



AGENDA OF THE COMMON COUNCIL

**TUESDAY, MAY 5, 2020, 6:00 PM
COUNCIL CHAMBERS
ROOM 203, CITY HALL**

A. Zoom Meeting Information.

- I. This item contains a document which provide call in information and instructions for the Zoom Meeting.

B. Roll Call.

C. Pledge of Allegiance.

D. Invocation.

- I. The invocation will be lead by Pastor Ryan Groshek, from Spring Lake Church and President of Olde Preble Neighborhood Association. Pastor Groshek was invited by Alder Craig Stevens, District 5.

E. Approval of Minutes.

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

F. Approval of the Agenda.

G. Report by the Mayor.

H. Announcements.

I. Appointments.

I. Reappointments

Green Bay Plan Commission

Jacob Miller, 118 S. Washington Street., #B304, 54301

Term to expire: May 1, 2023

Sex Offender Residency Board

Renee Keehan, 515 Spring Street, 54301

Term to expire: May 1, 2025

Melissa Cheslock, 2910 Ballybunion Lane, 54311

Term to expire: May 1, 2025

Zoning and Planning Board of Appeals

Greg Babcock, 1025 S. Quincy Street, 54301

Term to expire: May 1, 2023

Brown County Plan Commission

Matt Woicek, 1968 Treeland Drive., 54304

Term to expire: May 1, 2023

New Appointment

Police and Fire Commission

Rashad Cobb, 1288 Hannah Street, 54303

Term to expire: May 1, 2025

2. 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

The Common Council may convene in closed session pursuant to 19.85(1)(c) Wis. Stats. for the purpose of considering employment, promotion, compensation or performance evaluation data of any public employee. The Common Council 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.

J. Ordinances - Second Reading for Adoption.

I. Zoning Ordinance No. 04-20

An ordinance rezoning property located at 420 Maryhill Drive from Low Density Residential (RI) 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.

K. Report of the Improvement & Services Committee (April 29, 2020).

1. To refer to staff to modify existing ordinance to further define pervious area in the ordinance and report back to Committee the request by Ald. Brunette to amend and update the Stormwater Utility ordinance to include and explain the impact trees have on stormwater retention and drainage, and to provide a dollar credit to property owners who have trees planted or growing on their property in order to be consistent and fair with what the majority of the Common Council passed in November 2019. If the ordinance and Equivalent Residential Unit calculations are not adjusted appropriately, then Forestry expenses should no longer be paid for by Stormwater utility rates effective January 2021.
2. To refer to staff with staff reporting back to Committee at the May 13, 2020 Improvement and Services Committee meeting the request by Ald. Galvin that the current process for funding sidewalk repairs contracted by the City for residents be studied with the possibility of making changes.
3. To approve changes to the ordinance on request by Ald. Lefebvre to request committee to look at the issuing of a sidewalk café permit to Titledown Tobacco per Section 6.155 Green Bay Municipal Code – (I) Definitions: (a) sidewalk café is any group of tables, chairs, benches, or partitions maintained within the public right-of-way for use directly in front of an establishment with a valid restaurant license.
4. To receive and place on file the request by Ald. Steuer to have the City of Green Bay look at docking facilities at Green Bay Metro Boat Launch and see about alternatives to the existing docks, including portable docking systems, such as those at Brown County facilities in Allouez and De Pere.
5. To receive and place on file the request by Ald. Vander Leest, on behalf of area residents, for the sink hole in the front yard of 1831 Van Oss Court near the newly installed mini storm sewer be investigated by the Public Works Department and to be fixed in the spring.
6. To approve the request by Ald. Wery on adjusting mini sewer hookup fees to \$500.
7. To receive and place on file the request by Ald. Wery for an update on repairs or resurfacing of Shawano Avenue, and amended to request staff to find out from WisDOT how to get the project scheduled earlier.
8. To approve the request by Department of Public Works to approve single source purchase from Xylem for stormwater pumps and control panel for the Museum Place Storm Lift Station and approve the purchase of the pumps and control panel in the amount of \$123,750.

9. To approve the report of the Purchasing Manager:

A. Purchase of Dewatering Hoses and Pipes for new pump purchased in April 2020. RFQ #3250 was issued for this and 3 responses were received. All responses received did not meet the stated specifications as required for aluminum piping. A vendor who was able to meet specifications was sourced for a cost of \$33,361. A “No Substitute” request was submitted and approved by the Director of Public Works and the Procurement Manager (see attached).

B. Awarding Edison Park Pickleball Courts project base bid and alternate to Poblocki Paving Corporation, West Allis, WI. RFQ #3245 was issued through the Purchasing Department and one response was received. The department is recommending that the base bid and alternate are awarded for the sum of \$78,557.80.

