



# **MINUTES OF THE COMMON COUNCIL**

**TUESDAY, JUNE 2, 2020, 6:00 PM  
COUNCIL CHAMBERS  
ROOM 203, CITY HALL**

## **A. ZOOM MEETING INFORMATION.**

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

## **B. ROLL CALL.**

Present: Brian Johnson, Chris Wery, Jesse Brunette, John VanderLeest, Mark Steuer, Veronica Corpus-Dax, Lynn Gerlach, Barbara Dorff, Bill Galvin, Craig Stevens, Randy Scannell, Kathy Lefebvre

## **C. PLEDGE OF ALLEGIANCE.**

## **D. INVOCATION.**

I. The invocation will be led by Alder Randy Scannell, District 7.

The invocation was led by Alder Randy Scannell, District 7.

## **E. APPROVAL OF MINUTES.**

Moved by Ald. Craig Stevens, seconded by Ald. Barbara Dorff to approve. Motion carried.

I. Approval of the minutes of the May 19, 2020 Common Council meeting.

## **F. APPROVAL OF THE AGENDA.**

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve. Motion carried.

## **G. REPORT BY THE MAYOR.**

## **H. ANNOUNCEMENTS.**

## **I. APPOINTMENTS.**

### **I. New Appointments**

#### Green Bay Housing Authority

Erin Lawler, 409 N. Maple, Green Bay, 54303

Term to expire: June 2025

#### Sex Offender Residency Board

Fay Boerschinger, 2769 Daniel Court, Green Bay, 54311

Term to expire: June 2025

### **Reappointments**

#### Economic Development Authority

Glen Sherman, 924 Emilie Street

Term to expire: June 2023

#### Green Bay/Brown County Professional Stadium District Board

William Galvin, 1244 Emilie Street, Green Bay, 54301

Term to expire: June 2022

Kristen Johnson, 308 S. Quincy Street, Green Bay, 54301

Term to expire: June 2022

Leah Weycker, 227 Allard Ave, Green Bay, 54303

Term to expire: June 2022

Moved by Ald. Barbara Dorff, seconded by Ald. Randy Scannell to amend Erin Lawler's appointment date to 8/1/2024. Motion carried.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to confirm the new appointments as amended. Motion carried.

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to confirm the reappointments. Motion carried.

Alder Bill Galvin recused himself on his reappointment.

## **J. ORDINANCES - SECOND READING FOR ADOPTION.**

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to suspend the rules and take up Ordinances 1 and 2 with a roll call vote.

Moved by Ald. Randy Scannell, seconded by Ald. Mark Steuer to adopt Ordinances 1 and 2. Motion carried.

Yes- Barbara Dorff, Bill Galvin, Brian Johnson, Chris Wery, Craig Stevens, Jesse Brunette, John VanderLeest, Mark Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach

### **1. Zoning Ordinance No. 07-20**

An ordinance rezoning a portion of property located at 1828 South Ashland Avenue from Low Density Residential (R1) District to Highway Commercial (C2) District.

### **2. Zoning Ordinance No. 6-20**

An ordinance amending Zoning Ordinance 1-19: Planned Unit Development located in the 200 Block of North Van Buren Street.

## **K. REPORT OF THE REDEVELOPMENT AUTHORITY (MAY 27, 2020).**

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve with the exception of Item 2. Motion carried.

1. To refer to staff to report back to RDA in July 2020 the communication from Ald. Johnson (District 9) "To acquire properties on the 500 block of 11th Ave. for possible redevelopment using community development block grant funds" (from May 20, 2020 Common Council meeting).

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 approve Second Amendment to Loan Agreement with 304 North Adams Green Bay, LLC regarding the Hotel Northland at 304 N. Adams St. (Tax Parcel 12-148), subject to minor legal and technical clarifications.

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.

Moved by Ald. Barbara Dorff, seconded by Ald. Bill Galvin to approve Item 2. Motion carried.

**L. REPORT OF THE IMPROVEMENT & SERVICES COMMITTEE (MAY 27, 2020).**

Moved by Ald. Randy Scannell, seconded by Ald. Brian Johnson to approve. Motion carried.

1. To approve the request by Green Viper LLC to enter into a Developer's Agreement for the construction of public infrastructure to support the Bradly Estates subdivision.

2. To approve the request by Wisconsin Department of Transportation to enter into a Lift Bridge Maintenance Agreement for the Ray Nitschke (Main Street) Memorial Bridge (held at the April 8, 2020 Improvement and Services Committee meeting).

3. To approve the request by Department of Public Works to enter into a State-Municipal Agreement with the Wisconsin Department of Transportation for the reconstruction of the Country Club Road from West Mason Street to Indian Hill Road.

4. To approve the request by Department of Public Works to enter into a State-Municipal Agreement with the Wisconsin Department of Transportation for the construction of the Chantel Street Bridge.

5. To approve the request by Department of Public Works to add Northeast Asphalt or MCC as a vendor for Hot Mix Asphalt under our Annual Consumables contract for periods when Brown County cannot supply material.

6. To approve the request by Department of Public Works to purchase a used Toolcat from the City of Two Rivers to replace a unit which is no longer drivable.

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

## A. Granting of Licenses

### I. Sidewalk Builder

- a. Precision Flatwork
- b. Weidner Concrete Construction LLC

## **M. REPORT OF THE PROTECTION & POLICY COMMITTEE (MAY 26, 2020).**

Moved by Ald. Craig Stevens, seconded by Ald. Randy Scannell to approve with the exception to Items 7 and 9. Motion carried.

1. To approve a request by State Street Pub of Green Bay, LLC at 1238 State Street to amend their liquor license to include an outdoor patio, with the approval of the proper authorities.

2. To approve a request by Anduzzi's East Green Bay, LLC at 900 Kepler Dr. to temporarily extend their licensed premises to their parking lot on July 23-26, subject to complaint.

3. To approve a request by Brewski's on Broadway at 1100 S. Broadway to temporarily extend their licensed premises on June 20 to their parking lot for a one-day event, subject to complaint.

4. To approve a renewal application for the 2020-2021 license year for Confetti's Inc. at 217 E. Walnut St. with a change in the license description and approval of the proper authorities.

5. To approve the renewal applications for various liquor and/or beer licenses for the 2020-2021 license year with approval of the proper authorities (see attached).

6. To receive and place on file a request by Ald. Johnson to the Protection & Policy Committee for consideration and possible action on the creation of a click and carry ordinance.

7. To approve General Ordinance 13-20, an ordinance creating Section 33.08(7)(i), Green Bay Municipal Code, relating to online ordering and curbside pickup of alcohol beverages.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve Item 7.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to open the floor for discussion.

Motion carried.

Moved by Ald. Barbara Dorff, seconded by Ald. Mark Steuer to close the floor. Motion carried.

Moved by Ald. Kathy Lefebvre, seconded by Ald. Chris Wery to amend Item 7 to add a sunset clause of December 31, 2020. Motion failed.

Yes- Bill Galvin, Chris Wery, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- Barbara Dorff, Brian Johnson, Craig Stevens, Jesse Brunette, Randy Scannell, Veronica Corpus-Dax, Lynn Gerlach

Moved by Ald. Barbara Dorff, seconded by Ald. Craig Stevens to approve Item 7. Motion carried.

Yes-Barbara Dorff, Brian Johnson, Craig Stevens, Mark Steuer, Randy Scannell, Veronica Corpus-Dax, Lynn Gerlach, No-Bill Galvin, Chris Wery, Jesse Brunette, John VanderLeest, Kathy Lefebvre

8. To approve a Resolution Adopting the City of Green Bay Records Retention Schedule.

9. To refer to staff a request by Ald. Brunette to the Protection & Policy Committee for consideration with possible action on allowing the public to address the city council on non-agenda items at each full common council meeting. For example, this could be to allow up to 3 or no more than 5 minutes per speaker, which was referred back to the Protection & Policy Committee at the May 19 Common Council meeting.

Moved by Ald. Mark Steuer, seconded by Ald. Jesse Brunette to refer to staff Item 9. Motion carried.

Yes- Brian Johnson, Chris Wery, Jesse Brunette, John VanderLeest, Mark Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, No- Barbara Dorff, Bill Galvin, Craig Stevens, Lynn Gerlach

10. To receive and place on file the Liquor Violation Report for May 26, 2020.

## **N. REPORT OF THE PROTECTION & POLICY COMMITTEE GRANTING OPERATOR LICENSES.**

Moved by Ald. Chris Wery, seconded by Ald. John VanderLeest to approve. Motion carried.

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

## **O. REPORT OF THE PLAN COMMISSION (MAY 26, 2020).**

Moved by Ald. Veronica Corpus-Dax, seconded by Ald. Barbara Dorff to approve with the exception of Items 2, 3 and 6. Motion carried.

1. To refer to staff and report back to the Plan Commission in July, a communication by Ald. Kathy Lefebvre to look at residential policy per storm water runoff; residences are experiencing rain water runoff from elevated houses because of floodplain building evaluation requirements (FEMA).

2. To refer to staff and report back to the Plan Commission in June, a communication by Ald. Mark Steuer to look at the feasibility, and various site locations, of a virtual drive-in theatre/performing arts venue, as is being done in numerous other locations.

Moved by Ald. Veronica Corpus-Dax, seconded by Ald. Craig Stevens to approve Item 2. Motion carried.

3. To authorize a Conditional Use Permit (CUP) to establish a live-work use within a Low Density Residential (RI) district at 2475 Shady Oak Lane, following conditions:

1. Live-work unit being limited to use by the applicant.
2. If the use ceases or ownership changes, any new live-work use shall not be reestablished without Plan Commission and City Council review and approval.
3. No more than three (3) passenger vehicles shall be parked at the residence at any time for business-related purposes and no commercially licensed passenger vehicles are allowed. (Public hearing held 05/26/2020)

Moved by Ald. Veronica Corpus-Dax, seconded by Ald. Barbara Dorff to approve Item 3.

Moved by Ald. Mark Steuer, seconded by Ald. Chris Wery to open the floor for discussion. Motion carried.

Moved by Ald. Lynn Gerlach, seconded by Ald. Randy Scannell to close the floor. Motion carried.

Moved by Ald. Mark Steuer, seconded by Ald. John Vanderleest to open the floor for discussion. Motion carried.

Moved by Ald. Barbara Dorff, seconded by Ald. Veronica Corpus-Dax to close the floor. Motion carried.

A vote was taken on Item 3 and motion carried.

Yes- Barbara Dorff, Bill Galvin, Brian Johnson, Craig Stevens, Mark Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach, No- Chris Wery, Jesse Brunette, John VanderLeest

4. To authorize a Conditional Use Permit (CUP) to establish a two-family dwelling within an Office/Residential (OR) district at 1207 East Walnut Street, subject to compliance with all other regulations of the Green Bay Municipal Code not covered under the Conditional Use permit. (Public hearing held 05/26/20)

5. To amend the existing Green Bay Packaging Planned Unit Development (PUD) to include the expanded mill operation at 1601 North Quincy Street, subject to the draft amendment to the Planned Unit Development District (PUD) Ordinance. (Public hearing held 05/26/20)

6. To amend the Plan Commission Rules and Policies and adding Number 26 - Zoning Action Notification Sign Policy as it relates to requests for a Conditional Use Permit (CUP), Zoning Designation Change, Planned Unit Development, Comprehensive Plan Amendment and/or Area Plan Creation/Amendment.

Moved by Ald. Barbara Dorff, seconded by Ald. Randy Scannell to approve Item 6. Motion carried.

#### **P. REPORT OF THE FINANCE COMMITTEE (MAY 26, 2020).**

Moved by Ald. Barbara Dorff, seconded by Ald. Randy Scannell to approve with the exception of Item 4. Motion carried.

1. To approve the Brown County Municipal Tax Collection Agreement for December 2020 and February 2021.

2. To approve the purchase of fitness equipment for the Fire Department from Fitness Lifestyles, Inc. for the sum of \$72,246.97. Summary of competitive offers attached.

3. To approve the five year combined Capital Improvement Plan 2020-2024 and 2020 borrowing.

4. To approve the purchase of 500 additional sandbags for the property owners located along the bay following the same guidelines used for the previous emergency sandbag purchase. A request by Ald. Lefebvre to the Finance committee which states: I am requesting that the City again offer sand bags to residents on the Bay of Green Bay for a nominal fee including delivery. Many residents are elderly or do not have a way to pick them up.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve Item 4. Motion carried.

Moved by Ald. Randy Scannell, seconded by Ald. Brian Johnson to amend Item 4 to 600 sandbags. Motion carried.

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve Item 4 as amended. Motion carried.

5. To refer to staff a request by Ald. Steuer to the Finance committee which states: To include maps, charts, and other graphics of the various department line items, where applicable, in order to make clearer the City budget to the City Council.

6. To receive and place on file the report of the Claims Committee.

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.

7. To hold for the next agenda and to ask Ald. Brunette and Ald. Dorff to work with the Mayor to create a committee of the whole item to update the Council on any actions being taken by the administration to close the shortfall in response to a request by Ald. Johnson to the Finance committee which states: 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.

#### **Q. REPORT OF THE PARK COMMITTEE (MAY 27, 2020).**

Moved by Ald. Veronica Corpus-Dax, seconded by Ald. Craig Stevens to approve. Motion carried.

1. To approve the master plan for the Baird Creek Parkway along Basten Street.

2. To table the discussion on land acquisition options for the creation of a park to serve the residents on the southern end of District 9 on or near the Liberty Street and 12th Avenue corridors until research on various options can be provided.

3. To refer to staff to provide additional information on the cost estimates and phasing plan options for the Bay Beach Amusement Park beach project for further discussion.

4. To receive and place on file the request by Ald. Steuer to look at the feasibility, and various site locations, of a virtual drive-in theatre/performing arts venue, as is being done in numerous other locations.

5. To receive and place on file the request by Ald. Steuer to get an updated report on the number of benches, signs, bike repair stations and other amenities on the West Side Trail; also to give an update on the trail expansion plans to the northwest of Bond Street and into the Village of Howard.

6. To approve the request by the WI Sea Grant Institute to install a boat decontamination unit at the Metro Boat Launch and staff it.

7. To refer to staff to assess which parks to add additional garbage cans to in the winter months and to reach out to user groups to assist with picking up garbage.

8. INFORMATIONAL ONLY: To receive and place on file the staff plan to reopen city parks and City Hall. Motion Failed 2-2; No recommendation.

#### **R. REPORT OF THE PERSONNEL COMMITTEE (MAY 26, 2020).**

Moved by Ald. Barbara Dorff, seconded by Ald. Veronica Corpus-Dax to approve. Motion carried.

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

a. Sanitation Superintendent - Public Works

b. Neighborhood Development Specialist - Community and Economic Development

2. To approve the request to provide health and dental benefits for the positions at the Oak Learning Center at the Wildlife Sanctuary.

## **S. REPORT OF THE TRAFFIC, BICYCLE, AND PEDESTRIAN COMMISSION (MAY 18, 2020).**

Moved by Ald. Craig Stevens, seconded by Ald. Barbara Dorff to approve with the exception of Items 16-21. Motion carried.

1. To hold until the Monday, June 15, 2020 meeting the request by Ald. Galvin to remove parking restrictions in the 600 block of South Irwin Avenue and the 1200 block of Cass Street that apply to the former St. Mary of the Angels Catholic School.

2. To receive and place on file the request by Ald. Galvin to add Cass Street to the heavy truck route system from Bellevue Street to East Mason Street.

3. To remove the NO PARKING 15-MINUTE LOADING zone on the south side of Porlier Street from a point 86 feet west of Jackson Street to a point 20 feet west of Jackson Street.

4. To remove the NO PARKING 15-MINUTE LOADING zone on the west side of Jackson Street from a point 108 feet south of Porlier Street to a point 20 feet south of Porlier Street.

5. To remove the NO PARKING 8 AM TO 8 PM DAILY EXCEPT BY RESIDENTIAL PERMIT zone on the west side of Jackson Street from a point 20 feet south of Porlier Street to Emilie Street.

6. To remove the NO PARKING 8 AM TO 8 PM DAILY EXCEPT BY RESIDENTIAL PERMIT zone on the south side of Porlier Street from a point 130 feet east of Monroe Avenue to a point 103 feet west of Van Buren Street.

7. To establish and adopt by ordinance a NO PARKING 8 AM TO 8 PM DAILY EXCEPT BY RESIDENTIAL PERMIT zone on the south side of Porlier Street from a point 130 feet east of Monroe Avenue to a point 86 feet west of Jackson Street.

8. To establish and adopt by ordinance a NO PARKING 8 AM TO 8 PM DAILY EXCEPT BY RESIDENTIAL PERMIT zone on the south side of Porlier Street from Jackson Street to a point 103 feet west of Van Buren Street.

9. To establish and adopt by ordinance a NO PARKING 8 AM TO 8 PM DAILY EXCEPT BY RESIDENTIAL PERMIT zone on the west side of Jackson Street from Emilie Street to a point 108 feet south of Porlier Street.

10. To remove the 2-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone on the west side of Roosevelt Street from Grignon Street to Emilie Street.

11. To establish and adopt by ordinance a NO PARKING zone on the west side of Adams Street from a point 100 feet south of Cass Street to Washington Street.

12. To remove the NO PARKING zone on both sides of Weise Street from Leo Frigo Way to Van Buren Street.

13. To establish and adopt by ordinance a NO PARKING zone on both sides of Weise Street from Quincy Street to Leo Frigo Way.

14. To remove the NO PARKING zone on both sides of Eastman Avenue from Quincy Street to Webster Avenue.

15. To establish and adopt by ordinance a NO PARKING zone on the south side of westbound

Eastman Avenue and north side of eastbound Eastman Avenue from Quincy Street to Webster Avenue.

16. To remove the NO PARKING zone on the east side of Broadway from a point 10 feet north of Kellogg Street to a point 50 feet south of Kellogg Street.

Moved by Ald. Brian Johnson, seconded by Ald. Barbara Dorff to suspend the rules to take up Items 16-21 to together. Motion carried.

Moved by Ald. Brian Johnson, seconded by Ald. Barbara Dorff to refer Items 16-21 back to staff. Motion carried.

17. To remove the 2-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone on the east side of Broadway from a point 205 feet south of Bond Street to a point 10 feet north of Kellogg Street.

