



MINUTES OF THE PROTECTION AND POLICY COMMITTEE

MONDAY, MARCH 22, 2021, 5:30 PM
Virtual Meeting. Public may join via Zoom.

A. ZOOM MEETING INFORMATION.

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

B. ROLL CALL.

Present: Craig Stevens, Kathy Lefebvre, Mark Steuer, John VanderLeest, Excused:

Deputy City Attorney Joanne Bungert, Lt. Steve Mahoney, Lt. Nate Allen, Assistant City Attorney Rachel Maes, Housing & Zoning Enforcement Coordinator Bill Paape, Humane Officer Mallory Meves, Alder Gerlach, Alder Scannell, Alder Dorff, Clerk Celestine Jeffreys

C. APPROVAL OF THE AGENDA.

Moved by Ald. John VanderLeest, seconded by Ald. Kathy Lefebvre to to amend the agenda to bring item #3 first followed by Item #1 , Item #4, Item #2, Item #5. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre

Moved by Ald. Craig Stevens , seconded by Ald. John VanderLeest to approve as amended. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- None, Abstain- None

D. APPROVAL OF MINUTES.

I. Approval of the minutes from the March 8, 2021 meeting.

Moved by Ald. Craig Stevens, seconded by Ald. Kathy Lefebvre to approve. Motion carried.
Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- None, Abstain- None

E. REGULAR BUSINESS.

1. Consideration with possible action on a request by Anduzzi's Sports Club East at 900 Kepler to extend their licensed premises to the parking lot to hold the 5th Annual Anduzzifest this July 22 through July 25.

Moved by Ald. Craig Stevens, seconded by Ald. Kathy Lefebvre to open the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- None, Abstain- None

Moved by Ald. John VanderLeest, seconded by Ald. Craig Stevens to close the floor. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- None, Abstain- None

Moved by Ald. Craig Stevens, seconded by Ald. Kathy Lefebvre to approve a request by Anduzzi's Sports Club East at 900 Kepler to extend their licensed premises to the parking lot to hold the 5th Annual Anduzzifest this July 22 through July 25, subject to complaint. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- None, Abstain- None

2. Consideration with possible action on an appeal by Dimas Rodriguez regarding the denial of his application to keep three pets.

Moved by Ald. Kathy Lefebvre, seconded by Ald. John VanderLeest to open the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- None, Abstain- None

Moved by Ald. John VanderLeest, seconded by Ald. Craig Stevens to close the floor. Motion carried.

Yes- Craig Stevens, John VanderLeest, Kathy Lefebvre, Mark Steuer, No- None, Abstain- None

Ald. Kathy Lefebvre left the meeting; quorum maintained.

Moved by Ald. Craig Stevens, seconded by Ald. John VanderLeest to hold an appeal by Dimas Rodriguez regarding the denial of his application to keep three pets until neighbor letters are included in the packet. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, No- None, Abstain- None

Moved by Ald. Craig Stevens, seconded by Ald. John VanderLeest to open the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, No- None, Abstain- None

Moved by Ald. Craig Stevens, seconded by Ald. John VanderLeest to close the floor. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, No- None, Abstain- None

3. To resume the Green Bay Common Council meetings, in-person, beginning with the April 20, 2021 meeting. Committee meetings would resume, in-person, by May 1, 2021. Safety considerations should be implemented, so we resume in a safe manner (submitted by Alder Vander Leest).

Moved by Ald. John VanderLeest, seconded by Ald. Kathy Lefebvre to approve resuming Green Bay Common Council meetings, in person, beginning with the May 4, 2021 meeting and Committee meetings, in person, beginning May 10 2021 with a hybrid virtual attendance option. Motion carried. Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- None, Abstain- None

4. To review how the city archives information with possible action to expedite publishing information for better transparency and reducing the need for public information requests (submitted by Alder Randy Scannell).

Moved by Ald. Craig Stevens, seconded by Ald. Kathy Lefebvre to refer to staff a request by Ald. Randy Scannell to expedite publishing information for better transparency and reducing the need for public information requests and research if other models exist with other municipalities and review how the City archives its records. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- None, Abstain- None

5. To revisit, with possible action, the January 2020 Ordinance dealing with the delivery of advertising materials, often wrapped in plastic, as an environmental nuisance and safety hazard. These materials are often distributed onto lawns and driveways of mostly residential units (submitted by Alder Mark Steuer).

The floor was opened.

Moved by Ald. Craig Stevens, seconded by Ald. John VanderLeest to close the floor. Motion carried. Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- None, Abstain- None

Moved by Ald. John VanderLeest, seconded by Ald. Craig Stevens to open the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- None, Abstain- None

Moved by Ald. John VanderLeest, seconded by Ald. Craig Stevens to close the floor. Motion carried. Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- None, Abstain- None

Moved by Ald. John VanderLeest, seconded by Ald. Craig Stevens to open the floor for discussion. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- None, Abstain- None

Moved by Ald. Craig Stevens, seconded by Ald. John VanderLeest to close the floor. Motion carried. Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- None, Abstain- None

Moved by Ald. Craig Stevens, seconded by Ald. John VanderLeest to refer to staff a request by Ald.

Steuer to create a resolution expressing the City's concerns to Gannett Newspapers, to review the current contract with Gannett as to ability to cancel, terminate or not renew that Contract and refer to Inspections as to a possible public campaign concerning these issues with a report back to the Committee on April 19, 2021.

F. INFORMATIONAL.

I. Liquor Violation Report for March 22, 2021.

Moved by Ald. John VanderLeest, seconded by Ald. Craig Stevens to receive and place on file the Liquor Violation Report for March 22, 2021. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, No- None, Abstain- None

G. ADJOURNMENT.

Moved by Ald. Craig Stevens, seconded by Ald. John VanderLeest to adjourn at 7:52 p.m. Motion carried.

Yes- Craig Stevens, John VanderLeest, Mark Steuer, Kathy Lefebvre, No- None, Abstain- None

Minutes with Verbatim

- Can you hit record and I can do the same on my end.

- We are recording right now.

- Oh.

- Oh.

- All right. Okay, Alder, you can open up the meeting.

- All right, thank you all, welcome to Protection and Policy Committee for March 22nd. We have roll call, Alder Steuer's here, Alder Vander Leest.

- Here.

- Alder Lefebvre.

- Here.

- And Alder Stevens.

- Here.

- All are present and accounted for.

- All right, approval of the agenda.

- Proceed with--

- I'll say the rule, we're gonna have some changes here. So I'm gonna throw these out right away. Alder Dorff request number three to be moved up to number one, and Alder Scanell ask for number four to be moved up to number three, which means that the agenda would be number three, number one, number four, and number two, and number five, if my math is correct.

- Motion do approve.

- Well, I'm just waiting for Attorney Bungert.

- Two would be for, two would be before mine yet.

- Yes.

- I think, no.

- No.

- No, all right, I'm sorry, I'm sorry, I'm sorry, I'm sorry your honor, my bad.

- Just take us three, one, four, two, five.

- Correct, that's what I have.

- Okay.

- All right.

- Okay.

- A motion to approve by Alder--

- Alder Vander Leest still in motion.

- I'll set up.

- The a motion to act.

- And then seconded by Lefebvre, all in all in favor, please say aye.

- Aye.

- Aye.

- Aye, all opposed that passes unanimously.

- One sec, and now we need a motion to approve as amended.

- Okay.

- Motion to approve as amended.

- Motion by Stevens, do we have a second?

- Second.

- Second.

- Second, I got Vander Leest this time.

- Fine.

- All in favor, please say aye.

- Aye.

- Aye.

- Aye, all opposed that passes unanimously.

- All right, and now approval of the minutes.

- Motion .

- Motion by Stevens, do we have a second?

- Second.

- Seconded by Lefebvre, any other discussion? All in favor, please say aye.

- Aye.

- Aye.

- Aye, all opposed that passes unanimously.

- All right, and now, with the changes we are on to item number three.

- Okay, number three, to resume the Grand Bay common council meetings in-person, beginning with the April 20th, 2021 meeting, committee meetings would resume in person by May 1st, 2021, safety considerations should be implemented, so we resume in a safe manner, submitted by Alder Vander Leest. Alder Dorff you brought this forward, do you wanna start?

- Sure, yeah, I would just wanted to propose an amendment to that and to give my reasoning, I would like to propose that we begin on meetings June 1st, then retain a hybrid option for those people that still would not be comfortable coming in person, the reason I'm proposing June 1st, is because May 1st, everyone basically, all the adults will be eligible to get the vaccine if they choose to do that, it would give staff and the rest of the Alders, the month of May to get the first and second vaccines, which are, you know, one, three weeks apart, so, by waiting until our June meetings, I think it would offer just one extra level of protection and safety, and it's not very different than April 20th, so I'm hoping that the committee will take up that idea.

- Okay.

- Okay.

- Alder Vander Leest, do you brought this up, do you have, and then I'll get Alder Lefebvre for that.

- I guess, considering that most organizations to county, County Board is one, I was at a meeting today with the Electrical Association of Wisconsin, on code updates and things and we, was 96 people that met in person, and most of the businesses that I'm affiliated with, they're business as usual, you know, but they're using this, you know, the social distancing and they're wearing their masks. So, I feel that, you know, the city can move forward at this time, I think, and in good conscience and you know, I think that the public, I've had people call me up from my district and they recommend that, you know, the city get back their normal business, get the city halls doors open, and, you know, I think that it's, you know, and as people are getting vaccinated, you know, that's just another plus, but I think we can do it at this time, you know, with the timeframe that I mentioned, quite safely and successfully, you know, I have people that are related to me that work in the hospital. They've never skipped a beat, they go to work on a daily basis, and they're dealing with people that are sick, and, you know, that's their job and I feel that, you know, if you're following your social distancing and doing the things you're supposed to do, and we have plenty of room in the city chambers, that we could, you know, get our meetings back in order right away, and the schools are opening up and you know, they're coming out with new guidelines and this is only March, so, we got a good, you know, timeframe. They're talking for the young kids in school, that's just like a three-foot, you know, three-foot space, and, you know, I think that we can move forward now, that's my thought and that's what I'm proposing.

- Okay.

- All right.

- All right, Alder Lefebvre, you had something?

- Yes, I think what we could do, 'cause some of us, like myself, I've been through both the vaccinations, so, and I'm more than two weeks out, I did go to the Brown County board meeting the first time in person sitting down with the members, but there are four or five who still do not wear their mask. So, I make sure I socially distance and everything, but anyway, I think a hybrid would be in, you know, we could do a hybrid until, as Barb Dorff had mentioned June 1st, that way there are staff who may be, might not get the vaccine right away, it's hard for some people to get in right away too, so, I think a hybrid would work for those who don't feel comfortable meeting in person and you have to realize, we're not gonna have enough room for the soon members, and all the staff to fit in the room, because we, were still gonna have to social distance, and so, I think a hybrid would work.

- To jump in really quick--

- Yes, go ahead.

- I'm sorry if I, it just did wanna clarify that, as far as, the return and resuming of in-person meetings for council and for the committees, that is within the authority of council's discretion, and as far, but extending that to staff attendance, and in what capacity, that is going, that falls more so under the purview of the mayor, as the chief executive, so, I just wanted to clarify that the discussion, as far as resuming of meetings and staff interplay, there's a separate component to that that would require the chief executive to be weighing in and making those decisions.

- So, have anybody visited the city?

- Okay.

- I'll get you in a second, Alder Scanell, then Alder Stevens. Was there any discussion on that Attorney Bungert, as far as the administration now? As far as how they feel about them?

- Okay.

- All right, Alder Scanell, and then Alder Stevens I'll get to you right after that.

- I just want to say, can we do hybrid meetings? I know several months ago, we a hybrid meeting at transit and it did not work out at all.

- Right.

- So, has technology been updated or whatever can we do hybrid meetings?

- I believe there have been discussions as far as that option and I think the IT Department was looking into other options and seeing what we could do, particularly in the council chambers not necessarily in the committee rooms, but I know that that frequently, just participating in the, to the conference calls, with the other municipalities over the last year, that the hybrid style has been kind of difficult for many municipalities with technology with being able to, be in person and also recording virtually to allow public attendance the hybrid style as well.

- Okay, Alder Stevens.

- Thank you, I would agree with Alder Vander Leest, I think we can go back sooner than later, but, I'd like to make a change to do it May 4th, instead of end of April, if that's okay Vander Leest.

- I'll support that, I'll support--

- And the reason why I say this, I know that the vaccine is available to people and it will become more available, but unfortunately as an Alder, and if an Alder chooses to get a vaccine that they don't, with, they don't have to tell us if they got it or not. Nobody has to tell us if they got vaccinated. So I feel like we can't really say, until more people get vaccinated, they have the right not to tell us, if they didn't get vaccinated. So, you know, it comes down to their health. So, I don't think we should be relying on vaccination, we know who got vaccinated currently, you know, we don't, but there's maybe other Alders that are choosing not to get vaccinated, we can't ask them if they got it or not.

- Alder, okay Alder Gerlach.

- Thank you, I not to add and drag out the conversation, but I really think this is important, I am the only Alder who has never participated in a meeting in council chambers, and you just don't know how badly I wanna do that. I've never walked in there as an Alder, I've never participated in a committee meeting in city hall, but, and I'm fully vaccinated, and it just is so wonderful, to go and do my own grocery shopping again. But let me tell you, if we meet, to those of us who are vaccinated and we feel confident, we are pressuring people who are not safe, to come into a group, I am totally against it, I just feel that, we're all frustrated, but we've done it this long, I went for one whole year without entering the grocery store without going to a hair salon and I could do those things for another year if I had to, we have to think about the younger people, who haven't been vaccinated and won't be for awhile, we're pressuring them, we're setting up a situation where people are gonna feel, "Well, you know, if the you Alder say it's okay, well, it must be city council said, it's okay." I think we have to be strong enough to hold the line, I just really hope you won't vote for this.