C. To purchase annual street maintenance consumables as needed for the 2020 season and for annual budgeted expenditures from 2021-2025 from the contracted vendors as noted below.

10. To approve to award the following contracts:

A. RESURFACING 1-20

Part A to the low responsive bidder, Fischer-Ulman Construction, Inc., in the amount of \$448,537.50.

Part B to the low responsive bidder, MCC, Inc., in the amount of \$1,361,814.67.

B. SEWERS 3-20 MINI SEWERS to the low responsive bidder, DeGroot, Inc., in the amount of \$324,752.50.

11. To receive and place on file the report of actions taken by Department of Public Works

A. Granting of Licenses

1. Sidewalk Builder

- a. Brian's Quality Concrete
- b. Carter Trucking & Excavating
- c. Jim Fischer, Inc.
- d. KPC Concrete Contractor LLC
- e. Loch Construction Co., Inc.
- f. Melnarik Concrete, Inc.

2. Tree & Brush Trimmer license to Bay Valley Tree Service.

3. Underground Sprinkler System to Wolfraths Landscaping LLC.

12. INFORMATIONAL - Election of Ald. Chris Wery as Chair of the Improvement and Services Committee.
13. INFORMATIONAL - Election of Ald. Randy Scannell as Vice-Chair of the Improvement and Services Committee.

L. Report of the Protection & Policy Committee (April 27, 2020).

1. To approve the change of agent for Kwik Trip, Inc. at 3525 Humboldt Rd.
2. To approve the change of agent for Kwik Trip, Inc. at 1712 E. Mason St.
3. To approve a request by Player 2, LLC at 219 N. Washington St. to extend the date of issuance of their "Class B" Combination license until the governor lifts the mandate that bars be closed. (Granted at the February 10, 2020 Protection & Policy Meeting).
4. To deny the request by Randy Stocker, 1273 Elmore Street, to Ald. Steuer, to rescind a \$624.39 charge for work completed on said property prior to the closing of the sale of the property to Mr. Stocker.
5. To hold for 90 days a request by Ald. Brunette to refund the re-inspection fees at 2468 West Point and for the city to appeal to the federal government to allow for the property owner's shed to remain.
6. To approve General Ordinance number 11-20, an ordinance to amend Section 1.40(4), GBMC, relating to records retention.
7. To receive and place on file a request by Ald. Steuer to do a study with concerns with 5G Network Health Risks.
8. To receive and place on file a request by Ald. Steuer to create a Green Bay City Resolution to the State of Wisconsin asking Governor Evers to designate retail workers as "first responders", thus opening up possible health and financial benefits.
9. To hold until the next Protection & Policy committee a request by Ald. Brunette for consideration with possible action on Green Bay Common Council to begin meeting a minimum of twice a month effective June 2020. There are too many critical issues requiring attention and action to meet once a month. We answer to the public and more regular meetings are necessary and convenient for the public.
10. To refer to staff a request by Ald. Lefebvre which states: Resolution- The City of Green Bay ask the Wisconsin Election Commission to investigate myvote.gov re: requests for absentee ballot failures. Citizens have filled out their requests and not receiving their ballots after weeks of waiting, they went back to check their status only to find out their request was not there. Therefore it is imperative that the Wisconsin Election Commission makes sure that myvote.gov is ready for the August and November elections and is working properly.
11. To approve a request by Ald. Dorff to create an ad hoc elections committee with members to include Ald. Dorff, Ald. Wery, Clerk Kris Teske and Mayor Eric Genrich with reports directed to the committee of the whole for the duration of the COVID-19 National Crisis.

12. To refer to staff a request by Ald. Scannell to pass a resolution to allow municipalities to have a comprehensive mail voting process for elections.
13. No recommendation on a request by Ald. Wery to request the Wisconsin Elections Commission investigate the administration of the election and conduct of officials for April 7, 2020 and report its findings to the Green Bay Common Council.
14. To receive and place on file the Liquor Violation Report from the Police Department for April 27, 2020.
15. INFORMATIONAL - Election of Mark Steuer as Chair of the Protection & Policy Committee.
16. INFORMATIONAL - Election of Craig Stevens as Vice-Chair of the Protection & Policy Committee.

M. Report of the Finance Committee (April 28, 2020).

1. To approve a Resolution as amended authorizing 2020 transfer of \$6,300.00 from contingency to account 101503-54069 related to Brown County invoice for prefilled sandbags for the public.
2. To receive and place on file a request by Ald. Lefebvre: As zoom has multiple security issues, the city of Green Bay should look into Cisco Webex, which Brown County is using.
3. To hold until the May 12th Finance Committee meeting the request by Ald. Johnson to consider and discuss establishing a budget forecast process to position the city to strategically respond to anticipated revenue shortfalls and additional expenses from the impact of COVID-19.
4. To receive and place on file the Report of the Claims Committee.