18. To remove the 2-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone on the east side of Broadway from a point 50 feet south of Kellogg Street to a point 175 feet south of Kellogg Street.

19. To establish and adopt by ordinance a NO PARKING zone on the east side of Broadway from a point 85 feet north of Kellogg Street to a point 70 feet south of Kellogg Street.

20. To establish and adopt by ordinance a 2-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone on the east side of Broadway from a point 205 feet south of Bond Street to a point 85 feet north of Kellogg Street.

21. To establish and adopt by ordinance a 2-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone on the east side of Broadway from a point 70 feet south of Kellogg Street to a point 175 feet south of Kellogg Street.

22. To remove the NO PARKING zone on the west side of Oakland Avenue from Shawano Avenue

to a point 58 feet north of Shawano Avenue.

23. To establish and adopt by ordinance a NO PARKING zone on the west side of Oakland Avenue from Shawano Avenue to a point 110 feet north of Shawano Avenue.

24. To paint the driveway apron curb yellow at 137 N Oakland Avenue.

#### **T. AD HOC COMMITTEE ON ELECTIONS (MAY 14 AND MAY 21, 2020)**

Moved by Ald. Barbara Dorff, seconded by Ald. Veronica Corpus-Dax to approve with the exception of Items at 2 and 3. Motion carried.

1. To direct staff to report on, at each meeting: outreach regarding voting procedures and registration, polling location recruitment and solidification of current polling locations, poll worker outreach and recruitment, absentee ballot outreach, early in-person absentee polling and expansion of voting to underrepresented and under-served communities.

2. To refer to Protection and Policy an appeal to the state to move the election from the first Tuesday of a month to the first Saturday. (Alder Scannell)

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve Item 2. Motion carried.

3. To refer to Protection and Policy an appeal to the state to facilitate mail in voting. (Alder Scannell)

Moved by Ald. Mark Steuer, seconded by Ald. Barbara Dorff to approve Item 3.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to receive and place on file Item 3. Motion carried.

4. To receive and place on file consideration with possible action 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. (Alder Vander Leest)

5. To receive and place on file consideration with possible action that plans be made and implemented by July 20th to avert any future problems with in-person voting and absentee voting. This is to include, training of staff and volunteers, acquisition of necessary equipment, establishment of secondary voting sites, and any other resources needed. (Alder Bill Galvin)

6. To approve the creation of subcommittees. --Polling Places Subcommittee (Chair--Alder Dorff, members: Clerk Teske, PRF and DPW staff) --Poll Workers, Retention and Recruitment Subcommittee (Co-Chairs--Alder Wery and Susan Smith, members: Terri Racine and Karen Schley) - -Early In-Person Absentee Voting Subcommittee, includes expanding participation among underrepresented groups (Co-Chairs--H. Smet and A. Staudinger, members: CoS Jeffreys, Kim Wayte

7. To refer to staff and subcommittee to identify costs for the upcoming election, including personal protective equipment for poll workers, equipment to facilitate faster tabulation of votes, and other equipment for polling locations, e.g., heaters, fans, access ramps.

8. To approve the creation of an advertising and awareness campaign for early in-person absentee voting and absentee voting, including associated costs.

9. To identify and secure new polling locations, especially larger venues such as Bay Beach Pavilion, Triangle Hill Shelter, Colburn Park Shelter, KI Convention Center, Brown County-owned buildings, Green Bay Area Public School Buildings, Lambeau Atrium or abandoned stores.

## **U. COMMITTEE OF THE WHOLE**

I. Consideration with possible action on the Proclamation Extending Emergency Declaration and Providing for Temporary Expansion of Licensed Premises Descriptions within the City of Green Bay.

Moved by Ald. Mark Steuer, seconded by Ald. Barbara Dorff to approve Item I. Motion carried.

2. Consideration with possible action on resolution declaring a State of Emergency and Ordering a Curfew for the City of Green Bay.

Moved by Ald. Barbara Dorff, seconded by Ald. Mark Steuer to amend the curfew til 6 a.m. Monday, June 8. Motion carried.

Moved by Ald. Mark Steuer, seconded by Ald. Barbara Dorff to open the floor for discussion. Motion carried.

Moved by Ald. Barbara Dorff, seconded by Ald. Craig Stevens to close the floor. Motion carried.

Moved by Ald. Barbara Dorff, seconded by Ald. Randy Scannell to amend the amendment to allow the Mayor to repeal the curfew.

The amendment was written in the resolution as follows: NOW, THEREFORE, pursuant to sections 323.11 and 323.14 (4) of the Wisconsin

Statutes, the City of Green Bay hereby declares a local State of Emergency for the City of Green Bay, and order an emergency curfew in the entire City of Green Bay for all persons from 9:00 p.m. until 06:00 a.m. beginning on June 1st, 2020, and ending on June 8th, 2020, unless earlier terminated if the Mayor and Emergency Operations Manager determine that the conditions giving rise to the emergency no longer exist.

Moved by Ald. Randy Scannell, seconded by Ald. Chris Wery to open the floor for discussion. Motion carried.

Moved by Ald. Randy Scannell, seconded by Ald. Veronica Corpus-Dax to close the floor. Motion carried.

A vote was taken on the amendment. Motion carried.

Yes- Barbara Dorff, Bill Galvin, Craig Stevens, Jesse Brunette, John VanderLeest, Randy Scannell, Kathy Lefebvre, Lynn Gerlach, No- Brian Johnson, Chris Wery, Mark Steuer, Veronica Corpus-Dax

Moved by Ald. Barbara Dorff, seconded by Ald. Bill Galvin to approve as amended. Motion carried.

Yes- Barbara Dorff, Bill Galvin, Craig Stevens, Jesse Brunette, John VanderLeest, Randy Scannell, Kathy Lefebvre, Lynn Gerlach, No- Brian Johnson, Chris Wery, Mark Steuer, Veronica Corpus-Dax

## **V. ORDINANCES - FIRST READING FOR ADOPTION**

Moved by Ald. Randy Scannell, seconded by Ald. Chris Wery to adopt. Motion carried.

Yes- Barbara Dorff, Bill Galvin, Brian Johnson, Chris Wery, Craig Stevens, Jesse Brunette, John VanderLeest, Mark Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach

I. General Ordinance No. 16-20

An ordinance creating Section 33.03(5), Green Bay Municipal Code, relating to temporary expansion of licensed premises description.

## **W. RESOLUTIONS.**

Moved by Ald. Barbara Dorff, seconded by Ald. Craig Stevens to suspend the rules to adopt Resolutions 1 through 16 together with one roll call vote. Motion carried.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to adopt Resolutions 1 through 16. Motion carried.

Yes- Barbara Dorff, Bill Galvin, Brian Johnson, Chris Wery, Craig Stevens, Jesse Brunette, John VanderLeest (Items 2-16), Mark Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach, No-John VanderLeest (Item 1)

1. Resolution authorizing conditional-use permit at 2475 Shady Oak Drive.

Ald. John VanderLeest voted no on this Item.

2. Resolution authorizing conditional use approval at 1207 East Walnut Street.

3. Resolution Adopting the City of Green Bay Records Retention Schedule.

4. Resolution drawing final orders to contractors for June 2, 2020.

5. Initial resolution authorizing the issuance of not to exceed \$3,345,000 general obligation bonds for street improvements.

6. Initial resolution authorizing the issuance of not to exceed \$8,180,000 general obligation bonds for sewerage improvements.

7. Initial resolution authorizing the issuance of not to exceed \$650,000 general obligation bonds for parking lots or other parking facilities.

8. Initial resolution authorizing the issuance of not to exceed \$1,835,000 general obligation bonds for fire engines and other equipment for the Fire Department.

9. Initial resolution authorizing the issuance of not to exceed \$775,000 general obligation bonds for

Minutes of the Common Council

parks and public grounds.

10. Initial resolution authorizing the issuance of not to exceed \$145,000 general obligation bonds for buildings for the housing of machinery and equipment.

11. Initial resolution authorizing the issuance of not to exceed \$620,000 general obligation bonds for rubbish or refuse disposal.

12. Initial resolution authorizing the issuance of not to exceed \$2,250,000 general obligation bonds to provide financial assistance to blight elimination, slum clearance, community development, redevelopment, redevelopment, and urban renewal programs and projects.

13. A resolution authorizing and providing for the issuance of not to exceed \$17,800,000 general obligation corporate purpose bonds; providing for the notification and sale of said bonds; and other related details.

14. A resolution authorizing and directing the publication of notice of the adoption of initial resolutions.

15. An initial resolution authorizing the sale and issuance of general obligation promissory notes; and certain related details.

16. Resolution authorizing a State of Emergency and Ordering a Curfew for the City of Green Bay.

## **X. ORDINANCES - FIRST READING.**

Moved by Ald. Veronica Corpus-Dax, seconded by Ald. Craig Stevens to approve. The Mayor decided to take each ordinance separately.

### **1. General Ordinance No. 14-20**

An ordinance amending Section 29.21 I, Green Bay Municipal Code, relating to penalties for parking violations.

Moved by Ald. Randy Scannell, seconded by Ald. Mark Steuer to advance. Motion carried. Ald. Brian Johnson voted no.

### **2. General Ordinance No. 15-20**

An ordinance amending Section 29.208, Green Bay Municipal Code, relating to parking regulations.

Moved by Ald. Randy Scannell, seconded by Ald. Veronica Corpus-Dax to advance.

Ald. Brian Johnson requested to amend the ordinance to remove those items related to the Broadway street parking regulations.

Moved by Ald. Brian Johnson, seconded by Ald. Randy Scannell to suspend the rules to act upon the ordinance. Motion carried.

Moved by Ald. Randy Scannell, seconded by Ald. Mark Steuer to advance as amended. Motion carried.

### **3. Zoning Ordinance No. 8-20**

An ordinance amending the Planned Unit Development (PUD) Overlay District for building expansion at 1601 North Quincy Street.

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to advance. Motion carried.

### **4. General Ordinance 13-20**

An ordinance creating Section 33.08(7)(i), Green Bay Municipal Code, relating to online ordering and curbside pickup of alcohol beverages.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to advance. Motion carried. Ald. Kathy Lefebvre voted no.

## **Y. REFERRAL OF PETITIONS & COMMUNICATIONS.**

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to refer the petitions and communications to the appropriate Committee or Commission. Motion carried.

A request by Ald. Barbara Dorff to the Improvement and Services Committee which states: "Due to the recent notification to the city that the grant proposal to deal with the flooding on Beach Road will not be funded, I am asking that an alternate source of funding be located to deal with the flooding this year. The county has set aside \$500,000, in this budget year, to help with this project. There is

a high likelihood that this funding may not be available next year."

A request by Ald. Mark Steuer to the Finance Committee to create an Ad-Hoc Committee to look at ways and methods to adjust downward the 2020 City of Green Bay Bonding Schedule and the potential 2021 City of Green Bay budget, with participants from the Green Bay citizenry, Green Bay Alders, and City of Green Bay staff (both administrative and union). This is truly a team effort.

A request by Ald. Kathy Lefebvre to the Improvement & Services Committee by Freedom House to install a street light on St. Anthony Dr. by the bus stop.

A request by Ald. Kathy Lefebvre to the Improvement Services Committee to have DPW look into the storm water sewer back ups starting from East Shore Circle to California/East Shore Drive.

A request by Ald. Kathy Lefebvre to the Protection and Policy to have staff gather and report all businesses in Green Bay that have class A, class B (beer), class B (liquor) and class B combination license. This should include type of business (restaurant, bar, grocery store, gas station, liquor store), name of business and addresses. A map of the locations would be helpful. Report back in July to give staff time to compile the report.

## **Z. ADJOURNMENT.**

Moved by Ald. Barbara Dorff, seconded by Ald. Randy Scannell to adjourn at 9:19 p.m. Motion carried.

## **VERBATIM MINUTES**

- If your honor.

- Very good, please rise for the Pledge of Allegiance and remain standing for the invocation, led by Alder Randy Scannell.

- [All] I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all.

- We live in troubled times, a worldwide pandemic, workers and businesses and dire straits. Too many of our streets are either riddled with potholes or roiled with protests or flooded with water. Social and justices lay all around us like this torn from the tree of life. We are in the middle of a storm, in the middle at all, many people are carrying on with a great deal of dedication and fortitude. And I want to give thanks to all the workers and businesses braving the storm. I want to give thanks to the protesters standing up for social justice and social change. And I want to thank city staff for the work you do. Navigating our managing our cities through the many difficulties we are facing. Thank you. We elected officials are about to deliberate on policies and actions for the city. May this moment be one of our best. May our decisions sustain and enrich each and every member of our community, thank you. Let's get to it.

- Thank you, Alder, nice mix.

- On to approval of the minutes.

- [Steve] Motion to approve.

- Second.

- Motion made by Alder Steve and seconded by Alder Dorff to approve the minutes of the May 19th, 2020 meeting. The changes there, being no requests, all in favor, please signify by saying aye.

- [Members] Aye.

- Minutes being approved, time to approval the agenda.

- Move to approve.

- Second.

- Galvin and a Second by Alder Stephen, any changes there? All right, seeing no requests, all in favor please signify by saying aye.

- [Member] Aye.

- Agenda before you has been approved. On to the report by the mayor. So as was alluded to, in the invocation, offered by Alder Scannell, it's currently a trying time here in the city of Green Bay and the state and across the country, especially with regard to some of the unrest that we've been seen. I was out there with Andrew Warych on Saturday night, and along with the chief on Sunday night to witness some of the activities. As I've said the actions on Saturday night involved some tense moments, certainly, but was thankful that there weren't any violent outbursts. Of course, that wasn't the case on Sunday. And, witnessed things that I never anticipated seeing in the city of Green Bay before. Some really dangerous and violent actions were taken. And I think it's important for all of us. You as Alders, myself as mayor, all community leaders to reject all violent and dangerous actions. To demonstrate unity demonstrate a real willingness to listen and to learn however, to the voices that have been raised, the voices that are asking us to be better to do better to strive for better things for this community and every single individual who lives here. So I'm incredibly grateful to our police chief, the entire command staff and all of our officers, the men and women who are on our streets keep us safe every day the systems offered by our fire department and EMS, been impressed again and again by their dedication to the safety of this community and just would ask us all to do whatever we can to keep Green Bay safe in the days ahead. I just also want him touch on a couple of other items before us on the agenda. You know, there will be the informational item, Parks reopening plan and other, there was a lot of discussion and debate about that, in committee and just want to thank Director Detroit, Assistant Director, Anderson and all the parts for work that was put into developing that plan their opinions and thoughts on all sides of these kinds of questions. But these are difficult decisions. And again, as I said, with regard to, the protest and response to them on this question, too, I think it's just really important that we take these steps with public safety in mind, and I know that that's what our park staff have done when when putting this together. And I would just ask that you all understand that respected and hopefully support, what's attempting behind the bush there. Finally, we have a budgetary item in front of us put on a bond. And so I wanna thank Fin, all members of the finance committee and all the Alders who attended those discussions and who, you know lent their thoughts, the debate there. Not a lot of frills in this bond request.

- Mr. Mayor, I'm sorry to interrupt. Mr. Mayor, I'm sorry to interrupt but I just got a call from Alder Vander Leest, he can't hear anything. Sorry to interrupt, I don't know.

- Thank you Alder, I'll have my microphone.

- [Mike] I will assist him.

- Okay.

- Thanks, Mike. So as I was saying, \$9.4 million and appreciate all the work that was done on that bond request, a lot of good discussion in general as members of the committee, whittling down the requests from 12 plus million down to that 9.4. Much more reasonable number, I think and something that we can that I certainly support. I'm asking for council support on that tonight. That bond also includes an 8.7 increase in roadway length, in terms of what we're gonna be able to accomplish in 2020, compared to 2019. This is a significant increase, something that I think our citizens have been asking for for some time. Council has been clamoring for, and again, I mean, this is really a no frills bond request. I wish it were lower, in an ideal world, I think it certainly would be less, but I think it's very reflective of the needs that we have as a community and again asking for council support on that tonight. So with that, I will conclude my report and move on to announcements. I'm pulling up our list of speakers here. Any announcements. All right, seeing none, we'll move on to appointments.

- I have a correction.

- Yes, Alder Dorff go ahead.

- Thank you, for that new appointment. Aaron Lawler, 409 North make believe by for 303. She is replacing Mary Borowitz and the housing authority and her term actually will expire on eight, one 2024. Not six, 25 and so I moved to correct that appointment.

- Okay, second.

- Appreciate that, motion has been made and seconded to amend or correct the appointment and Aaron Lawler with the term to expire eight, one 2024, all in favor, signify saying Aye

- [Member] Aye.

- The amendment is adopted, that change has been made. So now we're on new appointments as amended.

- Motion to approve.

- Second.

- Motion made by Alder Scannell seconded by Alder Dorff, any discussion here on the new appointments

- Alder Galvin.

- Alder Galvin, go ahead.

- You're muted.

- Sorry about that. Give me a couple years I'll get used to it. I'd like to abstain obviously I'm up for reappointment. I don't think it's right that I should be voting whether.

- What's that.

- We're just gonna appoint a new appointment

- Oh, I thought we were doing them all together. I'm sorry, we'll go back to being muted.

- So Alders because of Alder Vander Leest, technical difficulties, we're gonna recess here for a bit until Director Veronica is able to assist him. So if you could just hold tight here, we'll recess for five, 10 minutes and I'll let you know once that's resolved.

- [Member] Okay.

- Alder Vander Leest, we can hear you.

- I'm okay, I'm sorry about the inconvenience.

- Not problem.

- What number are we on? What do?

- We held for you, we're just on reappointments but I will.

- No problem.

- Call to order the meeting again. The meeting here so we are on reappointments.

- Move to approve.

- Did we approve the appointments? I don't think we approved unanimously, did we?

- No, I'm sorry we are on new appointments. I will entertain a motion on new appointment.

- Motion to approve.

- Second.

- Second.

- Motion made by Alder Scannell seconded by Alder Dorff. All in favor please signify by saying aye.

- [Members] Aye.

- Nay?

- The Ayes have it, the new appointments are approved. Under reappointments.

- Second.

- Who made the motion there.

- I did.

- Alder Scannell moved seconded by Alder Stevens. Any discussion? Hearing none.

