no later than 10:00 p.m. per the daytime hours as part of Chapter 27.203 Regulation of Noise, Public Peace and Good Order.
 - C. All lighting shall be of the sharp cut-off variety and shall comply with the requirements of the Zoning Code.
 - D. Retention of the existing west elevation façade transparency.

3. To create a Planned Unit Development (PUD) at 215 N. Webster Avenue, subject to the draft PUD.
4. To amend multiple Sections of the Zoning Ordinance affected by 2017 Wisconsin Act 67, as proposed subject to the draft ordinance.
5. To declare City property surplus at 1029, 1035 and 1039 Velp Avenue subject to the following conditions:
 - A. The surplus declaration must follow Staff's exhibit noting right-of-way retention in blue, surplus declaration in purple, surplus declaration with sale to the Redevelopment Authority in green, and an access easement as shown in yellow.
 - B. A Storm Sewer Easement shall be retained over the area outlined in purple.
 - C. Proof that Cross Easements are in place between parcels 18-800-1 and 18-806, 18-809-4 and 18-809-8.
 - D. Sale must be at or above Fair Market Value.
 - E. Funds from sale must be returned to Department of Public Works - Real Estate Account.
 - F. All costs to survey and describe Surplus Property to be Petitioners expense.

M. Report of the Finance Committee.

1. To approve the purchase of one new ambulance for \$243,053 and one demo ambulance for \$221,500 for a combined cost of \$464,553.
2. To receive and place on file the designation of the Official Newspaper for the City of Green Bay to the Green Bay Press Gazette for the estimated annual amount of \$55,000.

N. Report of the Improvement & Services Committee.

1. To approve the request by Ald. Wery on recycle/garbage bin storage requirements/enforcement and have Department of Public Works staff work with Inspection staff to develop a process of shared inspection duties regarding recycle/garbage bin storage inspections.
2. To approve the request by Ald. Wery to allow City Council members to be provided with printed agendas.
3. To hold the request by Ald. Wery to allow City Council members a second parking permit until the May 30, 2018 Improvement and Services Committee meeting.
4. To hold the request by Ald. Dorff to craft a proposal to implement the Municipal Vehicle Registration Fee Program (Wheel Tax) until the May 30, 2018 Improvement and Services Committee meeting.
5. To receive and place on file the request to look at what other Wisconsin communities do with respect to overnight parking bans, with the potential to eliminate the overnight parking ban in the City of Green Bay.

6. To approve the Memorandum of Understanding: Bike Sharing Services between the City of Green Bay and LimeBike, including the same maintenance services on the weekends as on week days.
7. To approve the report of the Purchasing Manager:
 - A. To purchase a Striping Machine Body from EZ Liner for \$267,514.
 - B. To purchase a truck chassis from Quality Truck Care for \$101,000.
 - C. To award a contract for Televised Sewer Basin Inspection for an amount not to exceed the 2018 budgeted amount of \$600,000.
 - D. To award a contract for Televised Standard Sewer Inspection for an amount not to exceed the 2018 budgeted amount of \$165,000.
8. To approve the request by Department of Public Works to award the contract SUPERIOR ROAD STORM WATER POND at a staff level subject to the following conditions:
 - A. Project is included in the 2018 Capital Improvement Program.
 - B. Delay in bringing forward a recommendation to award at the next regularly scheduled Committee meeting would result in an unacceptable delay in starting construction.
 - C. The project so awarded would be reported out at the next regularly scheduled meeting of the Improvement and Services Committee.
9. To approve Agreement for Purchase and Sale of Real Estate at 1012 N. Webster Avenue for the N. Webster Avenue reconstruction project and authorize payments.
10. To approve Relocation Claims for the Webster Avenue project and authorize payments.
11. To approve the applications for Concrete Sidewalk Builder's Licenses by the following:
 - A. Brian's Quality Concrete Inc.
 - C. Evraets Concrete Const. LLC
 - D. Precision Flatwork
 - E. Ray Jaeger Const. Inc.

