



MINUTES OF THE IMPROVEMENT AND SERVICES COMMITTEE

WEDNESDAY, APRIL 8, 2020, 5:00 PM

Telephonic Meeting

Public may also view at:

www.youtube.com/CityOfGreenBay

A. ZOOM MEETING INFORMATION.

I. The attached documents contain telephone numbers and instructions for calling into this Zoom Meeting.

B. ROLL CALL.

Present: Ald. Brian Johnson, Ald. Andy Nicholson, Ald. Jesse Brunette, Ald. Chris Wery

C. APPROVAL OF THE AGENDA.

Moved by Ald. Jesse Brunette, seconded by Ald. Chris Wery to approve the agenda of the Wednesday, April 8, 2020 Improvement and Services Committee meeting. Motion carried.

Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

D. APPROVAL OF MINUTES.

Moved by Ald. Chris Wery, seconded by Ald. Jesse Brunette to approve the minutes of the Wednesday, March 25, 2020 Improvement and Services Committee meeting. Motion carried.

Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

E. REGULAR BUSINESS.

1. Consideration with possible action on request by Hyatt Equities, LLC to assign rights and interests in a Parking Agreement, dated October 15, 2012, and all subsequent modifications and amendments, to HR Current Owner, LLC, a wholly-owned subsidiary of Hyatt Equities, LLC.

Moved by Ald. Brian Johnson, seconded by Ald. Chris Wery to approve the request by Hyatt Equities, LLC to assign rights and interests in a Parking Agreement, dated October 15, 2012, and all subsequent modifications and amendments, to HR Current Owner, LLC, a wholly-owned subsidiary of Hyatt Equities, LLC. Motion carried. Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

2. Consideration with possible action on request by Ald. Dorff, due to great concern regarding the possibility/probability of extensive flooding to the homes and roads on the South Shore of the Bay of Green Bay due to the current height of the bay, to provide for a full report on the progress that has been made on obtaining funding to fix the dike on the south shore of the bay of Green Bay, a timeline on when work on the dike will begin, and how we can finance this work even if we are not able to obtain state and federal grants.

Moved by Ald. Brian Johnson, seconded by Ald. Chris Wery to refer to staff the request by Ald. Dorff, due to great concern regarding the possibility/probability of extensive flooding to the homes and roads on the South Shore of the Bay of Green Bay due to the current height of the bay, to provide for a full report on the progress that has been made on obtaining funding to fix the dike on the south shore of the bay of Green Bay, a timeline on when work on the dike will begin, and how we can finance this work even if we are not able to obtain state and federal grants. Motion carried. Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

3. Consideration with possible action on request by Ald. Nicholson for (1) review of the Department of Public Works completion date expectations with possible action, and (2) notification to the Brown County Home Builders Association about the meeting as Department of Public Works staff will be meeting with Brown County Home Builders Association on December 12, 2019 (referred to staff at the January 7, 2020 Improvement and Services Committee meeting).

Moved by Ald. Brian Johnson, seconded by Ald. Jesse Brunette to hold the request by Ald. Nicholson for (1) review of the Department of Public Works completion date expectations with possible action, and (2) notification to the Brown County Home Builders Association about the meeting as Department of Public Works staff will be meeting with Brown County Home Builders Association on December 12, 2019. Motion carried. Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

4. Consideration with possible action on request by Ald. Scannell for the City of Green Bay to adopt "No Mow May" to provide habitat for early season pollinating species.

Moved by Ald. Brian Johnson, seconded by Ald. Jesse Brunette to deny the request by Ald. Scannell for the City of Green Bay to adopt “No Mow May” to provide habitat for early season pollinating species and refer the item to the Sustainability Commission to develop a Pollinator Corridor program. Motion carried. Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

5. Consideration with possible action on behalf of Department of Public Works to award licenses for Concrete Sidewalk Builders, Tree and Brush Trimmers, and Underground Sprinkler Installers at a staff level and report out award of said licenses at the next regularly scheduled meeting of the Improvement & Services Committee for the duration of the declared emergency resulting from the COVID-19 pandemic.

