



MINUTES OF THE COMMON COUNCIL

TUESDAY, AUGUST 17, 2021, 6:00 PM

In person at City Hall Room 200.

Virtual attendance also available via Zoom.

A. ZOOM MEETING INFORMATION.

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

B. ROLL CALL.

C. PLEDGE OF ALLEGIANCE.

D. INVOCATION.

I. The invocation will be led by Alder Lynn Gerlach, District 3.

E. APPROVAL OF MINUTES.

I. Approval of the minutes from the August 3, 2021 Common Council Meeting.

Moved by Ald. Brian Johnson, seconded by Ald. Barbara Dorff to approve.

Motion Passed.

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

F. APPROVAL OF THE AGENDA.

Moved by Ald. Randy Scannell, seconded by Ald. Veronica Corpus-Dax to approve.

Motion Passed.

Yes- Barbara Dorff, Bill Galvin, Brian Johnson, Craig Stevens, Jesse Brunette, John VanderLeest, Mark

Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach, No- None, Abstain-None.

G. REPORT BY THE MAYOR.

H. ANNOUNCEMENTS.

I. APPOINTMENTS.

I. Redevelopment Authority - On Broadway, Inc. Liaison
Brooke Gehrke, 546 Fox Path Trail, Denmark, WI 54208
Term to expire: March 1, 2022

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve.
Motion Passed.

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

J. ORDINANCES - SECOND READING FOR ADOPTION.

I. General Ordinance No. 19-21

An ordinance amending Section 40-34, Green Bay Municipal Code, Relating to Parking Regulations.

Moved by Ald. Randy Scannell, seconded by Ald. Veronica Corpus-Dax to adopt.
Motion Passed.

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

K. REPORT OF THE REDEVELOPMENT AUTHORITY (AUGUST 10, 2021).

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve, except item 2.
Motion Passed.

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

1. To adopt the Initial Resolution Authorizing Actions Necessary for the Sale and Issuance of Taxable Lease Revenue Refunding Bonds for the KI Convention Center Expansion and forward to the City Council on August 17th for their consideration and possible action.

2. To approve the allocation of CDBG-CV2 funds in the amount of \$253,062.34 from the State of Wisconsin to provide public broadband and wireless access to low-moderate income persons at neighborhood parks to be designated at a later date by staff after review and consultation with Brigid Riordon to determine a plan to reach as many areas as possible with the funding available.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to approve.
Motion passed.

Moved by Ald. Brian Johnson, seconded by Ald. Craig Stevens to refer to staff.

Motion Passed.

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

L. REPORT OF THE IMPROVEMENT & SERVICES COMMITTEE (AUGUST 11, 2021).

Moved by Ald. Randy Scannell, seconded by Ald. Lynn Gerlach to approve.

Motion Passed.

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

1. To receive and place on file the request on correcting erosion issues on the 1000 block of Lacount Road. (Ald. Brunette)
2. To approve the request by area west side residents to install sidewalks on the west side of Green Bay portion of Wood Lane from Hazelwood Lane to Ironwood Drive. Part of the sidewalk costs to the two property owners would be offset from a donation of \$2,500 from resident Paul Secker and a possible grant obtained from the MacArthur Heights Neighborhood Association and work collaboratively with Brown County and/or Ashwaubenon. (Ald. Vander Leest)
3. To hold the request for a 20-year history of road repairs, including alleys (2001-2021), with total expenditure, miles (distance) completed, type (reconstruction vs. resurface), and to denote if the projects were cooperative with County and/or State. (Ald. Wery)
4. To approve the request by Transformation House Holdings, LLC to enter into a parking rental agreement for space in Lot B, located in the 600 block of South Broadway.
5. To approve the request by Skip Heverly (owner of Platten Place Apartments) to renew the Platten Place parking agreement for Lot F.
6. To approve the request by Department of Public Works to execute Amendment XII to the Brown County Municipal Recycling Agreement.
7. To receive and place on file the report of award of the contract SEWERS 5-21 EAST SHORE DRIVE SANITARY LIFT STATION to the low responsive bidder, August Winter & Sons, Inc., in the amount of \$199,000.

M. REPORT OF THE PROTECTION & POLICY COMMITTEE (AUGUST 9, 2021).

Moved by Ald. Randy Scannell, seconded by Ald. Kathy Lefebvre to approve.

Motion Passed.

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

None.

1. To approve a change of agent for Walgreens Co. at 1165 W. Mason.
2. To approve a change of agent for Walgreen's Inc. at 2204 University Ave.
3. To approve a change of agent at Ultimate Mart, LLC at 1819 Main St.
4. To approve a request by the I.T. Department to discontinue use of Green Bay Public Television Channel 4 in lieu of repairing malfunctioning equipment and for staff to reach out to local stations to see the possibility of airing the meetings.
5. To approve a request by Tux 2, Inc. (Blue Collar to temporarily extend their license premises to the outside parking lot on October 2 for the Grand Opening, subject to complaint.
6. To receive and place on file the The Liquor Violation Report for August 9, 2021.

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

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve.
Motion Passed.

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

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

O. REPORT OF THE PLAN COMMISSION. (AUGUST 9, 2021)

Moved by Ald. Randy Scannell, seconded by Ald. Veronica Corpus-Dax to approve.
Motion Passed.

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

1. To amend the Comprehensive Plan for the property located in the 1420 Block of South Huron Road from Business Park to Medium and High Density Housing and Business Park to Wetland & Private Open Space. (Public Hearing held 08/09/2021)
2. To authorize a Conditional Use Permit (CUP) for a duplex (R1) district located at the corner of 3105 Sandstone Court and 1413 Sandstone Place, subject to the following conditions:
City of Green Bay zoning and building approvals are required prior to commencing construction of buildings, structures, drives, or parking areas, and may also be required prior to commencing grading, excavation, filling, or other land disturbing activity. (Public Hearing held 08/09/2021)

3. To authorize a Conditional Use Permit (CUP) for a school addition for NEW Lutheran High School located at 1311 S. Robinson Avenue, with the following conditions:

- a. Any additional expansions will require an amendment to this Conditional Use Permit.
- b. Compliance with all the regulations of the Green Bay Municipal Code not covered under the Conditional Use Permit, including standard site plan review and approval.
- c. The new lights for the addition shall be pointed downward and have zero footcandles past the property lines.

(Public Hearing held 08/09/2021)

4. To authorize a Conditional Use Permit (CUP) for a shelter use in an Office/Residential (OR) District at 315 S. Jefferson Street, subject to the following conditions:

- a. A maximum capacity allowable under the International Building Code (IBC).
- b. If the shelter facility use at 315 South Jefferson Street is discontinued, the operation is dissolved, or if Newcap no longer operates/manages the facility, the use shall terminate immediately. The use/operation shall not be renewed or reestablished without the Plan Commission and City Council review and approval.
- c. At the discretion of the Common Council, Plan Commission, or the Planning Director a review may be required by the Plan Commission and Common Council to ensure compliance with this conditional use permit and identify any areas of concerns with the rooming & boarding house but not limited to:
 - 1) Police calls and other documented safety concerns.
 - 2) Inadequate facilities.
- d. Conformance with the submitted operating plan submitted by the applicant.
- e. Compliance with all other regulations of the Green Bay Municipal Code.
- f. A site plan be reviewed and approved, by the Community Development Review Team (CDRT).