- No Alder Galvin.

- Alder Galvin, go ahead.

- I just like to recuse myself from voting on my reappointment.
- Very good, that will be noted and, hearing none all in favor will signify by saying aye.
- [Members]] Aye.
- Who was nay. The ayes have it those reappointments are approved. Under ordinances.
- Motion to suspend the rules.
- Second.
- Second.
- Motion made to suspend the rules by Alder Scannell seconded by Alder Dorff. Then the rules take up these items with one roll call vote. All in favor of that motion please signify by saying aye.
- [Members] Aye.
- Opposed nay, the ayes have it the rules are suspended.
- [Randy] Motion to pass.
- Second.
- Motion by Alder Scannell seconded by Alder Steuer to adopt items j one and j two, board. Those ordinances are adopted 12, zero. On to the Redevelopment Authority.
- Motion to approve
- Second.
- Motion made by Alder Scannell seconded by Alder Dorff. Report A is report of Redevelopment Authority from the meeting on May 27th, 2020. Any items here you wish to handle separately?
- Number two.
- Number two. That all? Items will be handled separately here, now all in favor of approving the remainder of that report please signify by saying aye.
- [Members] Aye.
- Opposed nay, the ayes have it the report has been approved with the exception of item two.
- Move to approve item two.
- Second it.
- Move to approve by Alder Dorff seconded by Alder Galvin, that item was pulled by Alder Vander Leest I believe Alder, you have the floor.

- Thank you, Mayor, I just would like to know that the information on how the northern hotel are they paying, what are they paying for taxes and also are they paying interest only payments on their money owed to the city I just wanted to update here that was brought up you know a while back I've had some people but like I just like to hear from maybe Mr. Kevin Vonck, Dr. Vonck, would you hundle that one?

- You're allowed to break on.

- Thank you. I may ask director Ellenbecker in terms of the assessment piece, I know we're still finalizing our numbers. So the hotel wasn't fully operational until February of 2019, which mean of course was not fully assessed until one one of this year. So those numbers I think are just being finalized right now. I believe border review is Thursday, but if director Ellenbecker is in a preliminary information, I'll give her a minute and defer to her on that. As far as the payments go for the loan. We are billing them. We are basically a pass through through this HUD loan. They have a locked interest rate with the Bank of Mellon. So we send them a bill. They pay us both principal and interest on that. They've been making those payments in full, there is an opportunity, HUD has offered an opportunity to perhaps defer some of the principal payments just given the state of the pandemic. And they're doing that for all their section one away loans. Would they have not decided whether or not they're going to do that? This would that impact this piece of it in terms of job creation, what I would do is just simply move the principal back and spread it out among all the other terms, but today, they have been current on all of their payment. And what we're doing here is proposing just to push back the number and date for job creation completion.

- Okay, that's going to give you some information, but then are there currently that are they are paying taxes in as of January one of 2020, then they're gonna be assessed, and it's gonna be assessed? Is that correct then?

- Correct, they, I mean, they were partially assessed one, one of 19 because the restaurant was open and the building was partially finished so they did get an assesement and were paying taxes in tax year 2019. But as far as one one of 20, they got fully assessed. And I don't know if director Ellenbecker has that number. I don't have the 2020 number, but I can tell you that 2018 assessment, which would have been one one of 18, that hotel before it was finalized, but it was at 3,079,000. And then one of 19, it was at 18,310,000. I do not have the 2020 number, that number does not get posted until after the board of reveal.

- Okay, that kind of gives me the information that I was seeking there. And it sounds like things are going well then as far I'm just hoping they can get back to, business as usual and move forward, your success. So, thank you very much for that information. I appreciate it.

- Thanks, Allen, any further questions on this item. Seeing no other requests speak. All in favor of the motion please signify by saying aye.

- [Members] Aye.

- Opposed nay, the ayes have it, item has been approved. On to improvement services.

- Motion to approve.

- Second.

- Motion by Alder Scannell seconded by Alder Johnson was it? Two perfect ones, all which is reported Improvement Services Committee from the meeting on May 27th 2020. Any items on this report to be handled separately? Hearing none, all in favor of approving that report please signify by saying aye.

- [Members] Aye.

- Opposed nay, the ayes have it, the report has been approved. Unto Protection Policy.
- Motion to approve.
- Motion made by Alder Stevens seconded by Alder Scannell to approve report M which is report of the policy committee from the meeting on May 26th, 2020. And items should be handled separately.
- [Kathy] Nine, Alder Lefebvre.
- It's item Alder Lefebvre?
- [Kathy] Number seven.
- It's seven and nine. Any others? Item seven will be handled separately Hearing none others, all in favor of approving the remainder of that report please signify by saying aye.
- [Members] Aye.
- Nay the ayes have it, the report has been approved the exception of items seven and nine. On item seven.
- Motion to approve.
- Second
- Motion made by Alder Scannell seconded by Alder Dorff to approve item seven. That was pulled by Alder Lefebvre.
- [Kathy] Yes, thank you, Mayor. I would like to include a sunset clause and make the motion in effect until Brown County Health Department deems the Coronavirus pandemic has passed because I feel that this is not a necessity. They said that some people don't want to go in right now because of the pandemic. Once it is cleared, then I think people should be able to go in and get their alcohol from the grocery stores or wherever they want to get it. Walk in, instead of ordering it online. I believe the groceries that's proper to do it. But we had voted this down twice, to allow them to order it online. You go and pick it up. And so I believe that this should have a sunset clause. It's only because the pandemic, people feel that they cannot go in and get their alcohol. Thank you.
- I'll second it.
- Okay, so motion made to amend item seven was seconded by Alder Wery was it.
- It is Mr. Mayor, thank you.
- I'm just gonna go to Attorney Chavez maybe for some insight on how that might be worded. I'm not sure that public health necessarily deems that the Coronavirus is not with us any longer. So just looking for some insight there from Attorney Chavez.
- [Vanessa] There a couple of options. One would be to have it have a date certain. So for instance, if we allowed it to us it would be adding language basically saying that this ordinance would be repealed as of December 31st, 2020, for example. Another alternative would be to tie it to the state of emergency probably at the federal level. And so with that once that would expire that is once the federal declare. The language for that will probably be well set up automatically be refilled as with the date the federal declared expires.

- Thank you for that, Attorney Chavez. I'll go back to Alder Lefebvre for her thoughts.
- [Kathy] Yeah, either one, I guess would be okay. However, the law department feels that this would be appropriate for this motion.
- [Vanessa] Our recommendation would be to have a date certain attached to it.
- [Kathy] I'm sorry, I didn't catch that.
- [Vanessa] The recommendation would be to have a date certain attached to it so just pick a date, that would automatically be refilled.
- [Kathy] Okay, a date. Okay, yeah, it was December 31st, 2020.
- Okay, so that amendment is to amend item seven to include a sunset date of December 31st, 2020. That motion was made and seconded by Alder Wery. Discussion on the amendment. Alder Dorff
- Thank you, Mayor. So I'm definitely opposed to the amendment and I'm in favor of the motion as originally stated, the argument that alcohol is not necessary and therefore people need to go into the store and get it themselves, candy is not necessary, ketchup chips aren't, ice cream might not be, chocolate definitely isn't necessary. But there are many things that aren't necessary to people. And that argument just fails with me. So I definitely am in favor of leaving it and I will be voting against the amendment, thank you.
- Alder Johnson.
- Thank you, Mayor, I too oppose the amendment. When I submitted the communication for us to discuss this particular ordinance change it was with the intent to be something permanent if what Alder Lefebvre is seeking is a temporary modification I guess in light of the pandemic, we can certainly take that up. I think ordinance before us either pass or fail based on its own. And then if, additional conversation is required about it, for example, if it were to fail, and additional conversation were to be required about the merits of a temporary extension to call out to align with the pandemic. I think we can have that at a later date. So I encourage council to reject the amendment.
- Okay, Alder Scannell.
- Thank you, your honor, I believe there are some interested parties who'd like to speak on this. So I'd like to make a motion to open the floor.
- Second.
- That made by Alder Scannell seconded by Alder Dorff to open the floor. All in favor, please signify by saying aye.
- [Members] Aye.
- The ayes have it, the floor is open. Learning residents who would like to speak.
- So please, if you'd like to speak.
- My name is Greg Abner. I am the Vice President Operations with Festival Foods.
- Okay, and your address, sir.

- It's 1634 Freebee Ridge up here in Wisconsin.

- Very good, go ahead.

- Obviously, during these impressive times, we're seeing a lot of different shopping patterns and what have you. But I think it would be remiss to say that this is only affecting during this COVID time there are many people that are handicapped, that are unable to get into the stores to get unfortunately, in some people's view, alcohol is not really a must buy but for those people that are handicapped that choose to partake in that they don't have a method of so you have 25 that currently offer sales in the parking lot with persons or we've had zero incidences take responsible for the whole foods. We make sure that all of our people that go out and deliver to the cars have a valid liquor license. So it's no different than a bartender or anybody that's in the store that's responsible for the sales of alcohol inside the store. And then we also have camera surveillance, these transactions are not completed. And so the customer does show their ID in these other locations. And we would certainly make sure that that would continue in any ordinance that we'd have the opportunity to help coordinate at this level. So we appreciate the consideration again, yes, it is part of COVID that shopping patterns have changed. But in the end, there's many people that can't get into the stores that we're trying to help with this, along with a convenience factor, but there's different sides of the way, so thank you.

- Mr. Mayor.

- Yes, Alder Scannell, go ahead.

- What are the other locations and how long they've been operating like this?

- I can list through them home in Wisconsin, Moston, Madison, Wisconsin, they're all scattered. And so I'll just list them on Verona or Atkinson Janesville Kenosha Hill Corners, Summers, Unpleasant, Marshfield, Bellevue which is obviously adjacent to us here and in some cases that does give some stores a competitive advantage or competitive disadvantage depending how you look at it, Quantico same situation, up here, same situation Anosha, Auclair and few locations that we have there in different suburbs of Auclair, Fondulac, Hashcash, Menasha Darboy, Northland, Appleton, Sheboygan and Manitowoc. And it varies on the days, the longest standing will be Sheboygan and the next plan, over to you.

- Thank you.

- Any other questions? Entertain a motion to close the floor.

- Motion to close the floor.

- Second.

- Motion by Alder Dorff seconded by Alder Steuer. All in favor please signify by saying aye.

- Aye.

- Aye.

- Opposed nay. Ayes have it, the floor is closed.

- Do I still have the floor, your Honor?

- You Alder?

- Thank you, okay, I've been a proponent of this from the get go and I'm still proponent of this. I think this is the way of the future. I think, it's just another way of doing business. I don't see it as anything that promotes alcohol, or is a problem with distributing alcohol. So I think this is just a benefit to the stores and customers, which I think is something we should promote and support. So I fully support not having a sunset clause and just enacting this, thank you.

- Thank you, Alder, yes, Alder Galvin,

- Your Honor. Out of face and this is the, we voted on and voted this down two times before. I'm opposed to this but I'm also opposed to if that's true if this is the third time we're doing this in a year, again, I thought there were some regulations against us keep bringing the same thing back up wishing for a different kind of result. And I if Attorney Chavez or whoever could give give her legal opinion on that, I would appreciate it.

- I would just say, this item actually it hasn't been before since I've been mayor. So it has been at least a little bit more than a year, and we do have new counsel. But with that we'll go to Attorney Chavez for any further thoughts or comments.

- [Vanessa] Yes, sir, there will be what we discussed last time was whether or not it depends on how the council's just identifying its sessions. If we tie it to the calendar year, or if we challenge it to the calendar year, who determines the capital or who tied to each individual meeting? We are in a new council term and it has not been brought up during the council term. So there would be nothing that would prevent it from being heard at this point. In addition, if there are changes that are made to these documents, that is something that is able to revive it as part of their voting. And my recollection is that it was only brought for adoption ordines one, it was sent back to staff a couple of times. And so I think it made its way through the committee, but it never actually made it to an ordinance where it was actually, like it kept getting sent back as my recollection.

- Right, thank you very much. So I stand corrected. I'm still against this, I'm going into my third term. We discuss the effects of alcohol on our community, the scourge that it is. I'm not saying that Festival Food is an irresponsible operator. But everyone that we approve, we think is going to be a responsible operator when it comes to the distribution of alcohol. And we've seen time and time again, where once we open the Pandora's box, we can never close it. We've had trouble with gas stations and convenience stores with alcohol related to that. We've seen the trouble with the Taverns time and time again. And the comment has always been, and even from the people that are in support of this is, yeah, the only way we could do something, but once everyone's got it, then there's nothing we can do about it. And I think at some point as a community, we need to start drawing a line in the sand. And we have to start saying that we're going to start being more responsible about how this community views, looks at and obtains alcohol, thank you.

- Thanks Alder, Alder Gerlach.

- I was doing my request because I don't know that I think is helpful to add. I would just say that the only thing I don't think we wanna do is to tie this to the pandemic. I think it needs to stand on its merits. I think it's a well written ordinance. But I listened to Alder Galvin and I take what he has to say very seriously. I don't know the right answer, but I don't think we should tie it to the pandemic. I think that's just gonna open a Pandora's box in the future.

- Thanks Alder, Alder Wery.

- Thank you, Mr. Mayor, I would think there was Alder Lefebvre and Alder Galvin, I voted against this twice before and this will be the third time, thank you.

- Thank you Alder. Any further comments here? All right, hearing none, we had a motion to amend. It was seconded, so we have a sunset date of December 31st, 2020 proposed here. We're gonna go to the board on this amendment. So that amendment fails seven, five. That self.

- Move to approve.

- Motion made by Alder Dorff seconded by Alder Stevens to approve, comments? Hearing none, we'll use the board again on this. And the Item passes seven to five. We're now on to item nine that was pulled by Alder Dorff, I believe.

- Thank you, I just wanna make a clarification on item nine, the person that had brought this forward to Alder Brunette, if you watch the meeting, I attended the meeting. I had talked about Appleton having this kind of a policy but then corrected himself and said it was only on agenda items that they can speak. We already allow the public to speak on any agenda item. So I'm still gonna vote against this. I'm not gonna change the motion. I'm not gonna do when can look at if they want but to just have open season on non agenda items. That is not what Appleton is doing, and I just wanna make sure that that's clearly understood, thank you.

- Very good, thanks, Alder. Any comments here?

- I do, Mayor.

- Speaking at Alder Brunette.

- Thank you, Mayor. I'm in favor of the refer to staff request. This past the protection of policy committee a few times, the gentleman who did speak at protection and policy, he's clarified what he was referring to, but I believe, but I don't wanna speak for him here, but he's still in favor of the idea. I didn't get the indication that he was against the idea, even if he were high as the member of the city council still think it's a good idea for those of us. Those of you who didn't watch the community didn't get an opportunity, to have a one page policy ordinance that the city of Bloomington, Iowa which is a similar population at Green Bay, I think they might have about 20,000 less people in Green Bay, but they have a very clear policy that's concise to the point. And as far as I'm concerned, there really are no holes in this. We can adapt it, changed a few words here and there that is more relevant to Green Bay and actually improve it. If I'm send to staff. This won't be a, in my opinion won't take much of their time, I will work with staff, I will share with them the information that I have. And in the end, I think it's a very good way for the public to address the city council on non agenda items. And so we hear from the public who maybe do not understand or maybe don't as informed of their city government. It's just another tool for people to access their elected representatives. So I'm in favor of still referring to staff, thank you.

- Very good, thanks, Alder, Alder Johnson.

- Thank you, Mayor. I just want to make it clear that that we're not actually voting to adopt the policy tonight. What the motion is to refer to staff and whether or not we want to allow staff 30 to 60 minutes to draft policy for us to debate. So I've never in my, short tenure on Council, I've never seen us spend so much time debating whether or not we should refer something. And so I just find it a little bit discouraging that we're not at least willing to take the time to review something that is so simple as is drafting a very basic policy. And even though and may not allow this, I know that there are other communities that do in fact, I spoke with the Mayor of Manitowoc and this is still an active policy that they use. He told me that it works very well and that they like it. So there are communities that do use it and they use it effectively. I'm not afraid to hear what the public has to say. So I'm certainly not afraid to allow staff 60 minutes to draft the policy to bring us back to bring it back to Council for debate. So I encourage referral. Let's actually see a policy before we vote the idea down, thank you, Mayor.

- Thanks, Alder, any further comments? Seeing none, I'll entertain a motion to refer motion.
- Motion to refer.
- Motion made by Alder Steuer seconded by Brunette.
- Second.
- Alder Brunette, all in favor signify by saying aye.
- Aye.
- Opposed nay.
- No.
- Nay.
- No.
- Use the board, please.
- Yes, use the board.
- All right it's been referred on an eight to four vote. We're certain we'll refer the Protection Policy granting operator license.
- Move to approve.
- Second.
- Motion made by Alder Wery seconded by Alder Vander Leest to prove report and which is record Protection Policy Committee granting operator licenses names for what you'd like to be recorded as pending. Any names under the floor you wish to handle separately? Hearing none, all in favor the report please signify by saying aye.
- Aye.
- Opposed nay, the ayes have it, report has been approved. Under the Planning Commission.
- Motion to approve.
- Second.
- Made by Alder Corpus-Dax second by Alder Dorff to prove report, all which is important. The planning commission from the meeting on May 26th, 2020. Any items under this report to be handled separately?
- Number three.
- Number six.

- Well that two, three and six. Right items two, three and six will be handled separately. Hearing none others, all in favor of approving that report, remainder of that report please signify by saying aye.

- [Members] Aye.

- Opposed nay. The ayes have it, report has been approved with the exception of items two ,three and six. Which is regarding under two.

- Motion to approve.

- Second.

- Motion made by Alder Corpus-Dax seconded by Alder Stevens. This was pulled by Alder Johnson, was it?

- Yes.

- Alder Johnson, go ahead.

- Thank you, Mayor. I guess we talked about this a little bit of parks committee, and I'm trying to fully process what it is that we're trying to achieve here. So I don't know if it would be appropriate for your start or perhaps to the mayor, if he would be allowed to maybe provide a little bit more clarification about what it is he's looking to achieve here. Just because the Planning Commission didn't have a whole lot of discussion around this particular item.

- We're good, Alder Steuer.

- We're looking at number two, Alder.

- Correct the driving theater.

