



MINUTES OF THE COMMON COUNCIL

TUESDAY, MARCH 2, 2021, 6:00 PM
Virtual Meeting. Public may join via Zoom.

A. ZOOM MEETING INFORMATION.

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

B. ROLL CALL.

All twelve are present.

C. PLEDGE OF ALLEGIANCE.

D. INVOCATION.

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

E. APPROVAL OF MINUTES.

I. Approval of the minutes from the February 17, 2021 Common Council meeting.

Moved by Ald. Randy Scannell, seconded by Ald. Kathy Lefebvre to approve the minutes. 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, No-None, Abstain- None

F. APPROVAL OF THE AGENDA.

Moved by Ald. Randy Scannell, seconded by Ald. Veronica Corpus-Dax to approve the agenda. 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, No-None, Abstain- None

G. REPORT BY THE MAYOR.

H. ANNOUNCEMENTS.

I. ORDINANCES - SECOND READING FOR ADOPTION.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to suspend the rules to take up both with one vote.

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, No-None, Abstain- None
Passed

Moved by Randy Scannell, seconded by Veronica Corpus-Dax 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, No-None, Abstain- None
Passed

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.

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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.

J. REPORT OF THE IMPROVEMENT & SERVICES COMMITTEE (FEBRUARY 24, 2021).

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve the report, except items 1 and 4. . 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, No- None, Abstain- None

1. To approve installation of sidewalk and assess any applicable costs on request by residents of the Eaton Heights Subdivision for a sidewalk study on the east side of N. Huron Road from Humboldt Road to the STH 54/57 interchange. (Ald. Dorff)

Moved by Ald. Bill Galvin, seconded by Ald. Veronica Corpus-Dax to refer back to committee. 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, No- None, Abstain- None

2. To refer to staff for study the request by area west side residents to install sidewalks on the west side of Green Bay portion of Wood Lane from Hazelwood Lane to Ironwood Drive. Part of the sidewalk costs to the two property owners would be offset from a donation of \$2,500 from resident Paul Secker and a possible grant obtained from the MacArthur Heights Neighborhood Association and work collaboratively with Brown County and/or Ashwaubenon. (Ald. Vander Leest)

3. To approve the request by Largo Ridge Development, LLC to enter into a Developer's Agreement for the construction and public infrastructure to support the Largo Ridge Estates First Addition Subdivision.

4. To approve the request by Department of Public Works to amend the policy on ordering sidewalks replaced.

Moved by Ald. Randy Scannell, seconded by Ald. Kathy Lefebvre to approve. 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, No- None, Abstain- None

5. To approve the request by Department of Public Works to award the following construction contracts at a staff level and report the award at the next regular meeting of the Improvement and Services Committee.

A. S. Jackson Street: South City Limits to E. Mason Street

B. S. Jackson Street: E. Mason Street to Bodart Street

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

A. Granting of Licenses

1. Sidewalk Builder

a. Allied Concrete Construction, Inc.

2. Tree & Brush Trimmer

a. Best Stump Grinding LLC

b. Monster Tree Service, Inc.

c. Z's Tree Services LLC

3. Underground Sprinkler System

a. RainMaster Irrigation, Inc.

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

ASPHALT PAVEMENT

S. JACKSON STREET – Bodart Street to E. Mason Street

S. JACKSON STREET – E. Mason Street to south City limits

K. REPORT OF THE PROTECTION & POLICY COMMITTEE (FEBRUARY 22, 2021).

Moved by Ald. Craig Stevens, seconded by Ald. Kathy Lefebvre to approve. 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, No-None, Abstain- None

1. To bring back in May a request from Alder Chris Wery, District 8, that the Green Bay Common Council be comprised of fifteen members and to implement with the current (2020) census redistricting.

2. To hold until second meeting of May 2021 a request from Alder Chris Wery, District 8, to discuss the 2020 Census as it relates to redistricting City Aldermanic Districts for 2022. Include a timeline and process for study, proposals and implementation.

3. To receive and place on file a request from Alder Scannell to create a consent agenda for the Green Bay Common Council meetings.

4. To receive and place on file the Liquor Violation Report for February 22, 2021.

L. REPORT OF THE PROTECTION & POLICY COMMITTEE GRANTING OPERATOR LICENSES.

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve. 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, No-None, Abstain- None

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

M. REPORT OF THE PLAN COMMISSION (FEBRUARY 22, 2021).

Moved by Ald. Veronica Corpus-Dax, seconded by Ald. Randy Scannell to approve. Motion carried.
Yes- Barbara Dorff, Bill Galvin, Chris Wery, Craig Stevens, Jesse Brunette, John VanderLeest, Mark

Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach, No- None, Abstain- Brian Johnson on #6

1. To refer to staff the request from Ald. Chris Wery, District 8, that the property at 1022 Ridge Road, 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.

2. To amend the Official Map for Greenway uses along Erie Road (Parcel 21-40-6), the property known as The Woods, submitted by Joel Ehrfurth, Mach IV Engineering (Ald. B. Dorff, District 1).

3. To approve the Downtown Green Bay Inc. (DGBI) Business Improvement District's (BID) year end reporting for 2019 and 2020.

4. To approve the Military Avenue Business Improvement District's (BID) year end reporting for 2019 and 2020.

5. To approve the Olde Main Street Business Improvement District's (BID) year end reporting for 2019 and 2020.

6. To approve the On Broadway, Inc. (OBI) Business Improvement District's (BID) year end reporting for 2019 and 2020.

N. REPORT OF THE FINANCE COMMITTEE (FEBRUARY 23, 2021).

Moved by Ald. Veronica Corpus-Dax, seconded by Ald. Randy Scannell to approve the report, except for item 3. 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, No- None, Abstain- None

1. To approve a request from the City Assessor's office to cancel certain personal property taxes.

Resolution to cancel \$2,607.65.

2. To approve a request by the City Treasurer to review a resolution updating financial institutions the City does business with.

3. 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 (item was held from the 2021-02-17 Common Council meeting and referred to the 2021-03-02 Common Council meeting).

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.

--Moved by Ald. Dorff, seconded by Ald. Scannell to approve.

--Moved by Ald. Brunette, seconded by Ald. Johnson to refer back to finance committee.

Motion carried.

Yes- Brian Johnson, Chris Wery, Jesse Brunette, John VanderLeest, Mark Steuer, Kathy Lefebvre,
No- Barbara Dorff, Bill Galvin, Craig Stevens, Randy Scannell, Veronica Corpus-Dax, Lynn Gerlach,
Abstain- None

Failed

--Moved by Barbara Dorff, seconded by Veronica Corpus-Dax to enter into closed session

Motion carried.

Yes- Barbara Dorff, Bill Galvin, Brian Johnson, Craig Stevens, Randy Scannell, Veronica Corpus-Dax,
Kathy Lefebvre, Lynn Gerlach, No- Chris Wery, Jesse Brunette, Mark Steuer, John Vander Leest,
Abstain- None

Passed

Alder Dorff read the language, the council entered into closed session at 6:47 pm

--Moved by Craig Stevens, seconded by Randy Scannell to return to regular session at 9:29 pm.

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, No-
None, Abstain- None

Passed

--Moved by Ald. Dorff, seconded by Ald. Scannell to allow members more time to speak.

Yes- Barbara Dorff, Bill Galvin, Brian Johnson, Chris Wery, Craig Stevens, Jesse Brunette, John
VanderLeest, Mark Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, No- Lynn Gerlach,
Abstain- None

--Moved by Ald. Brunette, seconded by Ald. Wery to adopt Ald. Brunette's amendments (omnibus).

Yes-Brian Johnson, Chris Wery, Jesse Brunette, Mark Steuer, John Vander Leest, No-Barb Dorff, Bill Galvin, Craig Stevens, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach, Abstain-None.

Failed.

--Motion by Ald. Scannell, seconded by Ald. Stevens to adopt the agreement.

Yes, Brian Johnson, Mark Steuer, Barb Dorff, Bill Galvin, Craig Stevens, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach, No-Jesse Brunette, Chris Wery, John Vander Leest, Abstain-None.

Passed.

O. REPORT OF THE PARK COMMITTEE (FEBRUARY 24, 2021).

Moved by Ald. Craig Stevens, seconded by Ald. Barbara Dorff to approve. 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, No-None, Abstain- None

1. To approve the purchase of (22) EloPOS (Point of Sale) computers for a total cost of \$30,615 from CDW-G for Bay Beach Amusement Park and the three public pools.

2. To approve the request by Wisconsin Public Service for a utility easement to accommodate a gas vault in Seymour Park.

3. To receive and place on file the recommended staff timeline for public input for the replanting of the Perkins Park wooded area.

4. To receive and place on file the staff update on fat tire biking at He-Nis-Ra Park.

P. REPORT OF THE PERSONNEL COMMITTEE (FEBRUARY 23, 2021).

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve. 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, No-None, Abstain- None

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

a. Parking Maintenance Technician (PMT) - Public Works

2. To hold until the April 13, 2021 Personnel Committee meeting discussion and evaluation of the expiration date for the City's Policy on COVID-19 Paid Sick Leave for each employee group as the COVID-19 vaccine becomes available to City employees.

Q. REPORT OF THE PUBLIC ARTS COMMISSION (FEBRUARY 24, 2021).

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve except Item 1. 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, No-None, Abstain- None

1. To approve updating the program guidelines for the Rotating Arts Program to include Neighborhood Association notification of GBPAC art selection meetings.

Moved by Ald. Randy Scannell, seconded by Ald. Veronica Corpus-Dax to approve. 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, No-None, Abstain- None

2. To approve the revival and update of the Rotating Art Program.

R. REPORT OF THE TRAFFIC, BICYCLE, AND PEDESTRIAN COMMISSION (FEBRUARY 15, 2021).

Moved by Ald. Craig Stevens, seconded by Ald. Veronica Corpus-Dax to approve. 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, No-None, Abstain- None

1. To approve the recommendation of staff to install SPEED LIMIT 25 signs on Newberry Avenue at:

- (a) eastbound between Henry Street and Schober Street,
- (b) eastbound between Huth Street and Jacob Street,
- (c) westbound between Reimer Street and Huth Street, and

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(d) westbound between Henry Street and De Leers Street.

S. REPORT OF THE ECONOMIC DEVELOPMENT AUTHORITY (FEBRUARY 18, 2021).

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve. 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, No-None, Abstain- None

1. To appoint Neil Stechschulte as Secretary of the Economic Development Authority.

2. To approve the Shipyard Corridor Brownfields Study and Redevelopment Guide.

T. RESOLUTIONS.

suspend

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to suspend the rules to take up all resolutions, except item 3, with one vote.

