



AGENDA OF THE COMMON COUNCIL

**TUESDAY, OCTOBER 2, 2018, 6:00 PM
COUNCIL CHAMBERS
ROOM 203, CITY HALL**

- A. Roll Call.**
- B. Pledge of Allegiance.**
- C. Invocation.**
- D. Approval of Minutes.**
 - 1. Approval of the minutes of the September 18, 2018 meeting.
 - 2. Approval of the minutes of the September 25, 2018 special meeting.
- E. Approval of the Agenda.**
- F. Report by the Mayor.**
- G. Announcements.**
- H. Appointments.**
 - I. NEW APPOINTMENTS:

Landmarks Commission

Justin Balsley, 324 N. Ashland Ave., Green Bay, WI 54303

Term to expire: October 2, 2019

Ronald Dehn, 1010 S. Jackson St., Green Bay, WI 54301

Term to expire: October 2, 2021

City Official

Dan Ditscheit, Parks, Recreation & Forestry Director

2. RE-APPOINTMENT:

Water Commission

Doug Martin, 2155 Holmgren Way, Ashwaubenon, WI 54313

Term to expire: October 1, 2025

I. Ordinances - Third Reading.

1. General Ordinance No. 22-18
An ordinance amending Section 2.06(7), Green Bay Municipal Code, relating to reconsideration.
2. General Ordinance 25-18
An ordinance amending Section 2.06(8), Green Bay Municipal Code, relating to reading of ordinances.
3. General Ordinance No. 21-18
An ordinance amending Section 27.307, Green Bay Municipal Code, relating to animals prohibited at certain events.
4. General Ordinance No. 23-18
An ordinance amending Section 29.208, Green Bay Municipal Code, relating to parking regulations.

J. Report of the Finance Committee (September 25, 2018).

1. To withdraw item # 1 for the purchase of Fire Fighting Equipment for new Engine #451 as the bids came in under \$25,000.00 per City policy.
2. To work with Brown County to establish a three year agreement to supply 22% of salaries and benefits for the County Garden Coordinator position for 2019 - 2021 currently being funded by the County and using CDBG funds. The City's funding is contingent on CDBG funding first expiring, with a maximum commitment of up to \$20,000.00 annually, and with \$12,000.00 submitted in the City's 2019 budget for approval.
3. To follow through with action the Committee's direction on the status of litigation in the COGB v. CVMIC arbitration.

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.

4. To receive and place on file the Report of the Claims Committee.

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.

5. To receive and place on file the request by Ald. Nicholson for the records on finances charged by Mr. Kalny for the years of 2016 through 2018 with specifics and explanations for each charge to the City of Green Bay.

K. Report of the Protection & Policy Committee (September 24, 2018).

1. To deny an appeal by Tami Czerwinski, objecting to the decision that her dog was declared dangerous.
2. To approve the application for a "Class A" Liquor License by Kwik Trip, Inc. at 515 W. Walnut St., with the approval of the proper authorities (Currently has a Class "A" Beverage and "Class A" Cider License).
3. To approve General Ordinance 24-18 amending Section 8.15(2), Green Bay Municipal Code, relating to smoking regulations.
4. To hold until next meeting a General Ordinance amending Section 27.902(2), Green Bay Municipal Code, relating to penalties for marijuana possession so staff can present how many citations are issued in residences vs. public places, how many people have lost their driver's license in the last 6 months and how many citations were issued and for what amounts. (3-1)
5. To receive and place on file the Liquor Violation Report from the Police Department for September 24, 2018.

L. Report of the Protection & Policy Committee Granting Operator Licenses.

1. Report of the Protection & Policy Committee granting Operator Licenses.

M. Report of the Plan Commission (September 24, 2018).

1. To approve the zone change for a portion of property located at 2405 West Mason Street (Frontage Road) from the Business Park (BP) District to the General Commercial (C-1) District.