Moved by Ald. Chris Wery, seconded by Ald. Jesse Brunette to approve the request of the Department of Public Works to award licenses for Concrete Sidewalk Builders, Tree and Brush Trimmers, and Underground Sprinkler Installers at a staff level and report out award of said licenses at the next regularly scheduled meeting of the Improvement & Services Committee for the duration of the declared emergency resulting from the COVID-19 pandemic. Motion carried. Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

6. Consideration with possible action on approval of the 2019 Department of Public Works Annual Report.

Moved by Ald. Chris Wery, seconded by Ald. Jesse Brunette to receive and place on file the 2019 Department of Public Works Annual Report. Motion carried. Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

7. Consideration with possible action on request by Department of Public Works to temporarily suspend late fees and provide arrangements for payment plans for sanitary sewer bills for the duration of the declared emergency due to the COVID-19 pandemic, plus a period following the expiration of the declared emergency not to exceed 60 days, consistent with the actions taken by the Public Service Commission for their regulated utilities.

Moved by Ald. Brian Johnson, seconded by Ald. Jesse Brunette to approve the request by Department of Public Works to temporarily suspend late fees and provide arrangements for payment plans for sanitary sewer bills for the duration of the declared emergency due to the COVID-19 pandemic, plus a period following the expiration of the declared emergency not to exceed 60 days, consistent with the actions taken by the Public Service Commission for their regulated utilities. Motion carried. Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

8. Consideration with possible action on request by Brown County Drainage Board to adopt a new Intergovernmental Agreement for Surface Water Management for Drainage District No. 4.

Moved by Ald. Chris Wery, seconded by Ald. Jesse Brunette to approve the request by Brown County Drainage Board to adopt a new Intergovernmental Agreement for Surface Water Management for Drainage District No. 4. Motion carried. Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

9. Consideration with possible action on request by Wisconsin Department of Transportation to enter into a Lift Bridge Maintenance Agreement for the Ray Nitschke (Main Street) Memorial Bridge.

Moved by Ald. Brian Johnson, seconded by Ald. Jesse Brunette to hold until the April 29, 2020 Improvement and Services Committee meeting the request by Wisconsin Department of Transportation to enter into a Lift Bridge Maintenance Agreement for the Ray Nitschke (Main Street) Memorial Bridge. Motion carried. Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

10. Report the award of the contract PAVEMENT 4-20 DOTY STREET RECONSTRUCTION.

Moved by Ald. Brian Johnson, seconded by Ald. Chris Wery to approve the report of award of contract PAVEMENT 4-20 DOTY STREET RECONSTRUCTION to the low responsive bidder, Dorner, Inc., in the amount of \$3,751,956.86. Motion carried. Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

11. Consideration with possible action on the review and award of the following contracts:

A. PAVEMENT REPAIR - 2020

B. SEWERS 2-20 (INCLUDING WATER MAIN)

Moved by Ald. Brian Johnson, seconded by Ald. Chris Wery to approve to award the following contracts:

A. PAVEMENT REPAIR - 2020 to the low responsive bidder, Fischer-Ulman Construction, Inc., in the amount of \$1,354,485.

B. SEWERS 2-20 (INCLUDING WATER MAIN)

Part A to the low responsive bidder, Peters Concrete Co., in the amount of \$1,147,602.95.

Part B to the low responsive bidder, Advance Construction, Inc., in the amount of \$889,849.20.

Part C to the low responsive bidder, Advance Construction, Inc., in the amount of \$866,320.50.

Motion carried. Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

F. INFORMATIONAL.

1. Director's Report on recent activities of the Public Works Department.

Moved by Ald. Brian Johnson, seconded by Ald. Jesse Brunette to receive and place on file the Director's Report on recent activities of the Public Works Department. Motion carried. Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

2. The next Improvement and Services Committee meeting is scheduled for April 29, 2020.

G. PUBLIC HEARINGS.

H. ADJOURNMENT.

Moved by Ald. Jesse Brunette, seconded by Ald. Chris Wery to approve to adjourn the Improvement and Services Committee meeting. Motion carried. Vote: Yes- Andy Nicholson, Brian Johnson, Chris Wery, Jesse Brunette, No- None, Abstain- None

VERBATIM MINUTES

- [Brian Johnson] We have Nicholson, Wery, Brunette, Johnson present. Could someone approve the agenda?
- So moved, Brunette.
- Second.
- Wery.
- Second by Wery. Under discussion, here sign on paper.
- Aye.