- So Alder Gerlach, are you looking at, what Alder Dorff brought up as far as the date? Was that--

- I believe she proposed June 1st.

- Mm-hmm.

- And I, I mean, I'm certainly open to think about it at that point, we've got to think about it at some point--

- Right.

- I just didn't wanna hurry and pressure people who aren't vaccinated because we're safe, but we can make them sick, and we could make this thing spike out of control.

- Mm-hmm.

- Oh, okay, thank you Alder Gerlach, Alder Lefebvre.

- Yes, I wanna bring up the County, the County, unfortunately they voted, and those who did not wanna go in person, were in the minority, so they opened it up only in person, and a lot of the committee meetings were meeting in person, well, I said, "I'm not gonna go, it's not just my age, I have three pre-existing conditions, I can't go, and feel safe because there were those who would not wear their mask." So I actually went to my doctor and I got a written report from my doctor saying that I could only attend, if they wear their mask, social distance, which they weren't doing. So, I mean, they were social distancing, but they weren't wearing their mask, so, I could not go. They made a couple of arrangements but that didn't workout what they did for me, so I have missed council meeting, our County Board Meetings, and so that, I'm sorry, all of a sudden my mind, another supervisor could not attend. She has not attended a board meeting in person.

- So you had--

- Now I think this--

- No other alternative?

- Pardon?

- You had no other alternative to go to that meeting?

- The finally, finally, the last two, well, the last two, they had two ago, they had to do it all virtually because of, they could not arrange the proper meeting space, but, the last one, then they opened it up where, yes, those who could not make it could attend, we, they do WebEx, and it works out fine that way, but, there are others, there were younger and they did feel they were new, on the County Board, they felt yes, that they needed to attend, 'cause they're brand new, and otherwise, they thought you know, their constituents would be upset, "Well, we voted for you and you're not going." So they did attend, even though they weren't happy.

- Okay.

- And so--

- All right.

- And I don't think it's right to pressure, as Alder Gerlach said, I don't think it's right to pressure people--

- Okay.

- If we open up soon--

- All right.

- They're gonna feel like they're gonna have to go, and I don't think that's right.

- Okay, thank you Alder Lefebvre. Alder Dorff first.

- But I need this clarification, yeah I--

- Yeah, go ahead and then Alder Stevens.

- Just a clarification, for what Alder Stevens said, I never said that people needed to tell us they were vaccinated, my purpose is to give them the month of May, to get that opportunity, they can choose to take that opportunity or not, but they can't have that opportunity until May. Everyone is not eligible until May. So that's why I'm asking for that four weeks in May, for people to get the first and second vaccinations, and at least have that opportunity, and that's why I'm again asking for June.

- Okay, thank you, Alder Stevens, you got something?

- Yeah, a couple of things. Do we need to ask all the Alders and if they're willing to tell us that they wanna do it or they don't wanna do it? Also I was--

- It's gonna go to council anyhow.

- Sure.

- Yeah, and have to.

- And also, sure.

- Just get, okay.

- You know, and our chamber office should be ready for us to move in there within 30 days, if possible, it should be set for us, you know, it's been 12 months already since we've been there, and also, I also feel like our own federal government, they've been meeting in person our Congress, our Senate, they've been meeting in person, you know, but small town of Green Bay, it's like, we don't wanna go back, we need to wait, we need to wait, well, why is our federal government meeting in person? Our Brown County is meeting in person. No, we need to get back to work.

- Thank you Alder Stevens.

- That's my feeling now.

- I was gonna ask real quickly, does anybody have a clue as far as what the CDC is saying right now for all of this? I don't know, I haven't really followed it recently, anybody can weigh in on that, well, Alder Lefebvre.

- Well, one thing I know, they say that everyone has, still has to wear their mask.

- All right.

- Even if you're vaccinated, you've gone through it, you need to wear your mask because there aren't, the studies are out there, they're thinking that like myself, I'm fully vaccine, if somebody, if I'm around people, that don't wear their mask, I can pick it up, I won't get it, but I can transmit it to someone else, and I certainly don't wanna do that.

- All right.

- Alder Stevens I don't think one comment.

- Yes, go ahead Alder Vander Leest.

- As far as, you know, people that are vaccinated it's no guarantee that they're not gonna get COVID, I talked to the Bellin Respiratory Clinic, and they said, just because you're vaccinated, doesn't mean you can't pick up COVID nine, COVID-19 and I'm gonna urge the mayor that he will, you know, consider what we're talking about for the May 4th, is that, Mr. Stevens mentioned May 4th, I would urge the mayor to, you know, to say, "Let's move forward and get things going by May 4th." I would be comfortable with that, and I'll, that'll be my motion that we go May 4th, is it there a council meeting for the May 4th, is that correct?

- There was some, there was sort of council meeting May 4th.

- Let me get motion. Let me get motion.

- I do think we, I do feel we need to be a high bred for the last two months of that. You know we should have the technology available for that, if we can spend thousands of dollars of locking down our city hall, we should be able to spend thousands of dollars in our own chamber room. So, I think it is best to go hybrid because I don't think people should feel pressured to go in there, I never felt like that if Alder Lefebvre chose not the go, totally understandable, If Barb didn't wanna go, totally understandable, if Lynn didn't wanna go, totally understandable but they do need to have that hybrid option, and there should be no reason why our city hall cannot offer that to all of the Alders and to all of the staff members.

- So Alder Stevens, I had a question, as far as the hybrid, I understand the concept, but are you saying that for the Alders, but what about the administration and all this such? Because the problem is, the mayor hasn't really decided that yet, so.

- That would be up to the mayor to decide what he wants to do with staff.

- Right. So, we're kind of, we don't have all the cards here, but, you know, to really make a, I'd almost opt to see what the administration says, and I don't know if that would be done before our council meeting, but I would weigh more toward that, and then we could decide, otherwise--

- Well, Celestine Jeffreys could know.

- Okay, is Celestine here? I don't know if she's here at the meeting.

- I see her, yeah.

- Oh, I see her down there.

- [Celestine] Yes, I'm here. Yes, I'm here.

- Good to hear, okay.

- [Celestine] What was the question?

- Yeah, the basic question was, Alder Stevens is talking about the hybrid issue you know the, for meetings coming up and we're looking at May 4th to maybe open up council chambers, but I think, you know, we were talking that the mayor and the administration would have to decide as far as how they're gonna move forward with this issue, so, I just wanted to hear from your standpoint, what your thoughts are as far as hybrid opening up early et cetera, do you have any comments on that?

- [Celestine] I don't have any comments, it's about opening up early, that's up to the council and the mayor, in terms of hybrid, I think, you know, we've had some conversations at staff level, as to our capacity to do a

hybrid, and let me just also remind you that with social distancing, we actually have room for 17 people to sit in the desks, and about 24 people to sit in the gallery, so that's the capacity of council with social distancing.

- Well, I mean, that seems like a pretty good number, you know, I mean, I know that we've had meetings where we have more than 17 people in the audience, but, you know, I've had many that have been--

- [Celestine] Just get out of the way--

- Far less.

- [Celestine] 17 in the desk and 24 in the audience.

- Okay. Alder, thank you, Alder Gerlach.

- Just wanted to remind everybody that Green Bay is just under the microscope. Look at what, how we are still being scrutinized for our elections of last year. We do this and then we have a spike in COVID, and, then we're gonna have another year of scrutiny and so many problems I just stay, please think about being safe, we're all frustrated, we all wanna do this, nobody wants to do it more than I do, but think about the longterm consequences we could be inviting, and I'll be quiet now.

- Okay, thank you for that, I'm not, not to be quiet, but thank you for your comments, Alder Lefebvre.

- Yes, I wanna bring up that, the County figured out how to do a hybrid, and I think the city can find out how to do a hybrid, and also, the County, there have been around the State, I've got there 22, I think, counties that did a hybrid, of all the counties, I've, I don't come, don't hold me to the figure--

- Do they work?

- But there's a good majority of them did some form of hybrid for their meetings, so, it's available, it's just, yeah, we gotta ask Mike now to, yeah--

- Yeah.

- Put his thinking cap on, and he's pretty good.

- All right, well, I can see both sides of this issue, so, I don't know, does anybody else have any other comments, otherwise we can? What was the motion again? Was there a motion?

- I did make a motion, present story there.

- Yeah.

- That we would, you know, fourth meeting in person, open up the council chambers. I think a lot of it depends on how the mayor's gonna, I'm urging the mayor to move forward with it, and, you know, if the administration has the final say, the city council, I would say, you know, that, let's get it, let's get going on it.

- Okay, so--

- That's my motion--

- Was that also with the hybrid lease as well?

- That would be, if that's, if that'll work out, you know, and the ones that wanna come in person can come in person.

- Okay, I'll second that then, if it's with the hybrid, I'll second it.

- Okay and I mean it, that does give us a little bit a leeway there. Okay, so, do we have a second? You have a second Alder Lefebvre, correct.

- I was wondering on the motion, should we then put down June four, June 1st for full open maybe? Would that make sense to put on?

- I don't know if we should just do one at a time.

- One at a time is fine.

- One at a time.

- Okay.

- Because, you know, it depends on what the mayor says too, he might not wanna do any of that, so then the entire council would chance to weigh in on it, so, it is what it is, so--

- So you wanna wait, and we'll do this and go to the council and then we--

- Yeah.

- Can not discuss--

- Yeah, I know--

- If you wanna--

- You don't wanna be committee work at council but I think this is an important issue, so, all right, Vander Leest made a motion, and there was a seconded by Lefebvre, all in favor of the motion please say, aye.

- Aye.

- Aye.

- Aye, all oppose, that passes unanimously.

- Thank you, Mark.

- Thank you for all your input everybody.

- Mm-hmm.

- Good luck Bungert you in few items.

- Yeah, yeah.

- All right so, let me know when we're ready.

- I will, so you did, we are back to item number one.

- I saw your lips moving, but anyway, all right.

- Yes.

- Number one. Consider ask for election on a request by Anduzzi's Sports Club East at 900 Kepler, to extend their licensed premises to the parking lot to hold the fifth annual AnduzziFest, this July 22nd, through July 25th staff.

- Yes, a lot department has no legal objections to the request, I did just want to point out that the, in the request that's in the packet, the applicant is asking for a waiver of our noise ordinance--

- Right.

- Which doesn't come for approval to the committee, it's given directly by permit from the police department. So I just wanted to advise the applicant to go ahead and make that request directly to the chief of police pursuant to ordinance 27.203 sub five, and that kind of lays out the procedures for getting the noise variance and on the remainder, I'm gonna defer to the police department.

- Okay, lieutenant?

- Yes, they've held this event multiple times in the past, there's never been any issues out there. Yes, there is a residential area somewhat close to the Anduzzi's and AnduzziFest, but the bar is mainly in the middle of an industrial park. They've always had very adequate security, any issues they reach out to us beforehand to make sure they're okay, so the police department has no issues with them having this event.

- Okay, lieutenant, I just had a quick question, you said there was some residential, and that would be across slide 43, yes--

- Aisle 43 and Mark.

- And a little bit to the North, a little bit till the North it is.

- Yeah, right on the other side of Mason street, there's some residential areas. So, you could kind of hear the music over there but it's not loud and disturbing and Anduzzi's has been really great about limiting that amount by how they place the bands and the direction the music's actually being played.

- All right, I think the owners are here somebody, some representatives are here.

- Ben can I--

- I'd like to just ask a question. Just state your name and address for the record.

- Motion to open the floor.

- Oh, I'm sorry, go ahead, thank you, motion.

- Second.

- We have a second. I second, all in favor, please say aye.

- Aye.

- Aye.

- Aye, you guys are like Hawks, I love him. Okay, go ahead, say your name and address for the record.

- [Handy] My name is Handy Semanski, 2295 Los Dolphin Road Ville Wisconsin.

- Okay, I guess, you know, you've had this event now for how many years?

- [Handy] I believe this is our fifth year.

- Okay, and like I said, we deferred for a lot department and police department often in these types of situations, but, I guess the only concern I had would be noise to and I know that you're really far away, I mean, you got aisle 43, blocking off that whole area and then, Mason Street and all that area too, so I don't know how far coupler, you're fairly close to the Frontage Road, not Frontage Road but whatever road that parallels Mason street just to the South, I'm not sure what the road is, but I was just concerned, I just wanted to make sure that you feel that you're doing all fine, well enough job, not to disturb any of the neighbors.

- [Handy] I hope so, we follow up after the event every year with the police department to inquire about complaints, concerns, any feedback that they can provide for us, so we can set ourselves up to have this event ongoing year after year. We've learned how to position the band, where to put sides on attempt to control the noise, the volume, the positioning in the parking lot.

- Mm-hmm.

- [Handy] The time that we play, we pulled back from what we originally did the very first year so, you know, I appreciate the feedback, from the police department and we'll continue to make the initial application requests to them on timing and follow up with them post event to address any issues that may come up.

- Well, I'm good with that, anybody else have any questions? Otherwise make a motion to close the floor.

- Motion to close the floor.

- Alder Vander Leest seconded by--

- Second.

- Seconded by Stevens, all in favor please say aye.

- Aye.

- Aye.