2. To authorize a Conditional Use Permit (CUP) for an expanded shelter facility use in an Office/Residential (OR) District located at 1120 University Avenue, subject to the following conditions:
 - a. A Conditional Use Permit (CUP) being authorized for the existing emergency shelter at 1120 University Avenue, subject to a capacity of 28 units with no expansion of the use without Plan Commission review and approval.
 - b. 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.
3. To declare City property (parcel 21-1491) surplus near 1826 North Irwin Avenue, subject to the following conditions:
 - a. The City of Green Bay maintains access rights along Radisson Street and N. Irwin Avenue.
 - b. The subject parcel shall be attached to Parcel Number 21-1490.
 - c. The purchasing property owner shall pay all costs associated with attaching said Surplus Property.

N. Report of the Improvement & Services Committee (September 27 2018).

1. To hold the request by Pete's Annex, LLC to enter into an agreement for Parking Division to manage and enforce parking in the BMO-Harris Bank Building parking lot located in the block surrounded by Broadway, West Walnut, Hubbard, and Pearl Streets (Lot BW) (held over from the September 10, 2018 Improvement and Services Committee meeting).
2. To hold the request by Ald. Wery to review how sidewalk replacements are funded (held over from the September 10, 2018 Improvement and Services Committee meeting).
3. To refer to staff for consideration the request by Ald. Dorff to consider adding to the five year Capital Improvement Program the replacement of the water main on Humboldt Road that broke in February 2018 and caused thousands of dollars of damage to dwellings below the break.
4. To refer to staff the request by Ald. Johnson to identify top areas of concern within the City that experience frequent and/or severe flooding and report Department of Public Works plan to rectify such concerns with short and long-term solutions.
5. To receive and place on file the report on Wisconsin Act 317 regarding changes in how the City must contact of property owners with tall grass/weed violations.
6. To approve the request by the Purchasing Manager on the award of a contract to furnish and install concrete bases and conduit for light poles at Whitney Park.

7. To receive and place on file the report on actions taken by Department of Public Works for Items #7(A) 1-4 and #7(B) and to approve to allow staff to award Item #7(A) 5 and report results at the next meeting.

A. Award of contracts

1. To approve to award contract BRIDGE 2-18 (NITSCHKE CATWALK REPAIRS) to the low, responsive bidder, Lunda Construction, in the amount of \$29,310.
2. To approve to award contract BRIDGE 3-18 (SUMP PUMP REPLACEMENT) to the low, responsive bidder, Sabel Mechanical LLC, in the amount of \$17,750.
3. To deny the award of contract ELEVATOR MODERNIZATION GREEN BAY CITY HALL to the low, responsive bidder, Frank O. Zeise Construction Co., Inc., in the amount of \$991,961.
4. To approve to award contract TRAFFIC SIGNAL REPAIR 2018 to the low, responsive bidder, Vinton Construction Company, in the amount of \$633,599.50.
5. To approve to award contract RAZING BUILDINGS FOR WEBSTER AVE. RECONSTRUCTION - Group #1 to the low, responsive bidder.

B. Granting of Concrete Sidewalk Builders License by Al Dix Concrete Inc.

O. Report of the Park Committee (September 26, 2018).

1. To refer the beautification of the park tennis and basketball courts and other amenities to the Public Arts Commission for further discussion.
2. To approve the request by Ald. Vander Leest that as part of the 9/11 Memorial renovation the main beam from the 9/11 towers will be returned to the original monument which will be placed at the current location on Dousman Street on the condition that the fundraising goals are met.
3. To direct Park staff to work with Ald. Vander Leest to develop a fundraising plan for the 9/11 Memorial renovations and report back to the Park Committee in 30 days.
4. To approve the donation of \$15,000 from the Green Bay East Side Youth Baseball group for the purchase of infield mix at East River Optimist Park.
5. To approve using the 2018 excess revenue from Bay Beach and if necessary a portion of the approved 2018 bonding for the installation of the Ferris Wheel and a section of the boardwalk and pier at Bay Beach Amusement Park.

P. Report of the Personnel Committee (September 25, 2018).

1. To approve request for out of state travel for Officer Bloch to attend Breaching the Barricade Law Enforcement Conference in Elkhart, Indiana, October 4-6, 2018 at no cost to the City for room, board or transportation.