(Public Hearing held 08/09/2021)

5. To authorize a Conditional Use Permit (CUP) for a dormitory use in an Office/Residential (OR) District at 932 Cherry Street, subject to the following conditions:

- a. A maximum capacity of 10 individual residents within the dormitory. Any increase in residents will require Plan Commission and Common Council approval.
- b. If the rooming & boarding house facility use at 932 Cherry Street is discontinued, the operation is dissolved, or if Newcap no longer operates/manages the facility, the use shall terminate immediately. The use/operation shall not be renewed or reestablished without the Plan Commission and City Council review and approval.
- c. At the discretion of the Common Council, Plan Commission, or the Planning Director a review may be required by the Plan Commission and Common Council to ensure compliance with this conditional use permit and identify any areas of concerns with the rooming & boarding house but not limited to:
 - 1) Police calls and other documented safety concerns.
 - 2) Inadequate facilities.
- d. Conformance with the submitted operating plan submitted by the applicant.
- e. Compliance with all other regulations of the Green Bay Municipal Code.
- f. A site plan be reviewed and approved by the Community Development Review Team (CDRT) with appropriate and code compliant lighting and enhanced landscaping for the site.

(Public Hearing held 08/09/2021)

6. To hold over the review of updates to Article XVIII. Off-Street Parking, Drives, and Loading, Green Bay Municipal Code.

P. REPORT OF THE PERSONNEL COMMITTEE (AUGUST 10, 2021).

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve.

Motion Passed.

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

1. To approve the request to reclassify the Public Works Signs Worker Foreperson position from Pay Grade G (\$22.53/hour - \$26.52/hour) to Pay Grade H (\$24.74/hour - \$29.06/hour)

Q. REPORT OF THE ECONOMIC DEVELOPMENT AUTHORITY (AUGUST 2, 2021)

Moved by Ald. Randy Scannell, seconded by Ald. Veronica Corpus-Dax to approve, except item 2.

Motion Passed.

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

1. To approve the Downtown Parklet Grant request for \$5,000, from the Aging and Disability Resource Center (ADRC) / Grounded Café for a parklet outside 300 S. Adams Street.

2. To approve the Development Agreement with Moski Corp regarding the development of the properties located at 1300-1400 Block S. Huron Road with the change to include language to allow for a lien, in the original amount of special assessment, to be placed on the properties so that the City can recover the assessment should the benchmarks not be met.

The Council may convene in closed session pursuant to Sections 19.85(1)(e), Wis. Stats., for purposes of deliberating or negotiating the sale of public properties, investing of public funds or conducting other specified public business as necessary for competitive or bargaining reasons, and Section 19.85(1) (g), Wis. Stats., for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. The Council will thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to take action on items discussed in closed session, if appropriate, and to consider the remainder of the agenda.

Moved by Ald. Randy Scannell, seconded by Ald. Brian Johnson to approve.

Motion passed.

Moved by Ald. Veronica Corpus-Dax, seconded by Ald. John VanderLeest to hold until the next council meeting.

Motion Passed.

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

R. REPORT OF THE FINANCE COMMITTEE (JULY 27, 2021 AND AUGUST 10, 2021)

Moved by Ald. Randy Scannell, seconded by Ald. Veronica Corpus-Dax to approve, except item 2.

Minutes of the Common Council

Motion Passed.

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

1. To approve the purchase of 31 portable radios and batteries for the Fire Department from Baycom for the sum of \$231,861.40. Purchase to be made from Wisconsin Counties Association Contract. Quote attached.

2. To deny action on a request by Kris Teske for conflict counsel for the WEC Complaint titled, Carlstedt, et al. v. Meagan Wolfe, et al. (Item was referred from the August 3, 2021 Council meeting.)

The Council may convene in closed session pursuant to Section 19.85(1) (g), Wis. Stats., for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. The Council will thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to take action on items discussed in closed session, if appropriate, and to consider the remainder of the agenda.

Moved by Ald. Randy Scannell, seconded by Ald. Veronica Corpus-Dax to approve.

Motion carried.

Moved by Ald. Jesse Brunette, seconded by Ald. Brian Johnson to hold until the next meeting.

Motion Failed.

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

Moved by Ald. Barbara Dorff, seconded by Ald. Randy Scannell to Enter Closed Session, Ald. Dorff read the language..

Motion Passed.

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

Moved by Ald. Barbara Dorff, seconded by Ald. Randy Scannell to Return to Regular Session.

Motion Passed.

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

Moved by Ald. Barbara Dorff, seconded by Ald. Lynn Gerlach to approve.

Motion Passed.

Yes- Barbara Dorff, Bill Galvin, Brian Johnson, Craig Stevens, Mark Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach, No- John VanderLeest, Abstain- Jesse Brunette.

S. COMMITTEE OF THE WHOLE

Moved by Ald. Randy Scannell, seconded by Ald. Bill Galvin to approve.

Motion Passed.

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

I. Consideration with possible action on status of litigation in Larmay, et al. v. Meisner, et al., 20-CV-639.

The Council may convene in closed session pursuant to Section 19.85(1) (g), Wis. Stats., for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. The Council will thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to take action on items discussed in closed session, if appropriate, and to consider the remainder of the agenda.

T. RECEIVE AND PLACE ON FILE.

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve.

Motion Passed.

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

1. Building Permit Report for July 2021

2. Municipal Court Report for August 2021

U. RESOLUTIONS.

Moved by Ald. Randy Scannell, seconded by Ald. Veronica Corpus-Dax to suspend the rules and take up all with one roll call vote.

Motion Passed.

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

Moved by Ald. Randy Scannell, seconded by Ald. Mark Steuer to adopt.

Motion Passed.

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

1. Initial resolution authorizing actions necessary for the issuance and sale of an additional municipal revenue obligation for the KI Convention Center Expansion Project; and certain other related details.

2. Resolution authorizing conditional use permit at 3105 Sanstone Court / 1413 Sanstone Place.

3. Resolution authorizing conditional use permit at 1311 Robinson Avenue.

4. Resolution authorizing conditional use permit at 315 South Jefferson Street.

5. Resolution authorizing conditional use permit at 932 Cherry Street.

V. ORDINANCES - FIRST READING.

Moved by Ald. Randy Scannell, seconded by Ald. Veronica Corpus-Dax to advance.

Motion Passed.

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

I. Miscellaneous Ordinance No.03-21

An Ordinance Adopting an amendment to the Smart Growth 2022 Comprehensive Plan of the City of Green Bay pertaining to property located in the 1420 Block of South Huron Road.

