



AGENDA OF THE COMMON COUNCIL

TUESDAY, NOVEMBER 10, 2020, 4:30 PM

Virtual Meeting.

Public may join via Zoom.

A. Zoom Meeting Information.

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

B. Roll Call.

C. Pledge of Allegiance.

D. Invocation.

- I. The invocation will be led by Alder Barbara Dorff, District I.

E. Approval of Minutes.

- I. The approve the October 20, 2020 Common Council Minutes.

F. Approval of the Agenda.

G. Report by the Mayor.

H. Announcements.

I. Public Hearings.

- I. Public hearing of the 2021 Proposed City of Green Bay Budget.

J. Ordinances - Second Reading for Adoption.

- I. Zoning Ordinance No. 15-20
An ordinance rezoning a portion of property located at 3200 Finger Road from Rural Residential (RR) District to Highway Commercial (C2) District.

2. Planning Ordinance No. 02-20
An ordinance amending the Development District Map of the City of Green Bay to revise the Boundaries of the Urban Reserve and Urban Expansion Districts along Finger Road.
3. Planning Ordinance No. 03-20
An ordinance amending the Development District Map of the City of Green Bay to revise the Boundaries of the Urban Reserve and Urban Expansion Districts along Nicolet Drive.
4. Planning Ordinance No. 04-20
An ordinance amending the Development District Map of the City of Green Bay to revise the Boundaries of the Urban Reserve and Urban Expansion Districts along Northview Road and Luxemburg Road.

K. Report of the Improvement & Services Committee (November 4, 2020).

1. To approve the request by Victoria Miramontes, 1008 Doty Street, to rescind special assessments for pavement construction associated with the Doty Street reconstruction project being completed in 2020.
2. To refer to staff the creation of a uniform policy and process for recognizing donors and sponsors on items placed on public property including the public right of way, parks and Redevelopment Authority owned property. (Ald. Johnson)
3. To approve the request by owners of 802, 803, 808, 814, and 820 Ernst Drive for permission to not clear snow from their sidewalks. (Ald. Wery)
4. To approve the request by Department of Public Works to approve Amendment No. 2 to the Professional Services Agreement with OMNNI Associates for the Gray Street South Reconstruction Design in the amount of \$15,900.
5. To approve the request by Department of Public Works to enter into a three-party agreement with the Wisconsin Department of Transportation and Ayres Associates, Inc. for the design of the Chantel Street Bridge replacement, WisDOT Project ID 4987-02-77, in the amount of \$71,018.91, having an 80/20 cost share with WisDOT.
6. To approve the proposed 2021 Parking Division rate structure.
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. D&T Construction LLC

L. Report of the Protection & Policy Committee (October 26, 2020).

1. To receive and place on file the Liquor Violation Report for October 26, 2020.
2. To approve an appeal by Daniel Schenk regarding the denial of his operator's license.

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

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

N. Report of the Plan Commission (November 2, 2020).

1. To retain the current zoning and refer the communication from Ald. Barb Dorff (District 1) to "Estimate potential costs and benefits of proposed Grandview development" (from June 29, 2020 Council Meeting) to Community and Economic Development and Public Works staff to bring to Improvement and Services Committee.
2. To refer to staff the communication from Ald. Veronica Corpus-Dax (District 2) to look at regulations regarding the current zoning code and "Drive Thru" or "Pickup" lanes, and the necessity of bypass lanes and/or menu boards.
3. To postpone a review on the request to authorize a Conditional Use Permit (CUP) for a Material Recovery Facility (including Auto & Metal Salvage Operation) at 1156 Velp Avenue until a special Plan Commission meeting in January to allow the applicant to respond to allegations as well as invite the public to provide relevant information to the City at least six (6) days prior to said special meeting.
4. To authorize a Conditional Use Permit (CUP) for an expansion of a single-family dwelling in a Varied Density Residential (R3) district at 1518 Western Avenue, subject to:
 - a. Compliance with all other regulations of the Green Bay Municipal Code not covered under the Conditional Use Permit.
 - b. Future expansions are permitted not to exceed 50% of the footprint of the existing structure.(Public Hearing held 11/2/20)
5. To authorize a Conditional Use Permit (CUP) for a Home Based Occupation in a Low Density Residential (R1) District at 1018 Rolling Green Drive, subject to:
 - a. Compliance with all other regulations of the Green Bay Municipal Code not covered under the Conditional Use Permit as well as the applicable requirements in Chapter 13-1609, Home Based Occupations, Green Bay Zoning Code.
 - b. If the proposed use ends or the ownership of the property is changed, the approved use shall cease immediately.
 - c. There shall be no direct retail distribution, no wholesale food deliveries and no meals shall be served or distributed on the premise as indicated in the applicant's narrative.
 - d. On an annual basis, the applicant receives a substantially compliant special advisory inspection from the Brown County Health Department.
 - e. The Home Based Occupation may be subject to review on a yearly basis or when the Planning Director or Plan Commission has reason to believe that the conditions are not being adhered to or that there are problems associated with the approved use as a Home Based Occupation. Such review may warrant review by the Plan Commission and the Green Bay Common Council. The Conditional Use Permit (CUP) may be revoked based on the findings of the Plan Commission and the Common Council.(Public Hearing held 11/2/20)
6. To repeal Chapter 13-1716(e), Green Bay Zoning Code regarding game day parking. (Public Hearing held 11/2/20)
7. To vacate the remaining portions of Leaf Street.

