



AGENDA OF THE COMMON COUNCIL

WEDNESDAY, FEBRUARY 17, 2021, 4:30 PM

Virtual Meeting. Public may join via Zoom.

A. Zoom Meeting Information.

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

B. Roll Call.

C. Pledge of Allegiance.

D. Invocation.

- I. The invocation will be led by Alder Kathy Lefebvre, District 6.

E. Approval of Minutes.

- I. Approval of the minutes from the February 2, 2021 Common Council meeting.

F. Approval of the Agenda.

G. Report by the Mayor.

H. Announcements.

I. Appointments.

- I. **Re-appointments**

- Ethics Board

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

- Term to expire: March 1, 2024

J. Ordinances - Second Reading for Adoption.

- I. General Ordinance No. 01-21

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

2. General Ordinance No. 02-21
An ordinance amending Section 29.307, Green Bay Municipal Code, relating to traffic regulations.

K. Report of the Finance Committee (February 9, 2021).

1. To recommend for approval by City Council the purchase for Lights and Siren package for the sum of \$40,642.47 to SoundOff Signal. Vendor held GSA schedule pricing from 2020.
2. To approve the acceptance of the Center for Tech & Civic life grant extension for \$731,191 with an expiration of June 30, 2021.
3. To receive and place on file the status of litigation on the following Notices of Decision from the US Dept of the Interior regarding the intent to take land into trust: Kuffel, Bruss, Syndergaard, Kolb, Kelley, Howey, Duquaine, Cornelius, Kestell, Baumgart, Orlando, and Debenedetto parcels.

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 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.

4. To approve the Cooperative Governance Agreement and the Law Enforcement Response and Mutual Assistance Agreement between the Oneida Nation and the City of Green Bay.

The Committee 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 Committee 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.

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

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6. To receive and place on file a request of City Council President Jesse Brunette to seek an outside Attorney Client Privilege(d) legal opinion for discernment on options to balance the incredibly important need for public disclosure and transparency with the need to protect the city against potential liability (referral from Protection and Policy Committee, January 25, 2021).

L. Report of the Improvement & Services Committee (February 10, 2021).

1. To approve the report of the Traffic Engineer regarding the need for a barrier on Bellevue Street running north from Lilac Lane and implement the following recommendations from the report. (Ald. Galvin)
 - A. Remove the existing advance northbound curve and southbound turn warning signs on Bellevue St approaching Lilac Ln.
 - B. Install an advance northbound Turn left sign (MUTCD Code W1-1L) with supplemental Speed Advisory plaque (MUTCD Code W13-1P) and advance southbound Turn right sign (MUTCD Code W1-1R) between 150 and 200 ft in advance of Lilac Ln on Bellevue St.
 - C. Install a minimum of 6 chevron signs (3 in each direction) (MUTCD Code W1-8), spaced each approximately 80 ft, on the outside of the turn left (northbound) and turn right (southbound) conditions on Bellevue St approaching and through the Lilac Ln intersection.
2. To receive and place on file the list of streets proposed for resurfacing and reconstruction in 2021 Capital Improvement Program and utilization of Vehicle Registration Fee proceeds. (Ald. Wery)
3. To approve the request by Georgia-Pacific to lease property at 1100 West Mason Street to the City of Green Bay on a month-to-month basis to be used by the Department of Public Works for operations at the West Side Garage.
4. To approve the request by Whitney Townhomes, LLC to enter into an agreement for Department of Public Works collection of sanitation tipper carts on their private road located in the block bounded by Webster Avenue, Pine Street, Van Buren Street, and Cherry Street.
5. To approve the request by Department of Public Works to award a contract for bridge inspection services for 2021-2022 to Ayres Associates in the amount of \$42,652.
6. To receive and place on file the proposed revisions to Section 8.11, Green Bay Municipal Code, Noxious Weeds and Maintenance of Vegetation.
7. To approve the report of the Purchasing Manager to award to Bobcat Plus for a Utility Terrain Vehicle with tracks for the sum of \$28,622. Bobcat Plus was the only vendor to meet the specifications of RFB 2021-04.
8. To approve the award of the contract GREEN BAY WATER UTILITY ADDITION / RENOVATION to the low responsive bidder, Miron Construction Co., Inc., in the amount of \$4,339,725.

