



AGENDA OF THE COMMON COUNCIL

TUESDAY, FEBRUARY 1, 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 information about the Zoom virtual meeting.

B. Roll Call.

C. Pledge of Allegiance.

D. Invocation.

E. Approval of Minutes.

- I. January 12, 2022 and January 18, 2022.

F. Approval of the Agenda.

G. Report by the Mayor.

H. Announcements.

I. Recognitions and Awards.

J. Appointments.

I. Reappointments:

Transit Commission

Roger Kolb, 2320 Newberry Ave., Green Bay, WI 54302

Term to expire: February 1, 2025

Equal Rights Commission

Michael Vinson, 2731 Old Coach Rd., Green Bay, WI 54302

Term to expire: February 1, 2025

K. Ordinances - Second Reading for Adoption.

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

L. Report of the Redevelopment Authority. (January 27, 2022)

- I. To approve the collateral assignment of TIF payment rights as requested by the Developer for the Legacy Hotel project at 1004 Brett Favre Pass, and the addition of guaranteed minimum payment language to Section III of the development agreement as presented, subject to review by the City Attorney.

M. Report of the Improvement & Services Committee (January 26, 2022).

- I. To approve the request by RGL Logistics for overnight on-street parking of semi-trailers on Donald Street through the end of June 2022 while accommodations are made for additional off-street parking.
2. To receive and place on file the request to review street pavement ratings completed in 2021 for all City streets. (Ald. Wery)
3. To receive and place on file the request to review account balances, revenues, and expenditures for the Wheel Tax Fund (217) since inception. (Ald. Wery)
4. To receive and place on file 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)
5. To receive and place on file the request to review the list of streets for resurfacing and reconstruction in the 2022 Capital Improvement Program. (Ald Wery)
6. To approve the 2022 Special Assessment factors and rates.
7. To receive and place on file the report of actions taken by Department of Public Works

A. Granting of Licenses

I. Sidewalk Builder

- a. Absolute Concrete LLC
- b. Bryan Mc Ewen Concrete, LLC
- c. De Leers Construction, Inc.
- d. Frank O. Zeise Construction Co., Inc.
- e. Helmle Construction & Concrete
- f. Howard Immel Inc.

- g. IEI General Contractors
- h. Larry Van Rite Truck. & Exc.
- i. Milis Flatwork
- j. Utility Traffic & Restoration, Inc.

2. Tree & Brush Trimmer

- a. Bucklin Tree Service LLC
- b. Monster Tree Service of Northeast Wisconsin
- c. Rigo's Landscaping LLC
- d. Treeo's Tree Service, Inc.
- e. Urban Tree Service

3. Underground Sprinkler System

- a. ADC Maintenance LLC

B. To conditionally approve the application contingent upon a positive review of references

1. Tree & Brush Trimmer

- a. Tree-B-Gone LLC

N. Report of the Protection & Policy Committee. (January 24, 2022)

1. To approve a change of agent for The Automobile Gallery, Inc. at 400 S. Adams St.
2. To approve an application for an available "Class B" Combination license by The Automobile Gallery, Inc. at 419 S. Washington St. with a license premises description as "PAVILION BUILDING, TRUCK GARAGE, STORED IN COOLER IN THE STORAGE AREA (SE CORNER OF BUILD)." (Submitted January 11, 2022).
3. To approve a change of agent for Aldi, Inc. at 1560 Western Ave.
4. To approve a request by The Sardine Can at 128 S. Broadway to extend their licensed premises to their parking lot on June 8, June 29, July 13, July 27, August 10 and August 24 for a block party.
5. To approve an application for a "Class A" Liquor and Class "A" Beer license by Wimiles 2, Inc. at 2590 University with a license premises description as "Beer is sold from the coolers, liquor is stored in an enclosed cabinet (Currently licensed as Pit Row, Inc.).
6. To deny an application for an available "Class B" Combination license for MJ Hospitality Corporation at 708 Bodart St. with a license premises description as "MAIN BR/ADD STG AREA W/TABLE&STOOLS/HALLWAY/STORAGE/OFFICE/2 BTHRMS/OUTDOOR WALKIN COOLER" (Currently licensed, but current licensee no longer has control over the license premises).
7. To receive and place on file the Liquor Violation Report for January 24, 2022.

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

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

P. Report of the Plan Commission. (January 24, 2022)

- I. To authorize a Conditional Use Permit (CUP) for an accessory use with a metal exterior in a Planned Unit Development (PUD) at 1011 Tony Canadeo Run, subject to the following conditions:
 - a. Colors for the metal accessory structure must be complementary to the color scheme of the principal building, as approved by Planning Staff.
 - b. Compliance with all other regulations of the Green Bay Municipal Code.

(Public Hearing held 1/24/2022)

2. To authorize a Conditional Use Permit (CUP) for a two-family dwelling in a Low Density Residential (RI) district at 207 South Locust Street, subject to the following conditions:
 - a. Site plan must comply with the Universal Dwelling Code in reference to two-unit dwellings.
 - b. Compliance with all other regulations of the Green Bay Municipal Code.