8. To approve the Downtown Green Bay Incorporated (DGBI) Business Improvement District (BID) Operating Plan for 2021.
9. To approve the Olde Main Street Incorporated (OMSI) Business Improvement District (BID) Operating Plan for 2021.
10. To approve the On Broadway Incorporated (OBI) Business Improvement District (BID) Operating Plan for 2021.
11. To approve the Military Avenue Business Association (MABA) Business Improvement District (BID) Operating Plan for 2021.
12. To recommend the 2021 nominations to the Downtown Green Bay Incorporated (DGBI) Business Improvement District (BID) Board:
 - Jesse Wotruba - Fox Harbor - reappointment for 3 years
 - Ian Griffiths - Berners Schober - for a 3 year term
 - Greg Babcock - Wanezek, Jaekels, Daul and Babcock, SC - for a 3 year term
13. To recommend the 2021 nominations to the Olde Main Street Incorporated (OMSI) Business Improvement District (BID) Board:
 - Ryan Kuehn - Kuehn Printing - reappointment for 3 years
 - Tiona Petrouske - American Family Insurance - reappointment for 3 years
 - Patrick Stoa - Macco Financial Group - appointment for 3 years
14. To recommend the 2021 nominations to the On Broadway Incorporated (OBI) Business Improvement District (BID) Board:
 - Brent Weycker - Business/Developer - reappointment for 3 years
 - Kurt Schweisow - Pete's Garage - reappointment for 3 years
 - Brendt Peeters - Schneider - reappointment for 3 years
 - Stephanie Bruss - DOTI - reappointment for 2 years
15. To recommend the 2021 nominations to the Military Avenue Business Association (MABA) Business Improvement District (BID) Board:
 - Adam Kersten - Kersten Realty - reappointment for 3 years
 - Ralph Jensen - Pro Data Iv - reappointment for 3 years

O. Report of the Joint Finance/Personnel Committee (November 2, 2020).

1. To approve the request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.
 - a. Engineering Aide
2. To approve the request from Green Bay Metro Fire Department to institute a rate increase for ambulance services.

3. To report out the after the fact approval for emergency Pine St. Ramp Repairs for the sum of \$56,985. Sole Source Attached.
4. To report out the purchase of a refuse truck from Envirotech Equipment for the sum of \$248,875 to replace equipment that is unrepairable from 2020 bonding. Sole Source attached.
5. To report out the purchase of a refuse truck from Fredrickson Supply for the sum of \$285,000 to replace equipment that is unrepairable from 2020 bonding. Sole Source Attached.
6. To approve the request to borrow \$340,000 from the State Trust fund loan for a five year term for Revaluation Assessment Service approved at the August 18, 2020 Common Council meeting.
7. To receive and place on file an update on tax litigation matters pending before the Tax Appeals Commission and in Circuit Court.

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 will thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to take action on items discussed in closed session, if appropriate, and to consider the remainder of the agenda.

8. To approve a resolution authorizing 2020 transfer of \$45,000.00 from contingency for legal expenses related to Georgia Pacific tax appeal for real estate and personal property.
9. Report of the Claims Committee.

