



AGENDA OF THE COMMON COUNCIL

TUESDAY, JANUARY 19, 2021, 6:00 PM

Virtual Meeting. Public may join via Zoom.

A. Zoom Meeting Information.

- I. This item contains information and instructions on the Zoom virtual meeting.

B. Roll Call.

C. Pledge of Allegiance.

D. Invocation.

E. Approval of Minutes.

- I. Approval of the minutes from the December 15, 2020 Common Council Meeting.

F. Approval of the Agenda.

G. Report by the Mayor.

H. Announcements.

I. Recognitions and Awards.

- I. Presentation by Chief Andrew Smith, Green Bay Police Department, to recognize the persistent and courageous work of the Department's civilian employees, especially during the COVID-19 pandemic.

J. Appointments.

I. New Appointments

Ethics Board

Said Hassan, 538 Clement St., Apt. 5, Green Bay, 54302

Term to expire: March 1, 2021

Board of Review

Ron Antonneau, 3589 Nicolet Dr., Green Bay, 54311

Term to expire: February 1, 2026

Equal Rights Commission

Cristina Ortiz, 1917 Lakeside Place, Green Bay, 54302

Term to expire: February 1, 2023

Isaac Kabacinski, 1537 9th St., Green Bay, 54304

Term to expire: February 1, 2023

Michael Vinson, 2731 Old Coach Rd., Green Bay, 54302

Term to expire: February 1, 2022

Dan Terrio, 1170 Minahan St., #3, Green Bay, 54303

Term to expire: February 1, 2023

Alder Veronica Corpus-Dax, 335 Trader's Point Lane, Green Bay 54302

Term to expire: end of aldermanic term

Green Bay Water Commission

Thomas Karman, 1360 Willow Creek Pkwy, Green Bay, 54311

Term to expire: October 1, 2026

Jacque Boyle, 1509 Hillcrest Dr., Green Bay, 54313

Term to expire: October 1, 2021

City Officials:

Director of Community and Economic Development Neil Stechschulte

City Clerk Celestine Jeffreys

The Common Council may convene in closed session pursuant to 19.85(1)(c) Wis. Stats. for the purpose of considering employment, promotion, compensation or performance evaluation data of any public employee. The Common Council may, thereafter, reconvene in open session pursuant to 19.85(2), Wis. Stats. To report any actions taken during closed session and to consider all other matters on the agenda.

K. Public Hearings.

- I. Resolution regarding Vacation of an unimproved public right-of-way - Leaf Street.

L. Ordinances - Second Reading for Adoption.

1. General Ordinance No. 34-20

An ordinance repealing and recreating section 8.16, Green Bay Municipal, relating to practice of massage and bodywork therapy requiring state licensing.

M. Report of the Redevelopment Authority (January 12, 2021).

1. To amend Development Agreement 19-04: TWG 2 @ The Rail Yard to extend the deadline for project completion from August 31, 2022 to December 31, 2022.

N. Report of the Improvement & Services Committee (January 13, 2021).

1. To refer to staff on preparing docks at Leicht Park for spring fishing tournament to develop costs for extending the steel pile and report those costs back to Committee. (Ald. Scannell)
2. To approve the 2021 Special Assessment factors and rates.
3. To receive and place on file the presentation by Department of Public Works staff to the Improvement and Services Committee and accept the results of the report regarding a few options for more effective downtown snow bank management. It's requested that examples be provided from the 10 largest municipalities in the state . (Alds. Johnson and Scannell)
4. To approve the request by Department of Public Works to enter into a Municipal Project Agreement with Brown County for the construction of drainage improvements near Beach Lane on Nicolet Drive (CTH A).
5. To approve the report of the Purchasing Manager to award Shefchik, Inc. for the replacement of the roof on the Observation Building at the Bay Beach Wildlife Sanctuary for the sum of \$43,936. Shefchik is the only bidder to RFB #3288.
6. To approve the award of the contract BRIDGE 3-20 (MAIN STREET BRIDGE CENTER LOCKS REPLACEMENT) to the low responsive bidder, Lunda Construction, base bid in the amount of \$90,862, and alternate bid of \$11,438 if required.
7. To approve the request by KS Energy Services to renew the annual Hold Harmless Agreement for access to the City of Green Bay sewer system to conduct inspection of the sewer mains and laterals.

