



# **AGENDA OF THE COMMON COUNCIL**

**MONDAY, APRIL 15, 2019, 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 April 1, 2019.
- E. Approval of the Agenda.**
- F. Report by the Mayor.**
- G. Announcements.**
- H. Awards and Recognitions**
  - I. Presentation of Gavel to Mayor Eric Genrich
- I. Ordinances - Second Reading for Adoption.**
  - 1. General Ordinance 12-19  
An ordinance amending and creating sections of Chapter 24, Green Bay Municipal code, relating to fire prevention code.
  - 2. General Ordinance 13-19  
An ordinance creating section 27.405, Green Bay Municipal Code, relating to possession of tobacco and vapor products by minors prohibited.
- J. Report of the Redevelopment Authority (April 9, 2019).**

- I. To approve a request by DDL Holdings, LLC, to transfer real property, in accordance with Development Agreement 17-02 (Rail Yard: North).

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.

#### **K. Resolutions.**

1. Resolution authorizing conditional-use approval at 430 South Clay Street for a shelter facility.
2. Resolution drawing final orders to contractors for April 15, 2019.
3. Resolution approving the sale, transfer, or conveyance of property subject to a continuing guaranty pursuant to Development Agreement 17-02: Rail Yard: North (Building R).
4. Resolution approving the sale, transfer, or conveyance of property subject to a continuing guaranty pursuant to Development Agreement 17-02: Rail Yard: North (Condos).
5. Resolution approving the sale, transfer, or conveyance of property subject to a continuing guaranty pursuant to Development Agreement 17-02: Rail Yard: North (TWG).

#### **L. Report of the Park Committee (April 10, 2019).**

1. To approve the Design, Construction & Dedication agreement with the Friends of Bay Beach for the construction of a temporary gravel parking lot at Bay Beach Amusement Park.
2. To approve the request by the Rotary Club of Green Bay to install a memorial for the recipients of the Free Enterprise Award, just south of Admiral Flatly Park, along the Fox River Trail.

#### **M. Report of the Personnel Committee (April 9, 2019).**

1. To approve request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.
  - a. Electrician - Public Works
  - b. Assistant City Attorney - Law
  - c. Forestry Worker I - Parks, Recreation & Forestry
  - d. Engineering Technician (2) - Public Works
2. To approve request to reorganize Police Department's front desk positions.

#### **N. Report of the Improvement & Services Committee (April 10, 2019).**

1. To approve request by Ald. Wery to consider moving spring bulk pick-up from second week of March to the fourth week of March in future years.
2. To approve request by Ald. Corpus-Dax to consider Alpine Drive for future road improvement project.
3. To approve the Department of Public Works Capital Improvement Program for 2019.

4. To approve McMahon Contract Amendment No. 7 for 2019 storm water facility vegetation maintenance in the amount of \$14,680.
5. To approve NES Ecological Services – A Division of Robert E. Lee & Associates, Contract Amendment No. 6 for 2019 storm water facility maintenance in the amount of \$49,050.
6. To approve the report of the Purchasing Manager to purchase a Trailer Mounted Dewatering Pump for the Sanitary Sewer Department to United Rental for \$30,725.
7. To approve the award of the following contracts:

A. PARKS PROJECT 1-19 (RED SMITH PARK SHELTER) to the low responsive bidder, MJl Building Services, LLC, in the amount of \$318,000.00.

B. PARKS PROJECT 2-19 (EAST RIVER OPTIMIST PARK) to the low responsive bidder, Peters Concrete, Inc., in the amount of \$348,964.40.

8. To conditionally approve the applications for a Concrete Sidewalk Builder's License for Items 8. C and D contingent upon a positive review of references, and to approve the applications for a Concrete Sidewalk Builder's License for Items 8. A, B, E, F, G, H, I, J, and K.

