



AGENDA OF THE COMMON COUNCIL

TUESDAY, OCTOBER 3, 2023, 6:00 PM

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

Virtual attendance also available via Zoom.

A. Zoom Meeting Information.

- I. Join Zoom Meeting Online:
<https://us02web.zoom.us/j/88216478208>

Meeting ID: 882 1647 8208

Passcode: 018155

+1 312 626 6799 US (Chicago)

If you wish to speak at this public meeting or leave a comment, please fill out the online [Comment Form](#) and submit by 4:30 PM on Council meeting day. More detailed [Zoom Instructions](#) can be found online.

B. Roll Call.

C. Pledge of Allegiance.

D. Invocation.

E. Approval of Minutes.

- I. September 19, 2023

F. Approval of the Agenda.

G. Report by the Mayor.

H. Announcements.

I. Landmarks Commission (September 13, 2023).

- I. Appeal from John Hurckman regarding the denial of Certificate of Appropriateness (COA 23-14) design review for front window removal and replacement located at 1137 S Monroe Avenue. To direct the appellant and staff to submit written arguments by end of business on

October 12, 2023 to be presented to Council for a Quasi-Judicial hearing at the October 17, 2023 Common Council Meeting.

J. Report of the Improvement & Services Committee (September 27, 2023).

1. To approve the request by Carnivore Meats to install streetlights on Vital Place and Grandview Road.
2. To approve the request by the Green Bay Parking Division to establish a citation payment agreement program for installment payments on outstanding parking citation fees.
3. To approve the request by Department of Public Works on the 2023-24 rates for winter contractor snowplowing.
4. To approve the request by Department of Public Works to award the SEWERS 3-23 SANITARY SEWER – EAST RIVER CROSSING AT GROVE STREET contract at staff level and report the award at the next Improvement and Services Committee meeting following the contract award.
5. To approve the request by Department of Public Works to award the PARKS 9-23 BAY BEACH PAVILION REROOF project at staff level through cooperative purchasing methods and report the award at the next Improvement and Services Committee meeting following the contract award.
6. To receive and place on file the award of contract BRIDGE 4-23 (ATKINSON DRIVE OVER CN WC RAILROAD B-5-225 PAINTING) to Zenith Tech Inc. in the amount of \$96,500.
7. To receive and place on file the report of the non-award of contract PARKS 9-23 BAY BEACH PAVILION REROOF.
8. To approve the following plat of right-of-way: Country Club Road – West Mason Street Frontage Road to Indian Hill Drive – Project I.D. 4987-02-75 and forward it to the Plan Commission to amend the official map.
9. To receive and place on file the actions taken by the Department of Public Works.

A. Granting of Licenses

1. Sidewalk Builder
 - a. Bayland Building Inc.
2. Underground Sprinkler System
 - a. Irrigation Doctors LLC
10. Consideration with possible action on the request by Department of Public Works to award the Bridge 4-23 Atkinson Drive Over CN WC Railroad B-5-225 Painting to Zenith Tech, Inc. in the amount of \$96,500.00.

K. Report of the Protection & Policy Committee (September 25, 2023).

1. To receive and place on file the staff report requested by Alderman Wery for an update, with possible action, on rat complaints and inspection actions taken by the city. The

previously purchased rat traps have been fully depleted. Should resources go towards purchasing more to help combat this community wide issue?

2. To deny an application for an available "Class B" Liquor & Class "B" Beer liquor license for Estilo Tijuana LLC at 1911 University Ave with a license premises described as "kitchen, basement, main bar," with the approval of the proper authorities (Previously licensed for the 22-23 license year as Estilo Tijuana LLC).
3. To grant a "Class B" Liquor & Class "B" Beer license for SBG Apple North, IV, LLC at 2420 E. Mason St. with a license premises description as "restaurant and free standing bar," with the approval of the proper authorities (Currently licensed as Wisconsin Apple LLC).
4. Informational Only: The Liquor Violation Report.
5. Informational Only: The Clerk's Licensing Report.
6. Informational Only: Report by Clerk Jeffreys.