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, No-None, Abstain- None

Passed

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff by 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, No-None, Abstain- None

Passed

1. Resolution authorizing cancellation of 2020 personal property taxes.

2. Resolution designating public depositories and authorizing withdrawal of City moneys.

3. Resolution to accept sidewalks and issue assessments.

Moved by Ald. Brian Johnson, seconded by Ald. Randy Scannell 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, No-None, Abstain- None

4. Resolution accepting streets for concrete pavement, asphalt pavement or asphalt resurfacing.

5. Resolution accepting streets for water main and services.

6. Resolution accepting streets for sanitary sewers and storm sewers.

7. Resolution accepting streets for concrete pavement, asphalt pavement or asphalt resurfacing.

8. Resolution accepting streets for sanitary sewers and storm sewers.

9. Resolution accepting streets for water main and services.

10. Final resolution authorizing asphalt pavement improvements and levying special assessments.

11. Resolution to Value and Protect Local Waters.

12. Resolution authorizing and providing for the sale and issuance of \$7,060,000 Water System Revenue Bonds, Series 2021 and all related details.

13. Resolution Authorizing Location of Polling Places and Assignment of Wards.

U. ORDINANCES - FIRST READING.

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to advance. 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, No-None, Abstain- None

I. Planning Ordinance No. 01-21

An ordinance amending the Official Map of the City of Green Bay to revise the Greenway Boundaries along Erie Road.

V. REFERRAL OF PETITIONS & COMMUNICATIONS.

W. ADJOURNMENT.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to adjourn. 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, No-None, Abstain- None

Celestine Jeffreys

Green Bay City Clerk

These minutes in their entirety, are available in the City Clerk's Office and on the City website at greenbaywi.gov

Minutes with Verbatim

- Yes, Clerk Jeffreys.

- All 12 are present.

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- Very good. And we will get started.
- Alrighty. And we are started.
- I call the order of the meeting of the common council for Tuesday, March 2nd, 2021, clerk?
- All 12 are present and voting your honor.
- All right, thank you. Now, please rise for the pledge of allegiance and remain standing for the invocation offered by Alder Scannell.
- I pledge allegiance.
- Under God, indivisible, with liberty and justice for all.
- Thank you Alder.
- Entertain a motion on the minutes.
- Motion to approve the minutes.
- Second.
- Second.

- Motion made by Alder Scannell, seconded by Alder Lefebvre to approve the minutes from the February 17, 2021 Common Council meeting. Any corrections? I see no requests, all in favor please signify by saying aye.

- Aye.

- Aye.

- Aye.

- Oppose, nay. The ayes have it. The agenda.

- Motion to approve.

- Seconded.

- Motion made by Alder Scannell, seconded by Alder Corpus any changes? Seeing no requests, all in favor please signify by saying aye.

- Aye.

- Aye.

- Aye.

- Oppose, nay? The agenda is approved. Report by the mayor. So, just a couple reports here. Of course, we have a cooperative governance agreement between the City of Green Bay and the Oneida Nation before us tonight had some good discussion. Last week held things over because we were sort of double booked with the County Board. I, of course, am very prepared to move forward with disagreement urging a majority of council to do so tonight. That's gone into this discussion and this agreement. So, I would certainly leave someone out by listing everyone, but I do want to recognize a few individuals who have been incredibly instrumental in bringing us to this point. So, Clerk Celestine Jeffreys in her former role as Chief of Staff, spent an enormous amount of time on this agreement working with principally Melinda Danforth with the Oneida Nation on many of these details. And so, just wanted to thank her and recognize her and Melinda for their great work on this agreement. It's really been a pleasure to work with Chairman Hill on this as well. So, also want to recognize his leadership of the Oneida Nation and the spirit with which he and the business committee and our administration have entered into this. Undoubtedly, this oftentimes comes down to dollars and cents and I think it's really important to recognize that the arrangement that we have in place here I think is a good one for our taxpayers and for our residents. But in addition to that, as I've said previously, this really does move us forward to a genuinely cooperative governance between the City of Green Bay and the Oneida Nation. It puts the nation on really equal footing with us as a sovereign nation. Somebody that an entity that we're really looking forward to working cooperatively with to tackle some pretty significant challenges that we face as a city and they face as a sovereign nation and government. So, again, urging council to move forward with this agreement tonight. As I said, I believe this is a really good deal for us as a city, a good deal for our taxpayers and residents, and mutually beneficial and respectful of both of our entities. Also, wanted to... We don't have recognitions and awards on the agenda tonight. So, I did wanna recognize our General Manager of our Water Utility Nancy Quirk, who was recently named by the U.S., or by the American Water Works Association rather, to the US EPA's National Drinking Water Advisory Council. Which is an incredible honor, I don't think it's socking to any of us who know Nancy and know her work, but it's an incredible honor to be named to this distinguished body that has a very significant advisory role with our environmental protection agency at the federal level. Still wanted to thank Nancy for her great service, and to recognize her on this appointment. And with that... Absolutely, any words for us, Nancy?

- Just that I'm honored, and I think that'll bring us with the latest technology and the latest science to our city that we can continue to provide the safest drinking water to our customers and to our city.

- Fantastic, well, congrats again. And with that, that will conclude my report, I'll move along to announcements. Any announcements from the council?

- I do, Mayor.

- Go ahead Alder Brunette.

- Thank you. First off, Alder Scannell, I apologize when you did the moment of prayer, moment of silence I was cleaning my glasses. I was waiting for you to start something, I didn't realize it was a moment of silence. So, that was entirely disrespectful of me, and I didn't intend that. So, I apologize I want that to be known. I would agree with the mayor, we're at a very good time in our relationship with the Oneida Nation. We're in a very good place in that the cooperative governance that we're seeking has been ongoing for many years now. And I'm very happy to be engaged with it in my role as an Alder. And lot of good conversations with tribal members and tribal members of the tribal government, and say that that we as a council have a role here. The items before us are presented to us for a vote potentially, but also amendment. And I don't want us to feel like we need to rush through something to circumvent our role as council members. So, just like I would expect the Oneida Nation to put forward amend and revise agreements that serve their purpose, I too, think that the city council who are elected capacities need to do the same. So, look forward to a really good conversation. So, regarding my interactions in Nation of Oneida, regardless of what is voted on tonight, I don't think that changes, I have a lot of respect for them. And in the end, I think we all realize we need a good cooperative governance agreement. If that means we have to revise and edit, I see absolutely no reason doing that, we're headed in the right direction. So, thank you.

- Thanks Alder, other announcements?

- Mayor?

- Alder Lefebvre, go ahead.

- Yes, I got two. I wanted to mention that I received my second COVID vaccine shot, and I'm recommending anybody who's eligible now to definitely get it. It's worth it, even though I had the side effects, it took me four or five days to get my strength back and my headache's gone. And then, but I still glad that I did get more shots and it's protecting me. Now, even though when I go out, I still wear my mask as we should all do. But there's another thing, on Saturday March 20th, the League of Women Voters, I'm chairman of the Environment Committee. We are doing a virtual program, it's called Sustainable Farming and Your Food: What's Happening in Northeast Wisconsin. We're gonna be showing the film... Let's see where it's at. "Searching for Sustainability." And the executive producer is a local person. It's... I'm gonna find it again. Right here, Valerie Dantion. she's executive producer of the film and she's the NWTC Instructor and board member of SLO, SLO Farmers Cooperative. It's a really good program, I can send out to the council. I can get it to self-esteem if you want, I can send her the link, and then she can get it out to everybody. if you're interested in joining. You can watch the film at any time up to the Saturday program. And then we're going having a panel discussion. We got Valerie Dantion, Terry young, she's a member of the NEW Food Farm and small business entrepreneur, and Bill Van Beek. He's a home gardener, a retired farmer committed to

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helping others understand the principles of regenerative agriculture. It's a free event and it's gonna be a good event for all of us to understand locally what's going on with our agriculture and our food system. Thank you.

- What time is that?

- Okay, it starts at one, it goes to 2:00 p.m. That's the discussion, the panel, and then the discussion. But the film, it's a 70-minute film, you'd have to go on before and watch that. Instead of reading this over, it's kind of hard to understand everything. There's a lot of numbers and that into to go on to. So, I'll send that out. I think that's the best way, so everybody can actually see the, where you click on to get the film, and then to also join the panel discussion.

- Okay, thank you Alder. Other announcements? Okay, seeing none, we will move along to ordinances, second reading for adoption.

- Motion to suspend the rules.

- Second.

- The motion has been made by Alder Scannell, seconded by Alder Dorff to suspend the rules and take up these items with one roll call vote. All in favor of that motion, please signify by saying aye.

- Aye.

- Aye.

- Aye.

- Oppose, nay. The ayes have it, the rules are suspended.
- Motion to adopt.
- Second.
- Motion made by Alder Scannell, seconded by Alder Corpus-Dax to adopt items one through three, any discussion? Seeing none, we will use the board.
- Try coming on.
- How can I record your boat, Alder? Yes.
- And Alder Brunette?
- Mine didn't show up, and I'm a yes.
- Okay, thank you. Oh, I'm sorry. Just to buy the boat. And there you are. The motion has passed.
- And those are adopted 12-0. Now, we will move on to the improvement and Services Committee report.
- Motion to approve.
- Second.

- Second.

- Motion made by Alder Scannell, seconded by Alder Stevens to prove Report J, which is the report of the improvement in Services Committee from February 24, 2021. Any items here to be handled separately.

- Number one or?

- So, items one in four, is that right?

- Correct.

- All right, hearing none, others all in favor of approving the remainder of that report, please signify by saying aye.

- Aye.

- Aye.

- Oppose, nay. The ayes have it. The report has been approved with the exception of items one and four. Your wishes on items one?

- Second.

- Motion to approve made by Alder Scannell, seconded by older Corpus-Dax. The item was pulled by Alder Dorff.

- Thank you. I would like to make a motion for this to go back to committee. We need to find a funding source for this, and this would possibly wasn't known at committee, but this would be city-funded, not by the residents, because it's a sidewalk that's not in front of their homes. So, I think that the improvement in Services Committee would really want to talk about this and determine which year might be the appropriate year to put that funding in. So, can I just make a motion on top of the motion to approve motion to send back to committee?

- Yeah, motion to refer back to committee made by Alder Dorff.

- Second.

- Second.

- Seconded by Alder Gerlach. Any further discussion? All in favor, signify by saying aye.

- Aye.

- Aye.

- Aye.

- Oppose, nay. The ayes have it. That item has been referred back to the improvement and Services Committee. Onto item four.

- Motion to approve.

- Second.

- Motion to approve made by Alder Scannell, seconded by Alder Lefebvre. The item was pulled by Alder Galvin I believe.