- Aye.
- For the minutes, need a motion.
- [Nicholson] Aye.
- Wery, move proposal.
- Second Brunette.
- [Andy Nicholson] Second Brunette, under discussion. Hearing none, all in favor. Nicholson and Wery. Regular business. Number one. Consideration with possible action on request by Hyatt Equities, LLC to assign rights and interests in a Parking Agreement, dated October 15, 2012, and all subsequent modifications and amendments, to HR Current Owner, LLC, a wholly owned subsidiary of Hyatt Equities, LLC. Director Grenier.
- Back 15 or 20 years ago when the Hyatt opened, I think the original agreement was dated either 1995 or 1998. The original management agreement had a provision allowing for Hyatt Equities LLC to assign that both the management agreement and more specifically of interest to us, the parking agreement that goes along with that, and there are some terms and conditions within that, the assignment provisions. Hyatt Equities LLC has exercised that right, they have sent over the document that I sent you late this afternoon. We only received that document within the last day or two. What it does, is it essentially is putting that wholly owned subsidiary is located here at Green Bay and it provides for local decisions and not have to have those decisions relative to the parking agreement and the management agreement go up the chain of command to corporate, which causes it inherent time delays. This has been vetted by both our Law Department and the Law Department with Hyatt and staff does recommend approval of the assignment.
- [Andy Nicholson] Discussion, motion to approve?
- [Brian Johnson] Motion by Johnson to approve. We need a second.
- Second.
- [Andy Nicholson] Wery, under discussion. Hearing none, all in favor?
- Aye.
- [Andy Nicholson] Motion carried. All righty, number two. Consideration with possible action on request by Alder Dorff, due to great concern regarding the possibility of extensive flooding to homes and roads on South Shore, Green Bay due to the current height of the bay. To provide for a full report on progress that has been made on obtaining funding to fix the dike on the south shore of the bay, of Green Bay, a timeline on when work on the dike will begin. How much work even if we are not able to obtain state and federal grants. Alder Dorff, do you want to take this?
- I do, thank you. I would really like this to be referred to staff. The reason that I put the communication was because of several phone calls from the people along the bay, also talking with Alder Lefebvre, Alder Galvin, Alder Stevens, all of whom received calls. I felt that, I just wanted to

give Director Grenier some idea of the questions that we're being asked and hope that we can have a report. Director Grenier, when would you say might be a reasonable time to have a report.

- Oh, probably, if all goes well, I'm hoping in a month. Unfortunately for us, the staff engineer for that utilities division, we have one staff engineer working in that division, last week his wife delivered their first child, so he is now out on bonding leave for the next several weeks, so we lost our worker. So staff, it's actually had to move back and senior staff are starting to work on some of these things. So, in addition to everything else that we've got going, now Matt Hekerleibel is actually going to be sitting down to work on this part within a month.

- So maybe even just an update within a month, even if it's not complete.

- Absolutely.

- Just so that we can tell the people that are calling us and I'll let those other Alders know that next month we'll have some more information for them. So I would like it to be referred to staff if that is the wishes of the committee. Thank you.

- [Andy Nicholson] Entertain a motion to that effect?

- [Brian Johnson] Johnson move to refer to staff.

- Second.

- [Andy Nicholson] Second.

- Discussion. All in favor?

- [All Members] Aye. Three. Request by Alderman Nicholson for, number one, a review of the Department of Public Works completion date expectations and possible action and notification of the Brown County Home Builders Association about the meeting as Department of Public Works staff will be meeting with Brown County Home Builders on December 12 2019. Grenier?

- We just wanted to put this one on, similar to what Alder Dorff was just speaking about. And updates on where we sit with this. Language has been prepared and forwarded off to the Green Bay Home Builders Association. The Green Bay Home Builders Association is soliciting comment from their Board members. They do expect to have something back to us, although, this COVID-19 thing has thrown them into a little bit of a tail spin as well. But we did want to make sure that we informed the committee that it is actively being worked on. GBHBA has that document and they are actively soliciting comment from their members so we do recommend holding this until we actually have something to report back to you on as far as an action item.

