



AGENDA OF THE COMMON COUNCIL

**TUESDAY, JULY 16, 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 June 18, 2019 meeting.

E. Approval of the Agenda.

F. Report by the Mayor.

G. Announcements.

H. Presentations

I. Laura Schley, Public Arts Coordinator, will present the Sidewalk Poetry program, along with the selected poems and poets.

I. Appointments.

I. New Appointment:

Broadway Business District (BID) Board

Sandra Ranck, 340 N. Broadway, Green Bay, WI 54303

Term to expire: December 31, 2019

Water Commission

Jamie Wall, 1241 Lawe Street, Green Bay, WI 54301

Term to expire: October 31, 2023

J. Public Hearings.

1. Zoning Ordinance No. 4-19
An ordinance rezoning property located at 2324 University Avenue from General Commercial (C1) to Highway Commercial (C2).
2. Zoning Ordinance No. 5-19
An ordinance amending planned unit development ZO 12-11 Zoning Certain Lands located in the 900 and 1000 blocks of Lombardi Avenue and Tony Canadeo Run.
3. General Ordinance No. 16-19
An ordinance amending Section 13-509, Green Bay Municipal Code permitted setback encroachments.
4. Resolution authorizing conditional-use approval at 3071 Gothic Court.
5. Resolution authorizing conditional-use approval at 400/500 Block South Broadway.
6. Resolution regarding vacation of a portion of public right-of-way Padi-Wood Lane.

K. Ordinances - Second Reading for Adoption.

1. Zoning Ordinance No. 4-19
An ordinance rezoning property located at 2324 University Avenue from General Commercial (C1) to Highway Commercial (C2).
2. Zoning Ordinance No. 5-19
An ordinance amending planned unit development ZO 12-11 Zoning Certain Lands located in the 900 and 1000 blocks of Lombardi Avenue and Tony Canadeo Run.
3. General Ordinance No. 16-19
An ordinance amending Section 13-509, Green Bay Municipal Code permitted setback encroachments.

L. Report of the Redevelopment Authority (July 9, 2019).

1. To approve Preliminary Concept Plan(s) for the Shipyard at 100 W. Mason Street (Tax Parcel 2-78).

The Council 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 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.

2. To direct staff to draft and negotiate Management Agreement(s) for the Shipyard at 100 W. Mason Street (Tax Parcel 2-78) as discussed in closed session.

The Council 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 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.

3. To recommend Common Council adopt Resolutions designating the Redevelopment Authority (RDA) to perform all acts necessary for creating, amending, and/or closing Tax Increment District (TID) Five (5), Seven (7), Eight (8), Nine (9), Twelve (12), Thirteen (13), Fourteen (14), Seventeen (17), Twenty-Two (22), and Twenty-Three (23).
4. To approve the Resolution for Post Issuance Compliance Policy for Tax-Exempt Conduit Bonds.
5. To approve a Request for Proposals for redevelopment of the parking lot located on the 200 block of North Monroe Avenue.

M. Report of the Improvement & Services Committee (July 10, 2019).

1. To hold until the August 14, 2019 Improvement and Services Committee meeting the request by Ald. Johnson on the authorization of the installation of crosswalk art at the intersection of Broadway and Hubbard Streets.
2. To approve the request by Ald. Scannell, on behalf of Jon-Thomas Korntved, for 8 additional overnight parking exemptions at 868 1/2 Dousman Street.
3. To approve the SafePark Program to temporarily lift the on-street overnight parking restriction for those vehicles participating in the program that display the appropriate program hangtag.
4. To approve the report of the Purchasing Manager:
 - A. To purchase a Televised Sewer Inspection System for the Sanitary Sewer Department from Aries Industries for \$91,073.
 - B. To award a contract for Televised Inspections of Sanitary Sewer Basins to be performed in 2019 to Northern Pipe & TV in the amount of \$305,124.20.
 - C. To award a 3-year contract for Televised Inspections of City Wide Standard Sewers to be performed in 2019-2021 to Northern Pipe & TV in the amount of \$136,790 for the first year and then two option years for \$136,790 each.

5. To approve the report of actions taken by Department of Public Works

A. Award of contracts

I. To approve to award contract SEWERS 3-19

Part A to the low responsive bidder, Dorner Inc., in the amount of \$307,450.

Part B to the low responsive bidder, Insituform Technologies USA, LLC, in the amount of \$437,425.90.