The Committee 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 Committee 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.

5. To approve with additional scoring information to be provided for Council the award a 3 year contract to BEST Enterprise, Inc. for the Abatement & Demolition Contract for estimated \$154,685 (\$51,561 annually) with the option of one additional two-year contract upon mutual agreement by both parties.
7. INFORMATIONAL - Election of Barbara Dorff as Chair of the Finance Committee.
6. INFORMATIONAL - Election of Veronica Corpus-Dax as Vice Chair of the Finance Committee.

N. Report of the Park Committee (April 29, 2020).

1. INFORMATIONAL – Election of Ald. Randy Scannell as Chair and Ald. Chris Wery as Vice-Chair of the Park Committee.
2. To direct staff to decide on the size and placement of signs to solve the problem with dogs being off leash in 5 park testing sites.
3. To refer to staff to develop a cost estimate to have garbage cans in all parks year round, specifically in winter months.
4. To approve an amendment to the Revocable Occupancy Permit with The Green Bay Riverside Unit Owners Association Inc. to install landscaping along the Fox River Trail.
5. To approve the request from Wisconsin Public Service for a 12' wide utility easement at Ted Fritsch Park to provide new underground electrical facilities to serve the park shelter.
6. To approve the request from Wisconsin Public Service for a 12' wide utility easement in the Beaver Dam Creek Greenway just south of Kennedy School.
7. To approve the purchase of HVAC equipment for the Park Shop from Temperature Systems Inc. for \$28,700.

O. Report of the Personnel Committee (April 28, 2020).

1. To approve the request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.
 - a. Signs Operator - Public Works
 - b. Signs Worker Foreperson - Public Works
 - c. Operator I (Night Sweeper) - Public Works
2. To approve the request to establish a Commercial Building Inspector classification and reclassify one Building Inspector to a Commercial Building Inspector.
3. INFORMATIONAL – Election of Bill Galvin as Chair of the Personnel Committee.
4. INFORMATIONAL – Election of Brian Johnson as Vice Chair of the Personnel Committee.

P. Report of the Public Arts Commission (April 22, 2020).

1. To defer a decision for two weeks while staff investigates additional alley locations.

Q. Report of the Traffic, Bicycle, and Pedestrian Commission (April 20, 2020).

1. To receive and place on file the report by the Police Department of the 2020 1st quarter serious injury and fatality crashes.
2. To hold until the Monday, May 18, 2020 meeting the request by Ald. Galvin to add Cass Street to the heavy truck route system from Bellevue Street to East Mason Street.

R. Presentations.

1. Update from Chief David Litton, Green Bay Metro Fire Department, regarding COVID-19 response, and other emergencies.
2. Update from Diana Ellenbecker, Finance Director, regarding 2020 budget.

S. Committee of the Whole.

1. Consideration with possible action on the resolution In Support of Communities Disproportionately Affected by COVID-19.
2. Discussion with possible action on the second "Proclamation Extending the State of Emergency for the City of Green Bay COVID-19 Response."

T. Resolutions.

1. Resolution in Support of Communities Disproportionately Affected by COVID-19.
2. Resolution ordering sidewalks reconstructed and issuing 60-day notices.
3. Resolution drawing final orders to contractors for May 5, 2020.
4. Resolution as amended authorizing 2020 transfer of \$6,300.00 from contingency to account 101503-54069 related to Brown County invoice for prefilled sandbags for the public.

U. Ordinances - First Reading.

1. General Ordinance Number 11-20
An ordinance to amend Section 1.40(4), GBMC, relating to records retention.
2. General Ordinance Number 12-20
An ordinance to amend 6.155 33.08(7)(h), GBMC relating to sidewalk cafe permits.

V. Referral of Petitions & Communications.

1. A request by Ald. John Vander Leest to the Protection & Policy Committee to request to review the policies and procedures for curbside voting for the remaining 2020 elections and how to communicate curbside voting information to all voters and poll workers in Green Bay.
2. A request by Ald. John Vander Leest to the Finance Committee which states: "Due to the financial toll the pandemic will have on the economy, City tax base, lost revenues and increased health insurance expenses it's important for the City Finance Director to review all spending decisions for the current 2020 budget and to ask all department heads to determine reductions of at least 10% for their department.

The City should instate a 90-120-day temporary hiring freeze on all city positions and outline what city spending can be eliminated or reduced in 2020 and report back at the next City Council meeting.

Furthermore, the city Finance Director and Mayor's office should look to the impact of the pandemic for the 2021 City budget and report back on plans to address this by the July City Council meeting."

W. 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.