(Public Hearing held 1/24/2022)

3. To authorize a Conditional Use Permit (CUP) for a drive-through restaurant (Arby's) in a General Commercial (CI) district at 1640 West Mason Street, subject to the following conditions:
 - a. Access easement be provided to the proposed lot from the parent parcel (No. 6-150-1) for as long as the use is conducted on the proposed property. Easement document must be recorded with the Brown County Register of Deeds and provided to the city prior to building permit issuance.
 - b. Pedestrian connection be provided from the internal pedestrian way to the West Mason Street sidewalk unless deemed infeasible by the Department of Public Works based on handicap accessibility.
 - c. Compliance with all regulations of the Green Bay Municipal Code not covered under the Conditional Use Permit, including but not limited to standard subdivision & site plan review and approvals.

(Public Hearing held 1/24/2022)

4. To authorize a Conditional Use Permit (CUP) for a drive-through Coffee Shop (Scooter's) in a General Commercial (CI) district at 1640 West Mason Street, subject to the following conditions:
 - a. Access easement be provided to the proposed lot from the parent parcel (No. 6-150-1) for as long as the use is conducted on the proposed property. Easement document must be recorded with the Brown County Register of Deeds and provided to the city prior to building permit issuance.

- b. Compliance with all regulations of the Green Bay Municipal Code not covered under the Conditional Use Permit, including but not limited to standard subdivision & site plan review and approvals.

(Public Hearing held 1/24/2022)

Q. Report of the Finance Committee. (January 25, 2022)

1. To approve the first amendment to the Green Bay Electronics Record Program (GERP) software agreement between the City of Green Bay and Brown County.
2. To approve contingent on receiving additional information the American Rescue Plan Act (ARPA) allocation within the Stormwater, Green Infrastructure, and Climate Resilience category for Roosevelt St. Green Infrastructure for \$360,000.
3. To approve contingent on receiving additional information the American Rescue Plan Act (ARPA) allocation within the Stormwater, Green Infrastructure, and Climate Resilience category for S. Van Buren St. #2 for \$570,000.
4. To approve the American Rescue Plan Act (ARPA) allocation within the Stormwater, Green Infrastructure, and Climate Resilience category for Rain Barrel-Rain Garden Green Infrastructure for \$60,000.
5. To refer to council for bonding threshold limits and for committees for further review the 2022 draft bonding request.

R. Report of the Personnel Committee (January 25, 2022).

1. To approve the request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.
 - a. Captain - Police
 - b. Electrical Inspector - Community & Economic Development
2. 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 Wis. Stats. §§ 17.12 and 17.16.

S. Report of the Public Arts Commission. (January 26, 2022)

1. To approve the Community Handbook for Creating Public Art as amended.

T. Report of the Traffic, Bicycle, and Pedestrian Commission. (January 17, 2022)

1. To receive and place on file the report by the Police Department of the 2021 4th quarter serious injury and fatal crashes.
2. To postpone to the next meeting the report by the Green Bay Police Department on the monthly (January) Traffic Enforcement Unit Traffic Safety Plan.

3. To refer to staff for study the request by a resident at Highland Park to have the speed limit reduced on Morrow Street from 35 mph to 25 mph between North Henry Street and North Danz Avenue.
4. To adopt bylaws as amended for the Traffic, Bicycle and Pedestrian Commission. (No action required by Common Council. Informational only.)
5. (a) To receive and place on file the speed study of Church Road from Nicolet Drive to Bay Settlement Road, (b) Install pedestrian advance warning signs along Church Road between Nicolet Drive and Sussex Road, (c) Relocate the STOP AHEAD advance warning sign on westbound Church Road in advance of Nicolet Drive to be compliant with proper stopping sight distance, and (d) Decrease the speed limit on Church Road from Nicolet Drive to Bay Settlement Road from 40 mph to 35 mph.
6. To remove the NO PARKING zone on the north side of Cass Street from Webster Avenue to a point 60 feet west of Irwin Avenue.
7. To establish a NO PARKING zone on the north side of Cass Street from the cul-de-sac between Webster Avenue and Clay Street to Roosevelt Street, and adopt by ordinance.
8. To establish a NO PARKING zone on the south side of Cass Street from Roosevelt Street to a point 60 feet west of Irwin Avenue, and adopt by ordinance.
9. To remove the ONE-WAY YIELD condition on Peters Street at Basten Street.
10. To establish a ONE-WAY STOP condition on Peters Street at Basten Street, and adopt by ordinance.

U. Report of the Sustainability Commission. (January 19, 2022)

- I. Discussion of 2022 Sustainability Commission Work Plan and possible action to approve work plan.

V. Report of the Equal Rights Commission (January 19, 2022).

- I. To approve the proposal for public hearings on Housing and Equal Rights.

W. Committee of the Whole

- I. To approve the list of unavailable election inspectors (poll workers) nominated by the Democratic and Republican parties of Brown County. They are unavailable for the February 15, 2022 Election.

X. Resolutions.

1. Resolution authorizing conditional use permit at 1011 Tony Canadeo Run.
2. Resolution authorizing conditional use permit at 207 South Locust Street.
3. Resolution authorizing conditional use permit at 1640 West Mason Street.
4. Resolution authorizing conditional use permit at 1640 West Mason Street.

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

Y. Ordinances - First Reading.

1. General Ordinance No. 04-22
An ordinance amending Section 40-34, Green Bay Municipal Code, relating to parking regulations.
2. General Ordinance No. 03-22
An ordinance amending Section 40-71, Green Bay Municipal Code, relating to traffic regulations.
3. 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 Wis. Stats. §§ 17.12 and 17.16.

Z. Referral of Petitions & Communications.

AA. 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.