- Thank you, your honor. This is part of the project that I had started a few years ago and it's finally coming to fruition this year, where the city has a plan to bring all of our sidewalks up to code within the next 15 years or less. The first letters are getting ready to be mailed out to the homeowners that have been identified that need their sidewalks replaced. And I was going through the information that's gonna be contained in that letter. And at the very bottom or near the very end, there is a small line that says, if you have any questions, call this number. There's a lot of information that goes on before that. A lot of these people, especially when it comes to my area, and I'm sure with others, the property owners are elderly. And I would like to see if the DPW, or maybe with some help from city hall, could rework part of this to make it with a little bit more information about how the homeowners can contact the city with questions and concerns. I've had a few that have gone through sidewalk replacements recently, and they're very overwhelmed when they start reading things that only the property owner can replace the sidewalk, not their relatives and things like that. And there's a lot of information to take in there. And if we could have a name of someone that they could contact, possibly an email not just a phone number. Because they only have once they received this, they have a limited amount of time to decide if they want the city to do it, to get their own contractor trying and undertake the repairs themselves. And some can be done very simply with some caulking. So, I just hoping or wondering if BPW can take this back put some more information in there about how the residents can contact and who they contact with this, thank you. Thanks Alder. Director Grenier, any comments on that?

- Well, I think what Alder Galvin is referring to, we provided as part of the packet, we provided some extra information including the letter that goes out to the resident. But that was provided just in support of the actual item which was to amend the sidewalk policy, the replacement policy. And the replacement policy changes we're looking for, currently after the resolution gets adopted by common council, we provide the resident with 60 days in which to make a repair, or bring the sidewalk into compliance. State Statute provides 20 days, and we were requesting to reduce that 60-day window to 30. So, that's the actual action item that's a part of this agenda item. Again, the letter we provided as part of the packet, we can make modifications to that, but that was simply provided as somebody extra information for consideration by the common council, it's not the action item itself.

- All right, I misunderstood that, I thought that was all part and parcel together. So, I approve of the changes in the wording. But yes, if on a side note, then if DPW could just rework that a little bit, make it more informative for those that may be confused when they get this letter and just make it easier a whole better process for everybody involved, thank you.

- Thanks Alder, any further comments on item four? Seeing none, all in favor of approval, signify by saying aye.

- Aye.

- Aye.

- Oppose, nay. The ayes have it, the item has been approved. Report of the protection policy committee.

- Motion approved.

- Motion to approve.

- The motion made by Alder Stevens, seconded by Alder Lefebvre to approve Report K, which is the report of the Protection and Policy Committee from February 22nd, 2021. Your wishes here... I'm sorry, there has been a motion to approve, any items here to be handled separately? Seeing none, all in favor of approving that report, please signify by saying aye.

- Aye.

- Aye.

- Oppose, nay. The ayes have it, report has been approved. Granting operator licenses.

- Motion to approve.

- Motion to approve.

- Second.

- Motion made by Alder Scannell, seconded by Alder Stevens. Any abstentions or names to be handled separately here? Seeing none, all in favor of the report, please signify by saying aye.

- Aye.

- Aye.

- Aye.

- The ayes have it, the report has been approved. Plan commission

- Motion approved.

- Second.

- Second.

- Motion to approve made by Alder Corpus-Dax, seconded by Alder Scannell, that is to prove Item M, report the plan commission from the meeting of February 22nd, 2021. Any items here to be handled separately?

- Mayor, if I could be recorded as abstaining from item number six on Broadway as my employer.

- That will be noted. Anything else? Hearing none, all in favor of approving that report, please signify by saying aye.

- Aye.

- Aye.

- Aye.

- Oppose, nay. Report has been approved. Finance Committee.

- Motion approved.

- Second.

- Second.

- Motion to approve made by Alder Corpus-Dax, seconded by Alder Scannell to approve Item N, report to the Finance Committee from the meeting on February 23rd, 2021. And the items here to be handled separately?

- Number three.

- Three? Number three, any others? Item three will be handled separately. Hearing none others, all in favor of approving the remainder of that report, please signify by saying aye.

- Aye.

- Aye. Oppose, nay. The ayes have it, the report has been approved with the exception of item three...

- Motion to go.

- Second.

- Motion to approve made by Alder, motion seconded by Alder Dorff. I believe that item was pulled by Alder Dorff.

- Well, it was a tie. So, Alder Brunette can go.

- Thank you, very generous of you. I would like to make a motion to refer to the Finance Committee to refer back.

- Is there motion made to refer back to the Finance Committee by Alder Brunette? Seconded by...

- Second.

- Seconded by Alder Lefebvre. All right, any discussion? Alder Dorff.

- Yeah, certainly, I would be definitely against referring this back to finance. I think that we need to have this discussion with the full council. The problem is that all the alders can't possibly show up to all the committees. There's a lot of work that needs to be done with the full council present. And rather than doing it twice, having it finance and evidence counsel, it makes a lot more sense to just talk about this tonight. So, I would definitely be voting against referring it back to finance, thank you.

- Think so. Additional comments from council? And the motion, Alder Brunette.

- Yeah. There are a lot of things that I would like to discuss and I think it would be better at the Finance Committee level when we have done committee work on the floor of the council and we're told that it's not always good. And then sometimes we don't do committee work at the floor of the council and it's like either way, we go back and forth whether we do committee work at the full floor or not. And this is a situation where to refer it back to the committee, Alder Brian Johnson was not available at the last committee meeting. And then yes, last time we had to rush through because the full council, two members of the council, I had to leave for a County board meeting. But I think that referring back is appropriate. Again, I don't understand the rush to get something approved tonight, I really don't. We have to make sure it's a good agreement that respects the tribe's sovereignty, but also is good for the taxpayers and residents for the City of Green Bay. And it's a discussion we should have at the committee level and I would encourage you all because of the issues, to attend the finance, repair. The Finance Committee then offers the recommendation. Recommendation at the finance a few weeks back, was to approve, it was a broader vote of three to zero. But we then at the meeting a couple of weeks ago, we obviously didn't prove it, we decided to defer to this meeting. But I have enough information that I have then that it would be better to be discussed at the committee level in favor of referring back to the Finance Committee. In the end, we know we need a deal, we know that. But it's what deal gets approved by this body. And to do it properly, I think it needs to go back to the Finance Committee. Thank you.

- Thanks Alder. Alder Scannell.

- If we're all gonna show up at the Finance Committee and work on it there, why don't we just stay here and work on it? I don't see any difference. It seems to me, sure we want to take our time and do it right, but let's get going at it and to wait for a committee, for all of us to show up and work on it, we're here now, I would just assume if there's something to be done that's working I know. 'Cause any changes we make are still gonna need to be then run by the Oneida to seek their approval or whatever, changes they make after changes we make. So I don't know that I wanna drink this out too much longer. So, if we're all gonna get together and work on it and finance, I just assume we stay here and work on it, thank you.

- Thanks, Alder.

- Mr. Mayor.

- All those in favor, yes.

- The reason I seconded, is because I thought maybe it would be proper, 'cause a lot of times, we talk about the committee should be doing the work not here at the council. But it's fine by me if we want to discuss it now. So, I don't know, do we need to go and close session?

- Well, we have to dispense with this motion.

- Yeah.

- I appreciate those comments, I just wanna state for the public more so than for council, but we did have the opportunity to discuss this item as Alder Dorff stated, at a Finance Committee meeting, whether or not people were there for it as one thing. But we had that opportunity, we had this discussion again at our last council meeting. And it's also important for the public to recognize that 11 of our 12 alders saw really the the meat of this agreement a year ago. So, to characterize this as rushing the agreement through, is not at all accurate. And the people who serve on this body have had a really great deal of time to take a look at this agreement and offer input. Any additional comments on the motion?

- Alder Brunette for a second time.

- Yeah, Mayor, all due respect, that's just not true. We had an agreement a year ago that was stopped. We had no idea when it was brought back before this body that the agreement that was proposed at that time would not be drastically headed in or revised. As far as I'm concerned, a year ago, when we had that agreement, I had really no reason to dig into it because I didn't know when, or what would be before us later on down the line, what would be before us and when down the line. So, I appreciate you trying to advise the public, this idea that we've had the agreement, that we knew that for sure, this is the agreement that we be voting on a year from now, I don't think that's true.

- That's not what I said Alder.

- You said a great majority of it. Well, that's true, a great majority, but how would we know that? How would we know that it wouldn't be drastically edited by you or the tribe?

- Well, that's the reality. It hasn't drastically changed.

- We didn't know that, that's the point. How can we possibly know that? We could know that. When we're told that this is the agreement that will be kind of like withdrawn, how will we know that that's the agreement we'll be voting on a year later. Anyways, mission accomplished. And it was closed session by the way. But that was a closed session document. So, I can share that with the public or people in my district.

- Alder Gerlach has had her hand up, but for some reason, I don't think it's showing.

- Are you done an Alder Brunette?

- Yes, I am.

- Alder Gerlach.

- I just wanna say as the, the 12th one, the one who didn't see this before, I did attend the Finance Committee meeting and I have read the agreement and I attended the closed session last time. And I feel ready to go ahead into a closed session and finish this up and get it going. I feel comfortable with it. So, I hope the rest of you.

- Thanks Alder. Any additional comments on the referral motion?

- Mr. Mayor.

- Alder Lefebvre for a second time.

- Yes, if everyone's feeling more comfortable going into closed session is cussing at them. I hope Alder Brunette doesn't mind, I'll take my second off.

- Thank you, Alder. Is there a second for Alder Brunette's motion?

- Second.

- Seconded by Alder Johnson, any further discussion? Alder Johnson.

- Thank you, mayor. I support referral as well. I think that there is quite a bit of work to be done on this. And we've routinely discussed on this floor how this body shouldn't be the one that's doing committee work, there's no fire on this particular item. This was not budgeted for. I think we have the time to really invest in this. And I appreciate the comment that the original draft was put before us a year ago, but to my knowledge, and please do correct me if I'm wrong, I don't think the public has seen that document from the beginning. And so, this is really something that was put before the finance. The Finance Committee agenda was published on a Friday, Finance Committee met on a Tuesday. That's how much time this... Originally, what was a 15-year agreement, now a ten-year agreement, that's how much time was given to the public to be able to view it and react to it. And then of course, for this body, to really fully understand every element in this. I'm comfortable with if we need to dig, take more time to discuss, to really understand what's happening here, I appreciate the opportunity that we did have in closed session last time to have some of our questions answered. But it seems to me that there are probably enough things on here that need to be discussed that I would be comfortable again with referral. And I would support that.

- Thanks Alder for the comments. Alder Dorff for a second time.

- Thank you, Mayor. I think that it's important for us as alders to understand our role in the governance of the City of Green Bay. And to understand the role of the city staff in doing management and administration. The city staff did their job. They went out and they worked on an agreement that we, 12 of us at least, or 11 out of 12 of us, had already seen and commented on and certainly had plenty of time in our lives to look at this agreement. I don't buy that there wasn't enough time, there was plenty of time to talk about the school district for example, when we could have been possibly working on the Oneida Agreement, we had plenty of time. As soon as this motion I hope is dispensed with, I will make my motion to go into closed session. I am sorry that I yelled at you Alder Brunette, I had no idea this is what he was going to do. It's a delaying tactic in my mind, and I don't care much for it, thank you.