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

A. Granting of Licenses

1. Sidewalk Builder

- a. Absolute Concrete LLC
- b. Larry Van Rite Trucking & Excavating

2. Tree & Brush Trimmer

- a. AI Tree Service, Inc.
- b. Consciously Fresh Tree Service LLC
- c. Economy Tree Service LLC

10. To order in the improvements constructed and levy assessments for the following:

ASPHALT RESURFACING

GUNS ROAD – Main Street to south City limits

HARVEST ROAD – Finger Road to Crest Lane

IRENE STREET – Crooks Street to Main Street

CONCRETE PAVEMENT

GRAY STREET – Dousman Street to Mather Street

M. Report of the Protection & Policy Committee (February 8, 2021).

1. To approve a request by The Sardine Can at 128. S Broadway Ave. to extend their license premises to parking lot for one day special events on June 9, 2021, June 30, 2021, July 21, 2021, August 11, 2021 and September 1, 2021, subject to complaint.
2. To approve an application for a "Class A" Liquor Class "A" Beer license by Gerczak's Liquor & Catering, LLC at 1244 Velp with a license premises description as "1 room retail store-liquor on shelves, beer cave, fridge units, backroom (app 300 sq feet) (Previously licensed as J&D Gerczak Liq & Catering, LLC), with the approval of the proper authorities.
3. To approve a resolution for the City of Green Bay to adopt the Brown County All-Hazard Mitigation Plan.
4. To refer to staff to bring back an updated map and data listing all licensed establishments, type of license and location in applicable moratorium areas and for the Police Department to provide a report with data to include calls for service city wide to licensed establishments from 2018 through the end of the summer of 2021.

5. To refer to staff to continue working with state representatives and the Military Business District to enact additional regulations for massage spa ordinance.
6. To receive and place on file a request by Ald. Brunette for discussion with possible action on forwarding the Face Covering Ordinance to the Brown County Health Department for review.
7. To receive and place on file The Liquor Violation Report for February 8, 2021.

N. Report of the Plan Commission. (February 8, 2021)

1. To appoint Neil Stechschulte as Secretary of the Green Bay Plan Commission.
2. To rezone 1500 N. Irwin Avenue from General Commercial (C1) to Highway Commercial (C2), subject to the following conditions:
 - a. Compliance to all ventilation standards and HVAC regulations within the City of Green Bay.
 - b. Meets code requirements with an application for review to the Building Inspection Department, this includes proper plans and permits.(Public Hearing held 02/08/2021)
3. To rezone 2226 Main Street from General Commercial (C1) to Highway Commercial (C2). (Public Hearing held 02/08/2021)
4. To amend the Comprehensive Plan for the property located at 215 Elizabeth Street from Medium Density Retail, Office or Housing (MIROH) to Commercial (C) for an area no greater than 320 ft. from the intersection of Main Street and Elizabeth Street. The balance of lands included in the request shall be designated as low density residential.
5. To holdover a request of Ald. Corpus-Dax to examine regulations regarding the current zoning code and "Drive Thru" or "Pickup" lanes, and the necessity of bypass lanes and/or menu boards so notices can be properly posted.

O. Report of the Park Committee (February 10, 2021).

1. To direct staff to proceed with negotiations for the sale of a portion of the Mahon Creek Greenway for residential yard expansion purposes at 2100 Emmalane Drive (Parcel 21-8116) as directed in closed session.

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2. To receive and place on file the staff update on fat tire biking at He-Nis-Ra Park. (Informational Only)

P. Report of the Personnel Committee (February 9, 2021).

1. To approve the request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.
 - a. Park Supervisor - Park, Recreation & Forestry

2. To approve the amended request to over hire three firefighter recruits.

Q. Receive and Place on File.

1. The Municipal Court Report for January 2021.
2. Building Permit Report for January 2021.

R. Resolutions.

1. Resolution Authorizing Execution of the DNR Principal Forgiven Financial Assistance Agreement.
2. Resolution for the City of Green Bay to adopt the Brown County All-Hazard Mitigation Plan.
3. Resolution accepting dedication of right-of-way and public improvements in Excalibur 3rd Addition Subdivision.
4. Final resolution authorizing asphalt resurfacing improvements and levying special assessments against property.
5. Final resolution authorizing concrete pavement improvements and levying special assessments against property.
6. Resolution accepting dedication of right-of-way and public improvements located at 420 and 520 North Broadway.
7. Resolution in support of Green Bay Area Public School District students, parents, teachers, and employees in urging the school board and administration to transition quickly but safely toward an in-person option for all students.

S. Ordinances - First Reading.

1. Zoning Ordinance No. 2-21
An ordinance rezoning property located at 1500 N. Irwin from General Commercial (C1) District to Highway Commercial (C2) District.
2. Zoning Ordinance No. 03-21
An ordinance rezoning the property located at 2226 Main Street from General Commercial (C1) District to Highway Commercial (C2) District.
3. Miscellaneous Ordinance No. 01-21
An ordinance adopting an amendment to the Smart Growth 2022 Comprehensive Plan of the City of Green Bay pertaining to property located at 215 Elizabeth Street.

T. Referral of Petitions & Communications.

1. TO: Plan Commission

Submitted by: Alderman Chris Wery, District 8, to the City Clerk via email 2/12/21

The Petition/Communication: "Request that the property at 1022 Ridge Rd, operating as Darjune Recovery House, be required to apply for a conditional use permit. This would be in accordance with Green Bay Municipal Code §13.602 and 13.1603."

U. 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.