- [Andy Nicholson] Entertain a motion to that effect by?

- [Brian Johnson] Johnson.

- [Andy Nicholson] Okay, we've got a motion. We're under discussion, we have a motion.

- [Brian Johnson] Gentlemen, just a question.

- [Andy Nicholson] You got it Johnson.

- [Brian Johnson] Director Grenier, do you know off hand how many defaults do we see right now that have essentially prompted the creation of this form, or this process? If you don't have the answer right now, and want to get back to when this comes back, I'm comfortable with that.

- I think that would probably be better. What we're doing, is we saw the potential. We had a couple, it was not a very widespread issue, but it definitely had the potential to get there, so we sat down with the Homebuilders Association to head it off before it became a problem. It was a very good, mutually cooperative type of discussion. So this is something that's being endorsed by both the Homebuilders Association, so we do see it as a positive. We're just working through the actual language right now.

- [Brian Johnson] Okay, if you could- I'll support the hold, but I would still appreciate when you come back if you could talk about, again, the number of infractions that we currently receive. I'm not looking for a scientific number, just some generalizations, about the scope of the problem. Thank you Chairman.

- [Andy Nicholson] Okay Johnson. All right. We have a motion don't we, and a second?

- We do.

- [Andy Nicholson] Okay, all in favor?

- Aye.

- Aye.

- [Andy Nicholson] Motion carried. Okay, looks like we're on number four. Consideration of possible action on Alderman Scannell for the City of Green Bay to adopt "No Mow May" to promote pre-season pollinating species. Director Grenier.

- The intent of this was, there are some communities who have adopted a "No Mow May". And what they're trying to do is to allow early season plants, especially dandelions, to grow and provide early season pollinating habitat. While the intent of such an initiative is great, we do find that, and many communities have found, that there are logistical problems that go along with that. It leads to issues with long grass and weed complaints, that force Departments of Public Works can never catch up on long grass and weed complaints throughout the rest of the year. In Green Bay, our current ordinance allows vegetation to grow up to nine inches and not be subject to long grass and weed complaint and that length is already long enough to get a lot of these dandelions and other small flowering species to provide that early habitat. In speaking with industry experts, and in particular I reached out to, God and the name, maybe, Alder Dorff might be able to help me out here, she may know the individual who's down at Stone Silo, Justin Kroening, he's Stone Silo in De Pere. He's one of the natural habitat type landscape architects here in Green Bay. James Havel at Northern Ecological Services, here in Green Bay, And then actually reaching out to Ned Dorff as the pollinating coordinator in our area. If people are using herbicides to control the dandelions and then not cutting the grass, you're not

providing the habitat either. You'll wind up with no flowering plants and just long grass, which becomes an enforcement issue. So in speaking with these folks, we don't want to just say, "No, "No Mow May" is not a real good idea." We would rather have something as an alternative to offer up to a objective. So I've been working with these folks on a different alternative, and they all feel that a better approach would be to work with stakeholders to develop pollinating corridors. And what we're looking to do is to look for unused or underutilized city owned parcels. For instance, on the Velp Avenue project, we acquire properties in the area between Atkinson Drive and Mathers Street where there are these small remnants that are left over that are kind of underutilized or unutilized where small native plantings or low growing flowering species could be planted to help supplement and create these pockets where early season pollinators could provide habitat that food source provided and that's a more sustainable way of going about it. There's also the opportunity to work with the park department that not every square foot of a city park has to be mown for a soccer field where around the periphery or scattered throughout peripherally used areas, that some of these areas could be converted to pollinating corridors as well. We've got green ways, we've got a variety of other spots throughout the city that could be utilized in that type of an approach that gives a wider geographic distribution, a more uniformed distribution to provide habitat for these species and has a better sustainability aspect to it in the long term. So, the recommendation we have for the committee is to deny the "No Mow May" and to refer to the Sustainability Commission to develop a pollinator corridor program.

- [Andy Nicholson] Is Johnson here?

- [Brian Johnson] Johnson.

- [Brian Johnson] I would actually make that motion that we refer this to the Sustainability Commission.