To receive and place on file-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.

10. To hold until the next Finance Committee meeting a request by Ald. Wery to the Finance committee which states: Due to ongoing reasons of 'inadequate staffing' and 'prioritizing of tasks' in our Law Dept, I am requesting we hire City Ethics Inc, or a similar qualified party, to draft revisions to the city's Code of Ethics and Code of Conduct as recommended in their 2018 findings paid for by the City of Green Bay.
11. To approve the Common Council 2021 budget (page 15).
12. To approve the Mayor's Office 2021 budget (pages 19-20).
13. To approve the Administrative Services 2021 budget (pages 29-30).
14. To approve the Information Technology and Equipment Replacement 2021 budget (pages 39-42).
15. To approve as amended the Law 2021 budget (page 49).
16. To approve the Municipal Court 2021 budget (pages 54-55).
17. To approve the Human Resources 2021 budget (pages 62-63).
18. To approve as amended Community & Economic Development 2021 budget (pages 75-76).

19. To approve the Police Department 2021 budget (pages 84-86).
20. To approve the Fire Department 2021 budget (pages 95-97).
21. To approve the Public Works including Engineering, Operations, Traffic and Equipment replacement 2021 budgets (pages 105-112).
22. To approve as amended the Parks, Recreation & Forestry and Equipment Replacement 2021 budget (pages 125-128).
23. To approve the Miscellaneous 2021 budget (page 133).
24. To approve the Sanitary Sewer 2021 budget (pages 143-145).
25. To approve the Parking Division 2021 budget (pages 147-149).
26. To approve Storm Sewer 2021 budget (pages 151-155).
27. To approve the Transit 2021 budget (pages 160-161).
28. To approve the Bay Beach 2021 budget (pages 168-171).
29. To approve the Debt Service 2021 budget (pages 173-174).
30. To approve the Neighborhood Enhancement 2021 budget (pages 176-177).
31. To approve the Workers Compensation 2021 budget (page 179).
32. To approve the General Liability 2021 budget (page 180).
33. To approve the Health Insurance Escrow 2021 budget (page 181).
34. To approve the Revenue - General Fund 2021 budget (pages 183-193).
35. To approve the Revenue - Sanitary Sewer 2021 budget (page 194).
36. To approve the Revenue-Parking Division 2021 budget (page 195).
37. To approve the Revenue - DPW Equipment Replacement 2021 budget (page 196).
38. To approve the Revenue - Storm Sewer 2021 budget (page 197).
39. To approve the Revenue - Transit 2021 budget (pages 198-199)
40. To approve the Revenue - Bay Beach 2021 budget (page 200).
41. To approve the Revenue - Debt Service 2021 budget (pages 201-202).
42. To approve the Revenue - Equipment Replacement Funds 2021 budget (pages 203-208).
43. To approve the Revenue - Neighborhood Enhancement 2021 budget (page 209).
44. To approve the Revenue - Workers Compensation 2021 budget (page 210).
45. To approve the Revenue - General Liability 2021 budget (page 211).

46. To approve the Revenue - Health Insurance Escrow 2021 budget (page 212).

P. Report of the Park Committee (November 4, 2020).

1. To refer to staff to explore options and negotiate a sale price for .04 acres of greenway for residential yard expansion purposes into the Mahon Creek Greenway at 2100 Emmalane Drive (Parcel 21-8116) and bring back to a future Parks Committee meeting for discussion.
2. To refer to staff to work with the Department of Public Works and the Police Department on additional signage and parking enforcement on the 1500 block of Smith Street.
3. To hold for discussion the research and cost estimates for the necessary floodway studies to reopen the East River trails within the City limits on both sides of the East River and present it at a future Parks Committee meeting.
4. To approve hiring McMahon for \$19,800 to complete stormwater management engineering for a parking lot expansion at the Wildlife Sanctuary Nature Center.
5. To approve allocating \$72,910 from the existing beach bond funding for an amendment to the scope of work for Patrick Engineering to complete the engineering associated with the beach, pier and boardwalk project at Bay Beach Amusement Park.