W. REFERRAL OF PETITIONS & COMMUNICATIONS.

X. ADJOURNMENT.

Moved by Ald. Brian Johnson, seconded by Ald. Randy Scannell to Adjourn.

Motion Passed.

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

Verbatim Minutes, Green Bay Common Council, 2021-08-17

- Call to order the Common Council meeting for Tuesday, August 17th, 2021, clerk.
- Thank you your honor, 11 members are present and voting in civic clerk and one member is excused, Alder .
- Alright, thank you, clerk. Please rise for The Pledge of Allegiance followed by an Invocation led by Alder Gerlach. I pledge allegiance.
- I pledge allegiance to my Flag.
- [All] Of the United State of America and the Republic for which it stands, one Nation, under God, indivisible, with liberty and justice for all.
- I would invite you to be seated, please. You know my style. What a time it is to be alive on earth. So much has happened since the last time we met, the tragedy in Afghanistan, especially the tragedy for the female half of the population, the natural disaster in Haiti again at least 1400 dead, the largest wildfire in recorded history still out of control in our West Coast. And we're just informed that climate change is no longer reversible a key fresh water reservoir lake Mead at almost its lowest level in about a hundred years. Knowing now that some of our Western states are gonna face water rationing, and some of the farmers are gonna get half the water they're used to getting for their farms and through it all the COVID numbers rising steadily. When I face things like that, a situation that Bleaker has looked for a poem to help me understand it or interpret it or maybe cope with it. I had a really hard time this time. I really had trouble trying to find a poem to deal with all of that. And I finally settled on one that comes pretty close and the interesting thing is that this poet couldn't possibly have anticipated any of this because he died in 1993. This is the American poet William Stafford, and he wrote this poem called "A Ritual to Read to Each Other," And I think it's kind of appropriate for what we're facing right now. If you don't know the kind of person I am, and I don't know the kind of person you are a pattern that others made may prevail in the world and following the wrong God, we may miss our star. For there is many, a small betrayal in the mind, a shrug that lets the fragile sequence break sending with shouts the horrible errors of childhood storming out to play through the broken dike. And as elephants parade holding each elephant's tail if one wonders this circus won't find the park, I call it cruel and maybe the root of all cruelty to know what occurs but not recognize the fact. So I appeal to a voice to something shadowy, a remote important region in all who talk, though we could fool each other we should consider, lest the parade of our mutual life get lost in the dark for it is important that awake people be awake, or a breaking line may discourage them back to sleep. The signals we give yes or no, or maybe should be clear. The darkness around us is deep.
- Thank you Alder for those words, on to approval of the minutes.
- Move to approve.
- Motion made by Alder Johnson, seconded by Alder Dorff to approve the minutes from the August 3rd, 2021 council meeting all in favor, signify by saying aye.
- [All] Aye.
- Opposed nay.
- The ayes have it, the minutes are approved, agenda. Motion to approve.
- Motion to approve

- Second.

- The agenda made by Alder Scannell seconded by Alder Corpus-Dax, any changes here? Seeing none all in favor signify by saying aye.

- [All] Aye.

- Oppose nay, the aye have it, the agenda has been approved. Just a couple notes here in my report. Just a couple of events that I wanted to flag for people upcoming this Saturday, there is a dedication of a mural over at Napalese lounge on Cedar Street on Saturday evening so I will be there to read a proclamation and cut a ribbon and dedicate that mural and dedicate the reopening of the front door at the Napoli's lounge, which should be in a very nice event, well attended and would invite members of the public and members of the council to that. Also we've got an ignite market coming up on Saturday, so haven't had one of those in a couple of years, welcoming them back, of course, so planning to visit that, my wife and I will be down there and might even be guest bartending so come out and grab a beer. So encouraging people to attend that event as well, and just keep an eye on all sorts of things that are going on. I think Rock the Dock is also on Saturday evening on city deck, have a lot going on all over the city and wanna see out and enjoying those things so. That's all I have for a report this evening and we will move along to announcements from our council. Any announcements?

- Here I am.

- Yes, go ahead.

- Just one more event going on kind of a big one, untitled. Isn't coming back for the--

- Yes.

- At the library, mostly it's going to be out I believe. A lot of fun authors, fun events, fun things going on there, so back going on, but check it out.

- Absolutely great point, other announcements.

- Mayor.

- Yes, go ahead Alder.

- I just wanted to say that what Alder Scannell had mentioned, yes is coming up and there is an author that's going to be there. And I just started reading this author and she writes about dark county, it's murder mystery, it's about dark county.

- Oh, very good, any other announcements from council? All right, seeing none, we'll move along to appointments.

- Motion to approve.

- Motion to approve made by Alder Scannell seconded by all Alder Stevens, and that is to approve our one appointment here, which is an appointment to the redevelopment authority, Brooke Guerke serving as liaison for on . All in favor will signify by saying aye.

- [All] Aye.

- Opposing nay.

- Nay.
- Yes, Alder Johnson please. repeat that Alder.
- If I can be shown as abstaining.
- Absolutely. Motion is approved, onto ordinances second reading for adoption.
- Just that.
- Motion has been made to adopt that ordinance made by Alder Scannell second by Alder Corpus-Dax, any discussion? seeing none we will use the board.
- Thank you alders you may vote.
- coming up.
- Thank you.
- I vote yes, well mine isn't coming up either.
- Oh, Alder I do have your vote, so thank you so much. Yes, not sure why it didn't come up I see yours.
- You see?
- Yes.
- Okay, . Yes, right place, yes indeed thank you so much, let me share my screen.
- That is adopted I I zero, showing off our mind reading software.
- Oh no, you can't say?
- No, no, no, no, I was just joking about Alder Dorff.
- I did it and then, don't mind see the next item.
- All right now we are onto item K reported the redevelopment authority.
- Motion to approve.
- Second.
- Motion to approve made by Alder Scannell seconded by Alder Dorff. Any items here you wish to handle separately?
- Two.
- Item two, any others? Hang on others all in favor of approving the remainder of that report, please signify by saying aye.