- [Andy Nicholson] Forward to approve, is there a second?

- Second Brunette.

- [Andy Nicholson] Second Brunette. Johnson you've got the floor for discussion.

- [Brian Johnson] You know, from a lot of articles that I've read, there's plenty of scientific evidence out there that suggests that these types of policies actually have little to no effect on our pollinators and that there are other strategies, many of which Director Grenier had mentioned, that can be much more effective and so I would favor that approach over one that requires obviously city residents en masse to not cut their grass, which we can't dictate. We can't tell them not to cut their grass, so it would be very difficult I think for us to be impactful, but not to mention again, the scientific evidence that suggests that, even if you do that, it doesn't deliver the intended result. I think the Sustainability Commission is in a much better position though to come back with some alternatives where we can have a greater impact.

- [Andy Nicholson] All right, anything else? Any other questions? If not, entertain a motion.

- Wery, I have a question.

- [Andy Nicholson] All right. Let her rip.

- Thanks Mr Chairman. I'm glad to see us out, we're jumping right from April to June and destroying May with "No Mow May" that we're just going to go right from April to June. But I guess that's not the case, okay, I didn't see the W on the mow, okay. I got it. I would be concerned with increased rodent habitat and weed proliferation if you had a lot of neighbors doing this for a whole month, so I'm glad we can find other ways to do it in other neighborhoods. Thanks. And I'm glad we're keeping May on the calendar.

- [Andy Nicholson] Entertain a motion.

- Motion to approve on the floor, Chair.

- [Andy Nicholson] Who is that?

- It's Brunette, we already have a motion to approve with a second.

- [Andy Nicholson] You're absolutely right. All in favor.

- [All Members] Aye.

- [Andy Nicholson] This motion carried. Number five, consideration with possible action on behalf of the DPW to award licenses for concrete sidewalk builders, tree brush trimmers and underground sprinkler installers at a staff level and report all award of said license at the next scheduled meeting of the Improvement & Services for the duration of the declared emergency resulting from the Corona virus. Director Grenier.

- Hello. With this one, if we're approving licenses, historically that's then relatively straightforward. It's more so if we had a recommendation to deny, and with the recommendation to deny, that person still has the ability to appeal that decision to the INS Committee so that would come back. The award of licenses has historically been a little bit procedural, and right now, because City Hall is closed, the timing of those folks to be able to get the licenses in, guarantee that we're going to receive them here in DPW and get that rostered properly for action on an INS Committee is a little bit negotiable, I guess, is the best way to put it. Mail service is not the best and kind of infrequent here at City Hall with the lack of number of people working here. So if it would be okay with the committee, we would propose for, especially a lot of these licenses are either returning licencees or licencees that we have are completing the background checks on, and provided that everything about the recommendation would be to approve, that we go ahead and approve those and report them out and if, per chance, there is somebody that we would recommend not approving, they would always have that appeal right to come back to the INS Committee already.

- [Andy Nicholson] Any questions? If not, entertain a motion.

- Move to approve, Wery.

- [Andy Nicholson] Second by,

- Second, Brunette.

- [Andy Nicholson] Under discussion. If not, all in favor.

- [All Members] Aye.

- [Andy Nicholson] Today's motion carried. Six, consideration of possible action on approval of the 2019 DPW Report. Director Grenier.