2. To approve to award contract SEWERS 4-19 (MINI-SEWERS) to the low responsive bidder, Highway Landscapers, Inc., in the amount of \$152,034.50.

3. To approve to award contract BRIDGE 1-19 WIESNER STREET PEDESTRIAN BRIDGE to the low responsive bidder.

B. Granting of Licenses

I. Sidewalk Builder

- a. Delahaut Custom Concrete LLC
- b. Dorner Equipment Sales & Service LLC
- c. Paul Conard Construction Co., Inc.
- d. Ramco Construction Services LLC

2. Tree & Brush Trimmer

- a. Basic Tree Service
- b. Consciously Fresh Tree Service

3. Underground Sprinkler System for Conserva Irrigation

N. Report of the Protection & Policy Committee (June 24, 2019; July 8, 2019; July 9, 2019 AND July 12, 2019).

- 1. Informational: To approve the renewal applications for various liquor and/or beer licenses for the 2019-2020 license year, with the approval of the proper authorities. (The Protection & Policy Committee took final action at the June 24, 2019 meeting).
- 2. To approve request by Automobile Gallery at 400 S. Adams St. to temporarily extend their licensed premises on August 5 from 5:30 p.m. to 9:30 p.m. to include their front parking lot for an event, subject to complaint. (July 8, 2019)
- 3. Informational: To approve a renewal application (submitted June 12, 2019) for a "Class B" Combination License by Pablo's Mexican Grill House at 850 Kepler Dr. Suite C, with the approval of the proper authorities. (The Protection & Policy Committee took final action at the July 8, 2019 meeting).

4. To approve the release of the 2018-2019 "Class B" Combination licenses to the pool of available licenses due to no action taken for the 2019-2020 license year. (July 8, 2019)
5. Informational: To approve an application for a "Class B" Combination license by MaiSee Vue (individual entity) at 100 S. Broadway St., with the approval of the proper authorities (previously licensed as Hilmond LLC during the 2018-2019 license season)(The Protection & Policy Committee took final action at the July 8, 2019 meeting).
6. Informational: To approve an application for a "Class B" Combination license for Bullseye 708 LLC at 708 Bodart St., with the approval of the proper authorities (previously licensed as R&K Neil, LLC during the 2018-2019 license year) (The Protection & Policy Committee took final action at the July 8, 2019 meeting).
7. To deny an appeal by Everett Butzine, 1621 14th Ave., regarding his dog Henry being declared dangerous, previously held at the June 10 Protection & Policy meeting. (July 8, 2019)

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

8. To approve an appeal by Ashley Harper regarding the denial of her operator's license. (July 8, 2019)
9. To deny an appeal by Eric Chang at 830 Howard Street regarding invoice 19001317, previously held at the June 10 Protection & Policy meeting. (July 8, 2019)
10. To approve an appeal by Dean VanLaanen and reduce the reinspection fees accrued at 842-844 Fifteenth Ave to \$1325. (July 8, 2019)
11. To approve General Ordinance No. 17-19, an ordinance creating Sections 33.03(4) and 33.05(10), Green Bay Municipal Code, relating to provisional licenses. (July 8, 2019)
12. To refer to staff a request by Ald. Galvin regarding petitions and communications for a policy be created to keep items that are referred to staff on the applicable agenda for staff to update as to the status until the item has been completed. (July 8, 2019)
13. To receive and place on file a request by Ald. Johnson for consideration with possible action on the creation of a SafePark initiative that permits overnight parking for those who may have consumed too much alcohol in an effort to deter drunk driving incidents. (Examples: Seattle: <http://www.parking.org/2016/01/19/tpp-2013-11-overnight-options/> Colorado: <https://www.codot.gov/safety/alcohol-and-impaireddriving/> planahead/overnight-parking). (July 8, 2019)