- [All] Aye.
- Oppose nay, the ayes have it. That report has been approved with the exception of item two, your wishes?
- Motion to approve.
- Second.
- Motion to approve made by Alder Scannell seconded by Alder Dorff. The item was pulled by Alder Johnson go ahead.
- Thank you mayor, I just have a question for Director Hronek. I watched the video on this and it's my understanding that the bulk of this expense is really coming from laying the fiber to the parks that would be required to create the hotspots or the Wi-Fi in those areas. I know that there's been some secondary conversations about the potential to plug into some security systems for issues that are occurring some of those parks, have there been any conversations or are there any thoughts on tertiary benefits from laying of that fiber? I mean, are there beyond security and beyond those Wi-Fi spots is there anything else that, that fiber would be used for?
- Yes.
- With authority.
- Yes, there's been discussion on what other uses there could be of that, we would have to see if the complies with the grant rules.
- Okay, I had a conversation with Director Stechschulte on this earlier today and assistant Director Stechschulte Renier wagon and I had a brief interaction through text here. When I start to look at at least what the initial proposal was and the way this was presented to RDA, we're looking at about a quarter of a million dollars to run Wi-Fi to four parks as the primary use to solve a problem of connectivity issues that we have in our low to moderate income neighborhoods. And while I recognize and acknowledge that, that certainly is a challenge that we have in some of those neighborhoods. Some of the conversations I've had with folks in this industry have indicated that when take a quarter of a million dollars, is this the best bang for the buck in I guess I'm just a little bit concerned that perhaps we haven't really turned over every rock to determine if we're making the wisest and best use of this investment. Even as I was talking to the Director Stechschulte I mean, it seems to me that for parks, people would actually have to go to the park with their devices to be able to get access to that. And you think about like schools, for example, being high users of this, but schools in session during times of the year, when you'd have to be outdoor wearing your mittens, at a park, I just can't help but wonder if there's perhaps some other uses that might be able to help us better or more effectively reach those audiences. Something like mini grants that could be provided to pay for Wi-Fi directly to housing, and that may or may not be a qualifying expense to the grant. But the general conversation that I've had is that there might be some other uses here that haven't been fully vetted. My conversation with Assistant Director was that we do have enough time to refer this back to committee, to perhaps have some more conversations with community partners that could help us better frame and understand other solutions that might exist to meet that need. And so with that said, I'm gonna make a motion that we refer this back to staff to engage in some of those conversations with other community partners.
- Thank you.
- Motion has been made to refer this back to RDA Alder.

- Yes, I mean, I would say refer to staff 'cause they have to do the work and then eventually they'll bring it to RDA when they're ready.
- Okay, apologies, motion was made to refer this item to staff by Alder Johnson, seconded by Alder Stevens, further discussion. And first I'll go to Director Hronek just to respond to any comments.
- I'm willing to do that and I'm willing to partner with private organizations to share the conduit with definitely.
- Okay, great, it looks like we have a few Alders, Alder Brunette and then Alder Gerlach.
- Yeah, thank you mayor. I support the motion. At the end of the day what would be great is that we get the most with these funds. We get the most buy in internet capabilities as possible, whether that be in a public facility, a partner in business, grants as Alder Johnson alluded to directly to end users. The goal really is to get as many people connected and that's maybe gonna require a little more discussion to make sure we're using the quarter million dollars the best possible way to make that happen. I applaud city staff up until this point. I watched the RDA meeting, there was some discussion, not full depth of discussion that I would have liked to have seen considering it's a quarter million dollars. So I'm in the full support of the motion.
- Thanks Alder, Alder Gerlach and Alder Dorff.
- Just two quick questions. One is whether there's a deadline for when this money has to be spent? And the second one is, I mean, this is a rather creative solution so I'm wondering where the thought process, if someone could briefly explain why this was the decision for parks?
- And we could go to Director Hronek for that.
- I think we'd have to discuss what the grant guidelines are and it had to be spent in low income areas. And there's probably somebody who can better speak to this than me, and then it had to be broadband based. So you kinda limited in what you can do and where you can go with it. We split up this place, spacial distributions between the parks as best we could. But again, I'm more than willing to discuss the map or the layout of the fiber conduit with .
- Okay, thanks director. And then in terms of a timeline Director Stechschulte.
- I think discussions with staff I believe there's a timeline in September, I think later September. We're going to be using this and Director Hronek was correct. I mean, we have, I think Deputy Director Randy Briggs informed me that we have to spend these funds in areas that have already been approved in CDBG areas, not in terms of geographic areas, but in terms of actual funding group areas. So we are somewhat limited in doing that so I think broadband was one that stood out as one that made a lot of sense in terms of having the most opportunity, but we certainly staff does not have any issues with going back and taking another look at that to ensure that, that was still the best option. Right now, my personal feeling is that it probably still is our best option to do that, but certainly making sure that we're doing it in the manner as Alder Brunette said in the manner that does have the maximum benefit, staffs are more than happy to go back and take another look to ensure that, that is the case.
- Okay, great, and then Mr. Peters, I think you were .
- Yeah, Neil and Mike are both on point. I just wanted to expand on what they mentioned already there. There are limitations to these funds so we do have to follow the original allocation programs that were developed for the first round, right? We can only fund projects either in the central frontline employee relief, the homeless shelter assistance activity or the business revolving loan activity or the grants. So we can't create any new activities we have to funnel these funds into one of the activities we already developed. We reached this

decision for this activity because the money from the other activities we funded with the exception of the homeless shelter assistance have not been completely spent down. On top of that there are already a number of other funding sources out there currently such as the funds for rent and mortgage assistance, so we didn't want to duplicate any other programs that were already out there. And then in terms of the broadband, this is still a community development block grant funds. So though it's geared towards pandemic relief, we still are bound by the limitations of the block grant dollars. So we regarding paying for direct service to houses that's not an eligible activity. We couldn't do that, we could only lay down infrastructure, that's the eligible activity through these federal funds. And then just with talking with the members of the school district and looking at just what the connectivity rates are in some of these neighborhoods, that's how we honed in on these four neighborhoods and honed in on the activity of broadband access. But Neil to the Director Neil's point, we're more than happy to take another crack at this and explore this further.

- Okay, thank you. Alder Gerlach do you have any further?

- No I'm fine thank you.

- Alder Dorff.

- Thank you chair. So I'm on already in. When this first came up, I was kinda taken aback because this was an individual idea. I had never heard of anything like it. I was concerned because the broadband was going to be from the shelters and I thought, what are people going to do during winter, and inclement weather? I thought it was a fairly robust conversation there were lots of questions asked. By the end of it I was convinced that Director Hronek and Wil, Peters and Neil had come up with a pretty good idea. I understood that there were these parameters that it was within the certain parameters of the cares funding we could only use it. I understood why this bucket was chosen. I understood there was a deadline coming up. So now RDA doesn't meet again until September, and we're going to be pushing right up against some deadline between RDA and then getting it back to council. So I'm glad that there was more explanation tonight. I'm just concerned, I'm asking staff, what are the different thing could we come up with that quickly that fits all the criteria and we can dedicate this money to by September? 'Cause we did talk about it for a very long time at RDA.