To contingently approve application for Concrete Sidewalk Builder's License pending successful reference reviews:

B. Carter Trucking & Excavating Inc.

12. To approve the application for Tree & Brush Trimmer License by Urban Tree Service.

O. Report of the Personnel Committee.

1. To approve request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.
 1. Support Assistant - Fire
 2. Mechanic - Public Works
2. To receive and place on file request for out of state travel for Capt. Warych to attend the National Conference on Race and Ethnicity in American Higher Education in New Orleans, Louisiana, May 30-31, 2018, estimated cost for meals \$50.
3. To approve out of state travel for Interim Park Director Andersen to attend the Great Lakes Parks Institute Board of Regents conference planning and board meeting in Angola, Indiana, June 4-5, 2018 at no cost to the City for room, board or transportation.
4. To approve out of state travel for Interim Park Director Andersen and Recreation Supervisor Moeller to attend the National Recreation and Parks Association Conference in Indianapolis, Indiana, September 25-27, 2018. All costs for registration, room, board and travel will be covered by the Parks Rx grant.
5. To approve out of state travel for Public Works Superintendent Fietzer to attend the APWA Western Snow and Ice Conference in Loveland, Colorado, September 24 - 28, 2018. All costs for room, board and transportation will be covered by APWA-WI Chapter.
6. *INFORMATIONAL ONLY* - The Removal From Specialty Team or Assignment grievance is denied and the findings of fact and conclusions of law will be made available at the next Personnel Committee meeting.

P. Report of the Protection & Welfare Committee.

1. To amend GB Municipal Code 8.06 to require leashes to be 6 feet or less. To also refer a communication to the Parks Committee to add signage within parks property the leash law requirement and report to P&W Committee as to where they are adding additional dog parks.
2. To approve the change of agent for Van Zeeland Oil Co., Inc. at 601 N. Military Ave.
3. To approve the change of agent for Sam's East, Inc. at 2470 W. Mason St.
4. To approve the change of agent for the Automobile Gallery, Inc. at 400 S. Adams St.
5. To approve the change of agent for Green Bay Lodging II (The Meadows Center) at 850 Kepler Dr. with an effective date of July 1, 2018.
6. To approve a request by Richard Craniums to hold an outdoor event on May 12, 2018 from noon to 6 p.m., subject to complaint.
7. To approve an appeal by Lyssa Root to the denial of her Operator License application.
8. To grant "Class A" Liquor License by Van Zeeland Oil Co., Inc. at 601 N Military Ave. for the 2018-2019 year, with the approval of the proper authorities. (Currently has a Class "A" Beverage License)

9. To approve the renewal applications for liquor and/or beer licenses for the 2018-2019 license year, with the approval of the proper authorities.
10. To approve the renewal applications for liquor and/or beer licenses for the 2018-2019 license year, pending the approval of change of agent at the May 15, 2018 City Council Meeting and with the approval of the proper authorities.
11. To approve the renewal applications with the change of descriptions with the exception to Haystack Bar & Grill at 1911 University Ave. to include only the "Basement, Bar, and Storage" as part of their licensed premises and with the approval of the proper authorities.
12. To receive and place on file a request by former Alderperson Moore regarding domestic violence as it pertains to bail/bond, sentencing and victim resources and request Chief Smith to meet with Brown County counterparts and report back to the committee on the viability of creating a task force for domestic violence weapon surrenders.
13. To hold for 30 days the request by Ald. Wery on an endorsement of Police Chief Smith's proposal for school safety, regarding retired policemen in all Green Bay Public Schools as the Police Department reaches out to the School Board.
14. To receive and place on file the Liquor Violation Reports from the Police Department for May 7, 2018.
15. INFORMATIONAL- To approve a request by Catch-22 at 1699 E. Mason St. to change their liquor license to include an outdoor patio seating area with the stipulation that the speakers point away from the residential area. *(The City Council granted final authority to the Protection & Welfare Committee regarding this request.)*

Q. Report of the Protection & Welfare Committee granting Operator Licenses.

1. Report of the Protection & Welfare Committee granting Operator Licenses, valid until June 30, 2019.
2. Report of the Protection & Welfare Committee granting Operator Licenses, valid until June 30, 2020.