- All right, well, I brought this forward, actually had a citizen bring us forward and just talked about possibilities of putting together some sort of entertainment venue, driving theater along the side of a building. It could be any number of spaces that the city could say, Yes, we can do this safely, where you could have cars pull up, and you could tune into a radio station and watch a film. So it'd be like a drive in. We don't have any drive ins per se in this community. But we have, there's about six or seven around the northeast part of the state that have used them. Kind of drive ins were a big part of the fabric years ago and they kind of went away but during this time, it seems like people are looking for entertainment sources. So I know that I brought this forward at planning and all sorts parks in a sunlight parks received and will receive in place that on file but planning and possibly parks was gonna look into this so I know that on Broadway I think you had some areas where there might have been some films there might have been some things done already. But I'm just looking at a city wide setup where we could either use our parks or we could use building spaces or construct just have a large LED television of some sort set up a large screen. All you need is Bluetooth and you need FM radio station to guide into so I don't know if that helps.

- Yeah, I do appreciate that. I would have a question then maybe for Virector Vonck. Director Vonck I mean, what Alder Steuer is described it sounds to me like a request for the city perhaps to create and manage a facility from a plan commission perspective, which seemed to me that this isn't something that the plan commission itself would do. From your perspective, particular item, what would be Planning Commission's responsibility on this?

- Sure, the way I looked at it and interpreted it twofold one was perhaps, given the state of affairs right now, something that we'll be discussing later under the Committee of the Whole is the ability for the city to issue

permits for temporary uses. Whereas Public Works would be able to issue temporary permits for uses on public right of way, streets, sidewalks, Parks Department would be able to do so for city parks. And the same way the art department put in economic development could provide them on private property. And so what I would see this as, fitting into the issue of temporary uses if somebody proposed to do this entirely on their own property, could we look at it and say, Yep, it meets, basic principles of health, safety, welfare, we'd look at things like the site arrangement, ingress, egress, facilities that were provided. And could we say, Yep, you could do a virtual or rather temporary drive in theater. I think as we will talk later on some of these temporary uses, I think it provides a good opportunity for us to, do some small calculated experiments on whether things work or don't work, maybe we'll go back around and then make some permanent changes to our ordinance to maybe allow for different uses in different types of zoning districts. But the way I saw this is feeding into a larger picture of all right, how are we going to look at, temporary uses upfront, but then the longer term of okay, because some of these be perhaps more permanent and so that was a reason to go to staff and then come back in June is that we would regulate things. If somebody wanted to do this totally on the private side.

- Okay, and I just want to be clear, I'm not opposed to the idea of it, I just wanna make sure that we're not sending staff on a wild goose chase, where it's like, identify every site every setup that could possibly occur within Green Bay, when we don't actually have somebody requesting to do this or we don't have a user for this particular service right now, which is why I'd suggest that it almost makes more sense for the parks department. If the parks department were to explore actually executing it versus just determining from a planning perspective what could or could not happen? So that's why I'm just trying to maybe again if, do you feel comfortable Director Vonck that plan commission is an appropriate place for this particular item, given its current status?

- I'm going to say yes, though the report that comes back is gonna look probably beyond the scope of driving. There is an probably look at a lot of other temporary uses because I think if the ordinance for temporary uses passes tonight. That'll give our staff some time, I'm guessing we'll probably start getting applications. And again, again, I don't know if somebody is going to initially propose this, but I think it will have enable us to at least have a conversation at plan commission about are there some types of uses that are appropriate in some districts and not in others? So I will say we're not gonna focus specifically on this, but it's gonna be weaved into a larger conversation. In light of that, would it be useful or helpful for us to modify this particular item to eliminate the specificity? That's a tough word to say?

- So specificity, right?

- Yeah, no, of the virtual drive in theater Performing Arts venue, and would you prefer to see that be more broad would that be useful or do you intend to do that anyway?

- I mean, if it's acceptable for all there are I mean, just arts, entertainment and culture, I think is in performance. You know, you can look at a large thing. You know, in terms of I think there's certain things for eating and drinking establishment, but it becomes a little bit different, right? When you're doing performance and arts and culture, you're gonna have, loudspeakers and lights and things like that. So maybe there's some areas that you do wanna do it and do not wanna do it. You know, folder stars amenable I think that would provide us some coverage and, and fitting in with what we were intending on doing with this.

- I'm very much open to all of this. I like it, I'm glad that Director Vonck that you brought up the fact that public works deals with roads, parks, deals with parks, planning and other areas. So there's three or four different areas that these type of entertainment facilities could come forward. So I know that some of the neighborhood associations have used a films in the park where they set up a temporary screen and they had movies in the park for their neighborhood association. I mean, it could be something on that order. It could be even a little bit larger. Maybe there's somebody in the private sector that'll step up and say, Hey, I'd really like to do this. I think the concepts of when I said a drive in theater that brings up the hundreds of things from years past, but it doesn't have to necessarily be just a drive in theater, it just has to be a space that will allow

you to view or listen to music, or your culture. You know, I'm all on all about all of that. So I'm amenable to that, yes.

- Go ahead Alder Johnson.

- Yeah, so, quite frankly, I guess, given what Director Vonck said, I feel no inclination, I guess I have to propose amendment and go through that effort, if anyone in Council wants to halt Director Vonck's intention of maybe bringing back a little bit broader scope on that they can propose that amendment but otherwise I'm comfortable with it as is. So thank you for those closing statement.

- Okay.

- Thanks Alder. Are there any other comments? Right, we did have a motion and a second. All in favor will signify by saying aye.

- Aye.

- Aye.

- Opposed nay. Ayes have it, the item has been referred. On to item three wishes.

- [Kathy] Motion to approve.

- Second

- Motion made by Alder Corpus-Dax seconded by Alder Dorff. And this item was pulled by whom?

- Alder Vander Leest

- Alder Vander Leest, go ahead.

- Thank you, Mayor. At 2475 Sharic neighborhood, I had about two people in the neighborhood that were in favor of the conditional use permit and had over 20 people that were not in favor of the conditional use permit. And the neighborhood is, dashly against it as far as they don't want this particular permit to be granted. And I'm representing the people that are in my district that are, pardon. In my district that they don't want it and basically, we went through the planning the Planning Commission approved it and, they heard all the arguments of different people that call in, I'd like to open the floor, there may be some people here that would like to, address the Council on it as well. And, I got a list of about 20 over 20 names that people did not want it. And I don't feel that people that are in our district that are opposing it, I feel that, their message should be heard loud and clear. And those are the people that I'm representing, and I'm representing the people that don't want, you do not want the conditional use permit in this particular neighborhood. So that's why I'm opposing it. And if we could open the floor in case anybody would like to speak.

- Go to open floor.

- I was just wondering if Director Vonck and if necessary Attorney Chavez could just sort of give us the lay of the land in terms of what our legal abilities are. We have some real constraints on our authority based on what state law is in this area. Director Vonck.

- Sure, thank you, Mayor. We talked a little bit about this at plan commission and when it comes to conditional use permits, that the state has preempted us in terms of our ability to really deny CUPs, in 2017 Wisconsin Act 67 passed in the statutes under Section 59 dot 69. And really what it did is for local governments said, you

can have conditional uses doesn't change the zoning, but in certain zoning districts, you need to go before and get a conditional use permit to do something. It's not outright expressly permitted. You need to conditional use permit. Now, if that applicant goes through and agrees to meet all of the requirements or conditions that committee has put in place, that are composed then the entity the municipality has to grant the CUP. It is allowed to place additional conditions on the applicant or on the property owner. But they have to be reasonable. And they have to fit within again, the realm of the zoning ordinance and in terms of they would be uniformly applied to other properties in that zoning district. And the only reason that a community could deny a CUP, if there's substantial evidence brought forth that says, Look, this is going to impact health safety of the community of the neighborhood of the property, documented substantial evidence that is the only reason that a community can deny the CUP but if the applicant checks all the boxes, meets all the conditions and those conditions are deemed appropriate. The city has to issue the CUP. We establish fault, there's already in our ordinance the worst of certain things home businesses, which this is for can and cannot do. So there's already kind of like seven conditions pre built in, we recommended another I think plan commission added another, if there still further concerns that this council could add another. But with that we believe that it is appropriate to recommend approval of that because they are willing to meet those conditions. So that's just kind of an overview of the scope. I don't know if the Attorney Chavez has anything else to add in terms of our ability to deal with these CUPs.

- [Vanessa] Nope, that pretty much covers it with discretion from the council, and made it that they use the word shell meaning that we don't have an option if the conditions are met, the council's obligated to grant it or we are open to liability.

- I think those laws should be challenged personally. I think the neighborhoods have the ability to say they don't want it and I think they should be heard loud and clear. I know out there Alder Galvin had issues in his district as well. And as far as granting, in other words, it was the same kind of conclusion. You know, in other words, it was a sense of going before the Planning Commission and spending all the time before the planning condition when they're gonna grant it anyway. You know, I think I don't feel that that's right. I think that, the citizens should be heard. And I think they should have the authority to say no. In other words, if over 20 some people in the neighborhood don't walk on and we're gonna say, yeah, you gotta have it. In the state, the state's out of line, I feel. I feel they're out of line.

- No, appreciate that Alder. And when I served in the legislature, I oppose the legislation but the laws the law is important for us, although understand what the laws of the state of Wisconsin are, so I just wanted to have that established before we got further input from the community. But with that, entertain a motion to open the floor. If there are residents here.

- So moved.

- Second.

- Motion seconded by Alder Steuer, second by Alder Wery. All in favor please signify by saying aye.

- Aye.

- Aye.

- The ayes have it, the floor is open for residents. Do we have any?

- [Paul] Paul Liegeols here. Can you hear me?

- Yes, go ahead and state your name and your address please.

- [Paul] My name is Paul Liegeols at 2445 Sheddle Drive. I am three houses down from the proposed conditional use permit building. I was not one of the fortunate ones to be within the yellow mark line which is only 200 feet as if they're the only interested people. I am opposed, and I beg to differ with Mr. Vonck on the state law, the state law requires that the applicant, not only the opposition provide evidence that they can substantially meet criteria, but the applicant must do as well. And what I see the council is being asked tonight to approve one lousy addition as parking of three cars at the residence, what does that mean? To any of you, what does at the residence mean on the street? In other words, if they are not by his house, can they be by my house? And where are these three cars? I assume the residents will have two pairs of their own plus they said they have two employees. They bring cars that's four where's the street come from? Anyway, I can go on, and I would get very wordy. But I do think Mr. Vonck, you have to take a look at the law from both sides, not that your hands are tight because you could the person applying for the EPA CUP says they can meet everything. You have to provide substantial evidence that they can meet everything. I wanna make the committee aware that there was a child killed on the streets last year, I'm sure you're all aware that one extra car to me is extra traffic. We don't need it, nobody wants it, and I'm sorry. I'm not a friend of the neighbors and that won't be and that's my input. If you wanna hear more of the things that I think Mr. Vonck I think they have to address. I will be glad to talk to you about that.

- All right, thank you, sir. We have another resident attending.

- [Anne] Okay, my name is Anne Schmidt. I live at 2466 Sheddle Drive. I also oppose the granting of the permit. My concern also is the increased traffic. And I agree with Alderman Vander Leest, maybe it's time that you challenge that state law. You know, I've been a taxpayer for 28 years at the city. One thing that I'm gonna ask you for, I've never asked for anything from you before. And I think that you need to take the 20 tax payers that you have and listen to them. Thank you.

- Thank you, ma'am. Other residents? Okay. Hearing none, I'll entertain a motion to close the floor.

- So moved.

- Second.

- Gerlach seconded by Alder Scannell. All in favor please signify by saying aye.

- [Members] Aye.

- Opposed nay. The ayes have it, the floor is closed. Alder Dorff.

- Thank you, Mayor. I understand where Alder Vander Leest, I understand his concerns, I've certainly heard from some of the neighbors who have called and emailed me. And yet my concern is about the city and the potential liability that we would be open to if we deny this we're open to being sued, because we would not be following the state law as I understand it, and as it is explained to me so I'm going to have to vote to support what plan commission did well at the same time, I'm sorry that the neighbors feel so badly about this. Thank you.

- Alder Galvin.

- Thank you, Your Honor. First off, I understand where Alder Vandor Leest is coming from, he's got 20 constituents, and he certainly has to support their viewpoint. And I agree with that. But when this same item came up in my district, there was a lot of concern from neighbors and I don't know, maybe things weren't explained the same way at the meeting for CDO, 'cause it was for in my district, but at the end of the meeting, anyone that was an opposition changed our minds and they supported it. The reason being that they felt this was gonna be extra traffic, they felt it was going to have people all over the place, cars, large signs, and they

were reassured when they found out that the signs could be no bigger than the sign that any resident could use to display their address numbers, for example, that the owner wouldn't be allowed to pay well over part of the yard to make a bigger parking lot. And that it could only be operated during certain hours, and that they couldn't have large groupings of people there that it'd be kept small and so it won't disturb the neighborhood. So, I would have to say that when everything was done, my concerns were satisfied and like I said, my neighbors, concerns were also satisfied. Thank you.

- Thanks Alder, go ahead Alder Gerlach.

- I do also feel for Alder Vander Leest it's not a good position to in, on the other hand, I have a set through the entire commission meeting and listen to all the testimony, I've read all of the letters. There was a letter by someone named Bonnie Van Igmán that was not ever read. I hope the rest of the Alders have read it. She lives next door to this property and she is fully in favor of it and supports having the Schrader's move in and do their photography business. I've had phone calls, I've had email and I have gone out looking for evidence and statute and it says that we can deny a conditional use permit only on the basis of evidence not on the basis of opinions and speculation. And I couldn't believe the speculation that I was hearing at that meeting, the wild speculation being mowed down in the streets by traffic. There's even a letter from people who live on a different street saying, the traffic's gonna come and turn around in our street. And I want to remind people that in the letter of application that Miss Schrader had with everyone, she stipulated that no more than 50% of the business would be handled in her home. And she said that it would all be done by appointment, and she said all the appointments would be between 9 a.m. and 6 p.m. Monday through Friday, and then someone took that to mean and stated she's going to run this business from 9 a.m. to 6 p.m. every weekday, it's just simply a misperception, and it's based on fear. And it's gotten out of hand to think that one photographer can possibly create that much traffic. And I don't know, and this letter from Mr. Egran was not read at the Planning Commission. And I'm also there's a letter by the trust that owns the home. And I thought it was interesting that this gentleman pointed out that his father who lived there until he died earlier this year, ran a business from his home the whole time. He was a financial planner, a financial advisor and an insurance agent. So I feel for people but I also feel that someone has put some theory into them, and they're not really they're not really thinking logically here. We have to have evidence that having a home based business in your neighborhood, lowers the value of your property. I went looking for the evidence, I couldn't find the evidence. So we have to support this and I don't feel bad about supporting it. If these folks bought the house next door and started their business, I think that would be fine. If they took pictures in their backyard, I'd take a cup of coffee out on my deck and watch. It really think fear has taken over and people have lost a sense of the reality of this. I hope you'll the citizens.

- [Vanessa] Who is she?

- Who is she?

- No Alder just continue on.

- Okay, I hope that the citizens will take a deep breath and take a step back and say, You know what, this could probably be a source of real pride for our neighborhood and these could be some really good neighbors. So I will absolutely support this I feel I have to but I do it very willing.

- Thank you Alder, Alder Corpus-Dax

- Thank you, Mayor. When this came through the first time in Alder Galvin's district I supported this. And as far as I'm aware, Director Vonck correct me if I'm wrong, but nothing's changed. There's no change aside from the address. And when we approved this the first time, I believe it was approved unanimously. Again, nothing's changed, aside from the address, it's a photography business, it's by appointment only. You know, she said that a lot of her work. It's not just taking a photograph. It's a lot of the work goes into the exhibition. I know

someone had raised concerns about potentially hazardous materials being on site, she doesn't do any lab work, she sends that out. So that's not an issue either. So, again, Wisconsin Act 67 does limit us so tells us that as long as they applicant is checking all the boxes and, meeting all those conditions that we as a council, need to allow it. But along with what Alder Gerlach was saying, I support this not because I have to put because I support this. I mean, it's a photography business, there's only so much business that she can generate.

- Thanks Alder.

- Thank you, Your Honor. I too sat in that meeting, it was a very lengthy meeting and as far as Alder Vander Leest goes, I understand totally where you're coming from, my eight years plus years on Council, I've dealt with numerous CUPs that have come forward. Sadly, we had one that went against us and that would cause multi million dollar lawsuit but guess and so I'm not gonna go into full detail. If you wanna know I can go into detail but I do worry about the liability factor here, I think, talking about property values and all the neighbors are all concerned about that. And, again, it was brought up at plan commission, but also by our Attorney, that you need to have proof that your property values would decrease. And I didn't care anything, there was a lot of speculation by the neighbors talking about that. And it was kind of a fear thing. I have seen many CUPs come through this council. And this is one of the least difficult ones that I've seen. I mean, I can think of other ones that were a lot more egregious than this one. I'm not gonna go through the whole list, but there was a standard list of seven different checklists, so to speak, and I called planning, David and Vonck answered all of these questions for me. I don't have to go on to read them, but basically, each one of those was brought forward and said it's okay. It's good that it will work. So I will be in favor of this as well, thank you.

- Thanks Alder, Alder Wery.

- I think you're muted

- Yeah, that would help. Thank you, Mr. Mayor for voting against those changes at the state level I think they really did an injustice to the city's taking away our ability to guide some of these developments. We saw that with cell towers over and over and other conditional use permits. You know, in reading in things about it, we have to base our decision on facts and then so I'm going to use the fact that sounds like they are going to have one to two employees. They'd be coming and going, clients would be coming and going 9 p.m. to 6 p.m. Both of those would mean increased traffic and for residential area like that. It didn't ask to have an increased traffic. So I'm gonna vote no, based on the fact that they will have more increased traffic, thank you.

- Brunette. Any further comments?

- I would like to make one here.

- Just one.

- [Kathy] Alder Lefebvre.

- Alder Lefebvre, go ahead.