- Yeah, again I never liked to say this any other alternatives and there's always alternatives. And we are limited to the three programs that we originally funded in our first round of care response I mean, that's really all we can fund. And within the essential frontline employee relief program lends itself to more options with the creative thinking. Looking at ways that families and residents and individuals have been impacted by the pandemic and how we were able to provide some sort of relief. And the discussion around broadband and increasing access to broadband is not something new that is a conversation that has been happening for a number of years that Director Hronek can speak to and also what's been happening for a number of years between the county and the school district as well. So that's just one that we thought, "Well, hey, this is an eligible activity with these funds, and this would be providing a service to those families who approximately one in four in these neighborhoods have limited or no access to broadband. And then looking further there are areas as well 'cause my understanding and Director Hronek can correct me if I'm wrong, really right now we have to work with what infrastructure is currently laid out between county conduit and ours and build off of that so we couldn't necessarily just jump all of a sudden to the other side of town, where there is no infrastructure already. I mean, we really kind of have to almost branch out from the center, so to say. Because I know that there are also other neighborhoods like near the Nicola attendance area and the Nicolet School, and like Eisenhower Park, that is even a dead zone for the hotspots that the school district has that lets their students use. So it was just an issue that staff looked at and explored and through discussion that's where it reached that so. What's your point, again, we can go back and discuss this further and bring it back again to the RDA in September. I'm not gonna say that we're not gonna find another alternative 'cause who knows we could, but I can say that staff and others like Director Hronek the scenarios, other staff we've tried to explore this as much as possible and it's up to this point, that the best use of these funds that we've been able to determine. Outside of, again, funneling these funds into a program and a separate program that already existed,

but those funds still have money in them, they're not all spent down yet. So we just wanted to be conscious of that. And the other funding sources that are out there through the state and local level.

- So is this just a start or maybe I should direct that to Dr. Hronek is just a beginning and then from there it can get bigger? Or is this like yet before parks? And then at some point you can't really add on to it.

- Yes, you could add to this we have built that into it. We would like to reach further out to other low income areas if more grant money becomes available.

- And at what point are we risking not getting that money? What is the drop dead date? When do we have to have this decided.

- Mr. Phillip.

- So this money is allocated to us, it's available and sitting in a reserve, let say, it's sitting in account for us at the state. We simply have to request it and we can choose not to request these funds at all. These have already been awarded and therefore obligated to spend them. We just don't want to say no to money that is available to us as a municipality. As far as a deadline, we already submitted a letter saying that we will be funding a program that we already created with our first round of care's funds. If we decided to switch that from the essential frontline employees to let's say, homeless shelter assistance we could do that. Maybe we could take the month of September, I mean, we're not going to miss a deadline if this is put off another month. That being said, staff is confident in the decisions that they made but we will take direction ultimately from council here and more than wanting to work with you on this.

- Okay, in my final statement I'm confident in as well, because that's why I voted yes on it in RDA, and I hate to send it back and I know that's probably what's going to happen, but I do want to tell you well and Mike I am confident that you made a good choice.

- Thanks all the directors, sexuality.

- Just a build on this, and the key thing to have I think for our seekers to have funds kind of obligated and ready to be spent if not actually spent by the deadline. So certainly having some, maybe even if we had to do a special RDA meeting to try to do something, maybe that's something we could consider to try to get it to the earliest council meeting possible. Again, obviously we have our own purchasing guidelines and things we need to do when we're contracting. So we met, obviously providing the maximum amount of time for us to be able to do that certainly is beneficial. And certainly wouldn't be well used in terms of our soliciting any sort of work that we may end up needing to be done for a contractor. So just in terms of the actual having the money dedicated we can designate it by the end of that time. But I think we really wanna have that kind of actually committed and we can demonstrate that the money has actually been committed by the end of September.

- Okay, thank you. Alder Lefebvre then Alder .

- My question is about, my understanding is that they wouldn't have to physically be in the building in those parks, would they? Because I think you can click in two different ones. Like for me for Bay Beach I don't have to be right at Bay Beaches is that right?

- You're correct. How far can you go out from the physical, like the building?

- There are many variables, you have environmental variables and other structures that could compete with it, block the signal, so every location is different. I cannot give the total radius for you.

- Okay. Alder Galvin and then Alder .

- Thank you

- Want to say something.

- Director .

- Just quickly I think the ideal goal would be to actually have be able to have residents certainly feeling bad whether they'll be able to access it from the parking area and in their vehicles too, so they wouldn't have to actually to get out to access the service in each of those parks. Just wanted to make sure, ideally that would be our goal we may need to work with Director Hronek to make sure we've got enough infrastructure to do that. But that would be the objective, I think at each of those park facilities.

- Alder Galvin.

- Based on what Director has just said, sexuality, I'm sorry said. I don't, if I recall, I don't recall a parking lot at Napa Reno park at all. I think it's all street parking. And as Director Hronek is talking about there's environmental factors, Kris factors that could limit the range of the Wi-Fi, it concerns me. But if we can open the park shelters and a winter of there was announcements made at the schools that the children could then use, going to the shelter say they walk from home while they're waiting for mom and dad to get home from work. But I agree with Alder I think staff has done a real good job looking into this, but I don't think it hurts to take another look, especially if we have some fresh information put in, but I will relate this story and this is what's happening here reminded me of an incident that took place a few years ago. I was in Haiti, my daughter was living there working in a town of about 30,000 people in which there was no electricity at all in the town, unless you had a solar panel or a generator. And it's kind of weird to be driving around in a town at night and the only lights literally are your headlights there are no street lights or anything else everything is pitch black. And we came upon a building that was surrounded with low four foot wall all the way around it and this building was lit up like in the middle of the day. And the wall was covered with schoolchildren at night doing their homework, sitting on the wall, doing their homework or all the way around this building. And I asked my daughter, I said, "What is this?" And she said, it's one of the two malls in town and they have to have electricity. And so they turn on their lights at night so that the school children can go there and do their schoolwork at night by the light of the . And so I applaud the city for looking for a way to make broadband more available to the citizens of this community, and I applaud the effort we're making and I just hope that what we do will draw the people that need it just like it did in that small town in Haiti, thank you.

- Thanks Alder, Alder Steuer.

- Thank you, your honor . After listening to Will and Directors Hronek and Stechschulte as well as some of the other Alders I feel fairly confident with this as well, I think they brought up some really good points about broadband. I realized there's time sensitivity regardless, if you have to call a special meeting, my feeling is that let's just move forward with this, so I'll go with that, thank you.

- Thanks Alder and then Director Hronek wanted to chime in. I would like to all add statement. We were going to stick up a pole in the middle of the playground area at Navarino Park and stick the Wi-Fi access point on that, so there is no shelter there you're correct but we were gonna plan on doing that.

- All right, thank you. I mean, that park is very well known for its reading chair, where they encouraged school children to come and read books in groups and that so I think that's a pretty good add on to that program thank you.

- Thanks, Alder Gerlach for a second time, you're muted Alder.

- I know I hit something wrong I'm sorry. I've just one quick question for the staff. If I were having to make this decision, my question would be, was there another really good second choice that you kinda have waiting in the wings? If there isn't, then I'm perfectly comfortable going forward with this, but I would like to ask you, is there a second choice that you thought was really good?

- Director .

