



MINUTES OF THE COMMON COUNCIL

TUESDAY, JANUARY 18, 2022, 6:00 PM

In person at City Hall Room 203--Council Chambers.

Virtual attendance also available via Zoom.

A. ZOOM MEETING INFORMATION.

I. This item contains a comment form link and instructions for the virtual Zoom meeting.

B. ROLL CALL.

C. PLEDGE OF ALLEGIANCE.

D. INVOCATION.

E. APPROVAL OF MINUTES.

I. Approval of the minutes from the December 21, 2021 Common Council Meeting.

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

Motion Passed.

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

F. APPROVAL OF THE AGENDA.

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

Motion Passed.

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

G. REPORT BY THE MAYOR.

H. ANNOUNCEMENTS.

I. APPOINTMENTS.

I. New Appointments:

Sex Offender Residency Board

Alex Kaker, 1761 Carriage Ct., Green Bay, WI 54304

Term to expire: January 1, 2027

Craig Coleman, 1217 S Quincy St., Green Bay, WI 54301

Term to expire: April 1, 2023

Ad Hoc Facilities Committee

Ian Griffiths, 1023 S. Van Buren, Green Bay, WI 54301

Chet Lamers, 2690 Dickinson Rd., DePere, WI 54115

Paul Martzke, 1125 S. Monroe, Green Bay, WI 54301

Olde Main Street BID Board

Joan Johnson, 1244 Main St., Green Bay, WI 54301

Term to expire: January 1, 2023

Reappointments:

Olde Main Street BID Board

Jim Wochinske, 1131 Main St., Green Bay, WI 54301

Term to expire: January 1, 2025

Moved by Ald. Barbara Dorff, seconded by Ald. Lynn Gerlach to approve the new appointments.
Motion Passed.

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

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

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

J. ORDINANCES - SECOND READING FOR ADOPTION.

Moved by Ald. Randy Scannell, seconded by Ald. Kathy Lefebvre to suspend the rules and take up all with one roll call vote.

Motion Passed.

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

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

Motion Passed.

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

1. 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. 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.

3. 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.

K. COMMITTEE OF THE WHOLE

I. An appeal by Steve Olson on the denial of a Certificate of Appropriateness, 137 N. Oakland Avenue. This item was denied at the meeting of the Landmarks Commission, November 17, 2021.

The Council may convene in closed session pursuant to Section 19.85(1)(a), Wis. Stats., for purposes of deliberating concerning a case which was the subject of any judicial or quasi-judicial trial or hearing before that governmental body. 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.

Attorney Bungert verified there were no conflicts among council members.

Mr. Olson was not present at the meeting.

Stephanie Hummel, Planner, presented the case for the staff.

Moved by Ald. Randy Scannell, seconded by Ald. Barbara Dorff to enter closed session.
Motion Passed.

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

Alder Randy Scannell read the language.

Moved by Ald. Barbara Dorff, seconded by Ald. Craig Stevens to return to regular session.
Motion Passed.

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

Moved by Ald. Barbara Dorff, seconded by Ald. Randy Scannell to accept "findings of fact and conclusions of law," This document is attached to these minutes.
Motion Passed.

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

2. Consideration, with possible action, on a resolution supporting new neighbors from Afghanistan.

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

Moved by Ald. Lynn Gerlach, seconded by Ald. Barbara Dorff to amend--4th whereas "resident" change to "reside."
Motion Passed.

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

Moved by Ald. Barbara Dorff, seconded by Ald. Lynn Gerlach to approve as amended.
Motion Passed.

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

L. REPORT OF THE REDEVELOPMENT AUTHORITY. (JANUARY 11, 2022)

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

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

I. To amend the draft First Amendment to Development Agreement 2021-01 with Merge, LLC,

which includes the dates shifting six months and also accommodating Arndt Street to be completed by May 31, 2024, and to approve as amended.

M. REPORT OF THE IMPROVEMENT & SERVICES COMMITTEE (JANUARY 12, 2022).

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

Motion Passed.