- Okay, the annual report was provided for you in your packet. Brief high level summary on that. In 2019, Engineering Division oversaw in excess of \$17 million in construction activity. Of the Utility Division continues to add more tools to their arsenal to operate and maintain sanitary and storm sewer. Each year, when we have the relevant reports that need to be submitted both for the sanitary and storm, we bring those individual reports forward to you for review and approval so we can go back and take a look at those if you wish. But the short answer here, that you will see documented in the annual report, is the Utility Division has really stepped their game up and especially on the sanitary side, we're down to between a two and a four year rotation to get through the city, depending on where we are and what type of work we're doing. I did want to bring up that again, this year, DPW had some pretty significant turnover, especially due to retirements of some long term employees, not the least of which, Randy Fraeling in our Communications Division and Roy Campbell in the Electrical Division, yet the volume of work continues to get done. From the sanitation perspective, one of the things you will find in the Annual Report is recycling continues to be a challenge. The markets just aren't there and it continues to cost us some pretty significant dollars, where four or five years ago, we used that as a revenue source, so staff is continually being challenged to help close that gap. Streets again had a very busy year. Even though I'm involved in all of these things, every now and then when we get to this new report, and I take a look back at the year, I'm sometimes surprised at what we see. 16 operations and 39 snow and ice spreading operations. Spring yard waste, there were four kerbside collection rotations in the fall, even though we did wind up having snow come to us rather early. Swept the equivalent of over 17,000 hard miles of streets for compliance with our MS Four Permit and Signing and Pavement Marking section continues to do a great job getting out there and getting everything painted around the city. 58 miles for the City of De Pere, 15 miles for the village of Bellevue, 315 miles here in Green Bay as well as 339 intersection crosswalk locations, 117 school legends, 110 intersections with stop bars, 33 directional arrows and in 2020, we are proposing to get back into and refresh the share-alls for bicycle accommodations across the city. So if you have any specific questions with regard to the Annual Report, we're happy to answer those, and we will be sending the Annual Report out electronically to all Alders.

- [Andy Nicholson] Discussion. If not, entertain a motion.

- Move to receive and place on file.

- [Andy Nicholson] Moved to receive and place on file by Wery.

- [Jesse Brunette] Second Brunette.

- [Andy Nicholson] Brunette. Hearing none, all in favor.

- [Several Members] Aye.

- [Andy Nicholson] Motion carried. Seven. Consideration of possible action on request that DPW temporarily suspend late fees, provide arrangements for payment plans for sanitary sewer bills for the duration of the declared emergency due to the Corona virus plus a period following the expiration of the declared emergency not to exceed 60 days, consistent with the actions taken by the Public Service Commission for their regulated utilities.

- The Public Service Commission took action I believe last week or the week before to do these same items for their regular utilities. So that would be Wisconsin Public Service, the Green Bay Water Utility, who is actually PSD regulated. Our sanitary sewer is a utility but it is not PSD regulated so we're not bound by the same rules and regulations, however, in consultation with both the water utility and the Mayor's office, we do think that it would be in the citizens' best interest, during this declared emergency, to provide the same opportunities for suspending late payment charges, and if necessary, to provide for payment plans for sanitary billing the same way that water billing is taken care of.

- [Andy Nicholson] Questions from the Committee. If not, let's entertain a motion.

- [Brian Johnson] Johnson motion to approve.

- [Jesse Brunette] Second Brunette.

- [Andy Nicholson] Under discussion. Hearing none, all in favor?

- [All Members] Aye.

- [Andy Nicholson] Consideration of possible action and request by Brown County Drainage Board to adopt a new intergovernmental agreement for Surface Water Management for Drainage, District Number four. Grenier.

- This is in the University Heights Business Park area of the city, out off of 54/57 bordering with the town of Scott and the town of Humbel. When we acquired that property as part of the border agreement, back I believe in 2005 or thereabouts, there is a drainage district, which is kind of an old means of handling drainage in rural areas. They're really not used very much any more, but given the rural nature out there, this district existed prior to the city becoming involved, and rather than actual sanitary sewers, they have large drainage ditches that they need to maintain. There was an agreement that was put together, I believe by the City at that time, and the old agreement was relatively ambiguous, it didn't clearly identify what we were paying for or what responsibilities the District had back to us as a member, so we sat down and for about two years, we've been working with our District Attorney to come up with a new agreement that's clearer and more equitable. The new agreement sets an annual budget, provides the City with a voice on what activities are being performed on an annual basis, which we did not have in the past, and assesses costs back on an acreage formula. So it's a strict percent of acreage as the percent of the budget that you pay which is much more equitable. Again, this has been about a two year effort for us to work on and we're very happy with the agreement that was finally developed. I did send this out late this afternoon as well. This has also been obviously vetted through their attorney and ours. They've been very involved with the development of this document all along. So we would entertain any questions on that document.

- [Andy Nicholson] Anybody have any questions? If not, entertain the motion.