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

A. Granting of Licenses

I. Sidewalk Builder

- a. Baeten Concrete, LLC
- b. Dorner Equipment Sales & Service, LLC
- c. Frank O. Zeise Construction Co., Inc.
- d. Howard Immel, Inc.
- e. IEI General Contractors, Inc.
- f. Loch Construction Co., Inc.
- g. Martell Construction, Inc.
- h. McDonald Services, LLC
- i. Ramco Construction Services
- j. Utility Traffic & Restoration, Inc.

2. Tree & Brush Trimmer

- a. Asplundh Tree Expert LLC
- b. BEST Enterprises, LLC
- c. Epic Tree Care
- d. Fall-Rite Services, LLC
- e. Holger Bros., Inc.
- f. Selner Tree & Shrub Care
- g. Urban Tree Service
- h. Yesterday's Trees LLC

3. Underground Sprinkler System

- a. Fox Valley Irrigation, Inc.
- b. Irrigation Doctors, LLC
- c. Lizer of WI, Inc.
- d. The Sprinkler Co., Inc.
- e. Wolfraths Landscaping, LLC

O. Report of the Protection & Policy Committee (January 11, 2021).

1. To approve an application for an available "Class B" Combination license by Mangaire, LLC at 121 N. Adams St. with a licensed premise description as "Restaurant/kitchen/bar/4 bthrm/1 lqr stg rm/2 walk-in coolers/maint rm/fs dishwashing rm" (Currently licensed as Skaliwags High Cotton Club Limited), with the approval of the proper authorities.
2. To approve on an application for a "Class A" Liquor and Class "A" Beer license at 2042 Main St. Suite 102 (address has been corrected on the application from 2030 E. Mason to 2042 Main Suite 102) with a licensed premises description as "behind the counter, shelves (in-store), back office storage, with the approval of the proper authorities.

3. To approve an application for an available "Class B" Combination license by Cuquio Town Bar, LLC at 500 N. Baird St. with a license premises description as "sold behind the bar, coolers, basement, office" (currently licensed as Quilts and Beers, LLC), with the approval of the proper authorities.
4. Consideration with possible action on an application for a "Class B" Combination license by Jalisco Mexican Restaurant, LLC at 418 S. Military Ave. with a license premises description as "main dining room, back dining room, back area, storage at back office (license granted to Karaoke Mexican Restaurant, LLC for the 2020-2021 license year).
5. To rescind 13 citations and reduce the fines by \$650 for the inspection fines on 202/208 S. Webster.
6. To approve an appeal by Amanda Lee regarding the denial of her operator's license contingent on a letter of reference from the employer to be filed with the Clerk's office.
7. To advance to full Council a request by Ald. Dorff that staff research a change to Alder terms from two years to three years beginning with the 2022 election.
8. To approve a resolution in support of City of Green Bay Employees.
9. To receive and place on file The Liquor Violation Report for January 11, 2021.

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

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

Q. Report of the Plan Commission (October 12, 2020 and January 11, 2021).

1. To authorize a Conditional Use Permit (CUP) for a restaurant drive-through at 901 Main Street, subject to the following conditions:
 - a. No objections from the Green Bay Fire Chief regarding EMS and fire service.
 - b. Approval from the Zoning & Planning Board of Appeals for the variance request eliminating the need for an emergency exit lane. (October 12, 2020)
2. To allow the property owner to continue to rent the subject property, 1135 Shadow Lane, under the conditions of the Short Term Rental Permit (STRP). If further substantiated claims of violation are reported within the next 6 months, those violations shall be brought back before the Plan Commission for further consideration and potential action.
3. To allow the property owner to continue to rent the subject property, 1136 Shadow Lane, under the conditions of the Short Term Rental Permit (STRP). If further substantiated claims of violation are reported through December 31, 2021, those violations shall be brought back before the Plan Commission for further consideration and potential action.
4. To table the request, on behalf of the applicant, to rezone parcels in the 1320-1330 Block of Perrot Street (Tax Parcels: 21-1466, 21-1467, 21-1468, 21-1469) from Varied Density Residential (R3) to General Commercial (C1), until the next available scheduled meeting. (Public hearing held 01/11/21)

5. To amend Zoning Ordinance 38-79 (East Town Mall) to allow Limited Production & Processing uses within the Planned Unit Development (PUD) at 2350 East Mason Street, subject to the draft Planned Unit Development (PUD). (Public hearing held 01/11/21)
6. To direct staff to draft an amended ordinance to improve the functionality of drive throughs and include suggestions made by the Plan Commission.