- Thanks Alder. Any additional comments on the issue? Alder Wery is in.

- Yep, thank you, Mr. Mayor. I have no problem with referring this to the Finance Committee. I don't view it as a delaying tactic, 'cause really our goal is a true mutual agreement, correct? And that hopefully, would be a 12-0 vote. And if we want a 12-0 vote, which I think we all want, then let's slow down and look at this a little further, because there are going to be issues that we want to work through. So, and I would hope really that the majority of this, is going to be an open session. Is really a very small amount that we need in closed session. This needs to be an open session, this is a pretty big deal. So, I'll be voting to refer it, thank you.

- Thanks Alder. Any other comments?

- Mr. Mayor, Alder Steuer had his hand up, and then

- Alder Steuer.

- Okay, thank you your honor.

- I'm for referral as well. I think one of the things that came up, is through numerous citizens that have contacted us, some felt like they were kept out of the loop a little bit. And I think that there's a couple of things that we can go over. I really feel that as all the worries that I would love this to be a 12-0 vote. And the only way we can do it, is if we can really just fine tune it little bit. I don't see the harm, so I will vote for referral, thank you.

- Alder Brunette, you have come in twice.
- Am I allowed to speak one more time or no?
- Well, with unanimous consent of the council, but just so all there's no, customarily, it's two times.
- Twice? Oh, yeah. No, it's fine, but I don't need to speak again.
- Okay, any other? Okay, seeing no other comments, the...
- The board vote, please.
- Yes, we will have a board vote on the motion to refer this item back to the Finance Committee.
- Well, it's not showing up again, I vote to refer.
- Mine isn't either, and I'm a yes.
- Now, those tie six to six. So, I vote against referral to committee.
- Would you go into closed session?
- Second.

- Motion has been made to go into closed session by Alder Dorff, seconded by all Alder Corpus-Dax. Alder Dorff, do you have the language?

- I do. The committee made convenient closed session pursuant to sections 19.851 E Wisconsin Statutes, for purposes of deliberating or negotiating the sale of public properties, investing a public funds, or conducted other specified public business as necessary for competitive or bargaining reasons. The committee will thereafter reconvene in open session pursuant to section 19.852 Wisconsin Statutes, take action on items discussed in closed session if appropriate and to consider the remainder of the agenda.

- Thank you, Alder, we will use the board...

- Can I speak on closed session there?

- Yes, you can, Alder Brunette.

- Yeah, I'm against closed session. I've routinely voted against going in closed session on this issue, the concern inevitably always comes up. Biggest complaint I hear from tribal and non-tribal people in my district is we don't know what's going on. So, when we discuss the merits of a cooperative governance agreement in a police agreement that affects over 10,000 people in the City of Green Bay, I want to be able to tell people in my district, these are the concerns I have, These are the issues I have, I guess, is we're going into closed session. What can we discuss in open session? So, for example, if the council then decides in closed session, hypothetically, to move forward with the agreement. In open session, we then can explain and discuss the merits of the proposed agreement, is that correct?

- It's ultimately going to depend upon what it comes out of closed session. The purpose of closed session is to allow you to negotiate without affecting the city's bargaining position. And if we are able to move forward with something, and the city's bargaining position is no longer expected, then that's when we're able to do it. But again, until the agreement is finalized, I would say that that information would still be subject to negotiations until we actually get the agreement approved from both parties.

- Well, basically, it's potential. It's potentially the fact that I could, the council could vote to affirm the agreements as presented and it could go to Oneida and they could vote in the affirmative and their governing body. And until that point, I can not share my concerns or my objections to certain parts of the agreements with the public, or those I represent.

- I guess I'm not following what you're asking. Are you saying that you wanna state your objections to something, are you saying you want to negotiate provision?

- There are a page or two of amendments that I'd like to be included in the cooperative governance agreement. So, if this council votes in the affirmative, let's just say of moving forward as is, then can I state when we go back and open session, these are my concerns with the agreements?

- If the negotiations are complete, if the negotiations are not complete, if we're proposing amendments, then those should be remained subject to confidentiality until such time as the negotiations are completed.

- Could I share my concerns with those who asked me who I represent and serve in City of Green Bay government?

- It's ultimately going to depend on whether or not the city's position is going to be impacted. I wouldn't be able to answer that for you until we actually have a specific instance for me to evaluate.

- Okay. I'm against going in closed session. I'm telling you, this is a travesty, in my opinion, of open government. This decision will affect thousands upon thousands of people in the City of Green Bay. And the fact that many of them aren't even aware, or dozen or so people in the last few weeks have reached out to me wanting to know what's going on, what are some things that we can propose, and I'm really, my lips are sealed basically. And I don't think under any other issue we should do that. This isn't like we're negotiating a development deal, or moving coal piles for example, that affects very few residents. This in fact, impacts thousands of residents. And I never feel comfortable going... I get negotiations, that I get, but after the negotiations are done, after we move forward with the whatever recommendation is for me to basically how my lips sealed, that I can't discuss this with those most effected, never sat right with me. And I'm hoping it doesn't sit right with many of you either, it's not right. So, I'm against going into closed session.

- Just to clarify, the obligation confidentiality is only until the negotiations are complete. Once the city's position is final and the negotiations are final, all binding where there's no basis for confidentiality at that point

- I have an attorney's opinion that said, they can meet in closed session to get advice from their attorneys on actual or potential litigation surrounding the agreement, but they should be debating the merits of it in open session. They can also discuss their negotiating strategy in closed session, who they want to make additional demands what are they willing to settle on. But the actual merits of the agreement, I should be able to discuss in open session. And that, I have another attorney's opinion on. So, I think I need to... If this goes forward, when we go to open session, I want to be able to say, these are the things that I'm really objecting to in the agreement, so.

- Can you share which attorney you are conversing with?

- No. No, I'm willing to at some point, but in open session, I don't see a need to do that.

- Any further comments?

- Do you dispute what they're stating though?

- Your honor.

- And for what purpose, Alder?

- Open government or council?

- No, I'm referring to Alder Scannell, for what purpose?

- Just to just a question. Has Oneida approved disagreement yet, or are we going to it first?

- I believe they did approve it today, their business committee approved the agreement today.

- Okay, thank you.

- Thanks, Alder. Any further comments on the motion?

- Yep.

- Mr. Mayor?

- Yeah, Alder Gerlach.

- I just want to try to make sure I'm understanding what Attorney Chavez is saying, because I think I wanna make sure that Alder Brunette is understanding what I think she's saying. I believe what she's saying, is that until this is approved, we want to keep it all in closed session. But once it is approved, then Alder Brunette will have the freedom to say anything he wants about how he feels about the different parts of it, and how he wishes this would have been different, but he is supports this, is that what I'm hearing?

- Attorney Chavez?

- Yes. Yes, you are correct.

- Thank you.

- Any other questions or comments on the motion to meeting?

- I do, Mr. Mayor.

- Alder Wery and then Alder Galvin.

- Sure, thank you. Yeah, I would vote against it as well. I think we can proceed an open session with as much as we can. And then if we have to, if we stumble on something, or a few things, then we can go into closed session to resolve those to come back. This item has been mostly in closed session, I think people wanna learn about it and understand it. And I remember back my first year on council, we were negotiating a water deal that's run in communities. And we talked in open session about concerns and things we wanted included, but we did not discuss the negotiating tactics or strategies. Those were things we did in close session, but in an open session, I know we talked about broad ideas and what we really wanted in there, or what we thought wasn't in there. But when it came to the strategies and negotiating, that we didn't talk about, that'd be just stupid to give your hand up. But we talked about other things openly. And so, that's the way I've always treated it and been advised and I'm gonna proceed, thanks.

- Thanks, Alder. Alder Galvin.

- I'm muted. I'm sorry, I withdrew my request to speak.

- Any other comments on the motion to move to close session? Alder Johnson.

- Thank you. Admittedly, I'm a little torn on this one 'cause I do believe in the piece of transparent government. And I also respect the importance of being able to negotiate the city's position in a way that doesn't sort of tip our hand. The thing that just kind of threw me off though, and I just wanna understand the process before I cast a vote on this. Alder Scannell had asked the question, if the tribe had already approved this, sounds like that that they had. If we make amendments to this agreement, could we just get administration's perspective on what that process looks like?

- No, I don't think that would be wise to discuss in an open session.

- No, I'm not saying which items, I'm saying if we don't adopt this agreement as presented to us, does this just go back to the tribe and then that they have to reconsider?

- Well, just speaking hypothetically, if the agreement is modified, then obviously negotiations would have to take place again.

- So, it wouldn't necessarily go directly to their their voting body, it would continue to, I guess go back to yourself and Chairman Hill, is that what that process looks like you think?

- Yeah, speaking hypothetically.

- Okay. I'm good, thank you, Mayor.

- You got further questions or comments? All right, seeing none, we will use the board to go into closed session.

- Excuse me, we're voting yes or no to go into closed session?

- Correct.

- Thank you.

- Alders Brunette and Steuer, how do you wish to reported?

- No.

- Alder Steuer?

- Nay for me.

- Hold on a sec, I'm a yes, I apologize.

- What's that? I don't always put it on me. Well, I'm going into closed session, right? I vote a no.

- Reported as yes for going to closed session?

- That's how I'll turn up. I'm trying to sign back out and sign back in. So, I'm a little mixed up, I'm against going in closed session. So, I'm I no, I apologize.

- That vote is eight to four to move into closed session. So, just hold your comments until Clerk Jeffreys is able to move everyone from the public into the waiting room. Clerk Jeffreys it's probably best if it's the entirety of senior staff in closed session just in case there are any questions for department heads.

- Thank you, Alder. Deputy Clerk, did you hear?

- Yes, I did, thank you.

- Thank you very much, Deputy Clerk.

- Deputy Clerk, I'm going to move Chief Smith and Deputy Director Renier-Wigg back into the poll session. Okay.

- Motion made by Alder Stevens, second by Alder Scannell, we'll say, all in favor, signify by saying aye.

- Aye.

- Aye.

- Oppose, nay. The ayes have it, we are back in open session. And I would entertain a motion to approve with the suggestions of council.

- I move to approve.

- Second.

- Motion made to approve by Alder Dorff, and was seconded by Alder Scannell. Comments on a on approval motion.

- Excuse me, what are we approving?

- The agreement

- The agreement as disgusting in closed session.

- Okay, as amended?

- Yep, with those suggestions, correct.

- Thank you.

- Permission Alder Brunette.