- [Kathy] Yes, I did attend that meeting also and my understanding is that everyone has said this is what the state did to the cities for the municipalities in the state of Wisconsin. And I understand Alder Vander Leest, you know, he has to stand up for his residents and he feels passionately about this issue and I think I believe he's in a different district. He should be contacting this state representatives and he should be his voice in this. Even the residents too, contact your representatives. And tell them that this is not right, that the cities should be able to control certain things. But I do feel that this business is very benign. If someone says yes, I would definitely vote against that, even if the state says, we're supposed to do it, but this one I think is very benign. It's not something that and also if they sell, move, this does not go stay at the residence. This stays with the

owners, the people who are going to be running this business only, so I don't kind of see anything and so I will vote for, thank you.

- Thanks, Alder, Alder Vander Leest.

- If I may just before Alder Vander Leest. Just one quick clarification.

- Yes Director Vonck.

- Alder Lefebvre mentioned that the CUP goes with the owners, the CUP is specific just for that property, and the owners, so if the owners move the CUP does not stay with the house, it does not go with them. It is one and the same, so they have it's only for these individuals at this address. So they sell the house or they move the CUP is gone.

- [Kathy] Thank you, Director Vonck. Yes, that's what I meant, thank you.

- Okay, yeah, I just wanna make that clear for your colleagues.

- You should the clarification, Alder Vander Leest.

- Thank you, Mayor. I feel that we should challenge this. We have an Attorney on staff. The thing is, we approve it right now. It's in and in as far as contacting your legislator, dealing with something right now. In other words, the people in this district, they don't want it, I can support it. And I feel that they're just as important as the person that says they want it. And when you got 20 people telling you, they don't want it. I feel that I'm standing with the 20 people that don't want it in all the things that they mentioned? Mr. V. Joyce mentioned that there was a child killed on the street, these are facts. So I feel that we should challenge it and not approve it. I'm not supporting it, thank you very much.

- Thanks Alder, any additional thoughts? Seeing none.

- [Diane] Can, I did not get into speak, can I speak?

- Entertain a motion to open the floor.

- Motion to open the floor.

- Motion made by Alder Steuer seconded by Alder Vander Leest All in favor please signify by saying aye.

- [Members] Aye. Opposed nay. The ayes have it, the floor is open, ma'am, just state your name and address please.

- [Diane] Hello, this is Diane Anderson. I live at 2454 Shady Oaks drive. The concern is too with the traffic on the street here. I really wish, you know, I've been listening in and I really wish that we had more time to contact our legislators because this was kind of just like throwing in our laps a few weeks back. And we received letters actually put in our mailbox from these people who were attempting to put this into the home. And it didn't give us enough time to get together as neighbors and really discussed it. And, put it forth to the legislature. I believe that Alderman Vander Leest is that's what he's trying to say. I mean, this was just a few weeks ago. This is a very upgraded neighborhood. I don't know how many of you have ever driven up the street. It is just one street. We have lived here for 26 years. And our taxes are astronomical here and for the city, and I just feel that if we had more time that people could contest maybe the legislature and bring forth to put into maybe a different direction for having these kind of permits just dropped in our laps in the neighborhood. It would be very substantial and accordingly, right for the citizen just sat in our neighborhood of

the entire city of Green Bay. And I will say one thing I am not against these people that wants to buy the whole for themselves. What we are saying the people that are not want a business in running at a house in this neighborhood because of the increased traffic, what has happened last year, like I said, I don't know if anyone's ever driven up the street. But it is been very upsetting and we have not had enough time to put into action anything to just add when I have to listen to an Alder person say I was more than likely like to sit my backyard and watch them take pictures while you are sitting in the backyard of that person. You are not that person that has the house behind these people who are actually going to be putting this in. There is nothing against the people. I wanna make that very clear. It is all about the business aspect, the traffic aspect and when somebody comments about the legislature and the law, this was kind of dropped in our lap. And I will just suffice with that comment and I would thank you very much for listening to me, thank you.

- Close the floor.

- Motion to close the floor.

- Second.

- Motion by Alder Dorff seconded by Alder Corpus-Dax, all in favor signify by saying aye.

- Aye.

- Aye.

- Opposed nay, the ayes have it, the floor is closed. And we do have a motion before us

- Use the board please.

- All right, we'll go to the vote and use the board. And passes nine to three. On to items six, what are your wishes?

- Move to approve.

- Second.

- Made by Alder Dorff, Alder Scannell to approve item here was pulled by whom?

- Alder Steuer.

- Alder Steuer, go ahead.

- Thank you, Your Honor. I just want to commend Director Vonck and his staff for putting this together. For the years that I've worked for the city and that I never really saw much like this. And I think the fact that I've seen too many projects come and go or there wasn't enough notice for the people in the area. And I think having this sign policy is a very good thing that they're going further out and trying to be inclusive, and also having signage that people can look at and read very well. So I just wanted to commend the Director Vonck, David Pogue as well and the staff for a fine job on this. Thank you.

- Very good, thanks. Any further comments on this item? Hearing, nothing, signify by saying aye?

- Aye.

- Aye.

- Opposed nay, the ayes have it, item has been added. Onto the board of the Finance Committee.
- Move to approve.
- Second.
- Made by Alder Dorff, second by Scannell to approve report P which is report of the Finance Committee from the meeting on May 26th 2020. Any items here to be handled separately? Hearing none, all in favor of approving the report please. Item four?
- Yes, please.
- Any other items? Okay, hearing none, none others, all in favor approving the remainder of that report please signify by saying aye.
- Aye.
- Aye.
- Opposed nay. The ayes have it motion the report has been approved with the exception of item four, item was pulled by Alder Scannell. What are your wishes here?
- Motion to approve.
- Second.
- To approve made by Alder Scannell second by Alder Dorff. Alder Scannell.
- Yeah, yes, I would just like some clarification. I find this item a little confusing. Are we charging nominal fees are we enough for pickup I says. Seems like we got a lot of conflicting information here. Don't think we did that before with the same guidelines used during the emergency. So I'm not exactly sure what we're approving if I could get some clarification please.
- Be well, we will go to director Grenier. Clarifying comments or Director Ellenbecker.
- I beg your pardon.
- Go ahead Director Ellenbecker.
- I can just give you a recap after there was quite a long discussion on this item. And because of the administrative work of maybe charging the residents and the EPW was really not going to be able to deliver them. There was a decision just to really have the city by I've heard more bags of sand, the sand base, have them come to a city location and really have handled the same way as in the past where they could just come pick up the bags, no fee, the city would pay for them out of the contingency and because it was a relatively small dollar amount and that would reduce a large amount of administrative work for 250 to 500 bags of sand.
- Would that be by appointment that they pick those up.
- I believe they were gonna work through the neighborhood association to have it really have them work through and pick them up on somebody else. If they have more specifics on it.

- Mayor if I could.

- Just one second Alder. Director Grenier just wanna explain the process that was used for the original round of this.

- The process that was used on the previous 10,000. The bags were stored at a storage location down at the former badger sheep at a location of Broadway. And for the first two weeks, we had the facility open during regular hours. Then we went down to some limited hours and eventually ended with by appointment. So the way I would envision this moving forward that 500 sandbags are going to be acquired and stored down at that same location that they were previously and then we were anticipating working through the neighborhood association of for appointment. And then anyone else if there were bags leftover, they would be made available by appointment for residents throughout the city.

- Okay, thank you, director.

- Alder Scannell, you're still on the floor.

- That explains it, I'm good.

- Very good, Alder Johnson.

- Thank you, Mayor, because I made the motion at the committee level. I just thought I'd offer a little bit additional clarification. The expectation was that we would distribute this the same way that we did the initial batch. Additionally, I made a request to Alder Lefebvre to simply talk to the mayor to see if you'd be willing to authorize the purchase of these using his authority under the declaration of emergency. Because really, at the end of the day, we're talking about a couple hundred bucks here. So it's not like a significant investment. This request is only being brought forward simply because we ran out of sandbags before the individuals who live in that area, were able to take advantage of this. And obviously they are facing an imminent need. And so that was kind of the request that the mayor could just do that we could do it but of course is before us right now. Anyway, so if council wants to take action on it, we can do that and put it to bed and if it fails for any reason, I just wanted to point out to the mayor, unless council reverses a decision later on in the agenda, the mayor wouldn't have the authority to make this happen.

- Just to clarify, that was contemplated and when we would have had to declare an additional emergency. We've got a right now decision was made not to declare the emergency given the fact that we have this council meeting in front of us here, Attorney Chavez, did you have additional comments?

- [Vanessa] Yeah, I was just gonna weigh in and say two things, one, that it would have required emergency declarations for the flooding. And that second be mayor powers are in between council meetings. And so when the council is able to act, the council actually has the power to under the emergency as well.

- Thanks for responding.

- [Kathy] Mayor.

- Yes, go ahead Alder Lefebvre.

- [Kathy] Yes, I brought this forward because what's happened before is that most people out here got such a short notice. And so it was all the hours were during working time. Many people could not go to them. And also keep did not have vehicles to pick up. So I had, I know one resident down on Lakeside, with the April flood. It went completely through his house, completely destroyed his house. Not completely destroyed, but a good share of it. And so he definitely needs some salt. And I know some other people that said to Yes, we

would like some, but we could not pick them up. So I made the request. And I thought, well, they were willing to pay for them but because of all the logistics, it was kind of a nightmare for the city to try to do something with people paying and delivery. So I said well, then we would as an association, if I will be me, I will make arrangements and I will ask my son in law to and he has a trailer and my neighbor has the trailer and we will do the pickups and delivery 500 is not that many, but I do have a list, people who didn't make a request for these sandbags, and they're very appreciative to get them. And so I hope everybody here will agreed to this item. Thank you.

- Thanks Alder, do you have a motion and a second?

- Yeah, no one, just one more thing.

- Alder Scannell, go ahead.

- I also got some flooding from on the northwest side here, the far northwest side and I do have some constituents who are also interested in getting some sandbags, do we have enough? We're ordering 500, I believe the original request was 215. I believe Alder Johnson asked to bump that the 500 I'm wondering if we should maybe even go a little higher. I'm not sure if Mr. Mehra if you know why it'll be, Alder Johnson asked to go to 500 or check that with him.

- Could I go Alder Johnson if he is interested in answering.

- Yeah, the intent was altered Lefebvre was gonna talk to the residents in her area there and actually get an affirm count terms of what she would needed. So I just arbitrarily picked 500 so that we had a ceiling. So the motion was to say that we would authorize up to 500 sandbags. I mean, that's the logic behind it. 500 seem to be a comfortable number.

- Thanks, Alder.

- Mayor, may I speak.

- Alder Scannell has the floor.

- Well, if Alder Lefebvre thinks she's gonna use all 500 I would have actually upped that number a little bit, to maybe 600, but if she thinks that there'll be some leftover, then perhaps 500 and we will not talk too much money, maybe, well, I'll wait and see what the, but Mr. Chair about the number 500.

- Alder Lefebvre.

- Yes, can I ask the Alder Scannell, how many he thinks his residence would need? 'Cause we're not gonna use 500 I'm pretty sure.

- Okay, Alder Scannell.

- I really don't know, I'm not sure so if you don't think you're gonna use 500, how about we just go to 600?

- Second.

- The motion is 600, I'll make a motion to 600, we could have plenty much money for number of sandbags.

- 500 to 600, it's been seconded by Alder Johnson. All in favor of the motion will signify by saying aye.

- Aye.
- Aye.
- The amendment is successful. Entertain a motion.
- Motion to approve as amended.
- Second.
- Motion to approve as amended offered by Alder Scannell seconded by Alder Stevens, all in favor signify by saying aye.
- Aye.
- Aye. Nay, the ayes have it the item has been approved as amended. On to the parks committee.
- Motion to approve.
- Second.
- Motion made by Alder Corpus-Dax second by Alder Stevens for the park Committee for the meeting on May 27th, 2020. Any items to be handled separately. Hearing none, all in favor of approving that report please signify by saying aye.
- Aye.
- Aye.
- Opposed nay, the ayes have it, the report has been approved. On to the Personnel Committee.
- Motion to approve.
- [Veronica] Second. Made by Alder Dorff, by Corpus-Dax to approve report r which is report of Personnel Committee from the meeting on May 26th, 2020. Any items here to be handled separately? Hearing none, all in favor approving that report signify by saying aye.
- Aye.
- Aye.
- Nay, the ayes have it, report has been approved. Report on the traffic, bicycle and pedestrian commission.
- Motion to approve.
- Motion made by Alder Stevens seconded by Alder Dorff to approve report s which is report of the traffic bicycle and pedestrian commission from the meeting on May 18th, 2020. Any items to be handled separately?
- 16, 17, 18, 19, 20, 21.
- 16 through 21.

- Correct.
- Any others? Item 16 through 21 will be handled separately. Hearing none others, all in favor of approving the remainder of that report please signify by saying aye.
- Aye.
- Aye.
- Nay, the ayes have it the report has been approved the exception of item 16 through 21, wishes?
- Motion to approve.
- Take them together.
- Motion has been made to suspend the rules and take them with one roll call vote that's made by Johnson second by?
- Second.
- Alder Dorff, items were pulled by Alder the Johnson, you have the floor.
- Thank you, Mayor, unfortunately, I was enabled, to attend this particular traffic commission meeting and when I watched the video, there really wasn't any discussion around these particular items. I do have some concerns about the excessive setback for some of these particular stalls. And so I would just I would make a motion that we actually refer these back to staff just for some additional discussion.
- Second.
- Motion has been made to send items 16 through 21, back to, refer to staff for additional work. Motion has been made by Alder Johnson and a second by Alder Dorff. All in favor, signify by saying aye.
- Aye.
- Aye.
- Opposed nay. The ayes have it and those items have been referred to staff. On to the ad hoc committee on elections.
- Move to approve.
- [Veronica] Second.
- Made by Alder Dorff seconded by Alder Corpus-Dax, approved report t which is the report of the ad hoc committee on elections on the meeting is on May 14th and May 21st, 2020. Any items to be handled separately?
- Item number two.
- Two?
- There is one here your honor, I'm sorry ,I can't Mike, my touchscreen is very touchy.

- Did you have an item there Alder Scannell?
- Yes, it's my item for about we've printed the state. Where are you?
- [Veronica] Number two?
- [Kathy] Number two or three.
- Or three?
- Two, probably two.
- Two is regarding the election date, or day rather and three is mail and voting.
- [Randy] Three mail and voting, thank you.
- The two and three will be handled separately any the others? Hearing none others, all in favor of approving the remainder of that report please signify by saying aye.
- Aye.
- Aye. Nay, the ayes have it, the report has been approved, the exception of items two and three, your wishes regarding item two?
- Motion to approve.
- Second.
- Second.
- Made to prove but Alder Scannell seconded by Alder Dorff. Item was pulled by Alder Vander Leest.
- Thank you, Mayor, I just wonder why a Saturday, why wouldn't want to move it to a Saturday?
- Is that a question for Alder Scannell?
- That would be a question for anybody that's proposing it.
- Alder Scannell.
- [Randy] Plus a Saturday is not a school day. I see a problem with polling places, especially with trying to get enough space to exercise social distancing. Getting polling places has been a problem for years. And it would be good if we could use the schools. So we need a day where school is not in session, which is Saturday. So that's why the week can double so hopefully, I think we could work out something with the schools that we can work out of the state to change the date, where we would then be able to use the schools for polling places. And I think that would help facilitate a lot of our problems.
- So my question is that.
- Alder Vander Leest you have the floor, go ahead.

- Okay, the schools are where they weren't really receptive to the having the elections that this way from the schools, a lot of them went to churches that, were more ethical that but as far as on a Saturday, how does the state elections board, how do they feel about it? What's the input there?

- Point of orders, Mayor.

- Yeah, I don't know that we have that information Alder Vander Leest. The one thing that I would note, I think our federal elections are the date of those elections are set in federal law. So that could be an issue here, but the motion is to refer to protection and policy.

- That's fine.

- Okay, that's fine, thank you that answers my question if you're just going to refer it, thank you.

- Thank you, Alder, additional comments. Hearing none, there's a motion and a second. All in favor will signify by saying aye.

- Aye.

- Aye.

- Opposed nay.

- Nay.

- The ayes have it, motion has been referred to the Protection Policy Committee, item three is in front of us, what do you wish it?

- Motion to approve.

- Second.

- Motion made by Alder Steuer seconded by Alder Dorff. Item was pulled by Alder Scannell.

- [Randy] Just given the recent actions by the elections Commissions to fill in registration forms for absentee ballot I don't know that this is really gonna need to go anywhere, I would just make a motion to receive and place on file.

- Second.

- Made to receive and place on file made by Alder Scannell second by Alder Dorff, all in favor will signify by saying aye.

- Aye.

- Aye.

- Opposed nay. The ayes have it, the motion has been, the item has been received and placed on file. On to committee the whole.

- We can take these separately.

- The first M one is consideration with possible action on the proclamation extending emergency declaration and providing for temporary expansion of licensed premises descriptions within the city of Green Bay. Comments here.

- Mayor

- Yes Alder Johnson.

- Thank you, I'm just looking for some clarification because I know that I had reached out to city Attorney Bungert inquiring about this a couple weeks ago. Admittedly, my inquiry was much more broad about a blanket change that would allow basically for licensed premises to extend there really isn't a parking lot. I'm just curious if a lot of part we could perhaps provide some additional clarification on how this is different from that inquiry simply because I was told that was not possible, so I just I wanna get some additional clarity around that. I think it's substantively pretty similar. This is something that's been done in the city of Dieppe, city of Madison, it's a nice city of Oshkosh. But if Attorney Bungert is on the line, we will go to her otherwise Attorney Chavez.

- [Vanessa] Thank you, Your Honor. So this is Attorney Chavez. So I'm not entirely sure what the discussion is centered around with Attorney Bungert. But the reason we're able to do this is because of our emergency powers. It is tied exclusively to the fact that we are doing this as a declaration to enable social distancing. And so it gives us additional flexibility that we wouldn't have otherwise. So this is just an opportunity to create that social distancing. It's not something that men, which is a different, which is completely different scenario that takes a completely different evaluation of this.

- And I want to be clear that I wasn't I didn't mean to suggest, and I hope it wasn't taken that way that what Attorney Bungert said to me was was incorrect or misleading. I just, it's clearly my question, could she interpreted it the way that I asked it? So my work where my real issue or maybe question comes to play as do businesses actually have to take additional action for them to extend their premise and be able to serve alcohol or how does that work?