- Thank you for--

- I'll make a motion to approve.

- Okay.

- Second.

- Motion by Stevens, seconded by Lefebvre and the other discussion all in favor, please say aye.

- Aye.

- Aye, all opposed, that passes, good luck gentlemen and, if I live closer maybe I'd stop them, but you never know. Is it open to the public? Just nod your head, okay, all right, thank you. Moving forward, while we wait for Attorney Bungert.

- Yep, one second.

- Okay, ready? We voted, we voted, so it was unanimous.

- Yeah. We are on to item number four.

- Four, number four, okay. The review had the city archives information with possible action by publishing the information for better transparency and reducing the need for public information requests, submitted by Alder Randy Scanell, Alder did you write that? That's pretty--

- I did write.

- Almost like a scholarly kind of paragraph.

- I worked on it for days.

- Well, Alder Scanell go ahead and.

- Well--

- Discuss.

- It kinda came to me when the city published all those documents about the last election that maybe we could do this more on a regular basis, that, if we could get organized and set up I think with IT, to set up a system where all that information is quickly put into folder, whatever, and then, perhaps we can get the Brown County Library, and or the university to help us get that published or they take it and they archive it or whatever, if that would maybe help cut down on request because we could just point them people in that direction, and also keep us more efficient that way, and more transparent, so if we could just kinda, refer this to staff so they can review what we're doing and if there's any way to make materials more available, quicker, I think it's just a matter of organization, and may be working with IT to help make that very efficient and easy, as well as maybe Brown County Library, or the university to archive this stuff and make it go, so that's what I was thinking, I don't know--

- Okay.

- We need to hear from staff what they--

- All right.

- On that and if it's just spinning wheels here.

- Okay, I was gonna ask you there Alder Scanell or Attorney Bungert if, right now, for all the meetings and all the information to city disseminates over time, aren't there records of that right now? I mean, that we have some of that in house, but as far as, you know, at libraries and things like that until we, until they get ahold of all that information, how do they do that?

- My understanding is that we maintain our own records. I don't think we submit anything to the library, all of our minutes and agendas are housed on our website so that anyone has access to that, you know, over the years, we've also added, I believe, maybe inspections can speak on it but I know inspections has started uploading certain information with respect to properties, I think that was something that was added to be able to help kind of facilitate record sharing, with respect to this, particular posting that the city did, it was very particular and very unorthodox, I would say, it took a significant amount of work to get together to upload everything. It pretty much took me a whole day of compiling everything and posting it and the majority of the documents were email chains. And, so that's not something we would necessarily, regularly post on the website, and it was specifically just in response to the different, new stories and questions that were kind of circulating in the community with respect to the election, and so, in the interest of transparency, it was just easier to post all those documents so that everyone was able to read them for themselves. With respect to being able to reduce the amount of requests by posting additional information. I don't think it would necessarily have an impact on the amount of requests we get, I think the request would probably stay the same, and let's you somehow also advertise that these documents are available. So for example, if somebody puts in our records request to get copies of minutes from a meeting, we still have to respond to that request, so, the request will have to be taken in, have to be logged, tested, a file needs to be created because we have to keep track of all that and then we have to respond to the person and we can't just deny it and say, "It's available online." We basically say, "It's available online, here's the link and how you can get to it." So, that work would still, as far as--

- All right.

- Responding to us and that processing would still exist.

- Right.

- Plus, and I think we would also have to have some sort of system created and determining, in determining, what is something that we're gonna be posting online, and what we're not, we have, you know, a wide range of

requests just this past year, everything was very much focused on the election and a lot of email communication, that was the crux of it. So, as far as other documents people request, you know, inspection records, building permit, copies of, you know, whether there are underground storage tanks, you know, buried underneath properties, it's a wide gamut of things that people run, and, so we would have to come up with a system of determining, "Okay, what is, what is actually gonna be posted on our website?"

- Right.

- And then from point I'm not sure what restrictions we have as far as size, and how much we can post and how much content we can host, on our website and on our servers. I'm presuming, and I'm not a tech person by any means, but I'm presuming there's some sort of limit, so then we would need to have some sort of process in place as far as cycling out, what's posted, what's taken off and so forth, so, those are just kind of my free land prelims thoughts--

- Well, okay.

- On the item.

- Might there be a cost for recovery of records too? You know, sometimes if you put on a request, I think that referring it to staff might, if you could look at that as well, I'm also looking at records at, I don't know how far back the city goes, retaining the records, you know, it's almost like seven years of tax information, after a while, you can get rid of it, you know, for store, historical purposes, you know, I mean, I'm, like history, but I'm just saying to go far enough back, you know, what's the option or where is that information?

- Right, we have a record policy that was just updated and approved by council, and that kind of lays out the parameters by which each department stores its records, and what records need to be kept for what particular timelines--

- Okay.

- And all that is approved at a State level. So it's our municipal rule book as far as pension like our retention schedule, and then that's, so it was approved by council and approved by State level a.

- Right. Was there a date aside to see each department? Have a date --

- I'm sorry.

- I'd like to see each department how far they go back with her records.

- Have assistant city attorney Mather, did the update to the to the retention schedule so I can--

- That will be good. I said that will be good.

- And then as far as recovery, cost recovery for records, under open records, the only thing that the city can charge for, is direct costs, reproduction, and location co. So, a lot of times when we have electronic records, or things in electronic form, I know a lot of people ask for it to be provided in electronic form, there really is, we can't charge anything. So, you know, basically hypothetically if you have a records request and it's, you know, 5,000 pages in Adobe PDF, and it takes a staff member, you know, a whole week to go through that and do reductions and all that, we don't get any fees for that.

- Yeah, well, that'd be interest, I'd like to see that at least looked at, so, committee, any questions? Alder Scanell I'll let you go and then anybody from the committee.

- I'll just make a comment, Mark.

- Okay, go ahead.

- I think Alder Scanell's got, you know, he's got, you know, an idea there, but--

- Yeah.

- I think that, you know, it sounds like there's quite a bit of baggage to get this done, and I think the staff should take a look at it and, you know, it sounds like it might be a very time consuming for the staff but, I understand what, where Alder Scanell's coming from on this.

- Mm-hmm.

- I think it might be overwhelming the staff as far as, you know, publishing all these items.

- Well, was it time sensitive? I mean, that's another thing, you know, if it's not time sensitive, I could see it over a period of time, but, Alder Scanell.

- Yeah, what I'm proposing is really a systemic change, and it would be a sort of, we'd be clearing things out and it would require, I don't want, I wouldn't, I don't think this works if it's gonna be all on staff, I think we need to get a system in place where certain information goes certain ways and if the Brown County Library or historical society, or the university, if some entities interested in taking these documents, then I think we, it's viable, if we can get it coordinated, organized, and set up, but if they're not, then, and it's all on staff, no, then I don't think this is a very viable idea at all. So, it just be a systemic change if we can get it set up and working with other entities that they would take this, and then, you know, if it's doable, if it's as possible and we get up and going, I think eventually that change will be come in also, people will recognize it, they'll know, where you know, we have cleared out our information very quickly and it's that these areas, and so, if you want it, you need to go there, and certainly we can help advertise that--

- Right.

- I think too, but I'm really I'm looking for a systemic change, if it's possible and it would take other players besides the city for it to happen.

- Okay, thank you for that Alder, I'll just, I got one quick question and Alder Lefebvre, Attorney Bungert, you know with the requests that a lot of departments had and such and I know that, there might be other staff looking at this, do you see in your estimation that this could be very time-consuming or do you think it's something that could be melded in with your all ready work?

- I, it definitely would be an additional task that would need to be completed, on top of--

- Mm-hmm.

- The very busy schedule we have with responding to record requests.

- Right.

- And I guess the direction that I would, that we would for staff to even be able to approach, like the Brown County Library or another entity of helping us with the ark high posting, is that, we would need a little bit of direction as to what types of documents we're looking for, are we looking, that we wanna post every response to every single records requests? Or are we, I guess what certain types of documents but what are the parameters?

- Well, I mean, I don't know for, I understand where all those scandals coming from right now and are you looking from the committee tonight to set that up? I would think that as, you know, I don't think we have a ringing answer for that right now, but I understand where we're going. I guess the request that I see would be, bring it to staff, and maybe just come up with a cursory idea as far as, you know, we should contact those historical society, the library, you know, different entities and see if they would take it so, it might be just a matter of some phone calls, I mean I, I'm off during the day, I do, I could even make calls if need be, Alder Gerlach.

- Very quickly, I just think after listening to the, Alder Scanell speaking the second time I got a better understanding of what he's talking about. It look, seems to me like, we need to find a model, another municipality who is doing it the way, that Alder Scanell thinks it should be done, you think so, Randy? Nod your head if you agree, yeah, you know, maybe the league of municipalities could help us or I don't know who could help but if we could find a model, rather than just ask our staff to make something up out of whole cloth, my idea.

- I like that idea. Alder Scanell, is there something that you would entertain?

- Yep, yep, yep.

- Okay, well-

- I don't this is gonna happen overnight, we need to, there's a lot pieces here that we need to see if they'll work at all, and if they will, then still gonna take more work to get it all organized and everything.

- I could see a motion to the effect of, stating what Alder Gerlach said, you know to, you know, have staff at least look at other communities and see what they do without digging too deep. Alder Lefebvre, okay, we have a motion, but Alder Lefebvre you wanted to say something first.

- Yeah, I just have a question a little bit, about how people go about this. I want to know, when there is an open records request, do you prioritize them or do you take them as they come in? How's

- Yeah, so we try to do them on a date filed base aspect, then also taking into account complexity and scope. So if a records request comes in, that's asking, you know, emails or a six month time period, and then another records request comes in where it's, you know, one page, easily identifiable document, then we'll respond to that records request prior to the one that came before it ahead of time, because it, it's asking, you know, for six months worth of emails that IT has to search if we have to review and redact, so it's a bit of a combination of first in time, and then also, the nature of the request itself.

- Okay.

- And then, do all requests have to have to come directly to law, because someone in my community, my neighbors association he put in open records request way back, one year, and it was, he put it to, he sent an email and he called, went to public works to--

- Mm-hmm.

- And--

- Right, so, yes, I'm sorry go ahead.

- So I assume that he had passed it on then to law.

- It depends on the nature of the request so, certain departments handle their old records requests for example, the business manager, at or the office manager and the records manager, and the records division at PD, handles all of the open records requests for police department records, so, requests for any police reports and records from the police department that doesn't get handled by law department, that's all handled internally by PD. Fire department does a number of the rights request on their own inspections, does a lot of requests on their own, if they need review or input, from the law department, then we kind of step in and help, and then, other departments handle them as they feel comfortable, but a lot of them do get filtered to the law depart.

- So--

- Yeah.

- So, I'll probably will email you and ask you if you got that request, I'll find out.

- Okay.

- Okay.

- Where it's going.

- Sure.

- OKay.

- All right.

- Mm-hmm.

- Thank you Alder Lefebvre--

- Okay, I'll second the motion.

- Okay, and we have a motion by Stevens and the motion and seconded by Lefebvre, Attorney Bungert could just repeat the motion.

- Yeah, five seconds, ten . So the motion is to refer to staff research if other models exist with other municipalities.

- Alder Scanell, you like that?

- And a review of our process. I suppose we could detect with, well, at some point we need to review our process. We can break this down to just check in with other communities for instance in --

- That will go, I think just checking with other communities--

- Yeah, yeah

- And, once we get the hang of that, then I think we can start moving a little more directly.

- All right, so motion to review to staff to research if other models exist with other municipalities.

- Right, okay, any other discussion? All in favor, please say aye.

- Aye.

- Aye.

- Aye, all opposed that passes unanimously.

- Thank you.

- Thank you for all, thank you Alder Scanell.

- Bye. Hopefully I'll be back.

- All right.

- All right, we are on to item number two.

- Okay, number two, consideration with possible action on an appeal by Thomas Rodriguez recur, regarding the denial of his application to keep three pets. Officer Mavis, I see you're here. I thought maybe we'd start with you.

- Sure, so, I had been alerted to the address after there had been a couple of reported bites, and I had learned through area neighbors that some of the bites were not reported to police. It was mediated with the animal owner of which is actually against our city, Brown County Health Department and our state law, as far as rabies protocol goes. The resident had, in his possession at the time five dogs, all of which were chihuahuas, and several of them would run at large, dump the public right of way, there's no sidewalk over there, so it was essentially the street. It's a pretty close knit, residential neighborhood in a nice area, and a lot of the neighbors were very fed up with it. We did end up taking enforcement action, issued multiple citations, Mr. Rodriguez was advised in November to get into compliance and had not, so then I made some followup contacts there, issued more citations, we ended up addressing a few other police related matters there as well, and then, he did get into compliance and put in a permit, now, I did deny the permit at this time, because all of the letters that I got back, I wanted to say, were seven or eight of them, I think the eighth one came back later on, completely in objectional, all the neighbors were tired of having dogs in their backyard, they were tired of going for a walk and getting bit, their kids, you know, it was just one thing after another, and, they were just tired of it. Mr. Rodriguez had put in a request to only keep three of the dogs, it is my understanding that two of the dogs were being pet sat, that were owned by his daughter. But it seems like all the neighbors said that there were five, you know, anywhere from four to five dogs at any given time and they just, they've completely

burned their bridges. So, obviously I'm, based on the number of objections that came through, I had no other options other than to deny the permit and allow Mr. Rodriguez to file an appeal with city council.

- Okay, I got a question, officer Mavis, how many, can you mention, how many citations were written off overtime?

- Let me just double check here.