- My understanding Alder is that there really wasn't a good, clear second choice. Again, as I think Mr. Peters discussed, we looked at those other categories that we have, we have funds that remain unused in those other categories. So we really felt that this was the one kind of at this point was the really, really the viable alternative that was presented. It did present a rather unique opportunity. It is a creative application of the funds, but I think it is targeting those neighborhoods where the income impacts are felt the hardest. So I do think this is a viable alternative, and I do think it is something that can be built on going forward. But to my knowledge and I'll ask Deputy Director or Mr. Peters to chime in. I was not aware of a real competitive second option that was discussed.

- Right director, and this was the choice that we felt the most confidence in that we could spend these funds down in a timely manner. And it was also opening the opportunity to build off of this, to expand on this infrastructure, which what made it seem really appealing. The thought that I guess related to, as you looking at electrical circuit, when you remove a small fraction of that wiring and that circuit no longer works. And I relate that to this and that we're helping pave the way with this infrastructure to be able to reach further out into the city and grow this program and so. What I like about this option is that it has the primary benefit as far as these cares funds are concerned. The reason why we're doing this is to create those hotspots as access points for students, families, and individuals to access the internet for school or employment applications, et cetera. But there are a number of secondary and even a third or fourth quadruple benefits, I guess you could say from building this infrastructure,

- Great, any other.

- Thank you for that, I trust the staff, I trust the RDA I'm good with it now.

- Thanks Alder, any additional comments? Alder Johnson.

- Yeah, thank you mayor. And again, I mean, two things that hearing a really robust and useful conversation here tonight, the first thing is that even in the motion here, it says that, "Hey, we're gonna consult with Bridget Riordan, who is a member of the RDA," And of course works for a tech company, but we're still honed in exclusively on parks. And I can tell you that in my conversation that I've had, that there are some possible uses that might be more beneficial and reach more people that aren't exclusive to parks, that there are some other areas that could be considered in some of these low-income neighborhoods, which again, is why I go back to advocating for a referral. And I think it's been made clear by staff that we have enough time to refer this and have those conversations and explore those options. The other thing that kind of emerged that Mr. Peters has brought up a couple of times is that there are other possible options. And I don't want the city council to forget its obligation in this conversation and that his staff certainly makes recommendations and they've done some incredible research on this particular recommendation, but our job is strategic vision for the city and understanding where some of these actions fit into that. And we've only been given one option and I think it would actually be very useful for us to understand what some of those additional options are. Mr. Peters had suggested the revolving loan fund loan, some of the other frontline assistance. And I appreciate the input that he provided as well, in terms of why they steered away from those. But I think for my benefit, I'd like to better understand maybe some of the parameters of where else this could be invested, what are some of those other options to make sure that we're advancing the city as a whole, in the best way, that we feel that the city council needs this to go. So again, we have the time, I think that there are some things that we can do to

tighten up this recommendation and it may come out that this is the recommendation that's okay, but we do have the time to take a second look. So I would advocate for that, thank you mayor.

- Thanks Alder, any additional comments? All right, well, I would just say that I've had conversations with Director Hronek on this with Director Stechschulte. Obviously I have a lot of faith in the work that staff has done, in tandem with the RDA. I know that Director Hronek has already reached out to a local service provider to see how we might be able to collaborate. He's in constant contact with our Brown County services because they also have pretty robust infrastructure here in Greater Green Bay. I know going forward, he will continue to have those conversations to make sure that this work is done in the most cost effective way. So from my perspective, I'm certainly comfortable moving forward, but we will see what a council thinks. So the motion is to refer to staff that has been made and seconded. All in favor will signify by saying, aye. [All] Aye.

- Oppose nay.

- [All] Nay.

- Not sure what that was we're gonna use the vote. And again, this is a motion to refer to staff.

- Thank you Alders you may vote.

- Mayor I have a nay once more.

- Thanks Alder.

- Thank you.

- And I don't see other people voting. So let me just reset this vote and try it again. And I'll mark you as a no Alder Steuer. All right, and I have reset the vote. Thank you, Mr. VanderLeest, thank you. Just give me a moment to share my screen. Excuse me alders can you see that?

- No.

- No, okay. So sorry, give me one more moment.

- And it has referred back eight to three.

- Yeah, you did, thank you, yes. Ah, there we go, thank you so much.

- You bet, all right so now we are onto report of the improvement in services committee from August 11th, 2021.

- Motion to approve.

- Second.

- Motion to approve made by Alder Scannell, seconded by Alder Gerlach. Any items here to be handled separately?

- One.

- Any others? Any item to be handled separately, hearing none others all in favor of approving the remainder of that report signify by saying aye.
- [All] Aye.
- Oppose nay. The ayes have it, the report has been approved with the exception of item one.
- Motion to approve.
- Second.
- Motion to approve made by Alder Scannell seconded by Alder Stevens, this was pulled by Alder Brunette you have the floor.
- Yeah, thank you mayor. Public works created a good investigation into the issues that one of the effected constituents doesn't agree with some of the reasoning so I'm just simply asking for a motion, I'll make a motion to refer back to committee for further discussion there.
- Motion to refer back to committee made by Alder Brunettee.
- Second.
- Seconded by Alder VanderLeest. Director Grenier any comments on that sir?
- Director Grenier and any comments?
- We'd be interested in hearing what the discussion is, but it's not gonna change the outcome of what we came up with in the report.
- Okay, very well Alder Brunette any response to that?
- To be honest, that's a little disappointing to hear that, one idea is proposed and someone kind of questions it that we can't, that we're going into it that nothing will change, I guess I don't agree with that. We don't even know what the constituents main concerns are I'd rather discuss that with committee, so I do wanna refer back.
- Okay, Alder Galvin.
- I think what Director Grenier was saying was that the report won't change I mean, it's like mathematical problems, the numbers are the numbers, is what they have in a report. I would certainly hope that he would be open to suggestions if there's something that he or stuff has not thought about.
- Yeah, that's what I meant, no offense Director Granier maybe I misunderstood what you were saying, but yeah refer back would be appropriate in my opinion.
- All right, we have a motion and a second, any further discussion? All in favor signify by saying aye.
- [All] Aye.
- Oppose Nay.
- Nay.

- The aye have it. Item has been referred back. Report to the protection and policy committee.
- Motion to approve.
- Second.
- Motion to approve made by Alder Scannell seconded by Alder Lefebvre. That is the report of the protection policy committee from August 9th, 2021. Any items here to be handled separately? Hearing none, all in favor of approving that report, please signify by saying aye. [All] Aye.
- Oppose nay, the aye have it, report has been approved. Protection and policy committee granting operator licenses.
- Motion to approve.
- Motion to approve made by Alder Scannell seconded by Alder Stephens. Any extensions or names to be handled separately? Seeing none, all in favor signify by saying aye.
- [All] Aye.
- Opposed nay, the ayes have it. The report has been approved. Plan commission.
- Motion to approve.
- Motion to approve made by Alder Scannell and seconded to by Alder Corpus-Dox. Items here to be handled separately?
- Mayor, whatever one is the sandstone one I can't see it on my screen .
- Item two.
- Yeah, I don't really know if we need to pull it necessarily, but I just wanna knowing that there's a spelling here I believe, not here but I believe under resolutions. So maybe staff wants to look at that I just noted.
- Okay, a spelling error in--
- I think it's Sanstone not sandstone.
- Okay, we will have staff take a look at that, thanks Alder. So hearing none to be handled separately, all in favor of approving that report, please signify by saying aye.
- [All] Aye.
- Oppose nay, the aye have it, the report has been approved. Onto personnel.
- Motion to approve.
- Motion to approve made by Alder Scannell seconded by Alder Stevens. All in favor signify by saying aye.
- [All] Aye.

