



AGENDA OF THE COMMON COUNCIL

TUESDAY, DECEMBER 21, 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 information and instructions for the Zoom Virtual Meeting.

B. Roll Call.

C. Pledge of Allegiance.

D. Invocation.

- I. The invocation will be led by Alder Mark Steuer, District 10.

E. Approval of Minutes.

F. Approval of the Agenda.

G. Report by the Mayor.

H. Announcements.

I. Recognitions and Awards.

- I. Engineer Tyler Kreiter was presented with the First Responder of the Year Award on Dec. 6th. Nominated and presented by Wisconsin State Representative Kristina Shelton of the 90th Assembly District.
2. Recognition of Assistant City Attorney Rachel Maes as a Future 15 recipient and finalist for the 2021 Young Professional of the Year, hosted by Current Young Professionals, a program of the Greater Green Bay Chamber.

J. Appointments.

- I. Election Officials pursuant to Section 7.30, Wis. Stats., for the 2022-2023 term.

K. Ordinances - Second Reading for Adoption.

1. Miscellaneous Ordinance No. 05-21
An ordinance adopting an amendment to the Smart Growth 2022 Comprehensive Plan of the City of Green Bay pertaining to property located in the 3400 Block East Mason Street.
2. Zoning Ordinance No. 15-21
An ordinance rezoning property located in the 3400 Block of East Mason Street from Rural Residential (RR)/Low Density Residential (R1) to Varied Density Residential (R3) and Rural Residential (RR) to General Commercial (C1) District.
3. Miscellaneous Ordinance No. 06-22
An ordinance adopting an amendment to the Smart Growth 2022 Comprehensive Plan of the City of Green Bay pertaining to property located in the 700 Block University Avenue.
4. General Ordinance No. 29-21
An ordinance amending Chapter 44-769: Table 44-11, Green Bay Municipal Code, regarding principal uses for the industrial districts.

L. Report of the Redevelopment Authority (October 12, 2021 and December 14, 2021).

1. To direct staff to prepare a Memorandum of Understanding (MOU) with On Broadway to commit TID 5 funds to eligible approved projects in the TID 5 project plan prior to the end of the expenditure period, subject to the review of the MOU by the City Attorney prior to sending it to the City Council for consideration. (December 14, 2021)
2. To direct staff to prepare a formal development agreement to provide tax incremental financing assistance for facade improvements at East Town as an up front payment in the amount of \$300,000 if the City determines there is an adequate fund balance available in TID #10 and TID #19, or if adequate fund balance is not available provide \$330,000 on a PayGo basis, subject to review by the City Attorney and confirmation of the financial feasibility of the request by the City's Finance Department prior to final approval. (October 12, 2021)

M. Report of the Improvement & Services Committee (December 15, 2021).

1. To refer to staff the request to discuss changes to yard waste site operation, including use of the sites by non-Green Bay residents and/or contractors. (Ald. Steuer)
2. To approve the 2022 Sanitary District rates as provided in the Proposed 2022 Sewer Service Charges summary.
3. To approve the 2022 Storm Water Utility rates as follows:

Monthly charge \$10.40/ERU
Yearly charge \$124.83/ERU
4. To approve the request by Department of Public Works to purchase gate arms for Main Street Bridge via sole source from B&B Roadway in the amount of \$15,400 not including freight.

5. To approve the Parking Division access and revenue control equipment service agreement.
6. To receive and place on file the report of actions taken by Department of Public Works

A. Granting of 2022 Licenses

I. Sidewalk Builder

- a. Rabine America Maintenance, LLC

N. Report of the Protection & Policy Committee (December 13, 2021)

1. To approve an appeal by La Tacoyota LLC regarding the denial of the Mobile Food License.
2. To deny an appeal by Kara Mason for a denial of her Operator's License.
3. To approve an action on General Ordinance No. 31-21, amending General Ordinance No. 42-20, relating to Temporary Expansion of Licensed Premises.
4. To approve the drafting of a resolution in support of Afghan refugees (District 1, Ald. Barb Dorff) for the January 2022 Protection and Policy meeting.
5. To approve reexamining and amending the penalty maximums of the listed offenses to \$250, and to \$150 for Possession of Marijuana, held from the July 26, 2021 Protection and Policy meeting (District 4, Ald. Bill Galvin).
6. To support the formation of a gun violence task force to support our neighborhood response team with individuals appointed by the police chief to address all reasons for the recent surge of gun shots fired (District 9, Ald. Brian Johnson).
7. To receive and place on file the Temporary Extension of Licensed Premises program to December 2022 (District 9, Ald. Brian Johnson).
8. To receive and place on file the Liquor Violation Report for December 13, 2021.