L. Report of the Plan Commission. (September 25, 2023)

1. To approve a request to rezone 0 Emmet Street (Parcel #18-754-B) from General Industry (GI) District to Low-Density Residential (RI) District. (Public Hearing held 9.25.2023)
2. To approve a request to declare city-owned property as surplus located at 0 Emmet Street (Parcel 18-754-B), subject to the following conditions:
 - I. The subject property shall be directed to the Redevelopment Authority of the City of Green Bay for disposition and development.
3. To hold until the October 9, 2023 meeting of the Plan Commission.
REFERRED BACK TO PLAN COMMISSION: (ZP 23-36) Public hearing on a request to rezone a portion of 3164 Finger Road (Parcel 21-173) from Office-Residential (OR) to General Commercial (CI), submitted by Mach IV Engineering & Surveying LLC on behalf of Early Childcare II LLC, property owner (Ald. J. Hutchison, District 2).
4. To hold until petitioner or staff brings the item forward.
(ZP 23-25) Consideration with possible action on a request by Basudev Adhikari of Green Bay Area Business Development LLC, applicant, Green Bay Retail Center, LLC, property owner for a Conditional Use Permit to allow a convenience store, drive through restaurant and fueling/gas/service station use within a Downtown (DI) district at 201 N Monroe Avenue (Ald. R. Scannell, District 7).

M. Report of the Finance Committee. (September 26, 2023)

1. To hold over the request to purchase one Superliner Type I Ambulance from Jefferson Fire & Safety for \$341,950.00, until the next scheduled Finance Committee Meeting.
2. To approve a resolution to cover the first \$25,000 of the Carlson Dettman Consulting market assessment approved by the Common Council on May 2, 2023.

N. Report of the Park Committee. (September 27, 2023)

1. To accept a grant award from the Environmental Protection Agency for \$275,000 to fund the necessary engineering for a habitat restoration project at Joliet Park and to approve

entering into a contract with the Wisconsin Department of Natural Resources to jointly execute the terms of the grant funding, contingent upon the Law Department review and approval of the contracts.

2. To approve hiring Robert E. Lee & Associates, Inc. for \$229,316.40 to complete the necessary engineering for a habitat restoration project at Joliet Park.
3. To accept the donation of the installation of an all-inclusive playground at Bay Beach Amusement Park from the Friends of Bay Beach.
4. To approve the Design, Construction & Dedication Agreement with the Friends of Bay Beach for the installation of an all-inclusive playground at Bay Beach Amusement Park, contingent upon the Law Department review and approval of the agreement.
5. To approve the installation of (23) Wisconsin Public Service ornamental light poles and fixtures along the new East River Trail section from Webster Avenue to Main Street for a total cost of \$75,801.83.
6. To approve a utility easement with Wisconsin Public Service for the installation of ornamental light poles and fixtures along the new East River Trail section from Webster Avenue to Main Street, contingent upon the Law Department review and approval of the easement.

O. Report of the Traffic, Bicycle, and Pedestrian Commission (September 18, 2023).

1. To receive and place on file the report by the Police Department on the monthly Traffic Enforcement Unit Traffic Safety Plan.
2. To adopt by ordinance the establishment of NO PARKING conditions at the following locations due to safety issues:
 - A. Establish a NO PARKING ANYTIME restriction on the north side of Syringa Boulevard from Lark Street to a point 45 feet west of Lark Street.
 - B. Establish a NO PARKING ANYTIME restriction on the east side of Lark Street from Syringa Boulevard to a point 45 feet south of Syringa Boulevard.
3. To approve staff to :
 - A. Add eastbound advance warning sign on Bond Street ahead of Wilson Avenue with Brite Side on the sign support.
 - B. Install Brite Side on the existing eastbound and westbound STOP signs on Bond Street at Wilson Avenue.
 - C. Direct staff to work with Department of Parks, Recreation, and Forestry to prune the tree obscuring the eastbound STOP sign.
4. To remove the NO PARKING zone on the north side of Cedar Street from a point 139 feet east of Webster Avenue to a point 232 feet east of Webster Avenue.
5. To remove the NO PARKING zone on the south side of Cedar Street from a point 78 feet west of Clay Street to Clay Street.