- Just, you know, it doesn't have to be totally exact, but just.

- I'm gonna just estimate that about six citations were issued--

- Okay.

- And they're about \$376 a piece, if there's no dog licenses, which there were not on file, those are \$178 a piece.

- So were those paid?

- I am not aware of that.

- Okay, all right. How many--

- What was the timeframe on those citations?

- You mean the incidences?

- Yeah.

- Let me just double check here, so, we had calls in 2019, regarding the animal violations, we had calls in November of 2020, we had another one in December of 2020, and then, like I said, the permit got placed in February.

- So, basically, you know, how many, how long has this been going on? You know, roughly.

- This. According to the neighbors this had gone on for sure a year, if not more, and they were just, they were fed up with it. I don't know if the city clerk's office had provided you guys copies of the, those objection letters. So, normally what people do is they have 10 business days to submit any notifications, and then, once those letters are received either in support or objection, they then are wrote it back to the city clerk's office, and then they send out, you know, the notification. I then made contact with Mr. Rodriguez, letting them know, "Hey, we received several letters back in objection and therefore we're denying the permit." And then I explained the appeals process and I mailed him a copy of that request.

- Okay.

- One quick question Mark--

- Alder Vander Leest.

- Is Mr. Rodriguez, is he in compliance right now by having his dogs in licensed properly? He's allowed two dogs, is that correct?

- He, city ordinance permits two dogs and three cats, right now, he has three dogs and they are all licensed, we have had no additional police calls and he does have a permit therefore, a permit request in there for, I'm not going after him inciting him. He's got a permit submitted at this time, even though we've denied it based on the number of letters that have come in, I'm not gonna cite him for that, I just, I would, I cannot safely approve of that knowing that we have every, you know, I went to everyone that's nearby him, that objects to it.

- Okay, thank you for that information.

- And I think real quick, and Alder Lefebvre I'll get you in a second, I just wanted to know, I mean, there are three chihuahuas, they're not very large dogs, but by the fact that they've bit a number of folks and you said some of these reports were not written or what, I mean, is there any idea of how many incidents there were and how many of these actually were documented? Because it seems to me that, any animal can bite, so, I don't care how big it is, so I, my first reaction was three chihuahuas, but they can be fairly active animals--

- Right.

- And except, to be on the loose a little bit, so I, how many of incidents have there been where, the bites occurred and that you can document? And there's probably others that weren't documented.

- Sure, so we have two reported bites, and they report that there's five dogs there at sometimes it's hard to determine which dog bit because some of them look similar. And so, you know, with regards to these letters that came in, a lot of neighbors divulge that they themselves or their children were bit, and so, that was unbeknownst to myself or at the time I had one of the interns working for me, he reported, yeah, there were issues, he took a lot of those reports and had to mediate, this has happened after I had gone home. And so, we just really wanted to get into compliance, it's like, if there were issues in 2019, I don't understand why things weren't immediately corrected, I understand, you know, accidents happen, but it sounds like they would just open up the door and let the dogs out, the dogs would just run a mock and no one would be supervising them, and that's when they would always end up like past, approaching a passer-by, out for a walk, and then these people ended up getting bit in the legs, someone had a pair of pants that were damaged, you know, all these letters had just, they, it was just kind of crazy to see the number of complaints that there were.

- Were they taken care of rabies? I don't know, I was looking through some of the documentation were they, were the dogs are taken care of, as far as the rabies issue?

- I'm only aware of that now, because of the license, which is proof for the state required rabies vaccine, so now they are current.

- Okay, okay, thank you, Alder Lefebvre.

- Mark, I like to open the floor 'cause Mr. Rodriguez is here, I like to hear it--

- Yeah.

- Before I have to leave.

- Okay, well, we have a motion open the floor do we have a second?

- Second.

- Seconded by Vander Leest, all in favor, please say aye.

- Aye.

- Aye.

- Aye, all opposed, okay, so, Mr. Rodriguez is here.

- Alder Steuer some instruction on what to do.

- Yeah I, is he in the queue, or?

- [Thomas] Yeah, I'm here.

- Oh you are, okay.

- [Thomas] Yeah.

- All right, Mr. Rodriguez, please state your name and address for the record and then you can speak a little bit, then, the committee may ask you some questions, so--

- [Thomas] Okay.

- Go ahead.

- [Thomas] My name is Thomas Rodriguez, and the address is 155 Bloomfield Court.

- Okay, well, you've been listening to some of the questions and that from the committee and others, and some of the concerns from the neighbors as well as officer Mavis, so, can you speak to the fact that you feel that, you like to hold on to three dogs, even though the law states that you can only have two dogs? So, go ahead.

- [Thomas] Yeah, well, the answer is it may happen because, while I was working, the kids will take the dogs out for a party, and they might not put it back in right away. But usually when I'm here, the dog is not outside, and well, and unfortunately that happened, and one of the kids were bit, and what's bit in the house because he was trying to take a, something to the dog, and that was the one, it wasn't reported, but it was inside the house.

- Okay.

- And we had, we always got three dogs, but my daughter used to have a, bringing his dogs to the house, and that's the way there were too many dogs at that time. And while I was working, then she will take the dose over here and with I not knowing, so if.

- That's unfortunate, you know, but you know, the rules are there in place and merely everybody needs to be aware of that. Committee, Alder Lefebvre, do you have a question?

- Yes I do, of Mr. Rodriguez, you, I read the report here, it says that you put in the invisible fence.

- [Thomas] Yeah, I will, I, right now I had one, but it doesn't, it didn't work for the dogs, we do not put the dogs outside unless somebody go out with them, and our dogs are very, very friendly. The ones that bit the kids they were the other dogs, my daughter dogs. So, our dogs are very friendly, so, one our house.

- When they go outside do they desert or are they on a leash at all?

- Yeah, I mean the dogs, even they do not work out for me, even when I come home, even if I go to the bathroom they go behind me and wait for me outside the door, and--

- Well, it sounds like you got control, but you know, unfortunately there's other incidents have happened when you're not there, so--

- [Thomas] Yeah, yeah.

- That's kind of the issue we're dealing with.

- Yeah, and that happened with the our other dogs. Any of the ones that are over here, bite anybody.

- Alder Lefebvre, do you have anything else?

- I just, you know, I have, I've had cats. I don't wanna take care of dogs, so I have cats so, I do, you know, believe in people having their pets. So, yeah, this is a hard one because you don't wanna take a pet away from somebody.

- Have you had these three dogs, how long have you had each of these three dogs? You know, like--

- [Thomas] Yeah.

- The same amount of time?

- [Thomas] Yeah, we have this dogs, at least one, at least, eight or nine years, and the other ones, at least, seven years.

- Okay, committee, anybody else, Alder Vander Leest, Alder Stevens, do you have any comments?

- [Thomas] I would like to have a second chance--

- All right.

- [Thomas] And. And I know can do a better.

- Right, off, are there any other neighbors that are here in the queue? That I don't see any other names.

- I didn't... You notify them or not.

- Okay.

- I didn't notify any other neighbors, so--

- You didn't.

- I just have the seven or eight letters that came in, and then, like I said, those get routed back to city council and usually they distribute a packets amongst the council members, as far as it goes--

- Okay.

- I do have to say there are no additional complain.

- Officer Mavis, okay, we're still talking with Mr. Rodriguez, and we should close the floor before we do that, but anyway, Alder Stevens.

- Oh, mine's for officer Mavis.

- Okay, well let's hold on for a second, Alder Gerlach.

- I have a question for Mr. Rodriguez, please.

- Okay.

- I miss you, your letter says you put in this invisible fence, which Alder Lefebvre mentioned, you say it doesn't work. Does it work now?

- [Thomas] Yeah, it worked now.

- And they all have the little colors on, anytime they go outside?

- [Thomas] Basically, we only have one, and only the one goes outside, we put it in.

- What about the other two, when they go outside?

- [Thomas] Pardon me.

- Well they share it, then you're saying.

- [Thomas] Yeah, yeah.

- Is it possible to get two more?

- [Thomas] Yeah, yeah, we can do it.

- And since you put in this invisible fence, has there been no incident?

- [Thomas] No incidence since, I think the last incidence was on November.

- And how long has this invisible fence been in working order?

- [Thomas] I don't know, for like a month.

- Okay, thank you.

- Okay, is there anybody else have questions for Mr. Rodrigues? Otherwise we'll close the floor and open discuss.

- Motion to close the floor.

- Alder Vander Leest--

- Second.

- Seconded by Stevens, all in favor, please say aye.

- Aye.

- Aye.

- Aye, all opposed, okay, Alder Lefebvre.

- I think I'm gonna have to leave to go to my next committee meeting.

- Okay, all right.

- Sorry, I miss so.

- Okay, thanks

- All right, all right, you. All right, we still have a quorum, so, Alder Stevens.

- I'm looking through the packet, I only see two letters. And officer Mavis says there was like seven.

- Right, well, that's good, I'd like to clarification on that as well.

- And the one is against and one is actually, a detective for the Green Bay Police Department which he has no issues with, aha.

- Yeah, I read that too.

- So, I need some clarification, officer Mavis.

- Yeah, I don't have the letters in of me, what I submitted the city clerk's office has, so, it, the letters are written on the reverse side, did you guys get the packet?

- Yeah, they're not there.

- Yeah, we don't.

- Okay.

- Alder Stevens, is there any way to follow up?

- Because of this situation, I feel like we need to make a motion, all this to the next production policy meeting.

- Yeah, I agree, as we don't have, we don't have all the letters and I think it would be important to have other if they needed to.

- I would agree with that as well.

- So, we have a motion to hold until our next protection and policy meeting, do we have a second?

- Second.

- Seconded by Vander Leest, any other discussion? All in favor, please say, aye.

- Well be--

- Aye.

- We're holding it because we need that additional letters, and also we need additional neighbors to come forward as well.

- Right, so officer Mavis, is there something that you could do for us?

- I no longer have that, so this, my process is to do the inspection part of it, and then all of the paperwork gets submitted back to the city clerk's office, so, Jamie Fuge was always the one that prepared those documents, you know, I don't know who needs to notify the neighbors with regards to that, my purpose of this is just to go out and do the inspection and send out the letters and verify if certain criteria is met, and then I submit that back to the clerk's office.

- Other question then, did that change recently?

- Yeah, you know I don't like--

- I guess, I'm not understanding what process?

- Notifying the neighbors? 'Cause it seems like when we have animal issues in the past, we've always had you speaking and then we had neighbors that showed up and talked to the committee.

- Sure, so in, there's been no formal process, I know a lot of people come forward to talk at city council meetings, some neighbors they reach out to me and said, you know, "Hey, what's the circumstance of the permit." And then I can say, "Hey, there, it's gonna go before Protection and Policy Committee." My, like I said, my facet to this is simply going out to the inspection, making sure that parts of the permit are met, and then when there are negative, you know, I guess parts to it or objections, at that point, then I have to say, "Look, we have a history here, we have not a lot of neighbors in support of this." And then it goes back to the city clerk's office and that's where the files set, the original files.

- So--

- Kind of--

- One question be for Jeffrey.

- Yeah.

- Clerk Jeffreys.

- [Jeffreys] Yes, I muted, yes, go ahead Alder.

- So, our question would be who would be notifying the residents around this gentleman's neighborhood?

- [Jeffreys] So, I don't have access to those records from home, I'm home now.

- Okay.

- [Jeffreys] And so, I can certainly inquire with deputy clerk, Phoebe tomorrow, as to the location of the letters.

- Okay.

- That's important, 'cause I know in the past we've and Alder Stevens is correct, I mean, I've been on this committee for a number of years and whenever we had animal issues, there was always, it always seemed like there were folks on both sides of the issue there. So I think that's the only fair that we have that feasibility for both pros and cons on that issue to be there, so--

- I can I'm sorry Alder, if I can interject really quick, I can kinda shed a little light as to the difference of this. So there are two different things that can come in front of the committee, the denial of a permit for excess animals, and then also a dangerous dog declaration. And in no scenarios, that is when we typically have more witness testimony, because it's the quasi judicial hearing--

- Okay.

- Where then declared dangerous, and in those instances, we have more witnesses, more neighbors show up, testify under oath--

- Yes.

- As to whatever our in evidence is and that's different from that, this is just an appeal of a permit denial.

- Okay.

- Well, thank you for that clarification.

- No, that does help because you know, I know we've had those quasi judicial before, so--

- I got one quick question for officer Mavis.

- Go ahead Alder.

- Officer Mavis, as far as your opinion, you feel this gentleman should not be given a permit for this third dog, is that correct?

- No, I denied the permit based on the numerous neighborhood objections, neighbor objections, essentially, I feel personally, in the capacity in which I work, that he has three dogs, that he has had no additional complaints, since we had to go back and get them into compliance, we worked with him, we went over stuff, to get these things corrected and there hasn't been anything since. My professional opinion would be to approve the permit, to allow him to have the three dogs, and if there was continued complaints, that I would then cite for the violations, and potentially look at revoking the permit if it continued. But like I said, we have not had any continued violations since I went there in December and tried to get him into compliance with his stuff, after he was issued notices in November, so, I am simply denying the permit based on the number of neighbors that are in objection, they have to live around him with all these dogs.

- Okay.

- Perfect.

- That kinda shed the light on it, in other words, the neighbors are not happy as what you're telling me.

- Yeah, I feel like-

- In the committee.

- In this circumstance, you know, he had ample opportunity to correct that, and this went on for some time and the neighbors are fed up and they're like, absolutely not, so based on that, that's why this was denied, and I think it is imperative that those letters are read.