2. To approve request to reorganize the Department of Community and Economic Development as follows and fill the positions and all subsequent vacancies resulting from internal transfers.
 - a. Reclassify the Development Services Manager position from Pay Grade N (\$75,545-\$88,878) to a Principal Planner position at Pay Grade L (\$66,851-\$78,644).
 - b. Reclassify the Plan Review Administrator position from Pay Grade L (\$66,851-\$78,644) to a Chief Building Official position at a Pay Grade O (\$79,892-\$94,016).
 - c. Reclassify the exempt Community Investment Manager position from Pay Grade L (\$66,851-\$78,644) to a non-exempt Housing and Zoning Enforcement Coordinator position at Pay Grade J (\$27.95-\$32.87/hour).
3. To approve request to modify Retiree Reimbursement (Escrow) Fund summary plan description.
4. To receive and place on file the request by Ald. Steuer to review managerial changes at the Wildlife Sanctuary and proposal for 2019 budget.

The Committee may convene in closed session pursuant to Sections 19.85(1)(c), Wis. Stats., for purposes of employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. The Committee 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.

Q. Report of the Public Arts Commission (September 26, 2018).

1. To hold over the until the next available meeting the Annual Grant Program application from CP.
2. To approve \$1,000 for the Annual Grant Program application from UW-Green Bay Music's 6:30 Concert Series.
3. To deny the Annual Grant Program application from Robbie Hoffman.
4. To approve Casey Early-Krueger's Rotating Art Program application.
5. To approve three final artist applications and three alternate applications for the Painted Pyramid Series as well as approving to determine the final selected artists.

R. Report of the Traffic, Bicycle, and Pedestrian Commission (September 17, 2018).

1. To refer to staff to conduct a sidewalk study of the area bounded by Interstate 43, County Highway EA (Huron Road), Sitka Street, and Greenbrier Road.
2. To refer to staff to study alternative parking regulations with consideration of the narrow roadway widths in the varied multiple areas surrounding St. Vincent and Bellin Hospitals.
3. To refer to staff to study the request to approve a 15 minute parking for school drop off on the south side of Porlier Street from Monroe Avenue to Jackson Street. This would let parents park and walk their children to and from Aldo Leopold School and alleviate some of the congestion at the school.

4. To remove the NO PARKING zone on the west side of Aphrodite Road from Wildflower Row to Sun Terrace. (GO 26-18)

S. Report of the Sustainability Commission.

1. To approve a regular meeting schedule, which will be the first Thursday of the month, beginning in October.
2. To approve Seth Hoffmeister as the Chair of the Sustainability Commission.
3. To approve Ned Dorff as the Vice Chair of the Sustainability Commission.
4. To direct commissioner Mark Walter to research the Green Tier Legacy community framework for creating goals.
 - To begin steering the city towards 100% renewable energy goal.
 - To focus on storm water management and green infrastructure to protect water resources.
 - To conduct outreach to the community about what "sustainability" means, to help guide priority areas.
 - To focus on coming closer to becoming a zero-waste community.
 - To focus on more sustainable transportation methods within the community, especially regarding infrastructure and accessibility.
 - To look into creating a sustainability chapter for the comprehensive plan, either for the current plan or the next one.

T. Resolutions.

1. Resolution approving strategic transportation aids.
2. Resolution authorizing conditional-use approval at 1120 University Avenue.
3. Resolution declaring City property surplus near 1826 North Irwin Avenue.
4. Resolution regarding vacation of a portion of Donald Driver Way south of Kellogg Street.

U. Ordinances - First Reading.

1. General Ordinance 24-18
An ordinance amending Section 8.15(2), Green Bay Municipal Code, relating to smoking regulations.
2. Zoning Ordinance No. 16-18
An ordinance rezoning property located at 2045 West Mason Street (Frontage Road) from Business Park (BP) District to General Commercial (C1) District.

3. Planning Ordinance No. 4-18
An Ordinance amending the Official Map of the City of Green Bay by closing the unimproved portion of Kellogg Street.
4. General Ordinance No. 26-18
An ordinance amending section 29.208, Green Bay Municipal Code, relating to parking regulations.

V. Referral of Petitions & Communications.

W. Adjournment.

- 1) SUPPLEMENTAL INFORMATION: The Video of this meeting, Agenda, Agenda Packet, and Minutes are available online at www.greenbaywi.gov/Meetings.
- 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.