



AGENDA OF THE COMMON COUNCIL

TUESDAY, MARCH 15, 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 instructions and information for the virtual Zoom meeting, as well as a link to the comment form.

B. Roll Call.

C. Pledge of Allegiance.

D. Invocation.

E. Approval of Minutes.

- I. March 1, 2022.

F. Approval of the Agenda.

G. Report by the Mayor.

H. Announcements.

I. Appointments.

I. New Appointments:

CDBG Revolving Loan Fund Committee

Eli Hicks, 902 S. Madison St., Green Bay, WI 54301

Term to expire: March 1, 2025

Sex Offender Residency Board

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

Term to expire: June 1, 2025 (from alternate to member)

Fay Boerschinger, 2769 Daniel Ct., Green Bay, WI 54311
Term to expire: April 1, 2023 (from member to alternate)

J. Ordinances - Second Reading for Adoption.

1. General Ordinance No. 08-22
An ordinance amending Section 40-34, Green Bay Municipal Code, relating to parking regulations.
2. General Ordinance No. 06-22
An Ordinance to Repeal and Recreate Section 26-19(B) of the Green Bay Municipal Code relating to possession of marijuana, previously referred to staff for drafting at the Common Council meeting of December 21, 2021.
3. General Ordinance No. 07-22
An Ordinance to Create Section 26-19(e) of the Green Bay Municipal Code relating to penalties for storage of junked vehicles, previously referred to staff for drafting at the Common Council meeting of December 21, 2021.

K. Report of the Improvement & Services Committee (March 9, 2022).

1. To approve the request by Brown County Library to enter into a parking management and enforcement agreement with Parking Division for the downtown library parking lot pending any changes to the agreement required by the Law Department.
2. To direct Department of Public Works staff to develop a comprehensive plan for Green Infrastructure for the City of Green Bay (as discussed at the City Council meeting on Wednesday, February 16, 2022). (Ald. Dorff)
3. To approve of the 2021 Annual Wisconsin Department of Natural Resources (WDNR) Storm Water Report and authorize the Director to submit the report to WDNR.
4. To award the following contracts:
 - A. ESG 2-22 WINDOW REPLACEMENT to the low responsive bidder, IEI, in the amount of \$80,749.
 - B. PARKS 2-22 ARNIE WOLFF SPORTS COMPLEX PARKING LOT EXPANSION to the low responsive bidder, Advance Construction, in the amount of \$295,084.43.
 - C. PAVEMENT REPAIR 2022 to the low responsive bidder, Fischer Ulman, in the amount of \$1,272,355.
5. To receive and place on file the report of actions taken by Department of Public Works.
 - A. Granting of Licenses
 - I. Sidewalk Builder
 - a. Allied Concrete Construction Inc.

- b. J & S Concrete Services LLC
- c. JD Concrete Corp.
- d. Verheyen Construction Co.

6. To receive and place on file the Engineer's Report for Finger Road due to the project being moved to 2023.

Public Hearing 6:00 p.m.

ASPHALT PAVEMENT

FINGER ROAD – Superior Road to Challenger Drive

L. Report of the Protection & Policy Committee (March 7, 2022)

1. To deny an application for a "Class B" Combination license by KLC SMC LLC at 1911 University Ave. with a licensed premises description as "bar, kitchen, basement" (Currently licensed as SV2, LLC) based on prior convictions for no Licensed Operator on the Premises, 2018; no Licensed Operator on the Premises, 2013; serving an Intoxicated Person, 2012; and allowing Underage Person to Enter a Licensed Premises, 2012 which substantially relate to the licensed activity as they indicate a propensity for repeated unlawful behavior. This item was held at February 22, 2022 Protection & Policy Committee Meeting.
2. To approve a "Class A" Liquor and Class "A" Beer license for Lami LLC at 601 N Military Ave. with a licensed premises "BEHIND THE COUNTER FOR SMALL SIZES AND BIG SIZES ON SHELVING CLOSE BY COUNTER" (currently licensed as Neenah Mini Mart, LLC).
3. To approve an application for an available "Class B" Combination license by Jimmy Simms LLC at 2850 Humboldt Rd. with a license premises description as "BAR, DINING ROOM AREA, OUTDOOR PATIO AREA, FOR STORAGE: LOWER LEVEL/BASEMENT." (Previously licensed the 2020-2021 license year as Strats, Inc).
4. To receive and place on file a report from the Clerk's office regarding absentee ballot certificate curing policies and procedures.
5. To receive and place on file the Liquor Violation Report for March 7, 2022.