- Move to approve Wery.
- [Jesse Brunette] Second Brunette.
- [Andy Nicholson] Under discussion. All in favor.
- [All Members] Aye.
- [Andy Nicholson] Motion carried. Nine. Consideration with possible action on request by Wisconsin Department of Transportation to enter into a Lift Bridge Maintenance Agreement for the Ray Nitschke Memorial Bridge. Director Grenier?
- Prior to 2020, the City of Green Bay operated all three of the downtown lift bridges under agreement with the Department of Transportation. Starting with 2020, the DOT is going to start operating them utilizing Brown County personnel, so the City will no longer have bridge tenders staffing those bridges and the intent is to move to remote operations where a single bridge tender occupying the Walnut Street bridge will be able to operate the Nitschke, the Walnut and the Don Tillman Bridge at Mason Street from a single location, which is obviously going to cut costs by only having to have a single bridge tender on staff. At this time, because it would involve a County employee operating a City owned bridge, Nitschke's owned by the City of Green Bay, we don't have a document that allows that to happen, nor do we have the ability to allow a County employee to enter our bridge house, should that become necessary for a manual override or any routine work that's out there. So we've been working with DOT on development of an intergovernmental agreement to allow the County guys to both operate the bridge and enter the bridge tender house. At this time, we have draft language which is in with the lawyers. So we had actually hoped that we'd have a negotiated document for you at this time, but the lawyers are still working out a couple of the kinks.
- [Andy Nicholson] What do you recommend then Steve?
- We could either hold it for two weeks or if you guys, and I know we, feel the same way, so I understand. Why would you approve something that you haven't seen? I get that. So the alternative would be, subject to Law Department approval, to approve the document, but, again, that's not a document you guys would have seen and if you guys want to see it beforehand, then I'd recommend holding for two weeks.
- [Andy Nicholson] Motion to hold.
- [Brian Johnson] Motion to hold for two weeks.
- [Andy Nicholson] Who was that?
- [Brian Johnson] Johnson.
- [Andy Nicholson] Johnson, seconded by?
- [Jesse Brunette] Brunette.

- [Andy Nicholson] And under discussion. Hearing none, all in favor?
- [All Members] Aye.
- [Andy Nicholson] Ten. Report an award of the contract, Pavement 4-20 Doty Street Reconstruction. Director Grenier.
- At the last meeting, you have us the approval to award this one at a staff level. I did send out the bid tabs for this one to you earlier, no, Doty is in the packet, my mistake. Six bids were received. Prices came out fantastic. Just to give you guys a little bit of backstory as to what was going on with the alternate bids. Part of this contract is a 54 inch storm sewer main that runs down Doty, and the base bid was to remove and replace that storm sewer. We provided an alternate bid in there to line it instead. As you see on the bid tabs, in a lot of cases, the remove and replace came out to be cheaper than the lining, and it's simply due to the size of that sewer. Again, six bids received. We were real happy with the numbers. And recommend approving the lower responsible bidder, who was Dorner for the base bid in the amount of \$3,751,956.86.
- [Andy Nicholson] Questions.
- [Brian Johnson] I have just one question.
- [Andy Nicholson] Sure.
- [Brian Johnson] It seems maybe we're going to take these up separately and if that's okay. Recognizing that Peters Concrete, where you're recommending approval of the alternate bid which, from what I understand from what you're saying, is the lining versus the replacing.
- We are recommending the base bid, not the alternate.
- [Brian Johnson] Okay, is that with Peters Concrete as well?
- No, the base bid would be with Dorner Incorporated.
- [Brian Johnson] Oh, so you have Peters Concrete highlighted just because that was the lowest alternate bid.
- Yes, if we had gone with the alternate bid, it would be Peters. If we were going with the base bid, it's Dorner. And we're recommending going the base bid route.
- [Brian Johnson] Got it, just confused me a bit, thank you. I would move to approve.
- [Andy Nicholson] Motion by Johnson moved to approve. Is there a seconder?
- Seconder Wery.
- [Andy Nicholson] By Wery, under discussion.