- Oppose nay, the ayes have it. That report has been approved, EDA.
- Motion to approve.
- Motion has been made to approve the report of the EDA from August 2nd, 2021 by Alder Scannell seconded by Corpus-Dax. Any items here to be handled separately? Number two.
- Hearing none others, all in favor of--
- Number one I have a question, just quick question number one.
- Why don't you just go forward with your question Alder?
- The amount is that 5,000? I thought we had a special rate for parklets.
- Question would be for Alder, director of rather.
- Yeah, I believe the grant Alder, I think is to actually, \$20,000, 20 to \$25,000 was the idea that a \$5,000 grant would help offset the actual costs related for a private, individual or business to actually create and implement their parklet. So that was the intent to establish the fund to help us cover all or most of the costs related to getting the parklet created and installed.
- Alder Lefebvre.
- Okay then we couldn't hear the first part, but I guess I understand it, okay.
- Okay, the \$5,000 is the correct number, although that was intended to cover the cost, to defray the cost of installation and construction.
- Okay, thank you.
- All right we will handle item two separately, hearing none, others all in favor of approving the remainder of that reports signify by saying aye.
- [All] Aye.
- Opposing nay, the aye have it. The report has been approved with the exception of item two.
- Motion to approve.
- Motion to approve made by Alder Scannell seconded by Alder Johnson, the item was pulled by Alder Corpus-Dox. Alder you have the floor.
- Thank you mayor, I'm just asking that we hold this until the next council meeting to allow staff and city attorney time to finalize the agreement.
- Okay, thank you, all the request has been made to hold this over until the next council meeting that was certainly done in consultation with staff so would entertain a second there.
- [All] Second.
- A second by Alder VanderLeest, any discussion? Hearing none, all in favor signify by saying aye.

- [All] Aye.
- Oppose nay, the aye have it and that item has been held to our next meeting, for the finance committee.
- Motion to approve.
- Motion to approve made by Alder Scannell seconded by Alder Corpus-Dox and those are the reports from July 21st, 2021 and August 10th, 2021. Any items here to be handled separately?
- Number two.
- Item two, any others? Hearing none others all in favor of approving the remainder of that report, please signify by saying aye.
- [All] Aye.
- Oppose nay, the aye have it, the report has been approved, the exception of item two.
- Motion to approve.
- Second.
- Motion to approve made by Alder Scannell seconded Alder Corpus-Dox. Alder Brunette you have the floor.
- Yeah, for attorney Chavez do you have an update on the situation perhaps that council should go into closed session? I prefer an open discussion by understand the sensitivity. There are others who would opt to go in closed session. Could you kind of direct the council with as much as you can share an open session?
- Attorney Chavez?
- The update that I can share is that the response that was submitted to the WEC by complainants was rejected by the council, did not meet the requirements and so they've given them until the 19th to submit a new report. And so the current document and all the exhibits have been stricken from the record.
- Alder Brunettee.
- Just simply make a motion to hold until our next meeting.
- Motion has been made by Alder Brunettee to hold the item it was seconded by Alder Johnson, any discussion? Alder Dorff.
- I prefer not to hold and I prefer to going to closed session to have some discussion about this. I think we can make some decisions tonight. I don't think we need to keep holding this all the time.
- Is there a motion?
- Well, they already moved to hold it, but I mean, I'm just saying I'm against holding it and I would like to go into closed session does that trump the holding motion by say to move, to go into closed session.
- That is a good question, attorney Chavez. Or Alder Brunette you referenced a closed session, is that something you would.

- I would say that's motion.
- To move into closed session is . Say that one more time.
- I would consider that a new main motion, so the motion to hold would take precedent.
- Okay, Alder Gerlach.
- Then if we're going to vote on motion to hold, may I ask Alder Brunette if he can without going into closed session, give any reason why he wants to hold it? I mean, I just hear that he wants to hold it, but I don't know why.
- Alder Brunette.
- According to what attorney Chavez said that the response to our response can be filed in a few days. So if you recall in our last meeting, I made the point that I would like to know once the response is filed that we had an opportunity to read it. Well, as attorney Chavez says, it's stricken from the record, it's like that document does not exist. So it doesn't mean that there won't be a response that is accepted. So it wouldn't be appropriate to make a motion to hold and see what the response to our responses. And then second of all, I'm sure you all have received an email from somebody connected to this situation, and I don't think we should just cross that over if there's some conflict with that person from what we're told, so it's just a simple .
- Follow up with a question, please.
- Alder go ahead.
- So when you say that it's been stricken, I'm just confused isn't that the document that we were already given access to and had like a week or two weeks to read it and now it's stricken from the record, am I right attorney Chavez?
- Yep, that is correct. Okay, so I've read it?
- Too.
- But it doesn't bear weight. I guess what I'm saying is it doesn't bear weight. It shouldn't bear weight in our decision because the risk, the complainants have an opportunity to respond to our response just because it was denied doesn't mean that when they edit it or revise it, that it won't be accepted by the WT or whoever their legal counsel is.
- Okay, I understand thank you.
- Alder Galvin.
- And this was for Alder Gerlach. Did you read the response to our response, to their complaint?
- If you're asking if I read the most recent thing that attorney Chavez sent?
- Pages, yeah.
- Yes, yes, I read that, yes.

- And it's not gonna change if they respond again, they're not gonna change any information and They just have to change how they submit it.

- Found it very difficult to read, I just wish they would, yeah.

- Okay, and so Alder Brunette, you think that their response to our response is going to change or just that their response is, I don't get it. I mean, we either we've read it or we haven't read it, we've come to a conclusion after we've read it or haven't read it. I would imagine whatever they give, if they give anything back by the 19th is gonna be exactly what they gave us before except they'll do it in a format that will be acceptable to the hearing body.

- If I could mayor.

- Alder Brunette.

- Yeah, I appreciate that Alder Galvin but what we're told from the attorney is that is stricken that we should've been considered as if it didn't exist because it's not accepted. So it could be revised, it can be thrown out all together. Maybe they make it a more streamlined response. Maybe there are other information, I'm just trying to be consistent, I'm not trying to be scandalous at all. I'm just trying to say, we don't know what will be accepted and we're making a decision to deny council or conflict council for the former employee involved with either this response or I'm just not even comfortable talking about the response quite frankly, but I guess we are.

