



AGENDA OF THE COMMON COUNCIL

**TUESDAY, DECEMBER 4, 2018, 6:00 PM
COUNCIL CHAMBERS
ROOM 203, CITY HALL**

- A. Roll Call.**
- B. Pledge of Allegiance.**
- C. Invocation.**
- D. Approval of Minutes.**

I. Approval of the minutes of the November 5, 2018 meeting.

- E. Approval of the Agenda.**
- F. Report by the Mayor.**
- G. Announcements.**
- H. Appointments.**

I. NEW APPOINTMENTS:

Water Commission

Joe Moore, 1009 Day St., Green Bay, WI 54302

Term to expire: October 1, 2020

Green Bay Public Art Commission

Kelli Strickland, 2540 St. Ann Dr., Green Bay, WI 54311

Term to expire: September 1, 2021

Paul Grall (Liaison), 425 S. Monroe Ave., Unit 1J, Green Bay, WI 54301

2. RE-APPOINTMENTS:

Green Bay Area Room Tax Commission

Wendy Townsend, City Staff

Term to expire: November 1, 2019

Warren Wanezek, 2365 Donarski Ct., Green Bay, WI 54302

Term to expire: November 1, 2019

I. Public Hearings.

1. Resolution vacating a portion of Donald Driver Way south of Kellogg Street.

J. Ordinances - Second Reading for Adoption.

1. General Ordinance 27-18
An ordinance amending Section 27.902(2), Green Bay Municipal Code, relating to penalties for marijuana possession.
2. General Ordinance No. 30-18
An ordinance amending Section 29.307, Green Bay Municipal Code, relating to traffic regulations.

K. Report of the Redevelopment Authority (November 27, 2018).

1. To approve Termination of Amended and Restated Development Agreement for Watermark (Tax Parcels 12-357, 12-358, 12-359, 12-360, 12-361, and 12-362).

The Authority may convene in closed session 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.

2. To authorize staff to conduct all actions necessary to purchase real property at 227 N. Quincy St., 221 N. Quincy St., 624-626 Pine St., 618 Pine St., 616 Pine St., and 605 Cherry St. (Tax Parcels 11-156, 11-157, 11-158, 11-159, 11-160, and 11-191) at a cost not to exceed \$1,200,000.00.

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L. Report of the Improvement & Services Committee (November 26, 2018).

1. To approve 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).
2. To deny the Downtown Parking Study Recommendations November 2018 Implementation Plan.
3. To approve the 2019 Sanitary District rates.

4. To approve the 2019 Storm Water Utility rates as follows:

Monthly charge \$7.68/ERU

Yearly charge \$92.12/ERU

5. To approve the request by Department of Public Works for single source purchase of storm water pumps and equipment for Storm Water Basin 110 Lift Station from Xylem in the amount of \$557,720.
6. To approve the request by Department of Public Works for single source purchase of storm water pumps and equipment for Storm Water Basin 106 Lift Station from Xylem in the amount of \$393,500.
7. To approve the report of the Purchasing Manager:
 - A. To purchase a Trailer Mounted Generator to Wolter Power Systems for \$31,494.
 - B. To approve a contract for a Parking Citation Management System & Ticket Writing Equipment to Passport Labs, Inc.
 - C. To approve a contract for hauling stockpiled street sweepings to Peters Concrete for \$55,097.
 - D. To approve a 3 year contract for Parking Security Services to Securitas Security Services USA for \$319,117, plus 3 one-year renewal options by mutual consent.
 - E. To purchase a 2019 Vactor Jet/Vacuum Body and Western Star truck chassis from Bruce Municipal for \$428,269.
 - F. To approve a contract to rebuild the Cummins Engine of Motor Grader Unit #852 to Cummins Sales & Service for \$25,583.
8. To hold and approve the following contracts:
 - A. To hold the contract RAY NITSCHKE MEMORIAL BRIDGE HYDRAULIC REPAIRS.
 - B. To approve the award of the contract RAZING BUILDINGS FOR WEBSTER AVE. RECONSTRUCTION - Group #3, to the low, responsive bidder, Badgerland Demolition & Earthwork, Inc., in the amount of \$68,519.
9. To approve the Plat of Right-of-Way for Erie Road from Padi Wood Lane to south City limits and referred to the Plan Commission for review and to the Law Department to file as lis pendens.
10. To approve the request by Wisconsin Public Service Corporation for an electric and a gas easement across City owned parcel 1-1841-A (Lambeau Field).