Q. Report of the Traffic, Bicycle, and Pedestrian Commission (October 19, 2020).

1. To receive and place on file the report by the Police Department of the 2020 3rd quarter serious injury and fatal crashes.
2. To refer to staff the request by Ald. Vander Leest to establish a 4-WAY STOP condition on Parkwood Drive at Fawn Lane.
3. To deny the request to establish a 3-WAY STOP condition at Western Avenue at Maryhill Drive and maintain the existing 1-WAY STOP control (Maryhill Drive traffic stops for Western Avenue traffic).
4. To remove the NO PARKING zone on the north side of Thomas Street from a point 85 feet west of Velp Avenue to Velp Avenue.
5. To remove the NO PARKING zone on the south side of Radisson Street from Quincy Street to a point 35 feet east of Webster Avenue.
6. To remove the NO PARKING zone on the north side of Radisson Street from Webster Court to a point 90 feet east of St. George Street.
7. To remove the NO PARKING zone on the north side of Radisson Street from Quincy Street to Webster Avenue.
8. To remove the NO PARKING zone on the north side of Radisson Street from a point 588 feet west of Webster Court to a point 665 feet west Webster Court.
9. To remove the NO PARKING zone on the north side of Radisson Street from a point 60 feet east of Irwin Avenue to a point 30 feet west of Irwin Avenue.

10. To remove the NO PARKING zone on the south side of Radisson Street from a point 30 feet east of Irwin Avenue to a point 60 feet west of Irwin Avenue.
11. To establish and adopt by ordinance a NO PARKING zone on the north side of Radisson Street from Quincy Street to a point 60 feet east of Irwin Avenue.
12. To establish and adopt by ordinance a NO PARKING zone on the south side of Radisson Street from Quincy Street to a point 30 feet east of Irwin Avenue.

R. Report of the Sustainability Commission (October 21, 2020).

1. To hold an update on the progress of the Green Infrastructure Code Audit.

S. Receive and Place on File.

1. Building Permit Report for October 2020

T. Committee of the Whole.

1. Discussion with possible action on the Green Bay Metro Fire Department consolidation agreement with the Village of Bellevue.

The Council may convene in closed session pursuant to Section 19.85(1)(e) Wisconsin Statutes for the purpose of deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. The Council may, thereafter, reconvene in open session pursuant to Section 19.85(2) Wisconsin Statutes to report any actions taken during the closed session and to consider all other matters on the agenda.

U. Resolutions.

1. To approve a resolution authorizing 2020 transfer of \$45,000.00 from contingency for legal expenses related to Georgia Pacific tax appeal for real estate and personal property.
2. Resolution authorizing conditional use permit at 1518 Western Avenue (ZP 20-31).
3. Resolution authorizing conditional use permit at 1018 Rolling Green Drive (ZP 20-32).
4. Resolution drawing final orders to contractors for November 10, 2020.
5. Resolution regarding vacation of an unimproved public right-of-way Leaf Street (SV 20-02).
6. Resolution adopting 2021 budget and tax levy.
7. Resolution rescinding the special assessment for parcel 14-924.
8. Resolution rescinding the special assessment for St. Paul's Pantry

V. Ordinances - First Reading.

1. General Ordinance 39-20
An ordinance amending Section 29.208, Green Bay Municipal Code, relating to parking regulations.
2. General Ordinance 40-20
An ordinance repealing Chapter 13-1716(e) Green Bay Municipal Code, relating to game day parking.

W. Referral of Petitions & Communications.

- I. A request by Ald. Brian Johnson to the Improvement & Services Committee for consideration and possible action on the creation of a uniform policy and process for recognizing donors and sponsors on items placed on public property including the public right of way, parks and RDA owned property.

X. Adjournment.

- 1) SUPPLEMENTAL INFORMATION: The Video of this meeting, Agenda, Agenda Packet, and Minutes are available online at www.greenbaywi.gov/Meetings.
- 2) ACCESSIBILITY: Any person wishing to attend who requires special accommodation because of a disability, should contact the City Safety Manager at 920-448-3125 at least 48 hours before the scheduled meeting time so that arrangements can be made.
- 3) QUORUM: Please take notice that a majority or quorum of the Common Council will attend this committee meeting and will constitute a meeting of the Common Council for purposes of discussion and information gathering relative to this agenda.
- 4) REPRESENTATION: The party requesting the communication, or their representative, should be present at this meeting.