14. 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," which was referred to staff at a previous Protection & Policy Committee meeting. (July 8, 2019)
15. To refer to the Mayor's Office a request by Ald. Dorff to form a short term task force, led by the Police department, including, Fire, Alders, risk management, Celestine Jeffries and any other important stakeholder to review the security practice of the city buildings and the city employees to determine what changes and training are needed to ensure that our municipal buildings are safe and secure for both employees and the public. (July 8, 2019)
16. To refer to staff a request by Ald. Dorff to research and create a fair housing ordinance for the City of Green Bay, which was referred to the Protection & Policy Committee by the Plan Commission at their June 10 meeting. (July 8, 2019)
17. To receive and place on file a request by Ald. Wery which states: "To request a report of police call volume on Western Ave. from Oneida to Taylor. What addresses are habitual problems, have nuisance plans and bills for service been issued? Develop a plan moving forward to reduce the number of police calls to this area," previously held at the May 13 and June 10 Protection & Policy meetings. (July 8, 2019)
18. To receive and place on file the Liquor Violation Report from the Police Department for July 8, 2019. (July 8, 2019)
19. Informational: To approve the renewal applications for various liquor and/or beer licenses for the 2019-2020 license year, with the approval of the proper authorities. (The Protection & Policy Committee took final action at the July 9, 2019 meeting).
20. Informational: To approve the renewal applications for various liquor and/or beer licenses for the 2019-2020 license year, with the approval of the proper authorities. (The Protection & Policy Committee took final action at the July 12, 2019 meeting).
21. To refer to staff a request by Ald. Johnson, for consideration and possible action on the drafting of an ordinance that regulates the use of electric scooters in the City of Green Bay by companies such as Bird, Lime, Zagster and others. (July 12, 2019)

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

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

P. Report of the Plan Commission (July 8, 2019).

- I. To amend a Conditional Use Permit (CUP) for the emergency shelter use at 411 St. John Street, subject to the amended language being added to the CUP.

2. To authorize the Conditional Use Permit (CUP) to allow for a detached garage to exceed both the height and area limitation in Chapter 13-615, Green Bay Zoning Code at 2709 Nicolet Drive, 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. Continuance of similar style of architecture, exterior construction material, and color of the structure.

3. To approve a variance from Sections 14-724 and 14-727 of the Subdivision and Platting Ordinance to allow for a land division for a flag-shaped lot and a lot without frontage on a public street at 2350-2390 East Mason Street, subject to the following conditions:

A. Approval of CSM 19-08 is required for this Variance Request to be valid.

B. A 36 ft. ingress/egress easement over the existing roadway area over Proposed Lot 1 shall be recorded as part of CSM 19-08 or through separate document or this variance request is considered void.

Q. Report of the Finance Committee (June 18, 2019 AND July 9, 2019).

1. To approve the 2019 bonding request as discussed. (June 18, 2019)
2. To move forward with the refunding of the taxable 2009 G.O. Corporate purpose bonds (BAB's), and advise Staff to proceed with creating a parameter resolution. (July 9, 2019)
3. To receive and place on file the communication by Ald. Johnson for further discussion on the direction on the mandated purchase of Brown County of ExpressVote for \$120,000 as outlined in the draft 2019 bond request. (July 9, 2019)
4. To approve the utilization of the remaining \$1,000,000 of State Trust Fund for the Neighborhood Enhancement Program as directed by the Common Council at the 6/19/18 meeting. (July 9, 2019)
5. To receive and place on file the notification of State-Issued Certificate by Northeast Communication of Wisconsin Inc, (Nsight) of expansion in the City of Green Bay service area for Cable and Video Providers per State Statute 66.0420. (July 9, 2019)

R. Report of the Park Committee. (July 10, 2019)

1. To refer to staff to adopt and implement a policy to notify residents/neighbors of major additions or alterations to the parks.
2. To refer to staff to look at the Baird Creek Parkway along Basten Street for possible upgrades to this park area.

S. Report of the Personnel Committee (July 9, 2019).

1. To approve request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.

A. Mechanic Foreperson - Public Works

B. Electrician - Public Works

2. To approve amendment of City of Green Bay Personnel Policy Chapter I Equal Employment Opportunity.
3. For staff to proceed as discussed in closed session pertaining to request by Ald. Galvin to examine and determine salary and benefits for the Oak Learning Center at the Wildlife Sanctuary to see if other funding sources can be used to get their pay and benefits closer to GBAPS salaries and benefits.

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T. Report of the Traffic, Bicycle, and Pedestrian Commission (June 17, 2019).

1. To receive and place on file the request to review the lighting and signage of the St. Mary's Hospital corridor.
2. To receive and place on file the request to look at the feasibility of left-turn caution arrows along Military Avenue traffic signals between Shawano Avenue and Mason Street.
3. To receive and place on file the request to change the 2-WAY YIELD condition on Juniper Drive at Laura Street to a 2-WAY STOP condition.