- Thank you. As I asked them closed session and now we're in open session, I'd like to ask the City Attorney a few things, but before I do, I just wanted make it known that apparently the Oneida Business Committee voted tonight on what we were told unanimously to go forward with the agreement because of the case. And because there's a motion on the floor, is that correct, Mayor?

- Yep.

- There's a motion on the floor to approve it from a City of Green Bay perspective. I want to ask the attorney because now, for the most part, we kind of figured the way the vote's going to go shortly. The entire agreement is now we can discuss it now. Like publicly, I can give my objections to some of the parts in the agreement that I don't think are in the best interest of the city, is that correct?

- That is correct. Now, that's the... So long as the negotiating position of the council is no longer at play, you are able to discuss it, yes.

- Perfect clarification.

- Alder Stevens?

- Can Jesse make his comments before or after we do the vote?

- Before.

- It's really up to the council as to what you think is more prudent. If you guys would prefer to have the vote taken first, that is definitely your prerogative.

- I would suggest we take the vote first.

- I would agree.

- Oh my goodness.

- May I speak mayor? Talk about an absolutely and appalling lack of public transparency for this city council to take a vote on something that was discussed entirely in closed session before the public has the right to hear individual council members take on the proposed service agreement. Or if there are members of the public who would like to speak, we're basically saying that that council of 12 with the mayor, can decide something that affects thousands upon thousands of people in the City of Green Bay. And the entire agreement will be discussed in closed session. If any of you vote for that in those circumstances, I would question if we violated our oaths of office in order to do what's in the best interest of the public and...

- Alder Brunette, go ahead with your comments.

- Okay. Now, I'm not going to be limited. I have a statement that I posted recently, and then I'm gonna go through, mayor, you're not gonna hold me to my five minutes or can I speak...

- Oh, you won't have to. It's not up to me, I'll do you have to ask anonymous consent of the council.

- I would...

- Go ahead.

- I make a motion that he has the thing he needs to make.

- Second.

- Motion limited time to Alder Brunette, all in favor, signify by saying aye.

- Aye.

- Aye.

- Oppose, nay.

- Nay.

- The ayes have it, proceeded Alder, Brunette.

- Now, I'll be honest with you, I, over the last three years, since I got elected and campaigned in the district in April, 2018, I have been really hopeful that we would come to a service agreement, or cooperative governance agreement. I'm very grateful that we are at now at the point where we are at. But I'll be quite frank that I thought at this point of the stage of the process, that the city council would show a little more respect for their positions as council members and propose amendments that make it more acceptable to a great number of people who live on the Oneida reservation within the City of Green Bay. You all can have your different opinions on that, but that's simply how I feel. For the last three years, I've really developed a lot of relationships within my district. That includes tribal members, non-tribal members, tribal home owners, non-tribal homeowners, some business community members of the Oneida Nation, as well as every other perspective as possible. And so, what I have shared with the council members in closed session over the many years, is my heart-felt belief that we need a cooperative governance agreement, but the cooperative governance agreement as proposed, will create a lot of the same struggles that we had, that caused the city and the tribe to basically not have a service agreement over the last several years. A lot of respect for Oneida. I have

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a lot more respect and understanding of their sovereign status and their sacred connection to the land. And so, as a city government, when we say we're gonna stand in the way of putting land in trust, that's deeply offensive and personal to them. And I understand that. And so, I've kind of softened my position on that, but it's all about cooperative governance at this point, it's about how people get along within our neighborhoods. And if it drives credit, they have done a great job to the City of Green Bay staff's credit. They have done a great job. To neighborhood association representatives, they have done a great job. But due to the sensitive nature of these discussions, there are a lot of people in my district who have come forward with concerns, but they don't want to come public with them, because it's very very stressful time right now. And the last thing you wanna do, is be deemed as standing in the way of sovereignty, but the issues will continue. And so, when I wanted to make some amendments what a jump gonna go down for the sake of public disclosure, it was to get an agreement that we could all work with from day one that protects us today, but also in years two and five and 10, that it's a long-term agreement that both sides work together to address cooperative governance. Cooperative governance isn't just getting to an agreement, it's getting to a good agreement for both sides and executing the agreement over the length of the agreement. Several of us on the council here, including the Mayor, including some members of the tribal government, may not be within their positions in the next two, five, 10 years. But therefore, we are going to be bound by this decision. The last service agreement was negotiated in 2009, or that's when it was executed. It allowed a three-year opt, it was a 15-year agreement. 2012, the city council didn't exercise the opt-out nor did the tribe. 2015, the city did. Both sides were working in good faith to come to a solution to edit the agreement for whatever reason two or three... I'm so sure. Very few of us were there at the time. But the city council of the term 2014 to 2016 unfortunately decided to terminate the agreement. So, from 2016 to 2021, we have not had an agreement. And that's really unfortunate because we lost obviously a lot of revenue from Oneida, but we lost an opportunity that's spent in our bonds between the two governments. And it's, again, it's all the conversations I've had. But my fear is a lot of the issues that arose from the previous service agreements, really aren't addressed that well in this new agreement. But before I'm not gonna go belabor that point, but I just wanted to read a statement that I prepared. At that time, I said that it would represent just me as a single member of the council, but now because we have already decided what we're gonna do, or quickly we'll be voting, the statement reads I believe the City of Green... These are my sincere beliefs. I've said it door to door, on the phone call with numerous people here. And it's real belief. I believe the City of Green Bay and Oneida Nation have had an incredibly positive and forward-facing relationship during the last three years. I've witnessed mutual respect and have proposed and participated in great opportunities for collaboration. I'm in regular contact with many tribal members and tribal leaders. It is an honor to serve and represent both tribal and non-tribal residents in Green Bay government. I have greatly enjoyed living on the Oneida reservation within the City of Green Bay since 2016, It has been a great experience. I certainly do not want to do anything that creates negative outcomes for my neighbors and considerate. I strongly believe that who drafted agreements as presented by city administration, are a great start, but not a final and shall not be considered final. I think everybody who worked hard to get to this point while we consider the proposed agreements, we are simply at the next stage of the negotiation process. The city council has a duty to carefully study and research the proposed agreements to recommend necessary changes that respects the Oneida Nation's sovereign status, but also protects city that there's both of these short and long term. We must be simultaneously sensitive to the interest of homeowners and residents and the Oneida Nation's sovereign status during the length of the agreements and beyond. I look forward to a continuation of positive dialogue and negotiation. It serves the best interests of both government entities and all residents of Green Bay, and more specifically, those who reside on the Oneida reservation to get these agreements right. As I have stated since 2016, I do wish these conversations could be held in

the And it was always been an issue of great concern for me. The public has a right to know the individual opinions of city council members. Unfortunately, due to closed session discussions, I am not allowed to share many of my concerns who most effected, my constituents, that frustrating reality is not good and transparent government. I vote to continue, and this is important because however this boat falls, I want everyone in my district, within the city and within the Oneida Nation government to know this. But I vow to continue building a positive relationship between the City of Green Bay and beyond. I'm grateful to be in this elected position because I believe I have an exceptionally good understanding of this historically complex issue. My awareness has been more deeply developed since 2018 in a variety of ways. I look forward to helping the city council and public navigate through the agreements in my role as alderman, city council, president, homeowner, taxpayer and a joint resident of the City of Green Bay and the Oneida reservation. Attorney Chavez, I would like to, I'm not gonna list all of these suggested amendments that I proposed, but for the sake of public transparency through my constituents to know that I did what in my role as their representative, I'd like to share the amendments that I proposed and the outcome of the amendments. Is that okay, am I able to do that?

- I'm confused. you're asking if you can share the amendments that you proposed?

- Yeah, I proposed amendments, and I would... Because we're talking about the merits of the agreements now. So, we discuss what we discussed in closed session. It seems like the council will be voting a certain way. I would see no reason why I can't offer the amendments for public disclosure that I offered to the council in closed session. Is that correct?

- That's fine.

- That's fine, okay. So, can I say this for public disclosure because my phone's ringing off the hook? I'm getting emails and calls and I can't tell people what it is about the agreement that I'd be proposing 'cause it's been in closed session. So, the first...

- I guess I have a question.

- Alder Stevens, a question for our Attorney Chavez.

- I understand Jesse wants to get these items out there, but we did not take a final vote in closed session. So, how can Alderman Jesse discuss what was closed in the session when it hasn't been finalized yet? But just a question I'm trying to understand that.

- Attorney Chavez.

- [Chavez] We've been this the whole time. It's kind of a fine line, and it's the prerogative of the council to determine the order they want to take things in. And the vision was to allow the alderman to discuss what he wanted to put on the record prior to the vote given that the council was able to gauge in post session, the way that things would go.

- Could I also have a point of clarification? When Alder Brunette was talking about our oath of office and whatever, all that Alder Stevens and I were talking about was not revealing the closed session parts that you would not be allowed to reveal until the vote was taken. Wasn't talking about not letting people discuss what the reasons were, or how were they were going to vote, that was never a part of it. You elect to that conclusion, and I feel it's very important that I point out to the public, that was never my intent. And I was not allowed to speak back to you at that moment. But that was never my intent, I just wanted to make it clear that things that you couldn't say in open session were not going to be said. So, when we said, when we voted, I just voted yes to let Jesse have as much time as he wanted. My vote yes had nothing to do with allowing him to say things that shouldn't be said in open session until a vote is taken. So, I'm not really clear on what we voted. I was fine with them talking as long as they wanted to talk, but are we sure this is okay? We haven't voted yet.

- Yeah, no, I think it's a fair question by Alder Stevens and Alder Dorff. I think it's important just to allow Alder Brunette to talk about his priorities, but Alder Brunette, we of course would just ask you to respect the rules of closed session and what's allowed to be disclosed and what isn't. But as long as comments are kept what your priorities might be for an agreement of this type, I think that's acceptable.

- So, thank you Mayor, and I believe the mayor I didn't mean those comments directed for any specific person. Alder Dorff, if you felt that way, then that's not my talking generally as a council, that if we at that time would have voted to vote first, and then I disclose after the fact, it just seems odd because up until that point, this is merit of deal. So, I'm not gonna discuss all of these because if there are in fact some alders who do change their mind on this vote, I don't want to hurt any of our negotiating leverage, or more controversial, or what could be considered controversial, though I don't they're that controversial at all. The first amendment that I suggested in the end-year agreement was we'll allow the city and the Oneida Nation to opt-out at the five-year mark. In other

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words, that at 2026, both sides could decide this deal's not working for us, we wanna renegotiate. Could I disclose the vote total, Attorney Chavez?

- [Chavez] You wanna disclose the vote total as far as who was...

- The total.