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

1. To hold until the Wednesday, January 26, 2022 Improvement and Services Committee meeting the request to review the list of streets for resurfacing and reconstruction in the 2022 Capital Improvement Program. (Ald. Wery)

2. To hold until the Wednesday, January 26, 2022 Improvement and Services Committee meeting the request to include the resurfacing of Hickory Hill Drive (South Oneida Street to 12th Avenue) and Redwood Drive (Hickory Hill Drive to 9th Street) in the 2022 Capital Improvement Program. (Ald. Wery)

3. To approve the request by KS Energy Services to renew the annual Hold Harmless Agreement for access to the City of Green Bay sewer system to conduct inspection of the sewer mains and laterals.

4. To approve the request by Speedy Clean, Inc. to enter into an annual Hold Harmless Agreement for access to the City of Green Bay sewer system to conduct inspection of the sewer mains and laterals.

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

A. Granting of Licenses

1. Sidewalk Builder

- a. Complete Concrete Solutions LLC
- b. Dorner Equipment Sales & Service, LLC
- c. J.C. Santy Construction, LLC
- d. James J. Calmes & Sons, Inc.
- e. Martell Construction, Inc.
- f. Titledown Construction LLC

2. Tree & Brush Trimmer

- a. A Four Season Tree Care
- b. Asplundh Tree Expert LLC
- c. Best Enterprises, LLC

- d. Epic Innovations, LLC d.b.a. Epic Tree Care
- e. Fall-Rite Services, LLC
- f. Holtger Bros., Inc.
- g. Selner Tree & Shrub Care
- h. Yesterdays Trees LLC
- i. Z's Tree Services, LLC

3. Underground Sprinkler System

- a. Irrigation Doctors LLC
- b. Lizer of Wisconsin, Inc.
- c. NEW Irrigation, LLC d.b.a. Conserva Irrigation
- d. RainMaster Irrigation Inc.
- e. The Sprinkler Company, Inc.

N. REPORT OF THE PROTECTION & POLICY COMMITTEE. (JANUARY 10, 2022)

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

Motion Passed.

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

1. To approve a request by Harp & Eagle LTD (St. Brendan's Inn) at 234 S. Washington St. to temporarily extend their license premises to the parking lot on March 12 (10a.m.-3p.m.), March 13 (noon to 4 p.m.) and March 17 (11 a.m. to 9 p.m.) for the 18th annual st. Baldricks/St. Patrick's Day events.

2. To rescind a request by LCS LLC at 1583 Main St. to extend the issuance of their liquor license due to Inspections (Granted at the 10/19/2021 Common Council Meeting).

3. To refer to staff for report at Protection and Policy meeting March 14, 2022 to dissolve the Economic Development Authority and to assign charter obligations and responsibilities to the Redevelopment Authority (Alder Johnson, District 9).

4. To approve General Ordinance No. 01-22, amending Section 4-4(e), Green Bay Municipal Code, relating to Temporary Expansion of Licensed Premises.

5. To receive and place on file the Liquor Violation Report for January 2022.

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

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

Motion Passed.

Yes- Barbara Dorff, Bill Galvin, Brian Johnson, Chris Wery, Craig Stevens, Jesse Brunette, John

Minutes of the Common Council

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

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

P. REPORT OF THE FINANCE COMMITTEE. (JANUARY 11, 2022)

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

Motion Passed.

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

I. To receive and place on file a request by Ald. Brunette to the Finance Committee which states: "For Representative David Steffen to provide a presentation on his proposed legislation regarding Lambeau Field and the Stadium Board, and for him to explain how it affects the City of Green Bay. I propose this be a question and answer session with committee members and other alders in addition to the presentation."

2. To receive and place on file the City of Green Bay's 10-33 program inventory.

Q. REPORT OF THE PARK COMMITTEE (JANUARY 12, 2022).

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

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

I. To approve the request by TDS Metrocom, LLC for a 15'x20' Utility Easement at He-Nis-Ra Park.

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

Moved by Ald. Brian Johnson, seconded by Ald. Jesse Brunette to amend, and request TDS to include an artistic wrap approved by Public Arts Coordinator.
Motion Passed.

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

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

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

2. To approve revising the open park hours at Ken Euers Natural Area and to direct staff to modify

Ordinance Chapter 28, Section 28-4 accordingly and bring the ordinance modifications back to Parks Committee for review.