M. Report of the Protection & Policy Committee (November 26, 2018).

1. To approve a change of agent for Cropsey's on State LLC, with an effective date of January 1, 2019.
2. To approve an application for a "Class A" Liquor license for Monzu Bistro, LLC at 126 S. Broadway, with the approval of the proper authorities.
3. To approve an application for a "Class A" Liquor License by Singhs C Store 2 Inc. at 952 W. Mason St., with the approval of the proper authorities. (Currently has a Class "A" Beverage License).
4. To approve an application for an available "Class B" Combination License by Ricci L Bosley for Pepper at 114 S. Broadway, with a licensed description as "behind the bar, in the dry & locked storage closet by the restroom or in the basement," with the approval of the proper authorities.
5. To approve General Ordinance No. 29-18, an ordinance creating section 33.08(7)(i), Green Bay Municipal Code, relating to on line ordering and curbside pickup of alcohol beverages.
6. To receive and place on file a request by Ald. Scannell that the Advisory Committee items be placed on the Protection and Policy committee agendas, previously held at the Oct. 22 Protection & Policy meeting.
7. To hold a request by Ald. Wery stating "review with possible action on ordinance 27.203 regulation of noise for the purpose of amending with weekend hours (New daytime :09:00-20:00)."
8. To receive and place on file a request by Ald. Wery for a complete update on rat abatement and rat activity 2018 vs. 2017.
9. To receive and place on file the Liquor Violation Report from the Police Department for November 26, 2018.

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

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

O. Report of the Plan Commission (November 26, 2018).

1. To approve a drainage easement discontinuance at 1208 Wolverine Court, subject to the following condition:
 1. The discontinuance is limited to the easterly 10 ft. and the westerly 20 ft. shall be retained at Drainage Easement.
2. To vacate an unimproved portion of right-of-way north of Deckner Avenue, subject to the following condition:
 1. Wisconsin Public Service does not require an easement for the light pole facilities in this area as long as they can have access to the property to maintain/replace the facilities. If the vacation of the street prevents WPS from maintaining or replacing the facilities, they will be removed.

3. To approve a subdivision variance at 1717 Morrow Street for a lot to be created smaller than the allowed square footage, subject to the following condition:
 - I. The Certified Survey Map submitted to create these lots must reflect the dimensions as proposed in the application.
4. To approve a subdivision variance on Burns Avenue (Parcel 6-153-E-1) for three lots to be created smaller than the allowed street frontage.

P. Report of the Finance Committee (November 13, 2018).

1. To receive and place on file the quarterly purchasing report for purchases between \$10,000 and \$25,000.

To discontinue receiving the quarterly purchasing reports for purchases between \$10,000 and \$25,000.

2. To accept the grant from State of Wisconsin Emergency Management Agency for \$62,034, and approve the purchase of Area Rae Pro Rapid Deployment kit and Dose Rae Pro contingent on State of Wisconsin agreement to reimburse the City.
3. To refer back to staff to look into funding sources, how much to budget, determine how much it would take to get a catastrophic incident taken care of, and any other suggestions on what to allow a fund to build up to regarding the requested amendments to Claims administration Procedure ordinance (GBMC 7.01 et seq).
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.

Q. Report of the Park Committee (November 28, 2018).

1. To approve the request by the Packerland Pickleball Players to collect \$10,000 in pledges towards the cost of installing dedicated pickleball courts at Edison Park contingent upon Council authorization to bond for the balance of the project in the spring of 2019.
2. To approve accepting a \$200,000 Fox River NRDA grant for the construction of a pier at Bay Beach Amusement Park.
3. To receive and place on file the request by Ald. Stevens on behalf of American Transmission Company to move their vegetation management clearing activities to span Finger Road from Eastview Drive to Pinehurst Avenue and direct staff to coordinate the planting of trees by ATC in other areas to replace the trees that will be removed in Edison Park and Street R.O.W's.

R. Report of the Personnel Committee (November 13, 2018 and November 27, 2018).

1. To approve the request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers. (November 13, 2018)
 - a. Paralegal - Law
 - b. Evidence Technician - Police
 - c. Laborer (Street) - Public Works
 - d. Laborer (Sanitation) - Public Works
 - e. Bridgetender - Public Works
 - f. Mechanic - Public Works
 - g. Parking Enforcement Officer - Public Works
2. To approve the request to fill Patrol Officer and Fire Fighter vacancies in 2019 that were approved as part of the budget. (November 13, 2018)
3. To approve the request for out of state travel for Fleet Manager and (2) Equipment Operators to travel to EZ-Liner Industries in Orange City, Iowa in late November or early December for pre-delivery inspection of pavement marking machine at no cost to the City for room, board or transportation. (November 13, 2018)
4. To receive and place on file request by Ald. Wery to explore options to restore an assistant to the City Council position. (November 13, 2018)
5. Informational Only: The SWAT Team Minimum Call-In grievance is denied. (November 13, 2018)

The Committee may convene in closed session pursuant to § 19.85(1)(a), Wis. Stats., for the purpose of deliberating concerning a case which was the subject of any judicial or quasi-judicial trial or hearing before that governmental body. The Committee may, thereafter, reconvene in open session pursuant to § 19.85(2), Wis. Stats., to report any actions taken during closed session and to consider all other matters on the agenda.