- Yeah, I'd like to see those as well.

- I would agree, that's why I'm requesting this to be held, someone did not give us the proper information to make a final decision.

- Well that being said, I would say that, until you'd have another two weeks or three weeks, with our next in April 12th, so we've got three week, that would give Mr. Rodriguez ample time to really understand that, you know, the eyes are watching him, I hate to say it like that, but you know, if you'll have an opportunity to really short up and either have that fence working, have three collars, et cetera, and if that doesn't work, then we might have to talk about it in a different light, Alder Gerlach.

- A question, so, this has been denied.

- Yeah.

- So, when it's denied, you can have only two dogs, so does he have only two dogs on the premises at this time?

- We didn't deny it yet.

- Well, she denied, oh, okay, she would, when the officer denies it, is it denied?

- No.

- Or does it have to go to council to be denied?

- No, it goes to our committee and then it goes to council.

- Okay, so in other words then, so for three more weeks then he can be working on, okay, thank you.

- That's what I was saying. So the if he, as a stellar citizen with his dogs in the next three weeks, you know, that'll bode well for him, that's my feeling. And Alder Stevens, I'm glad he brought the point up, so we do have a motion to hold to our next meeting, which is April 12th, and Alder Stevens, I'm gonna be in New Mexico at that time, so you'll probably have the chair the meeting.

- Okay.

- So. So we have a motion where--

- Wait, wait, wait.

- What?

- Hold on.

- Let me go, you gotta let me go on vacation one once a year.

- Eeh.

- What ?

- I may be here, but I'm in Vegas. We'll talk about it later.

- Yeah, we'll talk about, we'll figure it out.

- Yeah.

- All right, so we have a motion by Stevens, do we have a second?

- Second.

- We do Alder--

- Okay, I'm sorry, I think he did say that, I digress here. All right, we have a motion and a second, we all in favor, please say aye.

- Aye.

- Aye.

- Aye, all opposed that passes unanimously three, zero. Alder Lefebvre at leave.

- Can I, say something?

- Well, we'll make a motion, open the floor quickly.

- Yeah.

- Stevens.

- Yes, you can open the floor.

- Stevens and seconded by Vander Leest.

- I wasn't a part.

- Okay, second, all in favor, please say aye.

- Aye.

- Aye, okay, go ahead, Mr. Rodriguez, the floor now open, so what's your comment?

- [Thomas] Well, my comment was, when I first got the first ticket, I had to leave to Mexico, 'cause my sister died, and that's why I didn't get the permissions until I came back because I had to go to Mexico, and I explained the officer that I didn't know that my wife could get the permissions, and well, that's how she told me that my wife could get them but, I understood that it was on my name, and I was the only one to get the permissions. So I basically, I spent all November and part of December, in Mexico, and I came back, and I couldn't go get him 'cause I had to work.

- Did anybody get ahold of you? I mean, you would think that somebody could contact you when you're in Mexico, you had a telephone there?

- [Thomas] Yeah, yeah, I got a telephone there, but I couldn't go downtown and get the permissions for the dogs because I wasn't here.

- That'll, Attorney Bungert is that something that, I don't know, to me, it seems like you could have, if you could have his wife or somebody else could have--

- Yeah.

- We're still with the floor open, I'm sorry. I'll ask you in a second, is that--

- [Thomas] I'll make a motion to close the floor.
- Okay, thank you, Mr. Rodriguez, do we have a second?
- Second.
- Seconded by Vander Leest, all in favor, please say, aye.
- Aye.
- Aye.
- Aye, we'll discuss this--
- I do have.
- Go ahead
- And one comment.
- Yes.
- Till we already chose to hold this until our next PNP Meeting.

- Yes.

- So Mr. Rodriguez will need to come up with his defense in, you know, two, three, by the 12th of April, so.

- Right, that sounds good, so we already voted on this so.

- Yeah.

- Yeah, Mr. Rodriguez, you've got three weeks, and we will discuss it again, I wish you all the best.

- [Thomas] Yeah, and--

- Nope, we can't talk anymore, you, the floor is now closed so, you know, we will discuss it in three weeks, but, you've heard what you need to do, and just, if you have any questions you could, I don't know, Attorney Bungert, could he call onto the city if he had specific questions? You're muted.

- Yes, if he has specific questions he can call the clerk's office with respect to the permit and the processes.

- Well, okay, so Mr. Rodriguez, the floor is closed, but that number is 44883014 so, you can call there if you have questions. Okay, so that's done.

- All right, excuse me Alder.

- Yes.

- That number is 4483010.

- Yeah, I think I, as soon as I said that, I realized it, I don't want, okay, we'll leave it at that, 4483010, that's the number.

- [Thomas] Thank you.

- Okay, all right, next

- All right, item, number five.

- Number five, to revisit with possible action the January, 2020 ordinance dealing with the delivery of advertising materials, often wrapped in plastic, as an environmental nuisance and safety hazard. This materials are often distributed onto lawns and driveways, but mostly residential units. Submitted by, who is this? Alder Mark Steuer, okay, I guess that's me. I can't escape, anyway, we, we've had this before us before. Staff, I don't know, you know, I could open or have the floor open right away 'cause we had a Mr. Rob Miller had to put together something and have him speak, I don't know if Attorney Bungert if you had anything initially before we did that.

- Yes, I actually would just want to, assistant city attorney, Rachel Maes was here to discuss--

- Okay.

- The potential and implications, so I'll defer to her whether she would like to address the committee first or have the constituents.

- Okay.

- Or--

- Attorney Maes skip, would you wanna go first Attorney Maes or Mr. Miller? That's up to you.

- I have a chance to review the video from January of last year, but I think for the benefit of the committee, it might be beneficial to have Mr. Miller go first.

- Okay, Mr. Miller.

- Yes, can you hear me?

- I can, we can hear you.

- Okay.

- State your name and address for the record and then you may continue.

- Okay, Robert Miller, 131 South Van Buren Street, Green Bay, Wisconsin. I guess the first thing is the need, and I think I've addressed that adequately in my letters. We have a lot of littering all over the city, it looks horrible, it's a safety problem because people can trip over it, get injured on property because people, run over it with their snowblowers damaging those, it's a complete disaster, I put, in my materials, I put the promises of the city and its sustainability commission, as well as Ganette, both promise to be environmentally responsible and both have the applicated responsibilities completely. Going back to the history here, and I'll go back to the history that pre dates the January 20th situation, because I think the status quo actually permits this to be resolved but, I spoke with Cheryl Ludwig, who testified at the previous hearing, and I also spoke with Alderman Scannell prior to this meeting, to that, today's meeting, and Cheryl Ludwig, once again, recounted that she's made out, introduce to the "Press-Gazette" Ganette and she and her staff tried to get the names of the entities and the persons who were doing the littering, the "Press-Gazette" Ganette refuse to give them the name, it's, thereafter in 2018, Alderman Scannell, all reports from Scannell, went and talked to them, once again, the "Press-Gazette" Ganette did not cooperate. So then, I drafted the proposed ordinance and I, and frankly I think upon the information I have, I think just the influence would suffice. And here I've given the committee by email this afternoon, my logic in the enforcement mechanism. First of all, the city's ordinance with regard to litter, is specifically designed to cover this circumstance, and it, it's a public nuisance to the case law, and I think even the city's ordinance says that a repeated violation, of a city ordinance is a public nuisance, so we're in that category, in fact, the lap, last portion of the ordinance that I cited in the case and prosecute Ganette and its agents as a public nuisance. Mr. Scannell raises the question about the independent contractor business, that's also often raised as a reason that the city cannot prosecute Ganette. I don't see that as a problem, and what I'm suggesting quite honestly right here, is that the city and this committee and the city council, hire an attorney to solve the problem, we don't need any more research done, we don't need any more studies. I think the, I put forward my ideas, if the attorney that's hired wants to run with those that's fine, if the attorney wants to find something completely different, I am purely interested in having the problems solved, not having my ideas adopted, at this point, after three or four years, the problem has to be solved, so anyway, I've indicated, going back to the logic of the enforcement mechanism, the Wisconsin statutes confer

jurisdiction on the circuit courts to deal with the public nuisance, and I believe that the city would in fact obtain a judgment to abate the nuisance. Now, what do you mean? Let me gather my thoughts, the other aspect of this is that, the city has never attempted to actually go to court and enforce the ordinance or any ordinance against Ganette, the "Press-Gazette." And I would emphasize here that, that's an important aspect of this, at this juncture I would think that the first threshold is to have an attorney look at the full scope of our possibilities. The city attorney's office has, basically spent 12 to 14 months looking at my proposal, they don't have the time to look at it, and from other meetings that I've heard, they don't have the time to really devote their time, their efforts to these kinds of issues, they've spent a couple of years and the spent three years attempting to, wrap an ordinance from Mr. Galvin, they're overburdened at this point I respect that situation.

- Mr. Miller, in your estimation, so go ahead.

- Well, that's what they're saying and I'm taking it at--

- Okay.

- Picking them at their word.

- All right.

- I think it's time to hire someone to look at what does it take to solve this problem? And it's a fest in this city, when I'm out walking today, today I was out walking, and across \$175,000 townhouses on North Van Buren, there's nothing more than a couple of these newspaper littering the terrace and the street. I think the time has come for the city to deal with the problem directly, not study it, higher somebody with a specific charge to solve the problem. I'm happy to answer any questions or respond to any comment.

- Okay.

- I got a question for Mr. Miller.

- Yeah, go ahead Alder.

- Mr. Miller, do you think it would be wise for the city to start issuing some citations to Gannet news and make them pay up for all these violations? Has the city.

- Okay, well. May I?

- Yes, go ahead.

- I think that for, that's within the scope of what I envisioned a hired attorney looking at, how to solve the problem, how do you, how to get Ganette "Press-Gazette" to deal with this and then start issuing citations and fines, and I would go to the circuit court but apparently the municipal court is also possible. I think we have to deal with the "Press-Gazette" Ganette in the same manner as Mr. Rodriguez, and any other person who violates the city's ordinances.

- Okay.

- And right now--

- The State states--

- Let me--

- Sit with the case, stay with the case, go ahead.

- Okay, I think Ganette has not dealt with the with the city in good faith, by the two episodes of showing your wig and Alder person Scanell, excuse me, being rebuffed, and it's time that they became responsible of this city, thank you.

- All right, thank you for your testimony. Alder Stevens, anybody else have anything, I've talked with Mr. Miller in the past, on this as well and you know, you know, Ganette, I mean, as far as I know, they're not based in Green Bay, so a lot of times when you have a corporation that is delivering papers they'll, just not even in

Green Bay, as far as the offices, and that can cause some issue as well, so, attorney Maes, do you have have something you can follow up with?

- Yeah, so, I've had an opportunity to review. Oh, I'm sorry.

- Oh, yes, yes, okay, well--

- Motion to close the floor.

- Yeah, we might have some other questions but we'll open up Mr. Miller, if we feel that we should, so, we have a motion to close the floor.

- Second.

- Okay, op, Stevens and then the seconded by Vander Leest all in favor, please say, aye.

- Aye.

- Aye, okay, go ahead Attorney Maes.

- So I had a chance to review, Attorney Miller's proposed ordinance, I've had a chance to look at the case law, so, when Mr. Miller asserts that the law department hasn't had a chance to review his proposal, I have, I have reviewed it, I have reviewed the case law. And it's a real slippery slope when we start regulating the content via legislation, so if our ordinance isn't content neutral, we have to live up to strict scrutiny, from a judicial, you know, burden standpoint. So under strict scrutiny, we have, the city has to establish a compelling government interest, and our ordinance has to be the least restrictive means to accomplish those interests, so if we start, if we start making restrictions based on the content, so if you have to read the document, in order to know whether it applies to our ordinance, that's content-based. The way our ordinance is currently written, and I was actively involved the last time this was revised, it's content neutral, it talks about leaflets, it talks about debris, it talks about refuse, but it doesn't talk about the content, we're not specifically regulating advertisements, we're not specifically regulating commercial speech. It just applies to whatever's on those leaflets, whatever's on the garbage, it all applies equally, it's content neutral, which gives us more latitude. When it's content neutral, intermediate scrutiny comes into effect, that's the burden that we have to meet. So,

at that point, we only have to provide an ordinance that meets important government interests, and instead of being the least restrictive means possible to do that, our ordinance only has to not substantially burden speech more than is necessary. So it doesn't have to be the least restrictive means. Now, in this case, the big issue comes down to the independent contractor situation, and I know that Attorney Miller, is frustrated that we keep bringing that up, but there's a 2017 court of appeals case that I found, it's unpublished, but it was out of Milwaukee, that the Ganette affiliated newspaper delivery person crashed into somebody else, and that person sued Ganette. So we've got bigger damage, more at stake, it went to the circuit court, it got appealed to the court of appeals, and the court of appeals per curiam decided in 2017 that because this is an independent contractor situation, because the contract states, independent contractor, because the driver has the ability to control when and how they deliver the papers, it's not Ganette who we can hold accountable. So, I've been a prosecutor my entire legal career, and if I could go after Ganette for this rubbish, I would, and, when we're talking about repeat ordinance violations being nuisances, that falls under our municipal code, that's not something that's going to be brought to the circuit court, the circuit court has a finite list of violations that qualify as nuisances under state statute. So, if Ganette was the one who was throwing the newspapers on people's aprons or on their driveway, I would absolutely encourage citations be written against Ganette, but the fact of the matter is, they have, they hire independent contractors to run their routes and unless we catch those independent contractors, it's really difficult to enforce our ordinance, which I think is a sound ordinance and I think that, it's content neutral, it's smartly written, but yes, it's difficult to hold them accountable because these drivers are coming through at four in the morning, and we can't go after Ganette, because they're using independent contractors, so, I mean, the last time that we revise this ordinance, we, I met with inspections, I met with Cheryl Ludwig, I, there were a number of us who were working on this situation and this issue, and it is a problem, but, I mean, Attorney Miller's suggestion to hire an attorney to look at this and solve it, I'm an attorney, I work for the city, we had other members of the law department weigh in on this. So, I don't know that hiring an attorney to fix the problem is going to solve it, we've had multiple lawyers look at this issue, we've had people in inspections and in economic development take a look at this issue, and our ordinance is the best solution that we've been able to come up with.