- Okay, that's fair, I won't. I won't, and that's why I asked, I didn't wanna violate any what the votes were. So, that was one amendment that I suggested. The other would be that the Oneida Nation will not initiate or participate as a plaintiff in any lawsuit which lists the City of Green Bay as a defendant in regard to land disputes or property tax payments. One of which which allowed for adjustments for inflation over the life of the agreement. And the whereas statements, I wanted to add language that spoke about the City of Green Bay. Seemed to me that a lot of the language was more targeted towards the Oneida Nation. Which is fine, I just wanted a balance between language identifying the Oneida and identifying the city of Green Bay as a municipal government required to provide municipal service and accept revenue through property tax collection. I wanted to set the minimum cash payment to \$500,000 and everything else over that get credited at 50% not 100%. I'm gonna skip a few. This is a very important one that I think tribal members and tribal leadership have been open to in the past that I wanted added to the agreement. And that is between April and October every year starting in 2022, at least one public meeting will be held on the reservation within Green Bay City limits. for community input. The city will have a minimum of three government officials present and the Oneida Nation will have at least three officials present. The city and the Oneida Nation will promote the meeting using various types of media. Also very important to me, is that every 18 months, the city and the Oneida Nation will send out a contact letter to all properties within 200 feet of a property held in trust, so people are aware cooperative governance and who to call at each government with questions or concerns. The city and the tribe have done a much better job than in the pasta and I'm grateful. But I just want people to be aware of who to call within both governments if issues arise on an all properties. Not just trust properties, but non-trust properties as well. And I thought it would be a good opportunity for the city and the tribes to send out that letter, because it would cut down on some of the confusion and frustration that people feel that who call me quite a bit scale. I'm gonna put another one. This is an important one regarding neighborhood peace and safety and the old service agreement in the existing service agreement with that Schwab and on the Oneida nation. I wanted language put in that peace and safety regulations at least as stringent as the city's peace and safety regulations to be applicable to the tribe, tribal members and individuals and businesses leasing occupying, or otherwise, using tribal land and those portions of the reservation with the city. Again, I understand tribal sovereignty, but my hope was in cooperative governance that you would have similar standards for enforcement and zoning and regulation for all properties, whether they're owned by tribal and trust, or in field land or non-tribal members. So, I felt like these are all very reasonable adjustments to the service or cooperative governance agreement. I still believe that. So, I'd like to make a motion to amend the cooperative governance agreement to include the items that I just mentioned.

- Second.

- Back him up.

- Attorney Chavez, can you instruct us a bit?

- [Chavez] So, the motion is an order. It does take precedence over the main motion. And so, you have a motion and a second that is an order.

- Okay, thank you, Attorney Chavez. Any questions on the motion or comments? Alder Dorff.

- So, now should we go through the entire three hours again? We voted this down, so we should... Are we gonna discuss each one of these and talk about them, or should we just go to a vote? What's the appropriate procedure here? We already did this.

- All in closed session.

- Right, so, it's certainly up to council, Alder Dorff, but we do have a motion and a second. So, we can certainly go to a vote.

- I'd like to speak, your honor.

- Alder Dorff still has the floor unless she's finished the floor.

- I'll give you they floor, after I say that, I am against now all of them, I am against everyone and that was amendments, thank you.

- Thanks, Alder Dorff. Alder Scannell.

- Yes, I had to I'm against them. And I'm not gonna take them point by point, I'm just gonna state that I don't think as far as the service agreement goes, that these points that are necessary, they're secondary, and that some of them are very good ideas, and that they can certainly be worked on. That's not important to as far as this agreement goes. The crux of this agreement is to the reimburse the city for land going into trust. That's the crux of disagreement. Everything else is peripheral. And everything out in the past, there were issues in the past and there'll be issues in the future. We can't address everything in an agreement, we need to, I think we've had a good, solid agreement here, there's no need, since Oneida have already voted on it for us to be tweaking it around in ways that I just don't see are particularly relevant to what needs to happen. Well, I'll say more once we get to the other, that's all on the amendments, thank you.

- Thanks, Alder Scannell. Alder Wery.

- Thank you, Mr. Mayor. I appreciate the work you've done on this Alderman Brunette it's your district, and you've really inherited the mantle from Alderman Slotnick who also did a lot of work on this. It's not an easy issue, I've been around for most of it. And everybody wants a good agreement and a good working partnership, but that doesn't mean you just roll over and take a least you can get. Sometimes something is not better than nothing, and I'll be voting for this, we'll see how that goes. I do have a letter from the Taxpayer's Association, I'll read, but It's interesting to hear some of the reasons why people are against, or pretty close votes actually. I won't say the exact vote, but they were pretty close votes. For instance, a five-year review, if things go sideways for either party, you should have a chance to back out. There's things that happen that neither side could envision. So, to have a ten-year agreement that you're locked into, that's pretty hard for them, but it went down from 15, and the inflation adjustment. Who's to say, inflation goes crazy like you did in years past, but our agreement now is really a bad deal for us. A lot of the other points really don't seem like non-starters. So, I think we could have reached out and said, hey, what do you think, can we work on these? So, I'll vote for them, I think they're positive, good things from someone who breathe, that's for many years, thanks.

- Thanks Alder. Alder Galvin. I built my first house for my family out on what's now part of the Oneida reservation. My second house was out there. I lived raise most of my family from till they were young adults out there. And I understand a lot of the issues. I worked on the police department and dealt with a lot of the problems on on that West Side. And I understand what a lot of the concerns of the neighbors are also. And then I saw the changes that took place, and it took understanding and education and acceptance to understand where the tribes coming from or what their rights are. But many of the things that Alder Brunette has brought up here, and he has some

good points here. But many of his points as our legal counsel pointed out, fly in the face of federal law, and put us at odds with the tribe. Some of them to me, are almost insulting to the tribe and what he's asking for with some of his amendments and...

- Point of order, Mr. Mayor, point of order. The items that Alderman Brunette listed off, do not include any of the ones that rub against anything with federal law. He did not give off the complete list. The ones he amended are ones that do not. So, that's a very clear distinction that needs to be made.

- That's correct.

- I'll withdraw that comment then. But I'm still put off by some of the amendments, most of the amendments, and I voted against almost all of them. And I find it very hard at this point, to really expect the tribe to go back to the bargaining table and start taking up these items. To insinuate that the staff at city hall rolled over and gave up too easily, unless you were involved with those negotiations, or you sat down and talked to sodas and bought with those negotiations on both sides, you don't know what the tribe gave up, or didn't give up, or what the city gave up, but didn't give up. And we got the information about what we got, and I think we have a pretty good deal here. It's time for us to quit messing around like we have done so many times in the past, and to make a decision to move forward. And I'm in favor of this contract, thank you.

- Thanks Alder. Alder Gerlach.

- Mr. Mayor.

- Alder Gerlach, and then Alder Lefebvre.

- I guess this would be a point of order for Attorney Chavez, I am so confused. We listened to all of this in closed session, we debated each one of these, and we voted on them. Did that mean nothing, are we starting all over?

- [Chavez] So, the way things were conducted in closed session, was to kind of do a form termination on each individual item that was proposed. And now, you're taking up the entire agreement. And so, the way with proposed, the motion is an order.

- So, excuse me, are you... Is Alder Brunette now proposing a number of amendments, and our choice is going to be either to vote for it as amended, or to not vote for it?

- So, what what's in front of you, Alder, is an omnibus amendment that includes a number of the amendments that were discussed by Alder Brunette.

- He doesn't understand.

- So, the vote here will be on the amendments that Alder Brunette laid out, but it will be one vote on those amendments that he described.

- Okay. So, we're gonna vote on all the amendments together, but it's the same thing we already voted on. Okay, thank you.

- Well, it's a good, but I'm gonna just piggyback on that. There were a number of ones that were brought up in closed session. This is only eight of them if I'm counting correctly. I followed along with Alderman Brunette, this is only eight of them, it's not all of them. I think the most contentious ones, probably aren't even in here. These are some of the more reasonable ones, there's not all of them.

- Okay, Alder Lefebvre.

- Yes. I want to hear them, but the thing is that then it came out that the Oneida Business Committee or Commission, that they on this agreement. So, that, I think completely tied our hands. I think it's too late to go back on these, maybe some did have merit, but I think it's too late. I really feel that they're gonna look at us and say, you're trying to negotiate in bad faith, come on. They voted thinking that what they were voting for, they've already done. And I don't think it's proper for us to go back on what they agreed to now, I think it was too late. So, I'm gonna vote no on these amendments because it's too late.

- That's craziness.

- Thanks Alder. Alder Johnson.

- Yes it is.

- Thank you, mayor. I'm gonna support the amendments, but I wanna explain why. So, I voted for a number of these, I supported a number of these while we're in closed session and I opposed some of them. And I think it's okay for me to acknowledge that I kind of... To be able to have that public transparency to say that, what types of changes that I was willing to support, and given that this is being presented as a slate of options rather than individual, I think at the end of the day, I'm elected to represent the City of Green Bay, and I think that these that are being presented in front of us actually strengthen the agreement for the city, and I think that's where our responsibility falls. I think we all have an idea of where the final vote on this is going to fall. And you'll probably hear me share some different perspectives on that, which might make you wonder what's what's going on. But I think that these were, some of these were very sensible amendments. And I think what's unfortunate with this process, for better or for worse, and I understand that this is oftentimes how this works. But this is very different than a normal development agreement. This is a very contentious issue, one that affects certain districts very significantly. If there's one desire that I had that perhaps might've prevented some of this process that's occurring right now, is if we had some proactive conversations with council to really ask council, what issues are important to you, what you care about, and can we include that in the negotiation upfront? Because this is what's happening now, is that we are trying to negotiate it internally after the fact. We are where we're at, but like I said, I'm going to support the amendments because I do think it strengthens the city's position. And I'll have some other comments to share on the agreement as a whole once we take this vote.

- Thanks Alder. Let's see, Alder Brunette.