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

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

N. Report of the Plan Commission (March 7, 2022).

1. To amend ZO 13-21, a Planned Unit Development (PUD) along the 2300-2400 Blocks of E. Mason Street (East Town Mall), subject to the draft Planned Unit Development (PUD) amendment. (Public Hearing held February 21, 2022)

2. To authorize a Conditional Use Permit (CUP) for the reconstruction of an off-premise digital and static message billboard in a General Commercial (CI) district, 1902 N. Irwin Avenue, Approval of the request, subject to:
 - a. A site plan and applicable permit applications are submitted to the Community and Economic Development Department (CEDD) for review and approval.
 - b. The sign permit application shall not be valid unless approved by the Director of Public Works or his/her designee (Traffic Engineer).
 - c. The Department of Public Works shall be provided with the means to turn off a digital billboard in the case of hazardous glare, interference with the visibility or effectiveness of a traffic signal or control, or other traffic hazard caused by the sign.
 - d. The owner of the sign shall maintain up-to-date contact information with the Department of Public Works. The contact information is to provide 24 hours per day, 7 days per week access to a person or persons that is/are available at all times to respond to a hazardous sign situation.
 - e. The proposed signage shall meet all of the requirements of Article III, Off-Premise Advertising, Green Bay Zoning Code.

(Public Hearing held 03/07/2022)

3. To rezone 2260 Main Street from General Commercial (CI) to Highway Commercial (C2).
(Public Hearing held 03/07/2022)
4. To rezone 1840 Bond Street from Low-Density Residential (RI) to Public Institutional (PI).
(Public Hearing held 03/07/2022)
5. To vacate an alley between John Street and E. Mason Street.

O. Report of the Finance Committee (March 8, 2022).

1. To approve the American Rescue Plan Act (ARPA) allocation within the Capital Needs and Organization Priorities category for \$29,440.83.
2. To approve staff's recommendation to approve up to \$432,000 of budget surplus funds to be used as a one-time payment as Covid-19 pay for general levy employees. Up to \$97,000 ARPA funds to be used for non-levy employees and City staff to proceed as directed in closed session.

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.

3. To award the city wide vehicle towing & storage services agreement to Crosby Heavy Duty Wrecker Service, bid summary attached.
4. To award the law enforcement surveillance trailer to Industrial Video & Control Co. LLC for \$34,301.20.

5. To approve the purchase of National Integrated Ballistic Information Network (NIBIN) equipment for \$188,358.00.
6. To approve the purchase of Forensic Recovery of Evidence Devices (FRED) for a total of \$32,698.00 plus shipping.
7. To approve a 2021 budget amendment resolution for \$66,207.25 to record unbudgeted Wisconsin Historical Society grant received in 2021 for the Historic Intensive Resources survey.
8. To approve a 2021 budget amendment resolution for \$10,217.21 to record unbudgeted cost paid to local hospitals for blood draws by the police and reimbursed through collections at Municipal Court.
9. To approve a 2021 budget amendment resolution for \$30,510.24 to record unbudgeted overtime for various community events and reimbursed.
10. To approve a 2022 budget amendment and 2021 carry-over resolution for \$150,000.00 of the Oneida Cooperative agreement unbudgeted revenue to be used for repairs on the existing armored vehicle approved by Council on 2/16/2022.
11. To approve a 2022 budget amendment and 2021 carry-over resolution for \$52,161.77 of fund balance to replace street light fixtures.
12. To approve a 2022 budget amendment and 2021 carry-over resolution for \$3,639.62 of fund balance to be used for office furniture ordered in 2021 but will be delivered and installed in 2022.
13. To refer to staff a request by Ald. Johnson to the Finance Committee which states: "For consideration and possible action to create a financial policy that no bond or note may exceed the useful life of an asset without the super-majority vote of council."
14. Ad Hoc Facilities Committee: To approve Brian Johnson as Chair.
15. Ad Hoc Facilities Committee: To approve Paul Martzke as Vice Chair.
16. Ad Hoc Facilities Committee: To receive and place on file a Communication by Ald. Johnson approved by Common Council on 6-1-2021 which states: "To approve the creation of an ad-hoc committee to assess the feasibility and necessity of a unified municipal building to include city hall, police, fire and municipal court and for the Committee to include appointees as selected by the Mayor with a least two city council members, a Mayors office representative, 4-5 community members and appropriate City department heads and to report out to Finance Committee".
17. Ad Hoc Facilities Committee: To receive and place on file an overview of the Berners Schober 2015 evaluation of City-owned facilities by Director of Public Works.
18. Ad Hoc Facilities Committee: To receive and place on file an overview of the current status of City Hall by Parks Director.