- [Vanessa] Under this COVID change?

- Correct.

- [Vanessa] Yes, they will start to submit an application for waiver, this one is set up. This allows the app to so the essentially the county or the city at this point is granting blanket approval for everybody to utilize, right? And then what would happen is staff is using that like approval to evaluate based on the factors that are being put in as long as they meet those factors. They automatically get the the premises extension. So yes, there is an extra step. But it is literally just submitting the application having sat with you to make sure there are no issues that are better, right.

- Okay, terrific, thank you for answering that. I fully support this, I mean, I firmly believe that our hospitality industry has 90 to 220 days to really salvage itself this year, particularly if there was a threat of a second wave and we need to be able to provide them the capacity and the capacity, the safe capacity to be able to generate what they can, as many of you may know in the hospitality industry. Restaurants are based on people being able to fill their rooms and if we're limiting, they know that there's not a requirement but if we're suggesting or recommending, you know that they reduce their capacities to 50% or less, they have to go somewhere with those customers to be able to generate the kind of revenue that is necessary for them to remain open, so I fully support this move. This is a really important one if we want to protect our hospitality industry here in the city of Green Bay, and I encourage the rest of council to support this as well. Thank you, Mayor.

- Thanks, Alder Johnson for those comments and broaching the conversation in the first place. I appreciate that, Alder Galvin

- [Veronica] Muted, muted.

- I get it. I actually had a constituent who reached out to me and had some photos of other communities that were allowing their restaurants to move into the parking lots and into the streets actually closing off streets. So that they moved their restaurants seating out into the streets so they had that room so people could feel comfortable with the social distancing and the ability to still get out and he could patrons for these businesses. So I'm fully in favor of this.

- Additional thoughts/

- Mayor, just one more if I could.

- Go ahead Alder.

- Thank you, just maybe a question for Director Grenier. In light of the comment that Alder Galvin, made I submitted a request for the city to create an ordinance that would allow or permit the use of parklets in city streets Director Grenier, do you know when that might come before committee?

- We're hoping to have it in two weeks.

- Perfect, thank you. So Alder Galvin, just in response to your question that would be a permanent ordinate change that council could consider that would allow the creation of parklets for roadway, so, two weeks we'll get stopped about that.

- All right, very good.

- Alder, any further comments on this item? Hearing none, I'll entertain a motion.

- Motion to approve.

- Second.

- To made by Alder Steuer, to approve item one. All in favor signify by saying aye.

- Aye.

- Aye.

- Opposed nay. The ayes have it the item has been approved. On to item two consideration with possible action and resolution declaring a state of emergency and ordering a curfew for the city of Green Bay. I'm gonna go to Chief Smith here because I believe he even be suggesting an amendment to the declaration. So with that chief Smith.

- Good afternoon, council member, Marsha Anderson. Running around the streets.

- We can't hear a word.

- I can hear, I'm muted.

- We can't understand a word.
- I'm aware of that Alders.
- Okay, can I try again?
- Yeah.
- Can you hear me now, is it working?
- Yep, go ahead.
- That better?
- Yes, now.
- Okay, so here's the deal. Right now as we speak, we have 130 people wandering around the streets of Green Bay. We had a major situation last on Sunday, where shots were fired, a building was looted. And there was pandemonium arson fired around the city, we played a cat mouse game with these individuals until to throw things and break windows and loose for me and for my team just say that we need a curfew through Sunday night, a major event scheduled on Sunday during the day. You need a curfew through Sunday night at the support of daily living and I won't speak they're fully supportive of this. Other cities have ever released their curfew. I just got a note from Tony, do you want 70 off over there to help them maintain control in their city and they lifted their curfew? I think there's no question that we need a curfew that curfew lasts until Monday morning.
- I'd like to move to amend the Proclamation.
- Also I want second that.
- Motion made by Alder Dorff, seconded by Alder Steuer. The amendment would extend that curfew till 6 a.m. Monday morning, is that correct Alder?
- Yes, it is, 6 a.m. Monday morning, yep.
- [Abby] Mr. Mayor, this is Abby Ringl. Can I have the floor?
- Motion to open the floor.
- Ma'am, we do have a motion now to open the floor.
- Second.
- Alder Steuer moved it and seconded by Alder Scannell, all in favor of that motion will signify by saying aye.
- [Members] Aye.
- Opposed nay, the floor is open.
- State your name and address before speaking please.

- [Abby] My name is Abigail Ringel. And my address is 2042 Memorial Drive. And I just have some questions on this curfew issue. First I just kind of wanted some clarification. It seemed like from the people I've been speaking to, there isn't an understanding of exactly what is allowed and what is not allowed under this curfew, could you speak to that?

- Yeah, we can direct that question to Attorney Chavez.

- [Vanessa] I would actually refer to it because she's the one who's coming to us, handling everything. But at this point, essentially, the way the curfew work is, as of nine o'clock, the public areas, the public ways, so streets, sidewalks, public areas, those are all considered off limits essentially to the public. And so that those points everything needs to be cleared. There is no requirement under the curfew but private premises to be addressed. As long as people are in their property. The police officers are not taking the action against them because that is not a violation of the curfew. So for example, if people are in a restaurant, that is a private, it's not public. And so the city has no reason to fight everybody for being in private premise, the only time that it's really potentially an issue is if people are driving. But at this point, as long as people are headed to a destination, they're not just driving around, you know, looking for things to do. As long as you're destination plates and the way it is drafted, it says homework for location and convenience are convenient. That is entirely it's free and open so that there is no requirement that anybody goes specifically to the house to their work.

- [Abby] So is it my understanding that then this curfew is strictly to prohibit protesters from protesting after 9 p.m?

- [Vanessa] No, it is to prohibit anybody from being out in public streets after that time.

- [Abby] Okay, can you also have arrests that occurred this past Sunday night.

- Check for some context on enforcement.

- Yeah, we had five individuals that were cited last night for violation of curfew. They were taken away, they were identified. They were cited and they were released. On Sunday night, I think we had a total of two people that were physically arrested for different charges and then several other people that were cited and given citations for those charges. But again, it was very difficult for us to cite people. I can tell you that five squad cars were damaged between the sheriff's department, I can tell you windows were broken throughout the downtown area. I personally put out three separate fires that had been lit in trash cans up in the night street ramp and on the street in front of it on the Pine Street ramp and the street in front of it. We had two young groups of individuals that were terrorizing people wanting to in the morning who just wanted to drive down the street and keep but they had people pounding on their cars. They had people screaming at them. And it was a cat and mouse game because we just didn't have enough people. Now fortunately, right now we have 125 National Guardsmen and women who are here protecting our city in our critical buildings on so that's our officers out there, but our officers need a tool who control the people that are out there that are out there just to cause trouble. There's people that steal things and break windows.

- Mayor point of order real quick Alderman Johnson, actually identified, okay, sorry to interrupt chief, Alderman Johnson is out of the meeting. He's trying to get back in someone needs point him, so I didn't mean to interrupt.

- No, that's all right. I've notified Chief of Staff Jeffrey's will be letting him in.

- Thank you.

- [Abby] Chief Smith is what is the typical arrest and detention rate on a normal Sunday night and then my follow up question to that would be, what type of arrests and number of arrests do you see on a typical Sunday night Packer home game?

- On a typical Packer home game we have at Lambeau Field, we have typically several arrests. We have several people kicked out of the stadium. I can't give you a typical Sunday night 'cause so many factors are involved in that. And typical Sunday night in February, we may have no arrest on a typical Sunday night in July, near the Fourth of July weekend, we may have a large number of arrests. What I'm seeing is the pandemonium that was going on with literally hundreds of people in the streets without any regard for the people that we're trying to pass through without any regard for the property rights of people who own buildings or who worked in buildings downtown, throwing rocks and bottles at our officers at windows and buildings for no reason other than to it because they had they were angry about something that is lawlessness that is criminal behavior. This curfew is a tool for us to help curb that criminal behavior that would be going on at night. Again, I don't think it's right that he light fires in parking ramps. And I think we owe it to the people that are trying to get to work or get home from work or get to the grocery store somewhere to keep these streets open and to allow people to live peacefully, especially during the evening hours when on Sunday night we saw pandemonium ensued until close to three o'clock.

- [Dajahnae] May I have the floor?

- I know we still have a resident who is speaking unless she's concluded her remarks.

- [Abby] No, I've concluded my remarks.

- Okay, we'll move on to the next resident. just state your name and address please.

- [Dajahnae] Dajahnae Williams 1721 Linwood Avenue apartment five Green Bay, Wisconsin 54303.

- Go ahead, ma'am.

- [Dajahnae] In regards to what Abigail was saying, about the arrests made in Lambeau Field, you said there were several arrests made and five made due to the protests and that was happening Sunday night. I was there front and center Friday, Saturday and Sunday night through it all. So what I am trying to express to you all why I feel that not be extended, is I feel that that's gonna make people might read and make them feel more oppressed when the whole purpose of the marching and chanting is against injustice and police brutality. You bringing out more national cards with bigger guns for children that we all know they were kids that weren't with the movement, kids that were being kids, that's gonna make them feel more depressed and more angry, and I feel like day or night, if they're feeling angry, and they want to be violent. They'll just do that on a day. I don't feel like that's kind of the curfew is gonna stop them from doing what they wanna do. Like if anything, it's going to trigger them more. And that's me witnessing that on the media myself. So I feel like what we need to do what I'm trying to do peacefully protesting and working with the mayor myself, and I've talked to the chief myself personally too and you guys understood where I'm coming from, is I feel like we need to talk to the youth. If your child is vandalizing walls at your house, you don't pull out guns and tear gas and you read direct and you talk to them. I've been talking to them. The people that were fighting in the streets have reached out to me personally and understand now that we're not doing that, that's embarrassing. We're not you're marching for the apologized. And now they wanna be a part of the movement peacefully. And furthermore, a lot of those children out there, their parents should be keeping them in the house, as adults that are here protesting for the right movement. We shouldn't be, having a curfew, you know how to act. Because curfew is gonna be very, very bad for Sunday, especially since it's got to be way larger group.

- Thank you, ma'am, for those comments. As you said, you've had a conversation with Chief Smith, we had a conversation earlier today. I really appreciate what you are trying to do in terms of, organizing events and

making sure that they stay peaceable. But the things that as I said earlier in this meeting, the things that I witnessed on Sunday night, were incredibly disturbing. And we're very lucky that we didn't experience a loss of life here in the city of Green Bay as a result of a shooting at the marathon gas station shots were fired into that gas station union store. You know, I also witnessed or have witnessed since video of someone waving a gun around in the Adam street parking lot that was reported to Chief Smith and I as we were traveling around downtown's surveying things have since seen footage that was also very disturbing. There was a hit and run, which appeared to me to be intentional on Washington Street that evening as well. And so I am 110% in favor of people demonstrating peaceably exercising their first amendment rights. There is no reason, however, that they can't do that, within the hours that are available to them within the confines of this curfew. Chief Smith, any further comments from you?

- Mr. Mayors, I can't agree with you more. You know, we will not only have we supported but we facilitated marches. We work to keep the streets clear so that marchers could travel freely in whatever place throughout the city that they wanted. Today, we provided water to marches because it was 90 degrees out and they were in front of our police and everything we can to help facilitate that. But I agree with you after nine, 10, 11 o'clock, my mom used to say no good comes out with a kid being after out after dark after 10 o'clock. And I don't see a reason why people need to be able to wander the streets and do the things that you and I saw them do at 11, 12, one, two, three o'clock at night, and we just don't have it's putting everybody in danger, including them.

- [Dajahnae] To follow up with that. I understand what you're saying at all, but to furthermore go on to say Friday and Saturday. They were, we were all there. So about two o'clock in the morning and there were no violent crimes as far as shootings and fightings. And to follow up even more with the gun that you saw in the parking lot. I have that video too, I spoke out to the press 'cause at about that video that was an adult who worked for the Green Bay press because waving that gun to protesters. So I don't want to misconstrue the facts as I was scared of witnesses seven feet away. And to follow up what you were saying about keeping the streets safe at nine, 10, 11 o'clock. If everything's peaceful, like it was Friday and Saturday, how are you to assume that it won't be peaceful? There was one incident with children that weren't here for the right cause weren't protesting with the movement. Were protesting.

- Just for clarification, wasn't there a big fight in front of the police station involving multiple people late at night on Saturday night before we had the curfew?

- [Dajahnae] On Saturday? I couldn't have said because I didn't see it. Kind of see it on Saturday night.

- All right, thank you, ma'am for your comments. Any other residents?

- Can I ask a question?

- Yeah, Alder Scannell go ahead.

- Yes, I guess this well, Dajahnae was the last one. So do you have activities that you want to do after the curfew. Is there any reason why you wouldn't do those activities before?

- [Dajahnae] There are a lot of people like myself that work 12 hour shifts, I work at a hospital. There are a lot of people that can't come 11 o'clock in the morning or throughout the evening but still wanna show up and support for the cause. And that's what we do on Friday and Saturday, people came like eight o'clock at night. And more than that, it's really hot inside. People have medical conditions like asthma. My asthma gets bad in the weather. I have a weather condition, cooler weather induced asthma. So a lot of people like myself do not come out until the heat comes down, which is later in the evening. It's not to troll the streets and to cause mayhem. I have a lot of footage of everything from beginning to end. That happened Friday and Saturday. There's a lot of information from people that weren't there. The cars that you see where people protesting,

they were supporting the movement, people standing on top of cars, I don't think it's smart people get injured that way. And I'm grateful that you guys put up those barricades to block that type of traffic. But as far as jumping, so called on cars, they're on top of cars that belong to them and their friends that were part of the movement. And I think it's ridiculous for them to do that. Which is why I say I'm glad that you guys have barricades. So that's no longer an issue. But to come back to your question of why we should be there at night at nine o'clock. It's because some people work, I have plenty of friends that say, Oh, I work, I can't come at two o'clock, I can't come and when I get off at six, people wanna walk, they wanna be heard, they wanna be seen. And that's what the whole movement is about. And I feel like this curfew, I see it from a high is actually is really making people angry. It's not healthy at all for the community. For the people that are out here, actually marching, not to people that are just looking on Facebook strings and Facebook Lives, people that are actually in the streets marching and chanting. They don't like the curfew. And had they known about a city council, I'm pretty sure they would have been here attending and vouching for that.

- Alder Scannell.

- Thank you that, matters really thank you.

- [Kathy] Alder Lefebvre, may I ask a question?

- Alder Lefebvre, go ahead.

- [Kathy] Yes, I appreciate you coming forward and speaking, I want to know what is the possible if we finished at 10? Would that give you more than enough time?

- [Dajahnae] I mean, you guys make the decisions. You know, how you feel is how you do what you do. I'm just saying what I'm reading the hundreds of posts and comments that I'm receiving and messages about this curfew. And about these big guns that people are seeing with the National Guard. It's added it to the crowd was peaceful for the majority of the weekend, extended to 10 o'clock next hour. I honestly can't say what it will do if it'll be beneficial. I don't know, I just feel like people feel oppressed. And the whole Black Lives Matter movement is because of police brutality, injustice and feeling oppressed. You people feel like you're taking something away from them and telling them that they need to go inside. People don't feel safe, because then it might be realistic. It might not be I haven't visualized with my own eyes. But people are saying people are being dragged out of cars for being outside past curfew. People can't walk down the street without getting the tank because that makes the community upset. People are not happy with this curfew. I understand the vandalism that happened and alluding I'm not behind that, I don't support that. I don't condone it and since this happened on Sunday, people feel bad for what they've done. People have expressed their feelings about what they've done in comfort, the guy that was locked up, who shouldn't have been locked up. I don't know if you guys saw the video, but he was breaking up, he was breaking up the protesters from targeting the police and he was detained and tackled on the ground and beat up by the police. He actually got out of jail and the first thing he did was contact when people came forward to him who looted the store and it's on live on Facebook. He gave all of that merchandise back to the playground that was broken into. But you guys don't see that because you're not physically out here with us in the community, I am. I actually see these people on their media and see how they feel. And I'm trying to express that with you because I wanna keep it peaceful. It was peaceful Friday and Saturday, Sunday. It became commotion because of a dumb kid that shot guns of in the air because he thought it was cool just because he had a gun, I don't agree with that. But that has nothing to do with what we're out here protesting or fighting for. That's not that wasn't a movement that we shouldn't all be penalized for that.

- Thanks for your comments, ma'am. Any questions from Alders.

- Alder Gerlach.

- Alder Gerlach, go ahead.

- Thank you, both Alder Lefebvre and Alder Scannell ask the first question I really wanted to ask which was, is there some reason you can't get the work done by nine o'clock but, Miss Williams, I would like to ask you, you seem to be a leader. Am I interpreting that correctly that you have some leadership skills and you bring a kind of a leadership role in this?

- [Dajahnae] Honestly, Friday, I said I was not gonna protest because I feel personally like we're not gonna be heard, nothing's gonna change. People asked me to come out, so I came out and I chanted and I said what I said and I talked to the youth because the youth are the future and today's, these are just my off days from work I never done anything like this before and over this weekend people have made me the leader people have given me that role. I just speak how I feel I you know with the Black Lives Matter and with the police if the like I said, children you're wrong for what you did. I'm not afraid to voice how I feel, people tell me, Oh, you don't get it, you're posed to be black you posted think like this net? No, right is right, wrong is wrong. I tell everyone how I feel. And if that is leadership skills, then I guess that's what made me leader.

- So you sound to me with a natural leader. And I just wonder, you definitely appear to be all not only a natural leader, but a willing leader. I wonder if you would work with us. If we as Alder Lefebvre has suggested that perhaps the chief would be willing to start the curfew at 10, would you be willing to work with us to try to make that work out so that you can accomplish what you want to accomplish, which is very, very important. And we can also be assured that at 10 o'clock, everything will be closed down and safe. Would you be willing to try to do that? It's not my place to be able to say that, but I just wonder.

- [Dajahnae] I mean, I'm willing to do whatever I mean, I'm working with the Mayor and chief because I want peace, but I don't feel like 10 o'clock would help because I know people that don't get off until 10 o'clock, that work in nursing homes as a CMA that were two to 10. And some people wanna come out and march for an hour or two. That's midnight, right there. I mean, I understand what you're saying. But I'm just saying, what how I feel like I will go, I don't feel like it'll be helpful.