- Obviously, I support the amendments. Alder Lefebvre... And Alder, I don't mean to direct this to Alder Lefebvre, but the idea that if we asked the tribe to have these very basic additions, that it would somehow get in the way of them offering a counter, or that they would walk entirely away. That's just... Last when we talked about the school resolution ever heard the word conjecture, that is conjecture. That we were told they voted unanimously, the amendments. Now, there are a few that I would suspect they want no part of, and I respect that 'cause they're a sovereign government and I respect that, I really do. But there are some that are good for all members of the reservation. Even their own tribal members, when it comes to communicating, not just the tribe communicating to

non-tribal members, but the City of Green Bay communicating to tribal members. That's what we need to understand. So, my idea to have a listening session, who in their right mind would not be in favor of a community forum or listening session? This is open government, both sides should agree to that, this is a good amendment. The idea that we send a letter to all properties, 200 might be a reach, I say 200, because at one point, we've sent letters to zoning and property issues within 200 feet, it used to be 100, but I think it's 200 now. That's a good thing, that's reasonable. So, when people have issues or concerns with properties, whether it be city or tribal properties. Instead of going through the big hamster wheel trying to get an answer from the government, they have a letter every 18 months. This is, oh yeah, this is who I call, Oneida Land Management for this issue, City of Green Bay for that issue. It doesn't have to be positive. We do believe this, again, may be conjecture on my part, but I believe the tribe would be okay with that. I've had these conversations with many members of their guns government, as well as tribal members who are living in trust and fee properties. These not bad things to add. And furthermore, just real quick, I'm very gracious allowing me to speak, and I appreciate it. I wanna reference an article, when we talk about this idea that, oh, the tribes gonna back away, they're not gonna. I'm pretty sure that they're not, everything has been positive to this point. In 2016, it was not positive. Holding in my hand, an article in the Green Bay Press Gazette dated December 2nd, 2016, the headline says, Records, City Won't Compromise With Oneida. So, there was a situation where they were the Oneida and the city were trying to renegotiate the contract. The city wanted to do at the three-year mark, at the six-year mark of the agreement. Negotiations were open for roughly 18 months, but they effectively ended after just five months and five meetings. The old agreement when we were trying just negotiate it, it was five meetings and five months. And now we have this idea that we can't simply send these very basic amendments to the tribe for consideration. They don't have to create all of them, but I think some of them probably would be very agreeable. And I think we're kind of going off on a, I don't know, scratched conclusion that somehow they're going to back away because they're so objectionable, a few are, I get that. Including not having Green Bay basically not involving themselves in the lawsuit that involves Green Bay as a defendant. Okay, I get that, maybe they reject that. But the other ones are very reasonable, especially the five-year Abdel for both parties. So, that order pull, I just want to basically reference. When the City of Green Bay decided to back away from the agreement, and back away and terminate the contract in April, 2016, it was a vote of nine to three. In this article, it said that the city's final proposal called for eliminating the tribes transfer land into trust to three parcels per year. The city also wanted the right to object to moves and to enforce ordinances on land occupied by tribal members. So, right off the bat, if the city's position back then was to limit transfers of land going into trust three properties per year, and our current agreement that I'm not looking to amend basically does not limit, but try putting land in trust, that should show the tribe and the city and all people out here that we're not looking to stand in the way of putting property in trust, we're just making sure that it's agreeable and that we're getting the proper compensation. So, again, these are all very, very basic amendments. And if it means that we have to spend another month or two before we get an agreement, this is not 18 months heaven's sake. We did not budget for this money in our budget this year, we are not expecting this revenue this year, but we don't have a budget gap because we're expecting this money that may never come. That's one advantage we have. The other advantage, is this council will be here for another 13 months. Won't take that long, but this will be here for 13 months. The Oneida Nations Committee will be there for quite a bit longer than that, it's like their elections were just in July. And the mayor's going nowhere for the next two years. So, the think that we can, in good faith, negotiate this on both sides, I'm doing consensus on public input, feedback, letters, good cooperative governance, it's a reach. And Oneida is showing extreme good faith, but if it's not in the cooperative governance agreement now, it may never be there. And how do I look my constituents in the eye and say, oh, I rolled over and I didn't at least bring this up. I

encourage you all, please vote for these amendments, these are basic, they're not controversial, if you will, maybe, but pretending it's pretty simple. And if this was your district and you had... If there isn't a district, Alder Galvin, in your alderman district where, like for example, information outs, we have an issue....

- Alder Brunette, just direct your comments to the Chair.

- Chairman, in all of our council districts, if there are issues that are of utmost concern to your constituents, we all have them, we all know what issues are there. If you are not even open, the council is not even open to aldermen and alderwomen making modest amendments to deals that affect their districts and their constituents, what a sad day. When we get to the Coal Pile Amendment and Alder Johnson's a little concerned about something, and we're like, oh, the coal company already made in a deal today. So, we were just gonna pass it just because we don't wanna frustrate the coal pile company or wherever it is. Or all these things that compliment our districts, this idea that just because of one government entity passed something that we then should fall in mind because we want offset, that's not the Oneida people, that's not how they operate. They're reasonable, they want cooperative governance. This is us saying, this is what makes it better for a City of Green Bay side of the equation. And we know it because the alderman in the district knows it because he talks to people, hundreds of people. This is not me just sporadically saying crazy things, I have these conversations. I expect as a courtesy to a fellow council member, that you please understand how important this is for the people in my district, and make these modest adjustments. And please just have faith in the Oneidas that they're not going to walk away 'cause that's just not what they're gonna do. I refuse to believe that they're gonna walk away, thank you.

- Mr. Mayor.

- Alder Dorff, Alder Dorff is up and then Alder Lefebvre.

- Thank you. So, we have before us, eight of the 12 amendments that we basically already said as a council no to. I'm not really sure that I have actually any anything else to say. I think that we should just get to the vote. So, that's... And I, again, I will be voting against this. And I hope we can just move on. Oh, I guess here's what I wanted to say, because I pressed that phone, I forgot. Okay, what I wanted to say was any of these things still can be worked out. And they can't be worked out as we build our relationship with the Oneidas with the first step that we're taking is being this cooperative governance agreement. And then, the conversation doesn't end then, the relationships don't stop then. Things can happen, everything doesn't have to be right in the contract, it doesn't have to be in there from the beginning. And I know that we've said this before and we're beating a dead horse, but we're all beating dead horses tonight. So, I just beat one as well, thank you, Mayor.

- Thanks Alder. Alder Lefebvre and then Alder Steuer.

- Thank you Alder Dorff, I agree with what you said there. But the one thing I wanted to bring my point, is the Oneidas, how many times, not just the Oneidas, other Indian tribes have signed agreements with our government and they are broken. That's what I'm... Historically, what you're saying now, they sign their agreement and now you're saying, oh, by the way, we're gonna change it, we're gonna do this and that, we wanna add this on that. It's a little bit like that. Please, think the way they're gonna think. They're gonna think that we're not... What is this agreement? Because now you're gonna change it. Who, oh, then down the road, they're gonna sign a new one, and then you're gonna change again maybe. It's we have an agreement, it's a pretty good agreement. And I believe with Alder Dorff that there are things in there, like Jesse you mentioned, some that are reasonable, that these are things that we will talk about. I'm sure both sides will come up with some things and say, oh, by the way, can we sit down and discuss this? Can we do that? And that's what the cooperation is between the two of us. And that's what we want, we want an open back and forth. So, I'm just saying, think of the historical, what happened to the Oneidas and to other Indian tribes when they make agreements with government? That's all I meant. I know they want this agreement too, because they're willing to sign it. They're willing to sign stuff and giving us money, which they actually, and I do believe that Supreme Court ruling means they don't have to, they don't have to do anything. And we can't stop them from putting land into trust. So, I think we actually are doing pretty good. So, I don't wanna upset the Apple cart right now because we have once ruined it, And I think we in good faith, I think we have to agree to work on it. And it's not, I'm glad it went from 15 to 10, which is good. And then that we will, discussions will happen later on. Thank you, that's all I wanna say.

- Thanks Alder. Alder Steuer.

- Thank you, your honor. This has been one lengthy controversial-type issue. I dealt with it four years ago, I'm dealing with. I think before we vote, I think each of us has alders, have issues that have come up in our own districts. Just within our district more so. When I first came into office, it was a gasification issue that really affected my area. And that's not a lot of people I've talked about that, and that moved me forward to do things. Whether it benefited the city or not, I was listening to the constituents. So, I look at all of us and I look at what Alder Brunette has done, He's representing his district. And none of us are in his shoes on that matter. The fact is that, yes, it is a city issue, we're all gonna be affected one way or the other. I have full respect for the Oneida tribe. I also give kudos to the Mayor and the administration for working on this, I think they did a very good job. Alder Brunette is just asking for a couple of amendments. And we had discussed this back and forth, I don't see it being a major issue, and I will support him on that, thank you.

- Thanks Alder. Any comments on the omnibus amendment offered by Alder Brunette? All right, seeing none, we will use the board. Again, a vote on those eight amendments grouped into one as an omnibus motion.

- So, yes is good for that, right?

- A yes is in favor of the amendments, a no, against the amendments. One, two, three, four, five. And that fails seven to five. Now, we on motion to approve.

- A motion to approve, oh, I already did.

- Yeah, we have a motion to approve, we have a second. Any final comments on the approval motion? I have a comment.

- Alder Brunette.

- Yeah, again, I'm hoping everyone realizes that I'm doing in the best interest of those I represent, that includes tribal and non-tribal. The real shame of this is that by just foregoing very basic, or even being open to very basic amendments, this council basically will be assuring that the vote to approve will probably be what I didn't want it to be, and that is a seven to five, or eight to four, or six, six vote. The Oneida Nation through their business committee, voted from what we are told unanimously. And because there's some that were inside of our city government that want this to pass through without very basic, extremely basic and non-controversial amendments that really will allow true cooperative governance. It's just not reaching an agreement, it's what's in the agreement and allowing tools to exist and executing that agreement. And all these frustrations and all of the concerns that people feel out here, tribal and non-tribal members with the lack of communication between the city and the tribe, unfortunately may not improve to the level that it could have. And that is because we didn't add some very, very basic amendments. We spend more time as a council, a non-binding resolution, to support parents, teachers and students on a school resolution that really had no financial. So, if they had no ramifications on quality of life, peace and safety within the City of Green Bay, because it was non-binding. We care about that and allowing amendments to something as trivial as that in some people's opinion versus this. So, the Oneida Tribe passes it on their unanimous vote to their business committee and your city government because we did not have basic amendments that really were necessary to make it agreeable to most people. 'Cause I have a pulse on my district and I know how people think out here, it's really regrettable. So, I'm against it. Not because I don't believe in a cooperative governance agreement, the opposite, I want a cooperative governance

agreement. But I think it needed to be right, and this was a rush job and I'm not comfortable with it. I'm gonna be voting no.

- Thanks Alder. Alder Wery. Alder Wery.

- Oh, my apologies, no.

- Oh, okay, Alder Johnson.