A. Allied Concrete Construction, Inc.

B. Baeten Concrete LLC

C. Chris Marto Concrete LLC

D. Concrete Cutters, Inc.

E. E & I Concrete Construction

F. Frank O. Zeise Construction Co., Inc.

G. JD Concrete Corporation

H. Loch Construction Co., Inc.

I. RG Hendricks & Sons Construction Co., Inc.

J. S & J Concrete LLC

K. Verheyen Construction LLC

9. To conditionally approve the application for a Tree & Brush Trimmer License for Item 9. A contingent upon a positive review of references, and to approve the applications for Tree & Brush Trimmer Licenses for Items 9. B and C.

A. Brickyard Contracts

B. Bucklin Tree Service LLC

C. Treeo's Tree Service, Inc.

10. To approve applications for Underground Sprinkler System Licenses by the following:

A. Irrigation Doctors LLC

B. The Sprinkler Company

#### **O. Report of the Protection & Policy Committee (April 8, 2019).**

- I. To approve an appeal by Luke Froeba regarding the denial of his operator's license.

2. To approve a request by Richard Craniums at 840 S. Broadway to temporarily extend their outdoor premise to include their rear parking lot April 20 from 11 a.m. until 6 p.m. for a benefit, subject to complaint.
3. To approve an application for a Class "B" Beverage and "Class C" Wine license for El Dorado LLC at 923 W. Mason, contingent upon the approval of the proper authorities.
4. To approve a request by Sardine Can at 128 S. Broadway to temporarily extend their licensed premise to their parking lot for special events June 19, July 10, August 7 and August 24, subject to complaint and with the condition that the license holder work with the Police Department on appropriate security, fencing, and outdoor bathrooms.
5. To hold a request by Ald. Brunette, which reads: "For the City to develop a resolution, or policy and procedure to notify property owners near parcels of land with a pending or approved application to be transferred from fee to trust status. My overarching concern is for the City and the Oneida Nation-in goodwill- to notify affected property owners of the new governing jurisdiction, code enforcement, and zoning authority of the parcel recently transferred or applied to be transferred, and to provide an official forum for public input and comment."
6. To refer to staff a request by Ald. Dorff, which reads: "I believe that steps must be taken to ensure that infra structure projects, including but not limited to those that the wheel tax will fund, must be chosen very carefully and be placed into a capital improvement plan. I am requesting that P and P develop policy with the help of DPW, legal and other appropriate staff. This policy must be developed so that the special interests and requests of individual alders do not subvert the process of choosing the projects that have been carefully researched by city staff as being appropriate for placement in a five year plan. Parameters for choosing streets to be repaired, reconstructed or resurfaced as well as other infra structure improvements should be clearly identified within this policy," previously held from the March 25 Protection & Policy Committee meeting.
7. To approve an application for the 2019-2020 liquor license season for a Class "A" Beer and "Class A" liquor (cider only) for Van Zeeland Oil Co. Inc. at 601 N. Military Ave. with a licensed premise as "convenience store/gas station one store building 40' x 60'. (currently licensed as a Class "A" Beer and "Class A" liquor license), contingent upon the approval of the proper authorities.
8. To receive and place on file a request by Ald. Kathy Lefebvre that states: "I request that we look at street assessments for non profits-example Paul's Pantry N. Webster. Their assessment is \$17,000 and I feel this will take away from the vital services they provide. I do believe they should pay something-maybe half."
9. To receive and place on file the Liquor Violation Report from the Police Department for April 8, 2019.

**P. Report of the Protection & Policy Committee Granting Operator Licenses.**

- I. Report of the Protection & Policy Committee granting Operator Licenses.

**Q. Report of the Finance Committee (April 9, 2019).**

1. To hold the request by Ald. Wery that all departments submit time spent and resources used by any current or former employee on Mayor Schmitt's private going away (retirement) party until Ald. Wery can be present. All time and resources used are to be billed to Mayor Schmitt. Ald. Wery is requesting the City of Green Bay inquire into whether City resources of any kind will be needed for Schmitt's retirement party, especially if a public fireworks display takes place.
2. To deny signing the Brown County Tax Collection Agreement for December 2019 to February 2020, but to provide additional information on a break even point for the interest rate for the Council meeting.

**R. Receive and Place on File.**

1. Building Permit Report for March 2019
2. Municipal Court Report for March 2019.

**S. Referral of Petitions & Communications.**

**T. Adjournment.**

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