- Okay, let me ask you this if they work to 10. And the curfew ends at what, six o'clock in the morning? Is there any time before two o'clock? I mean, does this have to be done at night? Excuse me for my ignorance, and I'm old?

- [Dajahnae] No, you're fine, no.

- Do you have to do this at night, can it be done during the day?

- [Dajahnae] And that brings me back to I think it's Alder Scannell, he was talking about that. And as I mentioned in the morning, some people like myself, I personally do not come out in the morning. I do not come out until it's not as humid, it's not as hot because I will flare up and have an asthma attack. You know, you have to think about stuff like that to some people in the morning, don't wake up that early. There's a lot of young people out here marching, and talking hay up all night, three, four o'clock in the morning, don't wake up until the afternoon or the evening. There are people that work throughout the morning too. Community and I'm 100% behind that. But as far as I don't think that's gonna protect the community, because like I said, to the protests, and they're mad, they can still jump on cars. You know, they can still throw down signs and destroy stuff. They can still vandalize and right on property, if that's what they're coming here to do, but the whole point of the movement is to come protest peacefully and be seen and be heard and make changes.

- Thank you.

- Would you close the floor?

- No.

- Can I hold the door if I wanted to say something.

- Go ahead, Alder Steuer.

- All right, I'll try to make this quick. Dejahnae, thank you for all your testimony. I grew up in Milwaukee and as a student as a freshman in high school, there were race riots and in Milwaukee and I witnessed some things that I swear I never wanted to see you again. So with that being said, I'm all about working together. Trying to do some good things here. I think police chief Smith, he was on television and the mayor as well, working and walking with the folks on the way to the sheriff. You know, there I think a lot of the community is really reaching out to you, folks. I think what happened though, was when the damage was done, that changed the whole dynamic, and whether you're to blame or not, I mean, if there's some other people that were involved, that just changes everything, and it's really difficult, I mean, we're all accountable. You know, if there's damage that's done, we all need to be responsible and accountable. And I'm all for protest first amendment rights. I think what you're doing is fantastic. What happened in Minneapolis was horrible, and I can't stand watching it, and I'm a white person and I can't stand it so I lost anyway. So I guess I'm basing my information that on what the police chief and our Fire Chief and the mayor is said, and sadly, I wasn't at MTS meetings, but I would be more than happy to meet with you for other purposes to do to make this a lot better hurry and a lot better place, thank you.

- [Dajahnae] I agree, to answer your question about Milwaukee County, other places, like I don't know which one of you said it but she said I think was the police that said the curfews have been lifted. If you guys are following it, it's because those curfews made it 10 times worse. Those people were still coming out at night, going way more chaotic than it was before the curfew. So that's what the curfew is are being lifted. But you guys are gonna think what you wanna think make the decision that you wanna make, I feel better that I've set my peace and told you how I felt about it to prevent whatever chaotic stuff may or may not happen based on these curfew.

- Motion to close the floor.

- Motion made by Alder Dorff to close the floor.

- Second.

- Seconded by Alder Stevens, all in favor please signify by saying aye.

- [Members] Aye.

- Opposed nay, The ayes have it, the floor is closed. Well, we do have an amendment in front of us that's been offered by Alder Dorff which would extend the curfew until Monday morning at 6 a.m. Was there a second?

- I seconded.

- Stevens seconded, additional conversation. Okay, Alder.

- Thank you, your honor. This is for Chief Smith. For something meager, well, let's get the information out. Chief Smith, what does the curfew allow you to do? I mean, if someone's breaking law you don't need a curfew to arrest them. So what is the benefit of the curfew just to keep the streets clear and how is that a benefit?

- [Andrew] For people that are conducting regular business meaning going to work or going to a place of entertainment or going out to a restaurant or bar will not be affected by this what it will be affected is people

that are wandering around the streets and honestly causing the troubles the kind of things that the mayor and I witnessed on Sunday night you know people that are wandering from place to place with no real purpose that really a protest at that point is people meandering around looking for trouble and quite honestly many of them breaking windows many of them as I said before lighting fires causing trouble. What happens if at the curfew is at nine o'clock the people that aren't interested in trouble go home. They've protested since 11 o'clock when the protest is scheduled to start at Lake Park. That's what that my math is that has been bad. That's 10 hours of protesting and then they go home. And what you have left are people that are looking to cause trouble, quite frankly, many of them. And that's the problem that we had. This gives us our officers a tool to say, as we did last night, it's 10, nine, 10. There's a curfew at nine o'clock, please go home. You're not allowed to be standing out in the street corner of Walnut and Washington, and guess what, out of 30 people 25 gotten their cars, and they went home, five people decided no, we want to stay out here and see what happens. And those are the five people that got arrested and those are the five people that were cited and later released. So it gives our officers a tool to clear people out of the kind of mayhem or the kind of pandemonium that the mayor and I witnessed on Sunday night.

- Do you see much of an issue of raising it to 10 o'clock?

- [Andrew] Quite honestly I'd prefer was six o'clock I think six o'clock in evening or sundown is fine. That was my original request was six o'clock and that's what many other cities across the country are doing six o'clock, my strong recommendation would be six o'clock. You know, the powers that be decided that nine and I can certainly live with nine but I see no reason for things to go from nine till 10 o'clock or for an extra hour. I see no reason behind that.

- Okay, thank you, then the only comment I'd like to make is that I have heard from other people that are not protesters actually, and they don't like the curfew, they feel they're being punished. So there's that to consider as well, and I'd also like to know from the mayor with the emergency powers, if this should or should we say backfire that the curfew is seen as a provocation that people are going to rally to fight against? Worse, would you have the authority to, for the council meet again to repeal that curfew to handle the situation as it as things arise.

- I would go to Attorney Chavez on that.

- [Vanessa] That is the interesting question because the way that the emergency orders is drafted with emergency powers on the state statute work, it's identifying the process by which you can respond. And so lifting it or basically saying having it expire prior to is not something that was contemplated in that instance, I would recommend is amendable and we should say will expire on Monday or until it is determined that we need for the curfew no longer is there. This way, it is not working or it is not going with the need, then there is opportunity for as declared.

- Will Alder Dorff consider amending her motion accordingly.

- I would, just to be sure I would consider amending that, so then the mayor would have the decision.

- If that situation arises where swift action is needed to address the situation and that the best situation would be to repeal the curfew restore order, to help restore order, then yeah. If I mean if that's the key that they repealed the curfew, because it was a provocation that only caused more problems than if that if we ended up experiencing that, perhaps we should end the curfew sooner than Monday morning, 6 a.m.

- Well, how do we know that if that's the truth about Milwaukee? I mean, is that.

- Alder Dorff, just go ahead, Alder Scannell.

- Yep, I'm sorry. Yeah, well, it certainly wouldn't hurt to take that into consideration, I would trust the mayor to be able to assess and make the appropriate decision. If it came to that, whether it's true or not from Milwaukee or not, it could end up being true for us. It certainly is a possibility that there are people who are upset and may see this as a provocation that they would just want to do, instead of complying with. I should hope not, I hope I know the mayor and the chief and certainly all of us are trying to work with people to make this a positive, constructive protest. But, there's all kinds of people out there, there's only so much bad control people have. I would I feel comfortable going forward with this if we had some flexibility in it, thank you.

- Other comments?

- Well, yes, I'm being asked if I will amend my amendment. The only reason I would amend it is not for those reasons. I would amend it if we don't need the curfew anymore. If for some reason it's determined by the mayor and the emergency manager and the chief of police that they would recommend we didn't need it anymore. Then without me amending it would have to stay in place until Monday morning, if suddenly we determine we don't need it anymore. Can someone clarify that?

- Can you go over that again, Attorney Chavez for us.

- [Vanessa] So are you asking as far as what's the recommended language or the record the process for it?

- What does it do if I amend the motion and say that it can be repealed by the mayor.

- [Vanessa] So, it would just allow it to be so, the way I would word it would say, shall automatically expire at I believe at 6 a.m. on Monday, June 8th, or earlier if it is determined by the mayor, and or emergency manager that the curfew has been the conditions given rise to the curfew and then the declaration no longer exist.

- Yes, I would amend it to exactly what Attorney Chavez has just said.

- I'll second that.

- Okay, motion has been made and seconded, any further comments Alder Dorff?

- I don't.

- Okay, Alder Galvin.

- Your Honor. These crowd control situations can be very fluid. They can glorify you in a second and sometimes never happen even though it looks like you may have a heck of a storm coming, I'm very concerned, I don't wanna take away any ability that the police department has to be able to respond and respond correctly. Any situation that may arise. And that is my concern with lifting the curfew prior to the date that we're looking at right now. I mean, things may be calling for two or three days may not even be any protesting. And then someone takes advantage of that, and we don't have the resources or the ability to react quickly. What we saw happened downtown was really compared to many other places very, very minor. I've never seen it here in my entire career, even during the Vietnam War protests. I've never seen anything like this happen in our community. And like you said, Mayor, it was very startling they haven't happened. And I we put ourselves in a position that we're not able to respond and do what needs to be done to maintain control and protect our citizens, thank you.

- Thank you Alder, further comments?

- Yeah, I do.

- Go ahead Alder. Alder Wery, go ahead.
- Thank you, since this is already, and hear me, thank you. I didn't wanna go back to one of the chief Smith's comments just to get a clarification. Did you mention that there were 130 people right now? Walking around
- Yes, sir, that is correct. Right now there are wandering around downtown being followed by my officers are monitored 130 people peaceful.
- [Abby] They're already being followed, it's not even curfew yet.
- Ma'am.
- Monitor to make sure that they're safe to make sure that there's no drunk drivers plowing into them and we have to make sure that that, you know, we can close the streets for them to allow them to go from place to place, right now we have about 130 of them home so far peaceful, which is great, we support it. We encourage it, we facilitate it, but it makes me done by nine o'clock. We got about another half hour.
- [Dajahnae] Extended curfew to Monday, Tuesday, they can go out there protesting about lifting curfew
- Point of order.
- Keep it up.
- That doesn't help.
- Point of order.
- Please mute.
- Thank you, I mean.
- [Abby] Did you just mute the only voice of call.
- The floor is closed. This is a discussion among our city council. The floor was open public testimony was offered and accepted and appreciated. This is a discussion among council at this point. And we have to have order in the meeting.
- Okay, thank you, Chief and thank you, Mr. Mayor. I mean if there's more pardon me information to listen to I'd be more than happy to open the floor, but for now I'd like to give my two cents worth and then we can deal with that. I don't think anybody wants to mute anybody, right? That's not it at all, but we have to have it orderly. It's the purpose of this, is to address gatherings in public spaces the way it is very singular. All persons shall cease vehicular and pedestrian, travel, the way streets, sidewalks and highways and return to their homes, places of work and other convenient place. It's written to address one person, any person. So we're basically decreeing that somebody is very presence and public, in public. You're in public, you're doing an unlawful act. You're going for a jog at 4 a.m. because you work weird hours, that says you're no matter how we're gonna enforce it that says you're doing something illegal and so it could set us up for enforcing it in different ways with different people. What if I wanna run out at midnight to Kwik Trip and get in some of their scrumptious doughnuts? Well, this is a camp, I don't work there. This just seems I understand what's going on around the nation but, dang it, we are not Chicago, Philadelphia, Milwaukee, we're not there, and it's sad how easily we give up our freedom for some perceived safety or just handing it over like I'll stay in my house till Sunday night. Between those hours, I'm gonna give it up. You know, what the heck. I'm not gonna vote to extend it, I think if things happen and chief I know I've heard you speak you address it strongly when it happens, if it's issues

happen, you address it swiftly and strongly. You don't let it happen like in any of these other cities if I see that happening and we're allowing looting, I am gonna be so pissed off.

- Alder, we need some decorum.

- So, I can eat this off. So no kid bluffs, arrest people, but man, this is a really really overreaching. Ah really tough thing to put on the citizens of Green Bay. I can't be in favor of it can be a better way. This is America gotta be better way, thanks.

- Thanks, Alder. For the cur's on this amendment. Alder Corpus- Dax.

- [Kathy] Alder Lefebvre.

- Alder Corpus- Dax.

- Thank you, Mayor. I'm on that not in favor of this curfew either. Miss Williams made a good point that, it's oppressing a people that have already been oppressed. People have the right to protest peacefully. Yes, there were people out there that had nothing to do with the protest, and what was going on. They were people who were out there to just cause problems. They weren't out there there. We shouldn't be punishing the protesters, and what honestly, we shouldn't be punishing the entire city of Green Bay for the acts of a few people. And that's kind of what we're doing, we're punishing this city and saying you have to stay in your home between these hours, or something that a couple people did. City shouldn't be punished for it, the people who are peaceful protesting should not be punished for it.

- Thanks Alder, Alder Lefebvre.

- [Kathy] Yes, this is a kind of a balancing act. How do we make sure that we don't have anarchy different things happening in our city? Yet allowing people to express themselves peacefully. I do get it with the young lady who spoke. I think she's very eloquent, she is a leader. She's an impassioned I feel for her and I feel for all those who have felt oppressed to felt that there's a class situation going on here, and but we also have to have order and also I think this is kind of a generational thing to me, I know that when there were curfews before and didn't bother me at all, I'm not roaming around the streets at 10, 11, 12 o'clock at night. I've never, I mean, I don't do that. But this is something that we have to realize that there are people are going to take advantage, they always do. They're gonna do it and it just helps the police kind of knowing that when some people are out there, are you doing it legitimately or you gonna cause problems? They can't be do it, that's my reflected but I guess I will vote for this but I understand both sides.

- Thank you, Alder.

- We have to, thank you.

- Alder Steuer.

- Kind of pulling ahead, my buck, of course, but I guess I thought I was just thinking that, my training as an educator was, it's bad practice to hunting for an individual's axe and that's a common thing that happens and it's generally not a good way to be able to manage a classroom. I too, I'm a little conflicted here. I believe if we did not extend this, we have had peace out for a while here now. But if we did get another round of violence, the mayor would have the authority to issue another curfew emergency. But, of course we want to try and preempt, be proactive to prevent that. I'm not sure if the curfew does or doesn't. So I'm a little conflicted here also. I guess that's all I gotta say, thank you.

- Alder Galvin.

- Your Honor, this is for chief Smith. Chief, staffing wise, manpower wise, your ability to respond to other calls to service in that, if we do not extend the curfew. And yet people continue to gather at night in our community. Only extra officers do you think it will take the have to keep an eye on 300 people and be able to respond quickly those 300 people decide they're gonna act like the kids did the other night and fire off gunshots, breakout windows, and Luna store.

- [Andrew] Alders right now I have about a dozen officers on overtime, that's costing us money, cash money out of our budget to monitor the protests that are going on and to protect the people that are here in Green Bay lights a dozen officers, and if I will call in additional officers, I'm told that it's about a two hour delay before the county's mobile field force is able to mobilize and respond to protect us here in Green Bay. I'm tapped out with officers, I got officers canceling days off. I've got people working 12 hour shifts, and the only thing that I can do now would be to call in the Sharif's department, and that's for their mobile field force, who's trained in crowd control techniques. But again, that's a two hour delay. So what I mean when we were rolling the dice if we don't have those curfew and have people that are in their office at night by 9 p.m, sir. So, Chief, we have nobody that's really crowd control at the department, that's correct.

- [Andrew] That's correct, we have a SWAT team but they are not crowd control chain, that's a county responsibility.

- Okay, so, two hours is the wait and how long would it take you to get another 20 or 30 or 40 in the column in one at a time, respond to the station to suit up and help out?

- [Andrew] Honestly, sir, depending on the time, I don't think I could get 20 or 30 or 40. But if I did, it would certainly be an hour plus before I could get the first 15 to come in.

- Okay, so, we're gonna roll the dice and say, let's not have a curfew, let's trust people to behave themselves. Let's let them express their first amendment rights to go out and protest, stay on the sidewalks not block traffic or streets because that takes more officers in to block the streets so they can walk down the middle of it and block traffic, and then if a few of them well, I don't know what was it 150 to 300 the other night decided not to behave, that fire off guns, breakout windows assault people, send them to the hospital, we got to wait two hours to hopefully get that under control. I'm not sure how much damage he can do in two hours. And I'm not sure it's worth it, you know if it's predictable, it's preventable. And I'm just I'm really torn, I mean, I've seen a lot of comments from people who aren't part of the protest movement but do talk about their rights, constitutional rights, and we've listened to the two people here talk about and they certainly have some valid reasons why these hours should be extended. But again, I'm concerned because when this was all taking place, all these people that weren't part of it stood back and there was no stopping and once they got going, if the employees that the press because that office and lined up and prevented from going in, they would have gone into the press because that offices, as was one of them had a brandishing gun and no one was hitting the head with a rock and had to be hospitalized for a short time, just trying to dress trying to do that.

- [Andrew] It didn't involve officer. If that's a question for me, I would say we already rolled the dice on Sunday night, and we saw what happened at 11:15 p.m.

- That's I guess that's why I'm gonna be in favor of extending the curfew, thank you.

- Thanks Alder, Alder Dorff.

- Thank you, Your Honor. My question or comment is regarding the scope of the curfew, because my understanding is different than several of the Alders that have talked. My understanding is a person could go out and get doughnuts or could be going for a walk. Could I get clarification as to what the scope is? And maybe we can clear up some confusion

- Attorney Chavez.

- [Andrew] Attorney Chavez, speak we don't hear.

- [Vanessa] Sorry, I was trying to unmute. So as far as people going for a walk that would be prohibited because they would be spending the time exclusively on the public ways essentially, as for them going to some private property, they're going to get doughnuts, the times they're spending on the public ways is literally just transit. And so at that point, they are literally parking, probably in a private parking lot and entering a private establishment. And so they're literally just transversing between a public or private location which is their home or their business or wherever to your private location, which is the places they're headed to. But if they are out in any public areas, that is when the problem arises. So people cannot go out jogging, then, I mean, that would be very similar to walking right. So, all right, so that I stand somewhat corrected, but he still could go get doughnuts, so thank you. That's it. It's all there. We do have the amendment on the floor with a second. Is there further discussion on the amendment?

- Mr. Mayor?

- Yes, Alder Gerlach.