R. Referral of Petitions & Communications.

1. Refer to the Protection & Welfare Committee -Application for a "Class B" Combination License by Wally Spot Supper Club LLC at 1979 Main St. (Currently an Individual Ownership by Thomas Adamany)
2. Referral to Protection & Welfare Committee - A request by Tenet LLC at 2475 W. Mason St. to file an extension to issuing their liquor license application due to a pending remodel/addition.
3. Refer to the Protection & Welfare Committee - Appeal by Krisi VanRemortel on the denial of her Operator License application.
4. Refer to the Protection & Welfare Committee - Renewal applications for liquor and/or beer licenses for the 2018-2019 license year.

5. Refer to the Protection & Welfare Committee -Notice of change of agent for The Cannery Market, LLC at 320 N. Broadway.
6. Refer to the Improvement & Services Committee an application for Concrete Sidewalk Builder's License by Blaser Construction, LLC.
7. Refer to the Protection & Welfare Committee- An application for an available "Class B" Combination license for Francisco Soto at 1807 N. Irwin Ave.
8. Refer to the Improvement & Services Committee an application for Underground Sprinkler System License by Lizer Lawn Care.
9. Refer to the Protection & Welfare Committee - Appeal by Nicole Leigh Mommaerts on the denial of her Operator License application.

S. Receive & Place on File.

1. Municipal Court Report for April, 2018.

T. Resolutions.

1. Resolution for Purchase and Sale of Real Estate at 1012 N. Webster Avenue.
2. Resolution accepting Relocation Claims for North Webster Avenue.
3. Resolution authorizing conditional-use approval at 1053 Velp Avenue (ZP 18-11).
4. Resolution declaring City property surplus at 1029, 1035 and 1039 Velp Avenue (SP18-02)

U. Ordinances - First Reading.

1. General Ordinance No. 8-18
An ordinance creating section 8.16, relating to the practice of massage or bodywork therapy requiring state licensing.
2. General Ordinance 10-18
An ordinance amending Green Bay Municipal Code Section 13-205(d)(1), to repeal regulation related to conditional use protest; Section 13-205(g), to amend regulation related to conditional use expiration; Section 13-404(b), to amend the provision requiring nonconforming lots be combined; and Sections 13-602, 13-702, 13-802 and 13-902, to amend conditional uses within various zoning districts (TA 18-02).
3. Zoning Ordinance 8-18
An ordinance creating a Planned Unit Development (PUD) Overlay District for 215 North Webster Avenue for the redevelopment of Whitney School and proposed townhomes (ZP 18-14).

4. Miscellaneous Ordinance 1-18
An ordinance adopting an amendment to the Smart Growth 2022 Comprehensive Plan of the City of Green Bay to amend the Future Land Use of property located at 1060 Gray Court from Commercial and General Industrial to Medium and High Density Housing (CPA 18-01).

V. Ordinances - Third Reading.

1. To amend Section 2.01(1), Green Bay Municipal Code, relating to regular meetings of the Common Council.
2. General Ordinance No. 6-18
An ordinance amending Section 29.208, Green Bay Municipal Code, related to Parking Regulations.
3. Zoning Ordinance No. 7-18
An ordinance amending Zoning Ordinance No. 20-07, a PUD overlay district for modified signage on the HSHS St. Mary's Hospital Medical Center Campus. (ZP 18-10)
4. Planning Ordinance No. 2-18
An ordinance amending the official map of the City of Green Bay by closing the unimproved portion of Rothe Street to public traffic.

W. Committee of the Whole.

1. Consideration with possible action on the request by Wisconsin Public Service for a utility easement in Eisenhower Park for the new Eisenhower School addition.
2. Update with possible action on status of litigation in the Saldana, Ignacio v. COGB, et al matter.

The Council may convene in closed session pursuant to Section 19.85(1) (g), Wis. Stats., for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. The Council 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.

X. 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.