- Thank you, mayor. So, this is the part, when I commented on the amendment that I was going to support the amendment, but my comments on this might be a little to the alternative. So, one of the things I want to point out that when it comes to this particular agreement, I feel like the City of Green Bay owns all of the risk. We've sort of established a position within the agreement and that's in terms of what could possibly happen over the next 10 years within this agreement, really only disadvantages the City of Green Bay. There were a number of amendments that were offered by Alder Brunette in closed session that he brought up, and I mentioned before that I did support, but there were also some that I didn't support. And I supported that omnibus component simply because I felt like there was just greater good there than not. But one thing that I wanted to be very clear about, is that I absolutely 100% respect the Oneida sovereignty in this discussion. And those, it was the amendments that actually kind of created some friction in that area where the ones that I tended to oppose the most. But at the end of the day, some of the amendments I felt were really good at mitigating that I alluded to earlier. Now, that said, I do think this is an imperfect agreement, but often in life, we're challenged to accept what's not perfect for what's good. In throughout this discussion, I think we heard a number of comments from staff, from the administration from other city councilors that have suggested we can make modifications to this later, we can work on those things. I'm going to... And I think I really wanna be able to hold to everybody's word, that we're going to continue to work on those other things that really kind of achieve that long-term vision that we're looking for. And it's oftentimes said that a good compromise is when both sides feel like they're dissatisfied. And I think that clearly from the discussion that we've had today, there are certainly some individuals that are just satisfied with what's within this agreement. And there are some components of it that I'm not particularly satisfied with either. And I don't wanna live to regret that the decision that I make today, and really hope that we hold to that commitment that we're going to share in this vision and hope for an authentic cooperative governance agreement. At the end of the day though when we're about to take this vote, I'm seeing kind of two things, it's the choice of having something, or the choice of having nothing. That's really what this vote oil's down to. And when I take a look at what we're giving up versus what we're getting, that's what's pushing me to support the agreement. Because I feel like, again, we're carrying a bulk of the risk, but there's very, there's a few things that we are giving up to have this agreement, but I think what we get in return is just so much more that I can't, I guess put my self no for that reason. So, with that, I am going to support the agreement, and I appreciate the time, Mayor, thank you.

- Thanks Alder. Alder Scannell.

- Thank you, your honor. Not on the whole agreement, I just like to say that first I wanna thank the Oneidas, I appreciate their patience with us over the years. When Alder Brunette read that article, it was nine to three. I was the three that opposed the majority of the council. I didn't think we had a good reason to terminate the agreement, I thought that was a mistake. And yes, it's very frustrating to having these discussions in session 'cause I couldn't take my case to the public either. Which would have been really nice, it was very frustrating for me 'cause I thought it was a huge mistake that the council was making and made year after year. So, I'm fully supported this, and I appreciate the Oneidas and their staff, and the Mayor and our staff who's worked so hard on this. It's been brought up that there're alders who are concerned if it's not in the agreement, it's not gonna happen. I just don't think that that's true. And I think that even if it's in the agreement, that doesn't mean it's going to happen either. If we don't have the cooperation, if we're not working together, I don't care what's on the ink, you're not gonna get that community beliefs in this, you're gonna have the problems. So, it really is building the relationships that's most important. And we're working on that really well. I think between our two governance, this is the best it's ever been that I can see. So, I'm not worried about not having certain things penciled into the, or penned into the agreement. And some of the things are in the agreement that we will be meeting four times a year. It just doesn't include the language open to the public, but it's to the public. And to mess around with the fine print like that, I just don't think it's necessary. I think we'll be working forward together, it makes a sense to have some open public meetings between the two governments that was to work closer together. I think that's gonna happen, I don't think we need it in this agreement. So, as a whole, I'm very happy, I think this is a great agreement. And I thank everyone involved, and I think that's enough for me.

- Thanks Alder. Not seeing anyone left in the queue...

- One more.

- Oh, Alder Steuer.

- Thank you, I won't make it a long. With the amendments that were brought forward, I was going along with Alder Brunette on a lot of this. After listening to Alder Johnson, I concur with some of his statement. I think Alder Brunette initially wanted to say, we want to make this like a 12-0 vote, the show that we're all in support. I would have opted to see two more weeks to really hash that out and try to make that happen. Well, it didn't happen. We voted, we taught, well, we haven't voted, but we talked at length about our feelings on the tissue. And at this time, I was initially wanting to go for two

more weeks get cash that out both session, didn't come forward that way. So, I'm looking at it that we need to try to be united now and try to move forward and trust that both parties will do the right thing. So, with that being said, I'm gonna concur with Alder Johnson, and I'm gonna go and vote for this, thank you.

- Thanks Alder. Are we prepared to use the board? All right, let us do that. This is a vote on the approval of the, or the agreement rather.

- [Jeffreys] Alder Wery.

- The agreement is approved nine to three. And I too, just very briefly want to thank council for this discussion on a difficult and complicated issue. I recognized Clerk Joanne in the meeting for her work on this agreement. Also, of course, wanted to thank and acknowledge Director of our Finance Department Diana Alan Becker as well as our entire Law Department, but specifically Attorney Chavez and Attorney Bungert for their great work. And of course, thanks to all of our departmental leaders senior staff for their involvement and participation in informing this agreement. So, kudos to everyone. With that, we'll move along to report to the park committee.

- Motion to approve.

- Motion to approve.

- Motion to approve made by Alder Stevens, seconded by Alder Dorff to approve report. All which is the report of the Park Committee from February 24, 2021. To handle separately? Hearing none, all in favor of that report, please signify by saying aye.

- Aye.

- Aye.

- Aye.

- Mayor, can make a point?

- Alder Steuer.

- I just wanna apologize to Director Dietschy. I think in the future, looking at the agenda that we had today, would have been nice to try to take care of some of these ahead of time, so that they wouldn't have to wait so long. That's my comment, thank you.

- Okay, thanks Alder. I believe the ayes had it, and that report has been approved. Onto P, report to the Personnel Committee.

- Motion to approve.

- Motion to approve.

- Motion to approve made by Alder Scannell, seconded by Alder Dorff on Report P, which is the Report of the Personnel Committee, the meeting on February 23, 2021. Any items here to be handled separately? Hearing none, all in favor, signify by saying aye.

- Aye.

- Aye.

- Aye.

- Oppose nay. The ayes have it, the report has been approved. Q.

- Motion to approve.

- Second.

- Second.

- Alder Scannell makes the motion to approve, seconded by Alder Gerlach. That's on Report Q, which is the Report of the Public Arts Commission from February 24, 2021. Any items here to be handled separately?

- Number one.

- Number one. Any others? Item one will be handled separately. Hearing none others, all in favor of approving the remainder of that report, please signify by saying aye.

- Aye.

- Aye.

- Aye.

- Oppose nay. The ayes have it, the report has been approved with the exception of item one. Your wishes?

- Motion to approve.

- Second.

- Motion to approve made by Alder Scannell, seconded by Alder Corpus-Dax. The item was pulled by Alder Lefebvre.

- I'll make this quick. I just wanted to mention that I'm the one who brought this forward to the Public Arts Commission. And I want to thank the commission for listening to me and understanding that there is a concern with the rotating art that they have to include the Neighborhood Associations in what's going on. So, I wanna thank them very much for taking this on and agreeing. So, that's all I want to say.

- All right, thank you so much for those comments, Alder. Seeing no other comments, all in favor, signify by saying aye.

- Aye.

- Aye.

- Aye.

- Nay. The ayes have it, the report, or that item has been approved rather. TBNP.

- A motion to approve.

- Second.

- Motion made by Alder Stevens, seconded by Alder Corpus-Dax, All in favor, will signify by saying aye.

- Aye.

- Aye.

- Oppose nay. The ayes have it. That report has been approved. Onto S.

- Motion to approve.

- Second.

- Motion to approve made by Alder Scannell, seconded by Alder Stevens to approve Report S, which is the Report of Economic Development Authority from the meeting on February 18, 2021. Any items here to be handled separately? Hearing none, all in favor of approving that report, please signify by saying aye.

- Aye.

- Aye.

- Oppose nay. The ayes have it, the report has been approved. Resolutions.

- Motion to suspend the rules.

- Second.

- Second.

- Mayor, if I could pull item number three.

- Motion to suspend the rules for all, but item three.

- Exactly.

- Very good. Motion has been made to suspend the rules and take up all resolutions with the exception of item three with one roll call vote. That was made by Alder Scannell, seconded by Alder Dorff. All in favor oof that motion, please signify by saying aye.

- Aye.

- Aye.

- Oppose nay. The ayes have it, the rules are suspended. Entertain a motion to adopt those resolutions.

- Motion to adopt.

- Second.

- Motion to adopt all the resolutions with the exception of item three has been made by Alder Scannell, seconded by Alder Corpus-Dax. And we will use the board on those resolutions. These are adopted unanimously while on a resolution three, Alder Johnson.

- Thank you, Mayor. I had a brief conversation with Clerk Jeffreys on a particular item within this resolution. I think she was gonna try to talk with the Attorney Chavez or perhaps Director Grenier. So, I'm just looking for some additional clarification, there was one individual on there for sidewalk assessments within my district that believes that the sidewalks being repaired were actually attributed to tree damage. So, I'm just trying to see like what the appropriate channel is here for us to address that. And if it's possible, to pull them their particular name from this resolution until that dispute is resolved. So, any direction from staff is helpful.

- Okay, thank you Alder Johnson. Either Attorney Chavez or Director Grenier.

- Well, this resolution, the original resolution ordering the sidewalks to be repaired was passed last year I believe in May. We've had significant conversation with a number of different residents. Last year would have been the appropriate time for somebody to contest whether or not the damage was a city issue or a private issue. At this point, the work has been completed and the invoices are due. So, the appropriate thing at this point, the resolution simply accepts that the sidewalk repairs have been completed and that an invoice is being issued. My suggestion would be that we adopt the resolution. The property owner would have the ability to send a letter contesting that invoice to my office, we'll review it. If we determine that the sidewalk was indeed city damage. We'll direct Finance Department to refund that check. If they do it before we have a chance to send the invoice out, maybe we could stop that. If we determined that the property, or that the tree damage was not city issue or city problem, it was indeed the responsibility of the property owner and they still disagree with that, they have the ability to bring that up and contest that improvement Services Committee.

- Okay, so...

- Very unusual for somebody to wait almost a year later.

- Yeah, and I appreciate that. I guess I'm more interested in getting to the truth I guess. And if the process isn't ideal, I'm still willing to at least pass along the information for what they have to do to contest that. So, that, I appreciate the explanation on the resolution versus the process. As long as they've got an outlet yet, I'm good, I'm happy to support the resolution, thank you.

- Thanks Alder...

- Motion to adopt. I don't think we had, that was on the floor yet.

- Yap, correct.

- Second.

- Motion to adopt made by Alder Johnson, second by Alder Scannell. Any further discussion? We will use the board. That is unanimous. Onto ordinance's first reading.

- Motion to advance.

- Second.

- Motion to advance made by Alder Scannell, seconded by Alder Stevens. Any discussion? All in favor, please signify by saying aye.

- Aye.

- Aye.

- Oppose nay, the ayes have it. And this ordinance has been advanced to its final adoption. Petitions and communication.

- Right.

- Do we have any? All right, adjournment.

- Motion to adjourn.

- Motion to adjourn.

- Motion to adjourn made by Alder Scannell, seconded by Alder Dorff. All in favor, signify by saying aye.

- Aye.

- Aye.

- Aye.

- Oppose nay. The ayes have it, we're adjourned, thanks everybody.

- Bye.