



AGENDA OF THE COMMON COUNCIL

TUESDAY, DECEMBER 6, 2022, 6:00 PM

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

Virtual attendance also available via Zoom.

A. Zoom Meeting Information.

- I. Informational: This item contains instructions and information for the virtual Zoom meeting. It also contains the comment form link.

B. Roll Call.

C. Pledge of Allegiance.

D. Invocation.

E. Approval of Minutes.

F. Approval of the Agenda.

G. Report by the Mayor.

- I. Informational: 2023 Committee/Council Schedule

H. Announcements.

I. Appointments.

I. New Appointments:

Zoning and Planning Board of Appeals

Joshua Koch, 3435 Yorkshire Road, Green Bay, WI 54311

Term to expire: August 1, 2023 (filling the remainder of a term)

Green Bay Sustainability Commission

Christa Kananen, 836 Hubbard Street, Green Bay, WI 54303

Term to expire: December 1, 2023 (filling the remainder of a term)

Economic Development Authority
James Ridderbush, 1054 6th Street, Green Bay, WI 54304
Term to expire: December 1, 2025

Reappointments:

Military Avenue Business Improvement District

Daniel Burich, 1881 Sylvan Drive, Green Bay, WI 54313
Term to expire: December 1, 2025

Sharon Hack, 3452 Edinburgh Road, Green Bay, WI 54311
Term to expire: December 1, 2025

On Broadway Business Improvement District

Sandra Ranck, 4336 Annabell Circle, Green Bay, WI 54313
Term to expire: December 1, 2025

Gregg Mattek, 7045 N Palladium Court, Appleton, WI 54913
Term to expire: December 1, 2025

Economic Development Authority

Tara Yang, 1706 Chateau Drive, Green Bay, WI 54304
Term to expire: December 1, 2025

J. Ordinances - Second Reading for Adoption.

1. General Ordinance No. 23-22
An Ordinance amending Zoning Code, Chapter 44, Article V, Division 8-Lighting, Green Bay Municipal code, related to light level measurements.
2. General Ordinance No. 15-22
An ordinance amending amendment sections 44-1964, 44-1965, 44-1966, 44-1967 and 44-1968, Green Bay Municipal Code, relating to landscaping. (Held from 11/01/2022 Common Council Meeting)

3. General Ordinance 25-22
An ordinance amending Section 40-34, Green Bay Municipal Code, relating to parking regulations.

K. Report of the Redevelopment Authority (November 8, 2022).

1. To approve a contract with Visual Impact for \$68,975 plus freight for the decorative light fixtures in the Legends District.

L. Report of the Improvement & Services Committee (November 30, 2022).

1. To approve General Ordinance No. 24-22, Amending Section 40-3(b), Green Bay Municipal Code, relating to Temporary Parking Regulations.
2. To approve the request by the Department of Public Works to award Contract BRIDGE 7-22 MAIN STREET BRIDGE B-5-31 I (HYDRAULIC REHABILITATION PHASE I) at a staff level and report the award at the next regular meeting of the Improvement and Services Committee.
3. To approve the request by the Department of Public Works to award the following for the hydraulic rehabilitation of the Ray Nitschke Memorial Bridge:
 - A. A contract with IFP Motion Solutions Inc., the lowest bidding distributor, for procurement of an OilGear PVK Series Pump, in the amount of \$107,160.40.
 - B. A contract with GS Global Resources Inc., the lowest bidding distributor, for procurement of (2) Poclain Hydraulic Motors, in the amount of \$24,001.92.
 - C. A Sole Source contract, with OilGear, for the rehabilitation of an existing OilGear PVK Series Pump, not to exceed \$56,053.00.
4. To approve the request by the Department of Public Works to enter into a three-party agreement with ra Smith and WisDOT for the design of Mather Street reconstruction from Gray Street west to Locust Street.
5. To approve the request by Sewers Division of Public Works to purchase yearly structure cast iron castings from Neenah Foundry in the amount of \$46,331. This is an annual year end purchase that the department would request annually for a 5 year period.
6. To approve the request by Brown County for Conveyance of Rights in Land and Temporary Construction Easement across the existing City of Green Bay Easement for Sewer and Water Purposes adjacent to the west rights-of-way line of Packerland Drive for the CTH EB-41 (Packerland Drive) from West Point Road to Hutson Road project.
7. To approve the request by Department of Public Works to place orders for replacement vehicles for the Parking Division (pickup and SUV) approved as part of the 2023 operating budget.