- I have a question.

- Yep.

- Go ahead Alder Stevens.

- Refresh my memory, has the city reached out? I meant my backtrack. When you keep saying, you know, Ganette, it is that the only newspaper company that we're having issues with? Like how many newspaper companies are throwing these advertisements onto the lawns?

- As far as I'm aware, it's only Ganette.

- Okay, so I have this, did the city reach out to Ganette to try to have them work with us?

- Yes, multiple times--

- And what's happening with that?

- No response.

- So, if that's the case, I'm gonna throw up \$50,000, we've paid Ganette \$50,000 to do our publications, why are we not looking at the other publications in the city to bring our business deal? Why are we still giving money to Ganette? Because they're not willing to help us?

- To maybe at "Press-Times" for example so--

- Yeah or whatever newspaper companies out there.

- Well, same point.

- I know that the village of Hobart, they actually pay for a subscription for all of their residents so that they can use the "Press-Times" as their mode for public notices, so that everyone gets the notices that are sent out, I mean, that's, how that is--

- I that's a real, that's a good idea, Alder Stevens.

- I think we need to take a look at it, and pull that away from them, so.

- Well that's an opportunity or an idea, Ms. Bill Paape's here too inspector, I'd like your hi, you got a G at the top of your head there, it looks really nice. I don't know if you did that by design, but I'll accept that, can we just as--

- Thank you, attorney.

- I'm sorry, I don't know if you were finished yet, but that's a good point, Alder Stevens. Mr. Paape, could you just, you know, you were nodding your head too, so I know that inspection, often has to deal with this type of thing, so I don't know if you can just give us a brief description of your experience with this over the years, and I don't see a whole lot in my neighborhood, you know, it's not maybe, it seems to be more, maybe a little more saturated in the downtown area, I don't know, maybe you could fill me in a little bit, as far as your thoughts on this.

- Yeah, thank you, it's kind of all over the place Alder Steuer, and believe me, you are just as those passionate about wanting to solve the issue as Attorney Maes and Attorney Miller, and every other resident we've we've talked to, I--

- What's the problem?

- Yep.

- Yeah, could you.

- You're very loud, I mean, it's coming out and really loud, could you just maybe back up a little bit, sorry.

- Yes I can, how's that?

- Yeah, that's better, thank you, go ahead.

- We, I, myself have reached out to the "Press-Gazette" and Ganette on multiple occasions, this was several years ago, have not had any luck, talked to several people directly, the information that they give me, I pass

along to the residents, they follow that and they still continue to get the newspapers, everything Attorney Maes laid out we've tried and we've attempted, it's just really, really difficult to catch these independent contractors to hold them accountable, if there's any other ideas and suggestions, believe we're open to it, we wanna do our part to, you know, to remedy the situation, 'cause it's a lot of resources that we spend trying to get up so.

- What is our, as far as you, well, I'll get in a second Alder Gerlach. What is I lost my train here. What our ordinance right now, Mr. Paape, what the effectiveness that we'd have with the ordinance in your estimation?

- As attorney Maes said, the there's no problem with the wording, it's the fact that they have an independent contractor, that is the one that we have to catch in the act and hold accountable to, that's causing the violation. Yes, Ganette's name is on the publication, you know, but they're not the one that's, you know, creating the act of the, that's causing the nuisance, that's causing the littering, that's who we have to hold accountable to, it's not, it wouldn't be fair for me to go and do a lot cleanup on a property that they don't want the newspaper because they're the only one that I would have hold accountable to, is if there's litter on your property, you have to pick it up, but we're just as frustrated, we've been trying for years to try to find a solution, and we've yet to, we yet to find one yet besides holding independent--

- I'm just. I'd like to know how, what other communities might be doing on this as well, Mr. Miller, we probably will open the floor again, so just be patient, but you know--

- I have another question I don't know who it'd be for it.

- Well, hold on a second, Alder Gerlach had her hand and then I'll get yo, go ahead Alder Gerlach.

- Thank you, I'm not on the committee, so you--

- Well, either way, I'm sorry, go ahead Alder Stevens.

- So, we're talking about these third party contractors, are throwing these papers out there, well, they're basically a vendor. Why don't the city get them permitted, where they have to come and apply for a permit, to throw these leaflets out? Do we have anything on the books now?

- We don't as far as permitting people for distributing that, but, when start getting into that, the first amendment protections come into play, and if we require people to have a permit in order to hand out leaflets, then that invokes all kinds of different speech, and then we start looking at the content, in order to specifically target the advertising versus political speech or religious speech or anything like that, that's when we start getting into the burden that we have to meet, as far as it being a compelling interest or an important, a substantial or important interest.

- So, right now--

- And the reason why I bring it up is, it seems like we're having an issue trying to catch these people that are doing it. You know, we don't know who they are,

- Yeah.

- And they're try to solve the problem that would be to make them accountable, and make them come to the city to get some type of permit--

- But--

- While holding, which allowing the city to throw these newspapers. For example.

- Right, my concern would be, in order to do that, the city would first have to say, "It is impermissible to hand out leaflets." Then the exception is, unless you come to the city and pay in order to get a permit, so that initial limitation of speech, that's where the problem is.

- Okay,

- What about putting the papers, not throwing them, but putting them in a paper box of some sort?

- I mean not just--

- Yeah, I think, I think that our ordinance does allow that right now, that if there's a box, if it's on the porch, if it's in a storm door, those are all acceptable, receptacles for that item--

- So if you did that, at least you'd avoid the trouble that I've seen with the broken snowblowers and people tripping and all that kind of stuff and--

- Right.

- Way, it's--

- The behavior we're seeing is currently illegal. I mean, when they throw it out the window, and it's on the driveway, that's illegal, when it's on the apron, that's illegal, but the issue is finding the person to issue the citation to, who do issue the citation to? We can't issue it to Ganette.

- Go.

- We have to find the independent contractor.

- So you can't give a perm, they can't get a permit? I mean, I kind of like what Alder Stevens was saying, but you're bringing up all of this saying that, it is a first amendment issue and all that, I mean, we're looking at just, you know, health and safety, you know, you know, as far as the content, you know, whatever is in there, is in there, has their shade thing--

- But there is a difference, if we're regulating commercial speech, versus political speech, versus religious speech. I mean, there's different kinds of speech and we can't just blanket, say that we can't, people can't hand out leaflets.

- I'm gonna have there Alder Gerlach and then Alder Miller, Mr. Miller will get you in a second, be patient, go ahead, attorney or. Alder Gerlach.

- Oh, okay I have a review. Okay, three things, number one, we cannot infringe on free speech, that's out, we can't do that, that's what the attorney said, that's, by making someone pay to put out a flyer, you're infringing on first amendment rights, so that's out. Secondly, I wanna mention, that it's not just about these guys throwing them on the sidewalks and the driveways, I'm sorry, when I moved back to Green Bay, called Ganette four times and said, "Stop delivering that damn thing to my newspaper tube, I don't want it, I don't wanna recycle it, and I don't want the city of Green Bay to have to recycle it." Four times, they told me it would be stopped, it was never stopped, I put, took a brick, and wrapped it in paper and wrote a note on there and said, "Don't put your newspaper in here." And it stopped, that is ridiculous to have to do that, so what I'm saying is, it's not just littering, it's that they're not, that message from Ganette, they told me, "Oh, yes, we'll stop it." They never got that out, but now my third point is, are you saying, who has to catch this person? Because I will tell you, if somebody were throwing that on my driveway, on a regular basis, I would personally find out when it was being delivered and I would be there and I would meet him, could I do it or does it have to be the police?

- Attorney Maes.

- It could be anyone, I mean, we need to have evidence.

- Why aren't people--

- So, if you're the private citizen sits.

- Cool? The, it wouldn't make me so mad, I'd be out there in a heartbeat, why aren't people catching them?

- If we have actually have photos, yeah, if we have photos of driver's license, the photo of who it was, I mean we could use that to identify who's the person violating the ordinance.

- Let's start a movement to do it.

- All right, I'll have you lead the charge.

- So I, I'm the backtrack, I think it's very, very important that we'd look at that contract with Ganette, regarding our publication, that needs to be pulled, I don't know when that contract's gonna expired, I know

though, I think we signed on in last year or whatever, so that contract should be expiring soon. I think it needs to be pulled, that \$50,000 that we're paying to Ganette, needs to stop.

- If I may just inject--

- And I don't know who, what committee or what department would be in charge of that but I think it needs to be looked at and it needs to come to a stop.

- Alder Gerlach one more time.

- Alder Stevens I, that was one of the very first things it was voted on when I became an Alder on April 20th of last year, so it's gonna come up soon and I bet us knows all about it.

- Okay.

- You know, the "Press-Times" may be a little more expensive but I think it would be well worth it, Ganette's not working with us.

- Okay, another--

- Now it's time to stop spending tax dollars on Ganette.

- All right, well, well-spoken, I'm gonna have a motion to open the floor, Alder Vander Leest,

- Motion to open the floor.

- Second.

- By Vander Leest, seconded by Stevens, all in favor, please say aye.

- Aye.

- Aye, all opposed, Mr. Miller you've been very patient, thank you for, I think you're doing an exercise routine there for a minute.

- I was doing an exercise--

- Yeah.

- Okay, first of all, I agree with most of what Attorney Maes said, I think the better approach as I said in my presentation is to enforce the ordinances on the books but I also think that there might be other possible avenues, I've suggested in my letter to the city council, that we should not be subsidizing Ganette, and we should have an ordinance that makes it impermissible for anyone to bid on our public notice contract, if you're littering or contracting with people to litter, within the city of Green Bay, it's that simple, I suggest we hire somebody to draft that ordinance and get going on, second of all, I don't wanna enter the first amendment realm at all. I'm looking at the current ordinance or something that we, that I haven't considered at all, and I would just make the observation, that it takes a carpenter to build a house, but anybody can tear it down, and right now, there is no buyable suggestion that the city of Green Bay has had for three or four or five years to solve this problem, that's my concern here. Now the case that Attorney Maes is cited, I have not read if it's an unpublished opinion it has no precedential value, and you can't cite it in a court case, I frankly think that we have a respectful difference of opinion, with regard to independent contractors, I sent, I spoke with another attorney who has about 45 years experience, and is a local municipal judge today, he agreed with me that if somebody hires somebody, let's suppose, I hire somebody, to dump a whole bunch of paper on Mark Steuer's driveway and do that repeatedly, I'm gonna be cited as well as the person who's doing it, or if I hire somebody to kill somebody, in a criminal setting, we're all gonna be responsible. I just respectfully disagree with Attorney Maes conclusion here, and I think it should be investigated by a, another attorney. What we're looking for here is a solution to the problem. I have been diligent enough to put forward suggested solutions, it's time for the city of Green Bay, to come forward with some solutions, this is a tremendously frustrating problem. Now, with regard to Alder persons Gerlach's, question about why they're not, these people are not being cited, I've had a couple of discussions with Cheryl Ludwig, and from my own personal observation, these people are distributing the litter in the middle, so they can't be caught. It's purposely done to evade the populace's notice, and Ganette has to know this, and if they don't know it, they should be, you know, we've had representatives testify today, and previously that they've been contacted about this, they know full well what's going on, they're contracting with these people, knowing, that they're breaking ordinances. That has to yield some culpability, so I think, that what I'm focusing on here, is solving a problem, not coming up with the reasons why in which, and when you look elsewhere in Brown County or elsewhere in Wisconsin, this problem doesn't see

in other people seem to have solved this problem, it's beyond me as to why the city of Green Bay can't come up with a solution, I put forward my ideas.

- Mr. Millers, can I ask you a question?

- Sure Alder.

- You are saying that other areas of the State or other communities have done this, in your research, have you found any others that have succeeded here?

- No, I'm just suggesting that when I drive elsewhere, I'm not seeing the--

- Okay, well.

- Level of litter, I haven't--

- Right, right.

- I think contacting legal Wisconsin municipalities would be a good start, can, for our staff to contact other municipal, Wisconsin municipalities, would be a nice start to see if they've dealt with it. I put forward the ordinance from California, if it's got first amendment problems, that's fine, let's disregard first amendment question, let's focus on the litter question, let's focus on making sure that if you want the public notice, contract of the city of Green Bay, you're not gonna be participating in littering, that doesn't have a first amendment problem.

- Yes, I'm suggestions tonight, Alder Stevens brought up a very good one and putting you in the pocket book, so maybe changing publications and, you know, I would hope that there's, in the Green Bay a press 'cause not, the "Press-Times" doesn't do the same thing, you know, I'm not saying they would, but I'm just saying that, that's always a possibility with another newspaper, but I like, and I liked your point about the league of municipalities, Mr. Miller. Those are two things that I've--

- I have another question too.

- For Mr. Miller? Of course you--

- Maybe Mr. Miller or Rachel Maes as well.