19. Ad Hoc Facilities Committee: To receive and place on file an overview of the Bray Architects presentations.
20. Ad Hoc Facilities Committee: To dedicate funds to update the studies related to the City Hall, Police, Fire and Municipal Court buildings as well as review the operational costs of these buildings using the remaining 2018 bonded money for Public Safety building analysis of \$34,361.60.

P. Report of the Park Committee. (March 9, 2022)

1. To approve the request by the Baird Creek Preservation Foundation to donate and install Habitat Signage and butterfly wing sculpture in the Baird Creek Greenway.
2. To approve the request by TDS Metrocom, LLC for a Utility Easement at Colburn Park.
3. To approve the request by TDS Metrocom, LLC for a Utility Easement at Edison Park.
4. To approve the request by TDS Metrocom, LLC for a Utility Easement at Mather Heights Park.
5. To approve the renewal of a 10-year lease agreement with Graymont for the north Leicht Memorial Park property contingent upon the Law Department review and approval of the agreement.
6. To approve a resolution supporting construction of an additional portion of the West Side Trail to connect it to the Mountain-Bay State Trail.
7. To authorize staff to award the purchase of 24 light poles and fixtures at Bay Beach Amusement Park to the lowest responsive, responsible bidder not to exceed \$120,000.
8. To receive and place on file the staff presentation on seasonal staff recruiting efforts for summer Park positions.

Q. Report of the Personnel Committee (March 8, 2022).

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. Sewer Maintenance Worker - Public Works
 - c. Park Maintenance Worker - Park, Recreation & Forestry
2. To approve the request to reclassify (1) one Public Works Parking Enforcement Officer position to an Account Clerk II position and approval to fill the position and all subsequent vacancies.

R. Committee of the Whole.

1. To approve the collective bargaining agreement with City of Green Bay Professional Police Association for a 3-year term January 1, 2020 through December 31, 2022.

The Common Council may convene in closed session pursuant to 19.85(e), Wis. Stats. For purposes

of deliberating or negotiating public employee contracts for competitive or bargaining reasons. The Common 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. (please review the closed session language I typed and make sure it matches with what we usually use or just copy and paste what we've used previously)

2. To approve an ordinance amending section 2-288, Green Bay Municipal Code, Relating to Election Officials.

S. Receive and Place on File.

1. Building Report for February 2022
2. Municipal Court Report for February 2022

T. Resolutions.

1. Resolution authorizing conditional use permit 1902 North Irwin Avenue.
2. Resolution for the alley between East Mason Street and Kimball Street from John Street to 100 feet east to be vacated.
3. 2021 budget amendment resolution for \$66,207.25 to record unbudgeted Wisconsin Historical Society grant received in 2021 for the Historic Intensive Resources survey.
4. 2021 budget amendment resolution for \$10,217.21 to record unbudgeted cost paid to local hospitals for blood draws by the police and reimbursed through collections at Municipal Court.
5. 2021 budget amendment resolution for \$30,510.24 to record unbudgeted overtime for various community events and reimbursed.
6. 2022 budget amendment and 2021 carry-over resolution for \$150,000.00 of the Oneida Cooperative agreement unbudgeted revenue to be used for repairs on the existing armored vehicle approved by Council on 2/16/2022.
7. 2022 budget amendment and 2021 carry-over resolution for \$52,161.77 of fund balance to replace street light fixtures.
8. 2022 budget amendment and 2021 carry-over resolution for \$3,639.62 of fund balance to be used for office furniture ordered in 2021 but will be delivered and installed in 2022.
9. 2022 budget amendment and 2021 budget carry-over resolution for up to \$432,000 of fund balance to be used as a one-time payment as Covid-19 pay for general levy employees.
10. Resolution supporting construction of an additional portion of the West Side Trail to connect it to the Mountain-Bay State Trail.

U. Ordinances - First Reading.

1. Zoning Ordinance No. 02-22
An ordinance amending Zoning Ordinance No. 13-21 for the planned unit development for the 2300-2400 Block of East Mason Street, East Town Mall.
2. Zoning Ordinance No. 03-22
An ordinance rezoning the property located at 2260 Main Street from General Commercial (C1) District to Highway Commercial (C2) District.
3. Zoning Ordinance No. 01-22
An ordinance rezoning property located at 1840 Bond Street from Low-Density Residential (R1) District to Public Institutional (PI) District.

V. Ordinances - First and Final Reading for Adoption

1. General Ordinance 09-22
An ordinance amending Section 2-288, Green Bay Municipal Code, Relating to Election Officials.

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.