6. To approve the request to fill the Park Supervisor vacancy and all subsequent vacancies resulting from internal transfers. (November 27, 2018)
7. To approve request for out of state travel for Fleet Manager Wachtendonk for American Public Works Association leadership training in Kansas City, Missouri from January 31 - February 1, 2019 at no cost to the City for room, board or transportation. (November 27, 2018)
8. To approve request from Fire Department to amend table of organization. (November 27, 2018)
9. To receive and place on file request by Ald. Galvin to institute a Grant Writer position to work with all City departments. The new position must bring in more funds than the cost of salary and benefits. (November 27, 2018)
10. Informational only: Approved adoption of findings and fact and conclusions of law on SWAT Team Minimum Call-In grievance. (November 27, 2018)

S. Report of the Economic Development Authority (November 26, 2018).

1. Consideration of an Initial Resolution Regarding Industrial Development Revenue Bond Financing for M&M Warehousing, LLC Project. Information with respect to the job impact of the project will be available at the time of consideration of the Initial Resolution.

T. Report of the Public Arts Commission (November 28, 2018).

1. To recommend the following nominees for GBPAC vacancies in 2019 and recommend the creation of a Liaison Arts Consultant position:
Commissioner - Keli Strickland (replacing Commissioner Tiffany Bowles);
Liaison - Paul Grall (replacing Liaison Lee Klemens);
Liaison Arts Consultant - Matt Vanden Boomen.
2. To refer to staff regarding the creation of a tax deductible 501c3 "buddy organization" for fundraising and approval of the updated fundraising material.

U. Report of the Sustainability Commission (November 1, 2018).

1. To refer to staff to "Develop a plan for Green Bay to offset its total municipal energy use through the use of renewable energy installations on city property. This should include energy used by city buildings, street lights, transportation and other areas."
2. To create the draft to be submitted to staff for review on recommending the City of Green Bay to join the Green Tier Legacy Community program.
3. To begin collecting a list of stakeholder groups.
4. To receive and place on file presentation from Weston Wegener and Will Erikson on the Green Tier Legacy Community program.
5. To meet the 2nd Wednesday of the month, beginning December.
6. Presentation from Weston Wegener and Will Erikson on the Green Tier Legacy Community program.

V. Report of the Traffic, Bicycle, and Pedestrian Commission (November 19, 2018).

1. Remove the NO PARKING zone on the south side of Mather Street from a point 50 feet west of Gray Street to a point 100 feet east of Gray Street.
2. Remove the NO PARKING zone on the north side of Mather Street from Gray Street to Roy Avenue.
3. Establish and adopt by ordinance a NO PARKING BIKE LANE zone on both sides of Mather Street from Gray Street to Vroman Street.
4. Establish and adopt by ordinance a NO PARKING zone on the south side of Mather Street from a point 50 feet west of Gray St to Gray St.
5. To deny the request to restore the NO PARKING zone removed in 2013 at the inside corner of Frank Street and Rockdale Street due to difficulty backing in and pulling out of a camper.

6. To remove the NO PARKING zone on the west side of Webster Avenue from Irwin Avenue to Day Street.
7. To remove the NO PARKING EXCEPT SUNDAY zone on the west side of Webster Avenue from Day Street to Harvey Street.
8. To remove the NO PARKING zone on the west side of Webster Avenue from Harvey Street to Pine Street.
9. To establish and adopt by ordinance a NO PARKING zone on the west side of Webster Avenue from Pine Street to Irwin Avenue.
10. Remove the metered zone on Cherry Street from Washington Street to its western terminus.

W. Report of the Ethics Committee (November 20, 2018).

1. To dismiss with prejudice for failure of prosecution as stated in the withdrawal.

X. Receive & Place on File.

1. Municipal Court Report for October 2018.

Y. Resolutions.

1. Resolution authorizing release of drainage easement for 1208 Wolverine Court.
2. Resolution regarding vacation of an unimproved portion of (private) right-of-way north of Deckner Avenue.
3. Resolution authorizing a variance from section 14.724, Subdivision and Platting, Green Bay Municipal Code, to allow for a lot to be created smaller than the allowed square footage at 1717 Morrow Street.
4. Resolution authorizing a variance from section 14.727, Subdivision and Platting, Green Bay Municipal Code, to allow for three lots to be created smaller than the allowed street frontage on Burns Avenue.
5. Resolution vacating a portion of Donald Driver Way south of Kellogg Street.
6. Consideration of an Initial Resolution Regarding Industrial Development Revenue Bond Financing for M&M Warehousing, LLC Project. Information with respect to the job impact of the project will be available at the time of consideration of the Initial Resolution.
7. Resolution approving an electric and a gas easement across City owned parcel 1-1841-A (Lambeau Field).
8. Resolution drawing final orders to contractors for November 2018.
9. Resolution of Recognition-Olde Preble Neighborhood Association

Z. Referral of Petitions & Communications.

AA. Ordinances - First Reading.

1. General Ordinance No. 29-18
An ordinance creating Section 33.08(7)(I), Green Bay Municipal Code, relating to online ordering and curbside pickup of alcohol beverages.
2. General Ordinance No. 31-18
An ordinance amending section 29.208, Green Bay Municipal Code, relating to parking regulations.

BB. 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.