- Okay, the floor is still open, so

- So--

- Sure, I know, but, can we put in the ordinance, a timeframe? Seven till five at night. You know, you have delivery companies, they don't come knocking on your door until about seven to eight o'clock in the morning, and they're done by eight o'clock at night.

- I don't understand the question, I'll look for it.

- Oh, my question is, delivery companies, they come to your door, they're not knocking at your door, at four o'clock in the morning, they're knocking seven until eight o'clock at night. Why can't we do that across the board for leaflets and newspapers and whatever else in the city?

- I question whether you can limit, you know, somebody just putting something on a porch at five in the morning, if they want to.

- You know, we have rules--

- It would probably impact political candidates and like more than the "Press-Gazette." I don't think that's gonna solve the problem, I think the pro, I see the problem as Ganette, and it's agent, have a complete disregard for this community and have no respect for the city of Green Bay, it's city council and its mayor and its citizenry, and they have gotten away with this, they have thumbed their, they have actually challenged the city of Green Bay and the city of Green Bay has backed down, for four or five years, and my position is bay on my ideas and somebody come forward with a solution to solve this problem, I'm not looking for any personal

glory that you have to adopt the, my suggestions, I am looking for a solution to this problem and the mirror idea that we're asking people to pay \$275,000 in the down and stare at a newspaper litter in the street is preposterous, it's insulting, and quite honestly, it's opposite my street, my house as well, the idea that we're all impotent, that we can't challenge Ganette and GateHouse Media is lose--

- Well, I, thank you, thank you, Mr. Miller, but my comment would be, so we have, it sounds like we have issues across both sides, how about if we were to able to do what the Green Bay police department did, slow down Green Bay? Why cannot we do a campaign to make everybody in the city be aware, we need your help regarding litter?

- I--

- And we get it out there--

- Yeah--

- And say, "Hey, if you're out there, if you have security cameras, on your properties and you, there's papers, look at your cameras for us, we need that information."

- Good point.

- May I answer this one?

- Yes, yeah, yeah.

- Yes you may, and then I'm gonna answer as well, this--

- I mean it, if we're an impasse where the city isn't gonna do anything, I mean, one of the things that I'm say

- You're frozen.

- You're locking up.

- During this summer, ladies. Okay, can you?

- Do well, yeah, you're locking us up.

- I'll start.

- Yeah.

- Okay. Okay, is it working now?

- Well, a little bit, could, Mr. Miller, could you hold on for a second and maybe I'd like to have Mr. Paape just weigh in? Can you hold for us on right now?

- All right.

- Okay, so--

- Let me--

- Can you hold on? Well, I'd like to Mr. Paape to weigh on real quickly can you hold on a second? Okay, Mr. Paape, you wanted to say something.

- Yeah, when Mr. Miller was talking and Mr. Alder Stevens, everybody's looking for a solution, one of the ideas I had popped in my head, has Mr. Miller or anybody given any thought to possibly taking a civil action against Ganette? I mean, if they have enough people that they have, that are receiving these things, that they can document their civil nuisance that's happening much like any civil matter that would get contested between property owners of a property, if your neighbor infringes on your rights, and they do something in a civil matter, that you would take some action against them, it sounds to me that there'd be a lot of evidence that you could have and a lot of people that are receiving those things that, you know, would be a possible solution.

- Can I .

- Yes, go ahead Mr. Miller, if you have a point.

- Yeah, with regard to... The, well, the way I see this is, I'll address Mr. Paape's question, but the way I see this as being prosecuted by the city, is that they go after Ganette, hold it to that position of getting them to tell the city once and for all, who the people are, the company is, that distributes it, and who the employees are incite those people. So that's the way, we finally get the information by taking these people be connect or not, we will find out who the entity is, that is distributing the lethal, let's see, have not been willing to give a share in your wig or anyone else that information, and that is the way to get that information legally and without too much of a problem, with regard, we don't have--

- Mr. Miller.

- Yeah.

- Do you have an idea of what something that it might cost? I realize it's kind of a open-ended question, so how much, you know, if the city went after Ganette, I mean, there's costs like anything else and we've--

- It's minuscule--

- What's that?

- It's minuscule, compared to the damages that, you know.

- Well, it would be nice to have a handle on that because we've dealt with our share of lawsuits over time, and, you know, it's just another layer. So anyway, just a comment.

- Yeah, okay, I, that's your--

- And so, Mr. Paape's, what's your take on Mr. Paape's still?

- I don't know if I'm, Yeah, Mr. Paape, I've thought about that, I would prefer not to pay the \$265 plus the service fees out of my pocket, I would, as a person who's paying five or \$6,000 in taxes, I first appealed to the city to do something. With regard to Mr. Paape's specific question, I of course have done that, we had a problem in 812 Dodie Street, both Alderman Steuer and Alderman Scanell attended the meeting on that, I wrote a letter to the landlords threatening a private news hand within two weeks later, the problem was solved. So, I think it's entirely possible to do that, I don't have the treasury that the city of Green Bay has, at this point, but if need be, if that's the only way we get it done, I am going to one, perhaps host a party where we have reno and try to catch the people, and two, I will file a private lawsuit to solve this problem myself, but quite honestly, with 101,000 people in the city of Green Bay and almost 2000 employees, the idea that the city is impotent to solve this problem, is a, is, as I said, lunacy.

- Okay, well, well spoken, all right, any other comments for Mr. Miller? Otherwise we'll close the floor again and discuss.

- Motion to close the floor.

- Okay, Vander Leest,

- Second.

- Seconded by Stevens, all in favor, please say aye.

- Think aye.

- Aye.

- Aye, okay, that passes unanimously. All very good points, I like Alder Stevens talk about possibly looking at other funding sources, instead of Ganette, that's one thing, you hit them in the pocket book, that's one thing. I like Mr. Miller's idea for a neighborhood party, I'd go to that, I'd rather, you know, we just have to let them know on certain terms that this is unacceptable, so, I'm not sure exactly, you know, if our ordinance is as effective as it can be right now, because I know you talked about content, neutral information, Rachel and a few other things. You know, I, you know, Alder Gerlach brought up a couple of ideas as well. You know, I don't want that stuff on my front porch either, so, and they don't listen, you know, Mr. Paape said that, they've tried in their office many times, so, Mr. Miller is frustrated, I understand it, he wants to see a solution. So, committee, do you have anything in forward? Ms. Rachel?

- Well, whether evidence comes forward through the police department, through a private citizens, through a neighborhood party, if there's evidence of one of these independent contractors caught in the act, I would happily, and eagerly prosecute that citation, it's just a matter of, catching them in the middle of the night, I mean, people like to have their newspapers delivered for them to have their morning coffee, that's why they deliver it in the middle of the night. My first job ever was delivering newspapers, if it's not there by seven o'clock people get upset. So, while they're running these routes, that's when they're throwing these advertisements out their car windows, but, if anyone brings forward that evidence, I would eagerly prosecute that citation.

- Well, that's okay, well, that's good to hear, but like I said, we gotta make those some kind of a determination with the committee here how to move forward, so, Alder Stevens, do you have some thoughts on that? You kind of brought up one thing and I don't, you know, this is kind of a multi-pronged approach here so, I don't know, I, I'm really not sure how to--

- I think.

- Proceed that, I'm--

- There has to be some solution to this--

- Oh, of course.

- There has to.

- Of course, but like I said, there's a couple of different ways to look at it you know, we could have--

- You know I think we have a couple of different avenues that needs to be looked at, you know, I really do think a campaign will help, I know it's not what everybody's looking for, but you know, we need to get it out there that, you know, the city's kind of tied, you know, Mr. Miller, he wants a resolution to this, I think a lot of people do.

- Mm-hmm.

- But I think it there's couple of different things that we all need to be working on at the same time. At that contract and pulling that funds from Ganette, you know, that we'll need to go to one department--

- Right.

- To see when that contract will expire or if we can cancel it now, if we can cancel it, now, then I think it'd be great, you know, and then also, I think the campaign needs to be started, you know, informing people that we need your help.

- Okay.

- You know, and also I think, look at the ordinance, see if we can make it a little stiffer, I don't know.

- Okay.

- You know, a civil suit, you know, a lot of people will probably jump on board, it'll take a lot of time to do, and a lot of manpower just to make it happen just to get to wake up.

- You're right.

- You know, it's not about, it's about the citizens of Green Bay, that's what--

- Yeah.

- That's what it's about.

- That health and safety issue, as far as I'm concerned--

- Right. And Mr. Miller is really passionate about this I'm glad on it--

- Mm-hmm.

- But you know what? It's about the citizens of Green Bay, you know, it's the tax dollars, you know, we're paying \$50,000 to Ganette, it needs to stop.

- Well, there's four good points you brought up, I wrote those down, so we'll discuss that startling. Attorney Gerlach, I keep calling you attorney, Alder.

- Wow, finally, I get recognized.

- Yes, there's too much going on, okay, Alder Gerlach.

- I've been, as I listen to what Alder Stevens is saying just now it occurred to me, oh, we should write Ganette a letter and say, you know, "If you don't put, choose to put an end to this we're going to have to think about moving to a different publication for our official publication." And then I wondered, well, we've done a lot of resolutions lately maybe, you don't want a solution but maybe that's what it takes, maybe the council at the

next meeting, needs to pass a resolution unanimously that we will not renew our, whatever it is, our agreement with the "Press-Gazette" to be our official newspaper, unless Ganette puts an end to this by the time it's time for renewal, and let, put it in their hands, I'm sure they can do it if they want to.

- Well, that's a idea.

- That'd be a Rachel Maes.

- Yes-

- Yeah.

- That'd be attorney's question .

- Yeah, got it--

- Well, let's ask her.

- Attorney, what do you think of that?

- It's something that the council could absolutely do.

- Yeah.

- If they could write a letter as a unanimous body or a unified body at least, and I mean--

- Well,

- Economic development and inspection haven't been able to get that information but maybe the strength of the county council would be able to get that information from them.

- Mr. Miller we'll get to you, we're still closed, so just be patient. All some very good ideas, so, and I know, Alder Gerlach you've written some resolutions, I've written a few in my day as well, I'll work on them. I'm more than willing to work on something like this as well with the help of the committee, if you'd like to do that, I could see some kind of a resolution coming forward from this committee, you know, it's gonna take a little while to put it together, but I think that's a motion that we can make going forward, and I think that's a good first step.

- If I may respond that we could have that we--

- One comment Mark.

- Had it written tomorrow,

- We have that written tomorrow, okay.

- We can had it written tomorrow, if the attorneys thinks that's the way to go.

- Now, I'll work on that too.

- If that's the wise thing to do.

- And I'll ask Mr. Miller as well.

- Yeah, I understand that, I'd like to open the floor again.

- I got one quick question, I wanna just make a--

- Go ahead.

- Motion Mark.

- Go ahead Alder.

- I think the private contractors, I think they have to be cited in a, given a citation, that sends a message as well to Gannet newspaper, that, you know, their employees are doing a poor job, they're not being responsible, and I think if we catch a few of them, and get the citations, make them, whatever the citation would be, that they have to pay it, and if they can't pay it, then we should go after the company that hired them. I don't know how that would work, but, I think that we should get some of these people that are throwing this in the street in the, you know, on the sidewalks, on the grass, get 'em cited, and then go after Gannet as well, but you know, that's all I got I want to a motion open the floor.

- Second.

- All right. Seconded by Stevens, okay, this'll be the last time. All in favor please say aye.

- Aye.

- Aye.

- Aye, Mr. Miller, your last shot here, what do you think? Go ahead, I'm not killing democracy, am I?

- Can you hear me?

- Yes. Go ahead.

- Okay. In my original, most recent letter, I suggested that the city, the mayor and the city attorney write a letter, if it's the common council joining together, so much the better, I view this as a potential public relations debacle for Gatehouse Gannet, and I don't think this Avenue has adequately been explored, I think, you know, Alderman Stevens was reaching that with regard to his campaign, I think that has to be done, and I think Gatehouse Gannet could be brought into compliance just by embarrassment, and I think that, no, I'm serious.

- I'm not laughing, I'm just.

- They asked you to stop, they are trying to sell newspapers, this is a public relations debacle in the making, and perhaps, they will see the light, if they have to deal with the city council and the mayor in a letter, so I fully endorse that, I think it should be done forthwith, thank you.

- One other point, Mr. Miller, as far as this information being, you know, they throw it on the lawns, on the driveways, all that kind of stuff, if they put it in your newspaper box, is that an issue at all? I mean, a lot of people don't even want it, why?

- Well, I think people should have the option to opt out, that there should be an enforceable opt-out mechanism, and Ganette would, the Fremont California ordinance had is that, if you put up a sign, saying you don't want it, they can't deliver. But that's--

- Well. All right.

- That we don't have to reach at this point, we just have to get to the point where, the momentum is started, so that, Ganette has to start paying attention to the city of Green Bay. I think if that happens, we've accomplished something.

- Okay, all right, well, well-spoken, thank you for your input.

- Thank you.

- We will close the floor and do we have a motion for that?

- Motion to close the floor.

- By Stevens and seconded by Vander Leest, all in favor, please say, aye.

- Aye.

- Aye.

- Okay, well.

- I think our motion will be.

- Go ahead.

- Three parts roughly.

- Okay, well you brought up some good points, so have at it.