U. Report of the Sustainability Commission (June 12, 2019).

1. To approve a pollinator corridor working group.

V. Report of the Tax Incremental Districts Joint Review Committee (June 27, 2019).

1. To receive and place on file the Tax Incremental Districts annual reports.

W. Receive and Place on File.

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

X. Resolutions.

1. Resolution authorizing conditional-use approval at 3071 Gothic Court.
2. Resolution authorizing conditional-use approval at 400/500 Block South Broadway.
3. Resolution regarding vacation of a portion of public right-of-way Padi-Wood Lane.
4. Resolution ordering sidewalks reconstructed and issuing 60-day notices.

5. Resolution authorizing a variance from Sections 14.724 and 14.727, Subdivision and Platting, Green Bay Municipal Code, to allow for creation of a flag-shaped lot and a lot without public frontage.
6. Initial resolution authorizing the issuance of not to exceed \$3,410,000 general obligation bonds for street improvements.
7. Initial resolution authorizing the issuance of not to exceed \$7,655,000 general obligation bonds for sewerage improvements.
8. Initial resolution authorizing the issuance of not to exceed \$650,000 general obligation bonds for parking lot and other parking facilities.
9. Initial resolution authorizing the issuance of not to exceed \$1,330,000 general obligation bonds for fire engines and other equipment of the fire department.
10. Initial resolution authorizing the issuance of not to exceed \$950,000 general obligation bonds for parks and public grounds.
11. Initial resolution authorizing the issuance of not to exceed \$1,500,000 general obligation bonds to provide financial assistance to blight elimination, slum clearance, community development, redevelopment, and urban renewal programs and projects.
12. Resolution authorizing and directing the publication of notice of the adoption of initial resolutions.
13. Resolution authorizing and providing for the issuance of not to exceed \$15,495,000 general obligation bonds; providing for the notification and sale of said bonds; and other related details.
14. Initial resolution authorizing the sale and issuance of general obligation promissory notes; and certain related details.
15. Resolution authorizing and providing for the sale and issuance of \$19,005,000* Water System Revenue Refunding Bonds, Series 2019, and all related details.
16. Resolution to utilize the remaining \$1,000,000 of State Trust Fund for the Neighborhood Enhancement Program as directed by the Common Council at the 6/19/18 meeting.
17. Resolution authorizing and providing for the issuance and establishing parameters for the sale of not to exceed \$7,000,000 general obligation refunding bonds, series 2019A, and certain related details.
18. Initial resolution authorizing the issuance of not to exceed \$7,000,000 general obligation refunding bonds.
19. Resolution designating the Redevelopment Authority as agent of the City of Green Bay for the amendment of Tax Increment District (TID) Number Five (5), East and West Downtown.

20. Resolution designating the Redevelopment Authority as agent of the City of Green Bay for an allocation amendment and dissolution of Tax Increment District (TID) Number Seven (7), Ashland Avenue and Lombardi Avenue corridors.
21. Resolution designating the Redevelopment Authority as agent of the City of Green Bay for the dissolution of Tax Increment District (TID) Number Eight (8), Henry and Morrow Streets.
22. Resolution designating the Redevelopment Authority as agent of the City of Green Bay for the dissolution of Tax Increment District (TID) Number Nine (9), State Highway 54/57 Business Park.
23. Resolution designating the Redevelopment Authority as agent of the City of Green Bay for the dissolution of Tax Increment District (TID) Number Twelve (12), I-43 Commercial Development.
24. Resolution designating the Redevelopment Authority as agent of the City of Green Bay for the amendment of Tax Increment District (TID) Number Thirteen (13), Downtown Redevelopment.
25. Resolution designating the Redevelopment Authority as agent of the City of Green Bay for the amendment of Tax Increment District (TID) Number Fourteen (14), North Broadway Redevelopment.
26. Resolution designating the Redevelopment Authority as agent of the City of Green Bay for the dissolution of Tax Increment District (TID) Number Seventeen (17), 900 Block North Broadway.
27. Resolution designating the Redevelopment Authority as agent of the City of Green Bay for the creation of Tax Increment District (TID) Number Twenty-Two (22), The Shipyard.
28. Resolution designating the Redevelopment Authority as agent of the City of Green Bay for the creation of Tax Increment District (TID) Number Twenty-Three (23), Legends District.

Y. Ordinances - First Reading.

I. General Ordinance No. 17-19

An ordinance creating Sections 33.03(4) and 33.05(10), Green Bay Municipal Code, relating to provisional licenses.

Z. Referral of Petitions & Communications.

AA. 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.