M. Report of the Protection & Policy Committee (November 14, 2022).

1. To grant a change of agent to Steve W. Willis for Kwik Trip, Inc. (Kwik Trip 1051) at 3525 Humboldt Rd.

2. To grant an application for a Class "A" Beer license by RAKHRA Convenience LLC at 610 E. Walnut St. with a license premises description as "coolers, backroom," with the approval of the proper authorities (Currently licensed as Singhs C Store 3, LLC).
3. To grant an application for an available "Class B" Liquor & Class "B" Beer Combination license for R and D Restaurant Holdings LLC at 115 N Adams St. with a license premises description as "2500 sq ft, approx 1200 sq ft of bar and dining room, 1000 sq ft of storage and kitchen and 3000 sq ft of garage space," with the approval of the proper authorities.
4. To grant an application for a "Class B" Liquor & Class "B" Beer license for Estilo Tijuana LLC at 1911 University Ave. with a license premises description as "bar, kitchen, basement," with the approval of the proper authorities (Currently licensed as KLC SMC LLC).
5. To grant a waiver and approve an application for an available "Class B" liquor and Class "B" Beer liquor license for Footbowl, LLC at 301 N Washington St. with a license premises description as "large open rooms, bar in center of building," with the approval of the proper authorities (requires 2/3 vote from Council as within 300' of a church).
6. Informational Only: The Liquor Violation Report.
7. Informational Only: The Clerk's Office Licensing Report.

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

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

O. Report of the Plan Commission. (November 7, 2022 and November 28, 2022)

1. To refer to staff a communication from Ald. Mark Steuer, District 10 to study and report on the status of senior housing in the City of Green Bay. (11/07/2022)
2. To pull the request, per the applicant, to establish a Planned Unit Development at 216 S Military Avenue to permit the development of multiple-family residential use. (11/07/2022)
3. To approve a Conditional Use Permit (CUP) to allow Automobile Salvage operations at 1330 Tomlin Street, subject to the following condition:
 1. Compliance with all regulations of the Green Bay Municipal Code not covered under the Conditional Use Permit, including standard site plan review and approval. (11/07/2022)
4. To approve the request from the Green Bay Packers for a modified Lambeau Field scoreboard sign. (11/28/2022)
5. To approve the request for a Conditional Use Permit (CUP) to allow for continued shelter operations at 411- 427 St. John Street, subject to:
 - a. A maximum 140-bed temporary emergency homeless shelter located in the former St. John's School, 411-427 St. John Street (Tax Parcel No. 13-106). Building analysis

for capacity maximums shall be conducted by the City's Inspection division prior to occupancy.

- b. If the temporary emergency facility use is discontinued, the operation is dissolved, or if St John's Ministries no longer 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 Director of Community and Economic Development, a review may be required by the Plan Commission to ensure compliance with this conditional use permit and identify any areas of concerns including but not limited to:
 - 1. Police calls and other documented safety concerns.
 - 2. Inadequate facilities.
- d. A mandatory background check is required for all shelter residents.
- e. St. John the Evangelist Homeless Shelter staff shall maintain a history of residents for the previous three years and shall utilize HMIS: Homeless Management Information System or other data collection platform agreed upon by all shelter facilities within the community.
- f. The submitted operational plan shall be approved by the Green Bay Police Department and Brown County Human Services.
- g. Conformance with the submitted operating plan for St. John the Evangelist Homeless Shelter.
- h. St. John's shall meet annually with the Downtown Neighborhood Association, if active. (Public Hearing held 11/28/2022)

6. To allow shelter operations at 430 S. Clay Street, subject to the following conditions:

- a. The maximum capacity of the shelter shall not exceed 49 individual residents. This number may be reduced during Site Plan Review based on building capacity. The Zoning Administrator may decrease the maximum number of residents allowed. Any increase in resident capacity will require Plan Commission and Common Council approval.
- b. If the shelter facility use at 430 S. Clay Street is discontinued, the operation is dissolved, or if We All Rise: African American Resource Center 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 Development Director, a review may be required to ensure compliance with this conditional use permit, and to identify areas of concerns with the rooming & boarding house, including, but not limited to:
 - 1. Police calls and other documented safety concerns.
 - 2. Adequacy of the shelter.
- d. A mandatory background check for all residents is required.
- e. We All Rise: African American Resource Center staff shall maintain a history of residents for the previous three years and shall utilize HMIS: Homeless Management Information System or other data collection platform agreed upon by all shelter facilities within the community.

- f. Adherence to the operating plan as submitted by the applicant.
- g. Approval by the Community Development Review Team (CDRT) of the site plan.
- h. An annual meeting shall be held with whichever recognized Neighborhood Association's boundaries include 430 S. Clay Street.
- i. Compliance with all other regulations of the Green Bay Municipal Code.

(Public Hearing held 11/28/2022)

P. Report of the Finance Committee (November 29, 2022).

- 1. To approve the purchase of HPE Aruba switches and accessories for \$90,130.00.
- 2. To approve the award of OneXafe with 3 years of support from AxCel for \$44,817.00.
- 3. To approve the purchase of a Livescan fingerprint/mugshot machine for GBPD for \$26,631.00.
- 4. To approve the purchase of scanning services with MEI Mail Services Inc. for \$39,813.00.
- 5. To receive and place on file the report of the vehicles purchased in 2022 off the state contract. Police purchase twelve vehicles using 2022 bonding and one parks vehicles using 2021 bonding.
- 6. To approve a resolution authorizing a budget amendment for Fire Overtime reimbursement for \$2,556.69 for unbudgeted community events.
- 7. To approve a resolution authorizing a budget amendment for Fire Overtime reimbursement for \$2,145.00 for unbudgeted state reimbursement training.
- 8. To approve a resolution authorizing a budget amendment for Police Overtime reimbursement for \$32,650.53 for unbudgeted community events.
- 9. To approve a resolution authorizing a budget amendment for Police Overtime reimbursement for \$1,281.88 for unbudgeted costs offset by invoices.
- 10. To make no recommendation to Council on a request by Ald. Jennifer Grant to the Finance Committee which states: "For discussion with possible action to create a new resolution or amend the current resolution to reallocate all available ARPA funds within the existing categories and any new possible categories."
- 11. Ad Hoc Facilities Committee: To approve the \$30,000 BSA flow review using remaining bond funds and the balance to be paid by contingency.