- So, I think we need to make a motion to refer to staff and also to refer to common council for the resolution. So, the first one would be the resolution, which sounds like couple of the Alders would be willing to do that. The second would be, to look at the contract regarding Ganette, on our publications, you know, we're talking five years here we probably gave them \$200,000 already. So I feel like that just needs to come to an end, we need to look for different ways, you know, they're not helping us, they're not helping our citizens of Green Bay, so I think that contract needs to be looked at and if we can end it, let's end it now, if not, let's

end it at the end of the expiration of the contract. Which I think that may need to go to the attorney's office, to review that contract, I don't know. And I also think the campaign needs to be done.

- Awesome, can we of motion?

- And that may be inspections or somewhere to start that campaign.

- Well, Attorney Bungert, what do you think? 'Cause Attorney Maes is either way, there's, these are all good points but we have to kind of put it in a, in some format--

- Yeah.

- Moving forward so...

- Right, so, I can speak to the resolution and to refer to staff, I guess, is the referral to staff to review the ordinance and further, or is it essentially just to refer to staff for the creation of a resolution?

- Well--

- Dating?

- Well, in the past though, we've done resolutions where some of the Alders will just do a resolution and bring it forward to a committee so, I don't even know if, I mean--

- Correct.

- I'm willing to work on that and Alder Gerlach you said you might have a few minutes tomorrow, we did all.

- I tell you, I mean it when I say it, I can have it done tomorrow, but--

- I want to be part of that too.

- The question is, can we, can this committee, somehow, can we get this moving so that it can be ready, and it could be on the council agenda the next meeting?

- Yes, I would say that, we'll have the resolution in hand for council. So that would be a part of the motion that, you know, we will deliver a resolution for our council's puzzle next week. So that's--

- Sure the . The resolution, if it's drafted, it'll just need to be formatted by staff before--

- Right.

- Placing it on the agenda. The only caveat is that the, this item in the report, for the action of the resolution--

- Right.

- Will need to be by council, in order for council to take up the actual draft of the resolution. So it can be on the agenda, but if for whatever reason, this item fails to pass and to get support at the whole council level, then the resolution will not be consi, the drafted, the draft itself will not be considered for adoption.

- Okay, well, I still think we'll bring that forward, so, the resolution, Alder Gerlach and I, and anybody else that wants to work on that and probably when we finish with that I'll contact Mr. Miller as well and just, you know, he's done a lot of work on this as well, so I appreciate all this efforts, so--

- Mr. Miller needs to be willing to do it.

- Well--

- Fine, I'm on board.

- Okay, well, good. I know your number by heart by the way.

- Okay.

- So the second part of it, would be to look at the current contract with Ganette.

- Okay.

- Correct.

- Who do we refer that to?

- That can be a referral to staff, so I have for the staff, to create a resolution with the understanding that Alder's Gerlach and Alder Steuer will be doing the drafting, it just, for consistency sake, it should be referred to staff, the staff is ultimately going to need to format it and place it on the agenda, so it's, most to create a resolution expressing the city's concerns to get Ganette newspapers, and to review the current contract with Ganette as to ability to cancel or terminate that contract.

- Stad come back to protection policy and policy, the first or second meeting of April?

- The, it depends on how quickly we can review that contract.

- So, would it be best if we tell you to bring it back to our second PNP Meeting in April?

- We can, sure.

- I'll be okay with that.

- Well, of course, Alder Stevens and myself are gonna be gone on April 19th, so, we're--

- No, no, 19, I'm here the 19th, you said the 12th earlier.

- I did?

- Yeah.

- Well the 12th. Well, no, I will be gone on the 12th and the 19th, but the 12th is the meeting. I will be gone on the 12th and you will too, right?

- Possibility I may not be here.

- Okay well, we'll have to work it out, I'll talk to--

- Oh, the 19th, I'm definitely here.

- Excuse me--

- Yes, go ahead Alder Gerlach.

- It's important--

- April 19th, the report back date for the contract review.

- It's important when this contract ends, because I think it might end in April. We need to find that out.

- Right--

- Was that--

- That will be part of the co.

- Okay, well that'll be--

- Okay, okay, that's a good question, Lynn, so, can we ma you also put in there that, if this contract is expiring, that no new contract will be signed until protection and policy reviews the situation. 'Cause we don't want a staff member or the Mayor to sign the contract.

- Right, I don't think that contract just automatically gets approved and I would prefer that.

- No, we have to approve.

- Right, because of the threshold amount, I think that comes to council for approval, so I don't--

- Okay.

- Yes.

- Think that's a--

- I think it does, so, we still have to--

- I'm throwing it out there, 'cause you know, I'm fairly new at this, so I'm not--

- Oh, you're doing well, you're doing fine, thank you. Okay, well--

- And then the third part, I think the campaign, we should look at and get that concrete it out and get it out to the citizen.

- So I don't know what--

- And I don't know what department that would go to, inspection.

- So, for that last part, I would defer to that, to whether that's something that can be, whether that would be something feasible as far as utilizing our neighborhood associations, or what kind of information or distribution you've made.

- Yeah, I'll ask Bill about that, but I mean, we've got a couple of things going on here, don't you think having a resolution and also looking at the payment that Ganette makes to us or we make to them I should say, wouldn't that be enough for now? And then if we decided to have the campaign, we can move forward maybe in a month or so, do we have to do it all at once?

- Yeah, but the campaign I think would be feasible like Rachel Maes, the Attorney Maes was saying that, if the, if we can get our, these citizens, to find out whose, what these vendors are, she would start working on it right away.

- Attorney Maes.

- Is this, and start doing citations.

- So the sooner, the better Attorney Maes?

- I agree with the citations, get the citations going--

- Yeah.

- And make somebody accountable, nobody's been accountable at this point at all. So accountability means different things.

- All right, I stand back, good points, all right--

- You know, I'll make a comment, Ganette's not helping us, it's time for us to be like, we're coming, we're coming. And we have all these different avenues that we're going to be throwing at you to help to get them to realize we need your help, our citizens need our help.

- Right.

- So, I think every avenue that we can come up with, we need to throw it out there, so.

- The, referring this out and Bill, you know, Mr. Paape, there is that something that your department would be willing to work with with, with us, the committee?

- I'm just, I'm a little confused as far as the camp, I mean, we've been--

- Well,

- Yeah, we have it out there, I mean, we've been doing this for awhile, if any, you know, how, what mechanisms are you wanting us to like get the word out to the citizens?

- Well .

- Well, I think Facebook is a big one, you know, we kind of mimic what the police department has, Facebook, you know, slow down Green Bay, you know they talked about it, they got it out there. You know, we may, you may need to tap on the mayor shoulder when you're on the morning news, you need to talk about this situation, you know, it needs to get out there. So whatever campaign you want, if you want to do a logo, a slogan, come up with something.

- Talk radio would be good, talk radio would be good.

- Yeah, that's another one.

- Yep, hold on.

- I don't know if you're gonna.

- Just come up.

- I don't know if you're gonna--

- Come up campaign.

- On talk radio, so I'm--

- I'm gonna be on talk radio on the Thursday 12th.

- Bring it up Mark.

- I could talk it out.

- But I will, well, I will do my, I will pass the message along if we can get our neighborhood associations or neighborhood specialists, I believe we have an outreach team. I will pass that word along to Cheryl, and--

- We can do as far as spreading our--

- I think working with the neighborhood associations would be big on this so.

- And I think you should return back to us with a game plan on the 19th of April, you know, it's 30 some days away so.

- Well, I see a head shaking Alder Gerlach.

- Oh, Lynn.

- I think you're making a mistake, I think that you don't go out and have a public campaign against someone with whom the city has a contract. When the contract is over, then you have, you know, then it's different, but, I just don't, we are under contract with them right now, and I just don't think it would be smart to ask people to try to undermine them, when we are still under contract with them, it--

- We're not talking about us.

- This could end in April, if we change, if we had a different newspaper that we contracted with, that might be the end of the contract, can you do that? Can you have a--

- Lynn.

- Public campaign against them, what, what?

- Go ahead, Stevens--

- So, I understand what you're saying, Lynn, but Lynn, we're focusing on the third party vendor--

- Yeah.

- That Ganette--

- Yeah.

- Contracts with.

- Okay.

- Ganette is not following suit, so we're looking at ending their contract regarding our publications.

- We to be careful then that the Ganette name isn't part of that.

- It wouldn't be, I don't think.

- The --

- We don't care if we did--

- He told me how we do an attorney.

- We don't care if we did, you're not helping the city. They're littering the whole city.

- John, I like where I--

- And they don't have any accountability, they don't care, They haven't returned phone calls, they haven't done a thing.

- Okay, duly noted .

- So the camp so I, that, so the campaign would be to get the third party vendors that are physically throwing the papers, that's who we need not Ganette at this point in time regarding that.

- Yeah, we'll keep that--

- Catch good.

- We'll keep that out, that's a good point, good points, man, I'm proud of you guys, I really am. All right, so where are we at now Attorney Bungert? I think we we've made a few things here. It's better to do things. Attorney we are at, Alder Gerlach--

- Yeah.

- And I will work on the resolution tomorrow, we'll have something in hand by tomorrow--

- Okay.

- What time Lynn? I'll be up all--

- Well, we have a meeting at 4.30 tomorrow, personnel and finance, so it will be done before that.

- All right, so I'll give you a call nine o'clock? Nine o'clock in the morning?

- tomorrow morning, I'll send you something by email you can get, and you can tell me when you wanna meet, okay?

- I'm ready anytime.

- Okay, I'll call you at five tomorrow morning.

- All right, well, we had Attorney Bungert.

- Yes, so, I have the motion to refer to staff to create a resolution, expressing the city's concerns to Ganette newspapers, and to review the current contract with Ganette, as to the ability to cancel or terminate, or not renew, and to refer to inspections, as to creation of a possible public campaign concerning these issues and to report back on both of those things for the April 19th meeting.

- Does that sound good?

- Mm-hmm.

- I think that sounds good to me. Okay, so do we vote on this yet? I don't think so.

- No, that's just a moment.

- So that's the motion, okay, so do we have this approved?

- Yeah, I second.

- Alder Stevens that's your motion, correct?

- Mm-hmm.

- And Alder Vander Leest, do you second that?

- Second.

- Okay.

- I second it.

- Any other discussion? All in favor please say aye.

- Aye.

- Aye.

- Aye,

- That passes unanimously. It was, this is dominant.

- Okay.

- This is very interesting, thank you Mr. Miller for your input and I'm sure I'll be talking to you shortly.

- Thank you, Mr. Miller.

- Yep. All right, so we're moving on now, right? I know Lieutenant Alan's been very patient.

- Well, in the laundry room.

- What's that?

- I'm sorry, my husband was for the like kids blankets 'cause they were in the laundry room, too many things going on at once, okay, so--

- You're multitasking.

- Yes, too many plates in the air, so we are onto the liquor violation reports for March 22nd.

- All right, so Lieutenant Allen, this is always one of our favorite parts of the meeting, you know?

- Yes, .

- No pressure on you.

- No, no, so, from March 8th, 2021 through March 22nd, 21, there were no liquor law violations, no ordinance violations or beer referrals, but there was one property referral, and two written warnings. March 9th this year, a property froze issued to TMT Holdings LLC at Felt Fuzzies, hold on West Mason there. TNT Sports Bar And Grill, reference a disturbance between the owner, Troy Peontic and an employee Jonathan Mau, officers arrive at TNT Sports Bar And Grill the owner, Troy, was found to be intoxicated while attending the bar servants had ensued with the employer, Jonathan. Let's see, both were issued written warning for disorderly conduct and a property referral was issued, outside of that, that's all we had this month.

- Okay, on a case like that, does the bar stay open or what--

- Yeah, the bar is currently open. Our community police officers are out there, I made contact.

- Okay.

- With Troy, we're working through some issues right now with them so.

- All right, well, good luck with that.

- Yeah.

- So, thank you for that, can we have a motion to receive and place on file?

- [All] Motion to receive and place on file.

- Okay, well I just flip a coin there, I'll go with Vander Leest on that, and then seconded by Stevens, all in favor, please say aye.

- Aye.

- Aye.

- Aye, thank you Lieutenant, all right, guess what?

- I'll make a motion to adjourn.

- Motion by Stevens, do we have a second second?

- Second.

- Vander Leest--

- Thank you.

- Unless you wanna keep going. All in favor, please say aye.

- Aye.

- Aye.

- Aye, be submitting, I'll give you that. So, Attorney Alder Gerlach, I'm calling you attorney all the time, I think I'm hungry, so anyway, I will, give me a call in the morning, I'll be up after eight o'clock.

- Okay.

- It's been a lot of fun, thank you--

- Mark, one quick question.

- Yes.

- The person that's actually hosting the meeting, can they make sure that they log us out? So our computers, you know, know that.

- Okay, well.

- If that's possible.

- All right, I'll see what we the, can do on that.

- I don't know if that's possible on our end--

- I think you could you could.

- Celestine only trained us how to, pretty much saved the zoom meeting to the city of server, she never told us about anything of logging anyone out.

- Alder Vander Leest, I think what you could do is, you know, I've had that issue too in the past, is that, when you check out and then maybe come back, you come back in, you know, a couple of days later, it just, a lot of times it'll say leave meeting, from a few days before, you just click that, and then, I've had that happen too. So you just gotta look for that--

- Thank you Lieutenant Mahoney, appreciate your help.

- 'Cause on my end all I could do is remove you from this meeting, but I can't log you out.

- Yeah.

- Okay, Not a problem. We'll handle it from this end.

- Gotcha.

- Well, we'll get it, we'll get, all right, thanks again gentlemen.

- Keep up the good work, on the police department.

- Yeah.

- And I think they're a good things coming up here.