3. To receive and place on file the presentation of the St. John's Homeless Shelter ENGAGE program year end summary.

R. REPORT OF THE PERSONNEL COMMITTEE (JANUARY 11, 2022).

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, Chris Wery, Craig Stevens, Jesse Brunette, John VanderLeest, Mark Steuer, Randy Scannell, Veronica Corpus-Dax, Kathy Lefebvre, Lynn Gerlach, No- None, Abstain- None.

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

- a. Administrative Clerk - Public Works
- b. Civil Engineer - Public Works
- c. Operator II - Public Works
- d. Park Maintenance Worker - Park, Recreation & Forestry
- e. Parking Maintenance Technician - Public Works

2. Refer to staff to repeal and recreate Green Bay Municipal Code 2-79 and 2-81 to include indefinite terms for appointed officials and Common Council removal for cause by majority vote for the February 1, 2022 Common Council Meeting.

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

Moved by Ald. Barbara Dorff, seconded by Ald. Kathy Lefebvre to refer to staff to repeal and recreate Green Bay Municipal Code 2-79 and 2-81 to include indefinite terms for appointed officials and Common Council removal for cause in accordance with the Wisconsin Statutes for the February 1, 2022 Common Council Meeting.

Motion Passed.

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

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

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

3. To approve the 2022 - 2024 labor agreement between the City of Green Bay and Amalgamated Transit Union, Local Division 857, Bus Operators.

The Committee may convene in closed session pursuant to § 19.85(1)(e), Wis. Stats., for purposes of

Minutes of the Common Council

deliberating or negotiating public employee contracts for competitive or bargaining reasons. The Committee 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 PUBLIC ARTS COMMISSION. (DECEMBER 22, 2021)

I. To approve the Call-for-Artists for the Shipyard Underpass Placemaking Project with the following amendments:

- Incorporate language encouraging underrepresented applicants to apply.
- Fix minor grammatical errors.
- Expand details on how the physical site will be allocated per artist(s).
- Expand to select up to 8 finalists to be narrowed down to 1-4 selected artists.
- Incorporate image size/file requirements for submission.
- To include language specifying the final artwork must be suitable for the public.

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

Moved by Ald. Brian Johnson, seconded by Ald. Lynn Gerlach to amend so that \$80,000 funds all 22 pillars' improvements (east and west sides).

Motion Passed.

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

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

Motion Passed.

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

T. RECEIVE AND PLACE ON FILE.

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to receive and place on file.

Motion Passed.

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

1. Building Report for December 2021

2. Municipal Court report for December 2021.

U. RESOLUTIONS.

Moved by Ald. Randy Scannell, seconded by Ald. Lynn Gerlach to suspend the rules to take up all with one roll call vote.

Motion Passed.

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

Moved by Ald. Barbara Dorff, seconded by Ald. Randy Scannell to adopt.

Motion Passed.

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

1. Preliminary resolution declaring intent to exercise special assessment powers under Section 66.0703, Wisconsin Statutes, for the installation of asphalt resurfacing.

2. Preliminary resolution declaring intent to exercise special assessment powers under Section 66.0703, Wisconsin Statutes, for the installation of asphalt pavement.

3. Resolution authorizing release of utility easement at 1440-1450 Velp Avenue (held from the 12/21/21 council meeting).

4. Resolution drawing final orders to contractors for January 18, 2022.

5. Resolution supporting new neighbors from Afghanistan.

6. Resolution approving a Hold Harmless Agreement with KS Energy Services for City of Green Bay sewer system access.

7. Resolution approving Hold Harmless Agreement to Speedy Clean, Inc. to conduct inspection of sewer mains and laterals.

V. ORDINANCES - FIRST READING.

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

Motion Passed.

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

1. General Ordinance No. 01-22

An ordinance amending Section 4-4(e), Green Bay Municipal Code, relating to Temporary Expansion of Licensed Premises.

W. REFERRAL OF PETITIONS & COMMUNICATIONS.

There were none offered.

X. ADJOURNMENT.

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

Motion Passed.

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