Q. Report of the Park Committee. (November 30, 2022)

- 1. To approve a fundraising campaign by the Baird Creek Preservation Foundation on behalf of the City of Green Bay, to go towards the purchase of snow-making equipment at Triangle Hill.

2. To approve accepting \$8,585 in grant funding from The Western Great Lakes Bird and Bat Observatory to plant rain gardens, plant pollinator habitat and install a Motus Wildlife Tracking Receiver at the Wildlife Sanctuary.
3. To approve the removal of the Porlier Pier and direct staff to seek additional public input and potential funding sources to replace the pier and bring it back to Park Committee for further discussion.
4. To approve hiring Berner Schoeber for \$48,500 to complete the engineering bid documents for the Bay Beach Pavilion renovations.
5. To approve the purchase of 15 bumper cars for Bay Beach Amusement Park from Majestic Manufacturing Inc. for a total cost of \$115,275 plus freight.
6. To approve the purchase of (4) 52 seat bleachers for Colburn Park from JW Industries for a total cost of \$31,920.

R. Report of the Personnel Committee. (November 29, 2022)

1. To approve the request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.
 - a. Records Clerk - Police Department
 - b. Park Maintenance Worker - Parks Department
 - c. 4k Nature Teacher - Parks Department/WLS
 - d. 4k Naturalist - Parks Department/WLS
 - e. Buyer - Administrative Services
2. To direct staff to proceed as discussed in closed session for negotiations on the 2023 City of Green Bay and City of Green Bay International Brotherhood of Electrical Workers Local No. 158 labor agreement.

The Common 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 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.

S. Report of the Traffic, Bicycle, and Pedestrian Commission (November 21, 2022).

1. To receive and place on file the monthly Traffic Enforcement Unit Traffic Safety Plan.
2. To approve the request by the Department of Public Works that the city enter into a Memorandum Of Understanding (MOU) with Georgia-Pacific Broadway LLC for their request to install a Rectangular Rapid Flashing Beacon (RRFB) system on South Broadway.
3. To remove the 2-HOUR 7 AM TO 4 PM SCHOOL DAYS parking zone on both sides of Hubbard Street from Allard Avenue to Woodlawn Avenue.
4. To establish a 2-HOUR 7 AM TO 4 PM SCHOOL DAYS parking zone on the north side of Hubbard Street from Allard Avenue to Woodlawn Avenue.

5. To establish a 2-HOUR 7 AM TO 4 PM SCHOOL DAYS parking zone on the south side of Hubbard Street from a point 55 feet east of Allard Avenue to Woodlawn Avenue.
6. To establish a NO PARKING zone on the south side of Hubbard Street from Allard Avenue to a point 55 feet east of Allard Avenue.
7. *Informational Only* - To change the start time of all future meetings to 5 p.m.

T. Report of the Economic Development Authority (November 7, 2022).

1. To direct staff to proceed with completing and submitting the EPA Brownfields Cleanup Grant application.

U. Informational.

1. Building Report for October 2022
2. MuniCtReportOct2022
3. Building Report for November 2022

V. Resolutions.

1. Resolution drawing final orders to contractors for December 6, 2022.
2. Resolution authorizing conditional use permit at 1330 Tomlin Street.
3. Resolution authorizing signage for Lambeau Field, 1265 Lombardi Avenue.
4. Resolution authorizing conditional use permit at 411-427 St. John Street.
5. Resolution authorizing conditional use approval at 430 South Clay Street for a shelter facility.
6. Resolution accepting streets for concrete pavement, asphalt pavement or asphalt resurfacing.
7. Resolution accepting streets for sanitary sewers and storm sewers.
8. Resolution authorizing a budget amendment for Fire Overtime reimbursement for \$2,556.69 for unbudgeted community events.
9. Resolution authorizing a budget amendment for Fire Overtime reimbursement for \$2,145.00 for unbudgeted state reimbursement training.
10. Resolution authorizing a budget amendment for Police Overtime reimbursement for \$32,650.53 for unbudgeted community events.
11. Resolution authorizing a budget amendment for Police Overtime reimbursement for \$1,281.88 for unbudgeted costs offset by invoices.

W. Ordinances - First Reading.

I. General Ordinance No. 24-22

An ordinance amending Section 40-3(b), Green Bay Municipal Code, relating to Temporary Parking Regulations.

2. General Ordinance No. 29-22

An ordinance amending Section 40-34, Green Bay Municipal Code, relating to parking regulations.

X. Referral of Petitions & Communications.

Y. 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.