



AGENDA OF THE COMMON COUNCIL

TUESDAY, APRIL 21, 2020, 6:00 PM

Virtual Meeting

Public may also view at

www.youtube.com/CityOfGreenBay

A. Zoom Meeting Information.

- I. Please find the Zoom meeting information with instructions in the Agenda Packet.

B. Roll Call.

C. Pledge of Allegiance.

D. Invocation.

- I. The invocation will be led by Alder Bill Galvin, District 4

E. Alders Oath of Office.

F. Election of Common Council President.

G. Election of Common Council Vice President.

H. Approval of Minutes.

- I. Approval of the minutes of the April 1, 2020 and April 9, 2020 Common Council meetings.

I. Approval of the Agenda.

- I. Approval of the agenda for the April 21, 2020 Common Council meeting.

J. Report by the Mayor.

K. Report on April 7, 2020 Election.

- L. Announcements.**
- M. Recognitions and Awards.**
- N. Appointments.**

- I. City Officials

- Assessor Russ Schwandt
 - City Attorney Vanessa Chavez
 - City Clerk Kris Teske
 - Comptroller Diana Ellenbecker
 - Treasurer Pam Manley
 - Director of Parks, Recreation and Forestry Dan Ditscheit
 - Director of Public Works Steven Grenier
 - Director of Community and Economic Development Kevin Vonck

- 2. Appointment by the Public Works Director

- Weed Commissioner**

- Josh Brassfield, 519 S. Oneida, Green Bay, 54303
 - Effective Dates: May 1, 2020 to April 30, 2022

- 3. Appointments by the Community and Economic Development Director

- Building Inspector**

- Paul Van Calster--Effective May 1, 2020 to April 30, 2022

- Zoning Administrator**

- Paul Neumeyer--Effective May 1, 2020 to April 30, 2022

- City Sealer**

- Jason Stubble

4. **Standing Committees**

Protection & Policy

Craig Stevens

Mark Steuer

John Vander Leest

Kathy Lefebvre

Personnel & Finance

Veronica Corpus-Dax

Barbara Dorff

William Galvin

Brian Johnson

Parks and Improvement & Service

Lynn Gerlach

Randy Scannell

Chris Wery

Jesse Brunette

5. **Boards and Commissions**

Landmarks Commission

Mark Steuer

Ethics Board

William Galvin

Economic Development Authority

Brian Johnson

CDBG Revolving Loan Committee

Brian Johnson

Annexation Commission

Barbara Dorff

Green Bay Plan Commission

Veronica Corpus-Dax

Redevelopment Authority

Barbara Dorff

Traffic, Pedestrian & Bicycle Commission

Craig Stevens

Transit Commission

Randy Scannell

Water Commission

Kathy Lefebvre

Green Bay Public Arts Commission

Lynn Gerlach

Sustainability Commission

Randy Scannell

O. Report of the Redevelopment Authority (April 14, 2020).

1. To approve First Amendment to Development Agreement 18-04 Whitney Park Townhomes: Phase IV with GB Real Estate Investments for a project at 827 Cherry St., 205 N. Van Buren St., 207 N. Van Buren St., 213 N. Van Buren St., 215 N. Van Buren St., 219 N. Van Buren St., and 212 N. Van Buren St. (Tax Parcels 10-71, 10-72, 10-72-A, 10-72-B, 10-72-C, 10-41, and 10-41-A), subject to minor legal and technical changes.

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 refer to staff with a focus on covering businesses falling through the cracks of other programs, and to bring back to the RDA as soon as possible, the communication from Ald. Johnson (District 9) on "Creation of an emergency relief fund to provide loans to assist small business owners with the impacts of coronavirus (COVID-19)."
3. To award the "Abatement & Demolition Contract" RFP #3228 to BEST Enterprises, Inc. for three years with an option to extend the contract for an additional two year period.

P. Report of the Improvement & Services Committee (April 8, 2020).

1. 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.
2. 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.
3. 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.
4. 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.
5. 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.
6. To receive and place on file the 2019 Department of Public Works Annual Report.

7. 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.
8. To approve the request by Brown County Drainage Board to adopt a new Intergovernmental Agreement for Surface Water Management for Drainage District No. 4.
9. 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.
10. 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.
11. 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.

Q. Report of the Protection & Policy Committee (April 6, 2020).

1. To recommend Council waive the ordinance requirements for an outdoor licensed premise and to approve an application for a "Class B" Combination license by TNT Holdings LLC at 2511 W. Mason St. with a license premise description as "outdoor patio bar, storage room, walkin cooler, office, employee room, bar, sit-down area," (Currently licensed as Scoreboard Grille, LLC) Previously discussed at the March 23, 2020 meeting and referred back from the Common Council Meeting of April 1, 2020.
2. To receive and place on file the Liquor Violation Report from the Police Department for April 6, 2020.

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

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

S. Report of the Plan Commission (April 13, 2020).

1. To create a Planned Unit Development (PUD) for the American Foods/Green Bay Dressed Beef campus, 544 Acme Street, subject to the draft Planned Unit Development (PUD). (Public Hearing held 04/13/2020)
2. To rezone 420 Maryhill Drive from Low Density Residential (R1) to Public/Institutional (PI). (Public Hearing held on 04/13/2020)
3. To rezone areas of the 2900 Block of Sitka Street from Low-Density Residential (R-1) to Medium-Density Residential (R-2) and Conservancy District (CON). (Public Hearing held 04/13/2020)

T. Report of the Finance Committee (April 7, 2020).

1. To approve the request from the City Assessor's office to cancel certain property taxes. Resolution to cancel \$5,340.90.
2. To receive and place on file the report estimating \$60,000 in decreased revenue due to the liquor license reduction in response to the request by Ald. Johnson to provide detail regarding the fiscal impact of the resolution to reduce liquor licensing fees and provide recommendations on cost reductions equal to the loss of those revenues.
3. To receive and place on file a request to provide up to \$50,000 to be used for first responders, DPW workers and anyone else on the front lines that needs to interact with the public for safety gear and supplies to come from contingency account.
4. To receive and place on file the report of the Claims Committee.

U. Report of the Personnel Committee (April 7, 2020).

1. To approve as amended Chapter 23 FMLA, Section 2 to allow supplementing FFCRA leave time with accrued paid leave and to require documentation for childcare leave.
2. To approve as amended City Emergency Preparedness Plan for COVID-19.

V. Receive and Place on File.

1. The Municipal Court Report for March 2020.

W. Ordinances - First Reading.

1. Zoning Ordinance No. 04-20
An ordinance rezoning property located at 420 Maryhill Drive from Low Density Residential (R1) to Public Institutional (PI).
2. Zoning Ordinance No. 03-20
An ordinance rezoning property located in the 2900 Block of Sitka Street from Low Density Residential (R1) to Medium Density Residential (R2) District and Conservancy (CON) District.
3. Zoning Ordinance No. 05-20
An ordinance creating a planned unit development (PUD) overlay district for properties located at 544 Acme Street.

X. Committee of the Whole.

1. Discussion with possible action on the "Proclamation Extending the State of Emergency for the City of Green Bay COVID-19 Response."
2. Consideration with possible action on Green Bay Packaging Inc. Manufacturing Personal Property Assessments Appeal.

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.

Y. Resolutions.

1. Resolution to cancel certain property taxes in the amount of \$5,340.90.
2. Resolution drawing final orders to contractors for April 21, 2020.
3. Resolution authorizing legal action regarding the Green Bay Packaging Inc. manufacturing personal property assessments appeal.

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.