- All in favor.
- [All Members] Aye.
- [Andy Nicholson] Motion carried, moving forward. I I, consideration of possible action on the review and award of the following contracts, A. Pavement repair 2020. Sewers 2-20 including water main. Director Grenier.
- Pavement repair 2020 was included in your packet. We were a little disappointed in the fact that we only received one bid out there. We made some changes to that contract this year to get a little bit more interest from the contractors. We did follow up with several of the contractors we were expecting to hear from during the bidding process, and there was a couple of different things that we did find. Some of the contractors already had significant prior commitment from other bids that had been let and that did not allow them to dedicate the number of staff to the City that would be necessary to complete this work, because it is a needs based contract that runs across the City for a significant duration of time. We actually did have a couple of contractors indicate that due to COVID-19 pandemic, they're having trouble staffing at this time, so they're not able to bid on the contract due to lack of staff. Fischer-Ulman is a contractor we have had in the past and although we only got one bid, the pricing was actually pretty good. I was more disappointed in the number of contractors who bid on the contract. So in light of the fact that we only did get one bid, but that the prices were good prices, we are recommending to go forward with an award to Fischer-Ulman Construction in the amount of \$1,354,485.
- [Andy Nicholson] We need a motion.
- [Brian Johnson] Moved Johnson.
- [Andy Nicholson] Seconded by who.
- Second, Wery.
- [Andy Nicholson] Okay, under discussion. Any questions, concerns? All in favor.
- [All Members] Aye.
- [Andy Nicholson] Okay.
- Then Sewers 2-20 we only opened yesterday, so I did email that one out to everybody as well. Again, six bids received, very happy with the numbers. That is the sewer contract that goes along with our annual resurfacing program due to the volume of work, that is broken into three different parts, A, B and C. Recommending award of Part A to Peters in the amount of \$1,047,602.95. Part B to Advance Construction in the amount of \$889,849.20 and Part C, Charlie, to Advance Construction in the amount of \$866,320.50.
- [Andy Nicholson] Motion moved Johnson?
- [Jesse Burnette] Second Burnette.

- [Andy Nicholson] Under discussion. Hearing none, All in favor?
- [All Members] Aye.
- [Andy Nicholson] Carried. Okay, informational. Director reports, Director Grenier.
- A few things for you tonight. First of all, spring yard waste collection did start on Monday 6th and we will continue that until early May. We have received some numbers from Brown County for the asphalt but that didn't come in until yesterday, so there was no way to get that on the agenda for today. That was the hot mix and the cold mix that was from the last meeting, so we will get that on the agenda for the 29th. Alder Johnson, we are working on draft ordinance language for the park let and I'm hopeful to have that through our Department with review and be able to get that on the next agenda. I have created that ordinance language and submitted that to Law Department review for the sidewalk cafe ordinance change, so be expecting to see that. Alder Nicholson had an item on the agenda relative to the Grandview Ponds. We have prepared preliminary estimate for the Ponds' construction cost and are working on a fee schedule that will be analogous to but not necessarily an assessment, so it will look a lot like an assessment role, as to what the individual parcels will be responsible for as a mechanism for moving forward. We're also continuing work with a third party who may have an opportunity to provide stormwater management allowing that Grandview development to go forward. Staff is working on a report for the preparation of costs and potential revenue impact from the change in mini storm fees and we hope to have that back at the next meeting. And a formal request is going in. I had conversation with the Department of Transportation to find out what exactly we needed to submit to them to request that the Shonel Avenue project be moved up in the schedule, now that we've gotten that guidance back from DOT, we will be making that formal request this week. So that's the Director's report.
- [Andy Nicholson] Concerns? If not, entertain the motion.
- [Brian Johnson] Move to receive and place on file Johnson.
- [Jesse Burnette] Second Burnette.
- [Andy Nicholson] Under discussion. Hearing none, all in favor?
- [All Members] Aye.
- [Andy Nicholson] Carried. Next meeting is scheduled April 29th 2020. Public hearings? Steve do we have any public hearings?
- We do not Sir.
- [Andy Nicholson] Motion to adjourn.
- [Jesse Brunette] Moved Brunette.
- Second Wery.

- [Andy Nicholson] Under discussion, hearing none, all in favor? Motion carried gentlemen, good night.

- [Brian Johnson] Good night everyone.

- Good night, thanks.

- Good night.