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

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

P. Report of the Plan Commission (December 13, 2021).

1. To hold over the request to authorize a Conditional Use Permit (CUP) for a two-family dwelling in a Low Density Residential (R1) District at 341 Alpine Drive to a future Plan Commission. (Public Hearing held 12/13/2021)
2. To amend ZO 15-18 (Rail Yard PUD) allowing first floor residential uses within the Rail Yard Development Area "A" located at 419 Donald Driver Way/406 North Broadway. (Public Hearing held 12/13/2021)

3. To rezone 2160 Packerland Drive from Low-Density Residential (RI) to Public Institutional (PI). (Public Hearing held 12/13/2021)
4. To rezone property at 702-730 North Quincy Street and 708 Harvey Street from the General Industrial (GI) District to the Public Institutional (PI) District. (Public Hearing held 12/13/2021)
5. To authorize a Conditional Use Permit (CUP) for a shelter use in an Office/Residential (OR) District at 700 East Walnut Street, subject to the following conditions:
 - a. A maximum residential capacity of 58 or as allowable under the International Building Code (IBC). The temporary shelter use will be permitted to operate from November 1 through April 30.
 - b. If the shelter facility use at 700 East Walnut is discontinued, the operation is dissolved, or if St. John the Evangelist Homeless Shelter, Inc. 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 use 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 12/13/2021)

6. To discontinue and release temporary ingress/egress easement granted across Lots 7 and 8, and Outlot 1 of Plat of Rail Yard.
7. To approve the release of a utility easement discontinuance located at 1440-1450 Velp Avenue, subject to getting required approval from the City of Green Bay Zoning and Building staff prior to beginning construction on the discontinued easement.

Q. Report of the Finance Committee (December 14, 2021).

1. To approve staff's recommendation to not prepay, but pay when the E-one fire engine is received. Follow-up from Nov 30, 2021 Finance Committee meeting.
2. To approve the purchase of Archer Beam Gate System from Meridian using 2018 bonded money.
3. Regarding the American Rescue Plan Act (ARPA) allocation within the Crime Prevention and Neighborhood enhancement category for \$971,358.:

To approve ARPA funding for 9-2-007 NIBIN in the amount of \$188,358.

To approve ARPA funding for 9-1-008 Recruit/Retention in the amount of \$88,000.

To approve ARPA funding for 9-2-009 Law Enforcement Surveillance Trailer in the amount of \$40,000.

To approve ARPA funding for 12-3-001 Gunshot Detection System in the amount of \$655,000.

4. To make a budget amendment to carry the remaining revenue from Oneida, \$257,000, over to the contingency contingent on Finance and Law review regarding a request by Ald. Brunette to the Finance Committee which states: "Create a Resolution to allocate unspent revenue from the 2021 Cooperative Governance Agreement with the Oneida Nation to pay down city debt or towards hiring a Civilian Crime Prevention Specialist with the Police Department for 2022."

R. Report of the Personnel Committee. (December 14, 2021)

1. To approve the request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.
 - a. Civil Engineer - Public Works
 - b. Park Maintenance Worker - Parks, Recreation & Forestry
2. To approve the wage agreement between the City of Green Bay and International Brotherhood of Electrical Workers (IBEW) Local 158 with a 2% general salary increase effective with the start of the pay period in which October 1, 2022 occurs.
3. Update and discussion on Green Bay Professional Police Association labor negotiations

The Council may convene in closed session pursuant to § 19.85(1)(e), Wis. Stats., for purposes of deliberating or negotiating public employee contracts for competitive or bargaining reasons. The Council may thereafter reconvene in open session pursuant to § 19.85(2), Wis. Stats., to report the results of the closed session and consider the balance of the agenda.

S. Report of the Equal Rights Commission. (December 13, 2021)

1. To hold the discussion on future plans to receive community input and feedback on diversity, equity, and inclusion opportunities and challenges for the City.

T. Ordinances - First and Final Reading for Adoption

1. General Ordinance No. 31-21
An ordinance amending General Ordinance No. 42-20, relating to Temporary Expansion of Licensed Premises.

U. Resolutions.

1. Resolution drawing final orders to contractors for December 21, 2021.
2. Resolution for Housing Authority Bonds.
3. Resolution authorizing conditional use permit at 700 East Walnut Street.

4. Resolution authorizing release of temporary ingress/egress easement 419, 435, and 519 Donald Driver Way.
5. Resolution authorizing release of landscape easement for 1440-1450 Velp Avenue.

V. Ordinances - First Reading.

1. Zoning Ordinance No. 16-21
An ordinance amending Zoning Ordinance No. 15-18 for the planned unit development on the east side of North Broadway (400 through 600 Block).
2. Zoning Ordinance No. 18-21
An ordinance rezoning the property located at 2160 Packerland Drive from Low-Density Residential (RI) District to Public Institutional (PI) District.
3. Zoning Ordinance No. 17-21
An ordinance rezoning properties located at 702-730 North Quincy Street & 708 Harvey Street from General Industrial (GI) to Public Institutional (PI) District.

W. Referral of Petitions & Communications.

X. Adjournment.

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