- Well, I guess if they don't respond within two days, could I put an addendum on this motion that we then deny, that we denied?

- I prefer this to be just, .

- Okay, so we'll wait two weeks to see, well actually we get to wait just a couple three days to see if they respond, then we get to wait another week and a half and then hash this all out again. Can't wait, okay thank you.

- Alder Dorff did you have something?

- The only thing that I would have to say is that sir I don't really wanna talk about an open session, and I really wish that we had an opportunity to discuss this rather than rushing yet again, it seems, we show up at these meetings and we go, "Yeah, we not ready to make any city council decisions tonight let's just wait until the next meeting." And that seems to become quite a habit lately that we put things off from one minute to the next. So I really would like a chance to talk about it in close session I have some ideas, others might have some ideas. There might be some things that we can do. We can't do them we're gonna hold it again. We should come here prepared to make some decisions if at all possible and at least prepared to listen. If there is some conversation that should take place. So I'm asking you to vote against this and to please allow us to have some time to talk in close session, maybe in the end, we'll decide to hold it, but we don't even get to talk about it. At least not in a way we can talk about it in an open session right now, thank you.

- Thanks Alder Dorff, Alder Gerlach. Wonder if it would be okay to ask Alder Brunette if he would withdraw his motion so that we can have a motion to move into closed session, is that ?

- And you say no.

- Yeah, I mean, I don't know if you're directing that question to the mayor, but if it's to me I think it's a good motion to remain consistent with what I stated at our meeting two weeks ago.

- So you don't withdraw your motion.
- I will not, no.
- Thank you.
- Any other thoughts on the motion?
- Hearing none, all in favor of holding this item until our next council meeting will signify by saying aye.
- [All] Aye.
- Oppose nay.
- [All] Nay.
- We will use the board.
- Thank you alders you may vote.
- And this is to hold the item until our next council meeting.
- Alder Brunette.
- Hey, there you go.
- Thank you.
- And that item or that motion is rejected seven to four.
- Alder Dorff I'd like to move that we go into closed session.
- Second.
- Motion has been made to move into closed session by Alder Dorff seconded by Alder Scannell. Alder Dorff can you read the language?
- Yes, the council may convenient closed session pursuant to section 19.851 G Wisconsin statutes for the purpose of conferring with legal counsel, for the governmental body who's rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is, or is likely to be coming about. The council will thereafter reconvene in open session pursuant to section 19.852 Wisconsin statues to take action on items discussed in post session if appropriate, if you consider the remainder of the agenda.
- All right, well, we'll use the board on that motion.
- Thank you Alders you may vote. Alder Steuer.
- I'm sorry, I left for a second, what was it again? What do you need here .
- Motion to enter into closed session has been made and seconded and it's time to vote.

- All right, I'm voting right now.
- Okay, thank you. Okay, thank you very much.
- All right, we are moving into closed session on a vote of eight to three.
- Okay, thank you Alder, and alders rather and mayor, please give us a moment to move everyone into closed session and other people into the waiting room.
- Okay, thank you, clerk.
- We go back in open session.
- Alder Dorff makes a motion to return to open session.
- I'm not sure that the mayor heard that mayor, are you back in the council chambers?
- Yep, can you hear me?
- Clerk Jeffreys?
- Yes.
- You can hear me.
- Yes, I certainly can.
- Okay.
- So there was a motion by Alder Dorff and seconded by Alder Scannell to go back into a regular order.
- Yes, all those in favor will signify by saying aye.
- [All] Aye.
- Oppose nay, the ayes have it we are back in open session, I'll entertain a motion.
- I move to approve item two as written.
- Motion has been made to approve item two as written that was made about Alder Dorff, seconded by Alder Gerlach. There has been a request to use the board and we will absolutely do that.
- Thank you, now alders you may vote.
- Point of order, can you explain what a yes vote isn't a no vote because we're doing a double negative vote here.
- So the item is to deny action on this request. So a yes is denying the request of Kris Teske for conflict counsel.
- Thank you.

- One more time, the yes is to deny, correct?
- Yes, correct.
- All right, thank you.
- Thank you alders I am just waiting on alders. Oh, thank you alders, Alder Johnson.
- Thank you.
- And that vote is nine to one with one abstention. Committee of the whole. Motion to session.
- Attorney Chavez do we need to return to close session or is there a way that we can add? The information has been provided to all of council, right? Is there a way for us to simply move forward?
- Yes, so you all were provided with an update last week. And so if you are willing to move forward with that update, you can make a motion to approve the recommendation of the law department, otherwise, if you would like to go into closed session we can do that. So I can explain it to you.
- The recommendation of the .
- Motion has been made to approve the recommendation on item one that was made by Alder Scannell and seconded by Alder Galvin any discussion? Seeing none, all in favor, signify by saying aye.
- [All] Aye.
- Opposed nay, the ayes have it that item has been approved. Receiving place on file.
- Motion to receive and place on file.
- Motion to receive and place on file. The building permit report for July, 2021 and the municipal court report for August, 2021 that was made by Alder Scannell and seconded by Alder Stevens. All in favor signify by saying aye.
- [All] Aye.
- Oppose nay. Those reports have been received and placed on file. Onto resolutions.
- Motion to suspend the rules.
- Motion has been made by all Alder Scannell to suspend the rules and take up items a U one through U five with one roll call vote that was seconded by Alder Corpus-Dax. All in favor of the motion, Alder Brunette did you have something?
- Yeah, I just wanted to let you know that the spelling in the resolution is correct from the other issue I mentioned earlier, so I'm fine with the motion.
- Okay, very good, thank you. Motion to suspend the rules was made and seconded on favor signify by saying aye.
- [All] Aye. Oppose nay, the ayes have it, the rules are suspended.

- Mayor, may I speak for a moment?
- Yes. Thank you, there is a missing document for the very resolution that Alder Brunette was talking about. And so Director Stechschulte sent it to everyone there was a mix up where we had the document twice in the resolution packet, we discovered that this afternoon. And so as I said resolution to the alders.
- Okay, very good.
- Motion to adapt.
- Yep, motion to adopt, the resolutions have been made by Alder Scannell seconded by Alder Steuer and we will use the board.
- Thank you Alders you may vote. Thank you.
- These resolutions are adopted unanimously I I zero, petitions in communications.
- The ordinances mayor.
- Oh, sorry about that, ordinances.
- Motion to advance.
- Motion to advance made by Alder Johnson seconded by Alder Corpus-Dax, any comments on that? Seeing none, all in favor signify by saying aye.
- [All] Aye.
- Oppose nay, the ayes have it. That ordinance has been advanced. Now petitions in communications, anybody? All right, adjournment.
- Motion to adjourn.
- Motion to adjourn made by Alder Johnson seconded by Alder Scannell, all in favor signify by saying aye.
- [All] Aye.
- Oppose nay, the ayes have it, will adjourn, thanks everybody.
- Bye.