6. To remove the NO PARKING zone on the south side of Cedar Street from a point 185 feet east of Webster Avenue to a point 290 feet east of Webster Avenue.
7. To remove the 2-HOUR PARKING from 7:00 A.M. to 7:00 P.M. MONDAY THROUGH FRIDAY zone on the north side of Cedar Street from a point 80 feet east of Webster Avenue to a point 139 feet east of Webster Avenue.
8. To remove the 2-HOUR PARKING 7:00 A.M. TO 7:00 P.M. MONDAY THROUGH FRIDAY zone on the north side of Cedar Street from a point 232 feet east of Webster Avenue to Roosevelt Street.
9. To remove the 2-HOUR PARKING 7:00 A.M. TO 7:00 P.M. MONDAY THROUGH FRIDAY zone on the south side of Cedar Street from a point 25 feet east of Webster Avenue to a point 185 feet east of Webster Avenue.
10. To remove the 2-HOUR PARKING 7:00 A.M. TO 7:00 P.M. MONDAY THROUGH FRIDAY zone on the south side of Cedar Street from Clay Street to Roosevelt Street.
11. To remove the 15-MINUTE LOADING zone on the south side of Cedar Street from a point 25 feet east of Webster Avenue to a point 185 feet east of Webster Avenue.
12. To establish a NO PARKING zone on the south side of Cedar Street from Clay Street to a point 65 feet west of Clay Street.
13. To establish a NO PARKING zone on both sides of Cedar Street from Roosevelt Street to its easterly terminus at the East River.
14. To establish a NO PARKING 7:00 A.M. TO 5:00 P.M. MONDAY THROUGH FRIDAY zone on the south side of Cedar Street from a point 25 feet east of Webster Avenue to a point 200 feet west on Clay Street.
15. To establish a NO PARKING 7:00 A.M. TO 5:00 P.M. MONDAY THROUGH FRIDAY zone on the north side of Cedar Street from a point 80 feet east of Webster Avenue to a point 160 feet west of Clay Street.
16. To establish a 2-HOUR PARKING 7:00 A.M. TO 7:00 P.M. MONDAY THROUGH FRIDAY zone on both sides of Cedar Street from Clay Street to Roosevelt Street.

P. Report of the Sustainability Commission (September 20, 2023)

1. To accept the Sustainability Commission logo as presented.

Q. Resolutions.

1. Resolution authorizing release of utility easement at 2360 and 2380 East Mason Street. (From 9.11.23 Plan Commission)
2. Resolution drawing final orders to contractors for October 3, 2023.
3. Resolution authorizing Conditional Use Permit at 1809-1817 Deckner Avenue. (From 9.11.23 Plan Commission)

4. Resolution authorizing Conditional Use Permit at 1234 State Street. (From 9.11.23 Plan Commission)
5. Resolution authorizing the transfer of funds.
6. Resolution to accept 2021 sidewalks and issue assessments - Part 3 - FINAL.
7. Resolution to accept 2022 sidewalks and issue assessments - Part 2 - FINAL.
8. Resolution to accept 2023 sidewalks and issue assessments.

R. Committee of the Whole.

1. For consideration and possible action on rights and legal remedies for enforcement action by the City under the city's AuthentiCity Plan.

The Council may convene in closed session pursuant to Section 19.85(1) (g), Wis. Stats., for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. 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.

2. Consideration with possible action on the request by Department of Public Works to award the Bridge 4-23 Atkinson Drive Over CN WC Railroad B-5-225 Painting to Zenith Tech, Inc. in the amount of \$96,500.00.”

S. Ordinances - First Reading.

1. General Ordinance No. 19-23
An ordinance amending Section 40-71, Green Bay Municipal Code, relating to traffic regulations.
2. General Ordinance No. 20-23
An ordinance amending Section 40-34, Green Bay Municipal Code, relating to parking regulations.
3. Zoning Ordinance No. 17-23
An ordinance rezoning property located at 0 Emmet Street (Parcel 18-754-B) from General Industry (GI) to Low-Density Residential District (RI).

T. Referral of Petitions & Communications.

U. 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.