- I don't know if this is the right time to try to do this. And this is, me, I always get things a little bit wrong. I wonder if I could have leave to direct my comments to the young ladies, even though the floor is closed and they can't respond, I do believe that, that I have a message for them. Could I take a few minutes to talk directly to them?

- Go ahead.

- Thank you. Young ladies, Miss Ringel and Miss Williams. First of all, I wanna thank you so much for being here. And I wanna thank you for staying with us. And I know you don't get to talk and I'm sorry. But I just want you to know a number of us Alders are retired teachers, and we love young people, and we have good people and you seem pretty young to me. I wish I could see you, and I like you. And I'm so happy that you're part of this conversation. And I hope that this is a learning experience for you. It's a learning experience for all of us. And I hope you can appreciate by listening to us what a struggle this is for all of us how difficult this is. And I think that the other retired educators and I think it's Alder Scannell and Alder Dorff probably, I think we all want you to know that we are placing some faith in you to please now take this knowledge and this experience you've had and an exercise whatever leadership you can, we're scared, bad things have happened. The fact that someone shot a gun in Green Bay scares the heck out of me. But I want to have faith that you can exert some leadership and that you can work with us to help keep them things safe. I don't even know how to vote on this, I would tend to support the police chief and his suggestion that we need this curfew, but curfew or not. If we don't have the positive cooperation of the people who are justly protesting is gonna turn out awful. So I just hope that you'll take this opportunity to really learn from this and, and really exert some leadership and prove that it can work out with the curfew without a curfew, that protesters can be responsible and be heard. And you'll try to do everything you can to make it work. Thank you so much for letting me say that Mr. Mayor.

- Mr. Mayor, could you just rephrase the amendment on the floor right now?

- Attorney Chavez could you run through that force again.

- [Vanessa] I will try to remember so it would be the curfew would automatically expire at 6 a.m. on Monday June eight unless it is determined earlier that the need for the current conditions human rights the need for the declaration registry no longer exists.

- Thank you.
- Any further comments on the amendment?
- Your Honor, just if anybody would like to speak again from the public I would like to open the floor if you know if there's a comment they'd like to make like here.
- Second.
- Motions been made open the floor by Alder Scannell seconded by Alder Wery, all in favor please signify by saying aye.
- [Members] Aye.
- Opposed nay. The ayes have it, the floor is open for residents to speak.
- To speak? As you can tell a small voice for protest for the right reasons, I'll be here long. And I feel like this curfew, this is an example of why they wanna protest in the first place because we're supposed to be seen and be heard, but, but as these two, only two residents tried to speak out, we were muted, and you guys spoke and we can speak back. And top it off, you guys talking about extended curfew. We're all you're fighting for our rights. And you guys are shutting it down. That's what it feels like for the community. Like I said, we help them, you have killed the team.
- You know, as a white woman, all I can be is an ally. And I'm really.
- We lost her.
- [Dajahnae] I'll message her, I just give her two seconds. I told her that she's frozen. I don't even know this girl, I just met her on Facebook because she saw that we were peacefully protesting. That's how big this has become, but I just texted her and told her her WiFi has an issue and she's fixing it and she's coming back on.
- No problem.
- [Dajahnae] She said her computer just tag. It's fine you guys close the floor. She said can you put me on speaker? Yes my moment, can I call her and put her on speaker so she can talk?
- Yeah, no problem.
- [Dajahnae] You're on speaker.
- Abby] Okay, I apologize by computer decided to die because technology is great, but as I was saying I'm really saddened by your decision tonight. The only thing we can do is hear, our brothers and sisters of color which is not that tonight and it's shame. I'm too ashamed of the city of Green Bay, I'm hurt, I can't believe that we're sitting here debating whether or not we should allow the people of Green Bay, to exercise their first amendment rights. I don't understand how you can sit there and see people protesting, it's over a week of the use of police and then bring in more police and think that's going to be a solution, how can you tell me I can't go for a walk after 9 p.m? How can you tell me that I can't take my dog out because I'm limited to go to the bathroom. This is a clear violation of our constitutional rights. I can't I ashamed and I hope you're ashamed of yourself too. I'm done with what I have to say.
- [Dajahnae] It's okay.

- Do you have any additional comments Miss Williams?
- [Dajahnae] I don't, well, I don't know.
- Well, thank you both for--
- Motion to close the floor.
- Being virtually tonight, I just want to make it clear that we need to have order within our meetings, that was the only reason why the request was made to mute you. We have conversations among council members and we need to make motions to open the floor. Otherwise especially in a virtual environment, it's pretty difficult to hear what's being said and to run the meeting. So I apologize for how that was received. But that was the reason for doing that. And so I will entertain a motion to close the floor.
- Motion to close the floor.
- Second.
- Motion made by Alder Scannell seconded by Alder Corpus-Dax to close the floor for all in favor saying aye.
- Aye.
- Aye.
- Opposed nay, the floor is closed. And we are on the amendment, Alder Wery.
- Thank you, Mr. Mayor. Citizens of Green Bay, our deepest apologies. We sincerely regret curtailing your constitutional rights. But it truly, truly is in your best interest. If you can use that as a PSA later on, thanks.
- Any further comments on the amendment, right.
- Mr. Mayor, could you please, didn't have it clear.
- So this would extend the curfew until Monday at 6 a.m. Unless, in my emergency powers deem it unnecessary to have it on the books any further, and just to be clear, it's not something that I would do unilaterally. This would have to be done with with the advice and consent and support of chief Smith and chief Litton acting of course as chief of police and emergency manager. So that is the amendment that is in front of us.
- Thank you.
- I'm waiting for that, Alder Lefebvre.
- [Kathy] Alder Lefebvre, did you have a comment? Yes, I'm just gonna say that I'm going to very reluctantly reluctantly vote yes.
- Okay, yes. Alder Dorff.
- Yes, did you ever request to speak your?
- No, on sir, I didn't turn it off, sorry, nope.

- With that, no more comments. We will use the board on the amendment.
- It didn't come up. Did it come up?
- [Kathy] Everyone has voted.
- I don't, it is coming up on my.
- How would you like to be recorded, Alder?
- I'm gonna say no.
- [Kim] Mayor.
- Oh, yes clerk.
- [Kris] Kim just lost power.
- Got it. Do you have.
- Yeah, for whole house.
- Well, wonderful. Does anyone else have access to the board?
- [Mike] There isn't, may I?
- Director Mike?
- [Mike] Yes, please, give me a couple minutes here, please.
- [Kathy] Hello.
- [Mike] Can somebody give me the letter number of the agenda item?
- U two.
- Mr. Mayor, while we're waiting just a question not about this though. Can we meet in person on the 29th it's four weeks away?
- Question is out of order Alder.
- Okay, well then it's a suggestion, how's that?
- Very well.
- That's actually my middle name, Order, but that's another string.
- [Mike] Well, I'm right here at the screen where it says add vote, did everybody vote or should I start the vote?
- It might be easy.

- I voted.
- It might be easier just to conduct the vote again.
- [Mike] I'm not sure if that's gonna undo. I hit start voted.
- Yes mine just came up again.
- It came up.
- [Mike] Okay yeah, I got I see some people voting now. The thing about this is generally Kim was always a co host. I am not, I could not be able to share the--
- Yeah, I'm host I can share my screen Excuse me, Mike, this is Elsie.
- [Mike] I'm willing to take a screenshot and email it to all districts, all Alder persons.
- Can you hear me?
- You read it though for the pop?
- I will read it, yes.
- Wait Mayor, can you hear me?
- [Mike] Right now Alder Vander Leest and Alder Steuer need to vote.
- Well, like I said, my screen's not coming up. I voted no, I voted no.
- Is Alder Vander Leest lost power, I believe he lives right next to Kim and Bender.
- Yeah, he's not on here anymore.
- He might have lost power too
- I can call him.
- Please do Alder.
- Mr. Mayor, Alder Vander Leest's power is completely out. I got him on the phone, he's voting for the amendment.
- Okay.
- I don't know he should be present to vote.
- Well can you put him on mic.
- I do, that will work best.
- No thanks.

- [Mike] I have to tell you, eight Yeses and four Nos. Alders Dorff, Galvin, Stevens, Brunette, Vander Leest Scannell, Lefebvre and Gerlach were yes. Wery, Steuer, and Corpus-Dax are no.

- For, handling that vote for us. Now we're on the item itself as amended. There's the vote being displayed, eight, four. The item succeeds and the amendment succeeds as I said, we have the item in front of us now.

- Move to approve, just give me the motion.

- Motion made by Alder Dorff to approve as amended.

- Second.

- Seconded by Alder Galvin, further comments. Seeing none, we'll use the board again. Hopefully Director Hronek can display that for us.

- [Mike] Quite frankly, I don't know how that displayed the first time.

- Well try to do it accidentally again.

- [Mike] All right.

- Is that right.

- I couldn't.

- I'm not seeing it as of yet.

- [Mike] To people is it popping up the vote?

- No.

- No.

- No.

- Now, it isn't.

- Alder Scannell, do you still have Alder Vander Leest on the line?

- It went to voicemail, I'm afraid though. Mr. Mayor, I got Alder Vander Leest and he votes, yes.

- Can you put him on speaker just so he can.

- Okay, hang on, they want you on speaker and oh shoot. Hit the wrong button I disconnected.

- [Mike] Alder Steuer, you have to vote.

- I think you'll call me back.

- No.

- Damn.
- [Mike] I am waiting for Alder Vander Leest vote, I don't think.
- Hang on, I'm calling.
- I'm going to voicemail.
- John, hi John.
- [John] You must have voted already and I vote this one on general order 16 days doing the order for the second, are they there U three? I'm gonna EPA voted yes.
- Hang on, did you get that Mr. Mayor?
- Well, just to clarify. Yeah, I think he was asking if we were on V one.
- Over that, what are we on?
- Clarify, we're still on the curfew as amended.
- Curfew as amended, we're doing the curfew as amended, so.
- [John] Mine is a yes, I never doubt I'll accept that on the curfew.
- Okay, thank you, they got it, yep, okay. Hang on.
- [John] Anyone using the strength of our street so break that I think, so I have a vote.
- Right we're not there yet, and I'll let you know 'cause I think I've touched on speaker and they'll pick it up from speaker so they wanna hear it directly from you or nothing.
- And that means just mute yourself Alder.
- [Mike] I can give you a tally and if Celestin can make me a co-host, we can share my screen.
- Okay, why don't you just read through it for us and make sure there's a screenshot if you're unable to display.
- [Mike] Great. Vote poll tell, was Yes or No? Those voting yes, are Alders Dorff, Galvin, Stevens, Brunette, Vander Leest, and Gerlach. Those voting No are Johnson, Wery, Steuer and Corpus-Dax.
- Thank you director Hronek, that motion succeeds eight to four, we're on two ordinances first reading for adoption.
- Motion to advance
- Motion is made by Scannell seconded by Alder Wery was it?
- Yes.
- Sorry it's to adopt.

- First reading.
- It's for adoption.
- I'm sorry.
- Yeah, sorry about that.
- Oh, my screen was blocking that up. Okay, yeah. motion to adopt.
- Second.
- Motion made by Alder Scannell seconded by Alder Wery to adopt all in favor will, lets say we have a pretty vibrant discussion, unless there are additional comments, we'll move to the vote.
- [Vanessa] It does require a roll.
- Attempt to use the board again.
- [John] Hi, am I on?
- Okay, hang on. Mr. Mayor can I give you Alder Vander Leest here on speaker.
- Yes.
- Go ahead go.
- [John] Aye, my hand, yes.
- Okay, they got it, thank you. Hang on now.
- [Mike] Alders Wery, Vander Leest and Steuer.
- What was that Director Hronek?
- [Mike] Alders Vander Leest and Steuer are still must vote.
- Alder Vander Leest is in favor.
- Okay, they got it.
- Aye.
- Alder
- Alder Steuer.
- Yes.
- [Mike] That vote passed unanimously, let me see if I can share my screen. Trust me.

- Okay, motion succeeds unanimously. Unto resolutions.
- [Kathy] You may under suspension of the rules adopt resolutions one through 16 together with one roll call vote.
- Move to suspend the rules.
- Second.
- Made to suspend the rules by all the Dorff seconded by Alder Stevens. Take the items off with one roll call vote, all in favor the motion please signify by saying Aye
- Aye.
- Aye.
- Are you in favor taking all the motions in one take? I, yes.
- I, yes.
- Okay, opposed nay, the ayes have it, the rules are suspended.
- Entertain a motion to adopt resolutions one through 16.
- Motion to adopt.
- Second.
- Made by Alder Scannell second by Alder Stevens. Please use the board again.
- Okay, hold on, this is Alder Vander Leest.
- [John] Aye, I'll be Aye.
- You get that Mr. Mayor.
- We did.
- Okay, hang on, I got a vote.
- [Mike] Would you like me sharing my screen?
- Yes, please.
- [Mike] Those voted unanimously
- That vote is also 12, O. Unto ordinances first reading.
- We may under suspension of the rules that bans ordinances one through four to a second reading.
- Motion to suspend.

- Second. By Alder Corpus-Dax seconded by Alder Stevens to suspend the rules take up these items with one roll call vote.
- Mr. Mayor.
- Mayor.
- If we could, well, if I could be recorded as a no on number one, but I do have an amendment an item two. So maybe two could be handled separately.
- Yes, we could double pick up, items one, three and four with one roll call vote. I'll entertain a motion on that.
- So moved.
- Mayor.
- Motion. Alder Lefebvre.
- Hang on.
- [Kathy] Yes, I'll vote yes on one, two, three. But number four, No.
- Let's just take them up individually.
- Yeah.
- [Kathy] Okay.
- On item one.
- Motion to approve.
- Motion by.
- I'm sorry.
- Motion to advance made by Alder Scannell seconded by Alder Steuer, any discussion. All in favor signify by saying aye.
- Aye.
- Aye.
- Opposed nay.
- Nay, if I could please be recorded.
- Yep, yep, we gotcha.
- All right.

- On to that motion is successful and it is advanced. Item two.
- Motion to advance.
- Second.
- Made by Alder Scannell seconded by Alder Corpus-Dax to advance, Alder Johnson had an amendment.
- Yeah, we need to because we've referred the parking regulations from traffic commission. We referred those back to committee, so this particular ordinance has those changes reflected in it. So I would move that we amend this to remove those items related to the Broadway street parking regulations, the rest of it is fine.
- Second.
- [Vanessa] Just as a reminder, under our ordinance, you're not allowed to act upon an ordinance at the meeting. It's introduced the most by two thirds vote members present. So you just have to suspend the rules before you do that.
- Motion to suspend the rules.
- Second.
- Then made to suspend the rules by Johnson second by Alder Scannell.
- We're suspending the rules.
- [John] I gotcha.
- All in favor will signify by saying aye.
- [Members] Aye.
- Opposed nay.
- Okay, they got it.
- That succeeds around the item as amended.
- Motion to advance.
- Second.
- To advance made by Alder Scannell, seconded by Alder Steuer, all favor will signify by saying aye.
- [Members] Aye.
- Opposed nay, the ayes have it item is advanced. On item three.
- Motion to advance.
- Second.

- Motion to advance made by Alder Scannell seconded by Alder Stevens. All in favor will signify by saying aye.
- [Members] Aye.
- This advanced as well on to item four.
- Motion to advance.
- Second.
- Motion made by Alder Scannell seconded by Alder Dorff. To advance, all in favor signify by saying aye
- [Members] Aye.
- Opposed nay.
- [John] On number one, I want to be a any on that one. I didn't I just saw my paperwork here, on resolution one. Just, jot it down is a name in District 2475 Studio.
- Yeah, okay, hang on, yeah. Mr. Mayor.
- Yes.
- Alder Vander Leest just realized that on the resolutions, he would like to be recorded as an nay on number one.
- [John] Number one.
- That will be noted and as I said earlier, the Lefebvre noted her opposition to x four, so that will be noted as well.
- Okay, your in.
- Referral of petitions to communications. Alder Dorff.
- Okay, thank you, Mayor so this goes to improvement in services. Due to the recent notification to the city that the grant proposal to deal with the flooding on Beach Road will not be funded, I'm asking that an alternate source of funding be located to deal with the flooding this year, the county has set aside \$500,000 in this budget year to help with this project, there's a high likelihood that this funding may not be available next year.
- I thank you Alder, Alder Steuer.
- Thank you, Your Honor. This is to either finance or the mayor's office to create an ad hoc committee to look at ways and methods to adjust our 2020 City agreed a bonding schedule and the potential 2021 city of Green Bay budget participants from the city of Green Bay citizenry, city, all others and city staff, both administrative and union, this is truly a team effort. Thank you.
- Thanks, Alder. Any others?
- [Kathy] Mayor.
- Go ahead Alder Lefebvre.

- Yes, I have three to improvement and Services Committee request by a Freedom House to install a light on St. Anthony drive by the bus stop. Second one is also improvement services request. The Department of Public Works staff look into the storm sewer backup relating to a shore circle all the way down the shore drive to California Street. Number three, protection and policy. Request staff gather all report of all businesses in the city who have class a liquor, Class B beer, Class B liquor Class B combination. This include business's names, addresses, and this can be, we can wait until the July meeting to give staff time to put this together.
- Well there, any others? And then to entertain a motion to refer all positions
- You're wearing I think I'll do that one.
- The wearing
- Thank you Mr. Mayor, I just wanted to verify if I could with clerk test you that she did get my email.
- Concerning coworkers?
- Yep.
- Yes I did send that on to finance, thank you.
- Thank you.
- [Kathy] Mayor I will send mine I didn't get to type these all up just the first one and I will send those to the clerk's office.
- Others? All right, entertain a--
- Motion to refer.
- Second.
- Motion made by Alder Scannell seconded by Alder Dorff to refer all the petitions to communication. All in favor of the motion please signify by saying aye.
- [Members] Aye.
- On that adjournment.
- Mr. Mayor.
- Mr. Mayor,
- Motion on it.
- Motion to adjourn.
- I'd like to meet in person please.
- I heard that earlier. We have adjourned.

- I thought that was out of order.
- Right now I wanna just say it again.
- Yeah.
- I think it would be wise, yeah.
- To Adjourn.
- Move to adjourn.
- Let's meet in person.
- This is enough of this, thank you.
- Alder Dorff.
- Back in return.
- All in favor signify by saying aye.
- [Members] Aye.
- Opposed nay. The ayes have it.