R. Report of the Finance Committee (January 12, 2021).

1. To approve the refunding of 2011A and 2012E General Obligation purpose bonds.
2. To approve a review of the City of Green Bay's 10-33 program inventory.
3. To approve the repair/replacement of Plymovent systems at Fire Stations for the sum of \$399,000. Sole Source and supporting documentation attached.
4. To receive and place on file a request by Ald. Lefebvre to the Finance committee which states: I am requesting a report of the Fair Elections grant with a financial breakdown where the money was spent.
5. To receive and place on file the report of the Claims Committee.

The Committee may convene in closed session pursuant to Section 19.85(1) (g), Wis. Stats., for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. The Committee may thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to report the results of the closed session and consider the balance of the agenda.

S. Report of the Park Committee (January 13, 2021).

1. To approve adopting a resolution in support of World Migratory Bird Day.
2. To approve the request by Olde Main Street Inc. allowing them to fund and install a Green Bay Packer themed light display at Whitney Park.
3. To discontinue the use and promotion of He-Nis-Ra Park as a destination for fat tire biking and direct the Parks Department to earnestly and actively find a location for fat tire biking on the west side of Green Bay. (2-2 vote, MOTION FAILED, No Recommendation)

T. Report of the Personnel Committee (January 12, 2021).

1. To approve the request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.
 - a. Truck Driver - Public Works
 - b. Park Maintenance Worker (2) - Parks, Recreation & Forestry
 - c. Mechanic Foreperson - Police Department
 - d. Records Clerk - Police Department
 - e. Engineering Aide - Public Works
 - f. Mechanic - Parks, Recreation & Forestry

2. To approve the wage agreement between the City of Green Bay and International Brotherhood of Electrical Workers (IBEW) Local 158 with a 1% general salary increase effective with the start of the pay period in which October 1, 2021 occurs.
3. To hold the request by Ald. Brian Johnson to the Personnel Committee for an update on the alderperson orientation program that was submitted approximately two years ago.

U. Report of the Ethics Board (January 6, 2021).

1. To adopt the Findings of Fact and Conclusions of Law in the matter of the Ethics Complaint against Alder John Vander Leest filed by Tarl Knight under the City of Green Bay Code of Conduct for Elected Officials.

The Council may convene in closed session pursuant to Section 19.85(1)(a), Wis. Stats., for purposes of deliberating concerning a case which was the subject of any judicial or quasi-judicial trial or hearing before that governing body. 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.

2. To dismiss the Ethics Complaint filed against Alder Vander Leest on April 21, 2020 by Tarl Knight.
3. To dismiss the Ethics Complaint filed on December 4, 2020 against Alder Vander Leest by Tarl Knight for a lack of jurisdiction.

V. Report of the Sustainability Commission (December 16, 2020).

1. To deny the installation of an electric vehicle charging station at Leicht Park utilizing excess Lambeau Field Stadium tax grant funds.

W. Receive and Place on File.

1. Building Permit Report for December 2020
2. Municipal Court Report for December 2020.

X. Resolutions.

1. Resolution drawing final orders to contractors for January 19, 2021.
2. Resolution in support of City of Green Bay employees.
3. Preliminary resolution declaring intent to exercise special assessment powers under Section 66.0703, Wisconsin Statutes, for the installation of asphalt resurfacing.
4. Preliminary resolution declaring intent to exercise special assessment powers under Section 66.0703, Wisconsin Statutes, for the installation of concrete pavement.
5. Initial resolution authorizing the sale and issuance of not to exceed \$5,300,00 general obligation refunding bonds and certain related details.
6. Resolution regarding Vacation of an unimproved public right-of-way - Leaf Street.
7. Resolution authorizing conditional use permit at 901 Main Street.

8. Resolution approving hold harmless agreement with KS Energy Services for City of Green Bay sewer system access.
9. Resolution in support of World Migratory Bird Day.

Y. Ordinances - First Reading.

- I. Zoning Ordinance No. 01-21
An Ordinance amending Zoning Ordinance No. 38-79 for the Planned Unit Commercial Development at 2350 East Mason Street (East Town Mall).

Z. Referral of Petitions & Communications.

AA. Adjournment.

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