



AGENDA OF THE COMMON COUNCIL

TUESDAY, NOVEMBER 7, 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/85814520332>

Or call in by phone: +1 312 626 6799

Meeting ID: 858 1452 0332

Passcode: 633539

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. October 17, 2023

F. Approval of the Agenda.

G. Report by the Mayor.

H. Announcements.

I. Recognitions and Awards.

J. Appointments.

K. Public Hearings.

L. Landmarks Commission

1. Appeal from Pat Drury regarding the denial of Certificate of Appropriateness (COA 23-58) for an architectural makeover to a Tudor-style façade at 412-414 Porlier Street. To direct the appellant and staff to submit written arguments by end of business on November 29, 2023 to be presented to Council for a Quasi-Judicial hearing at the December 5, 2023 Common Council Meeting.
2. Appeal from John Hurkman regarding the denial of Certificate of Appropriateness (COA 23-45) design review for front window removal and replacement located at 1137 S Monrow Avenue. *(Previously heard and continued from the Common Council Meeting of October 17, 2023).*

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.

M. Ordinances - Second Reading for Adoption.

1. Zoning Ordinance No. 18-23
An ordinance rezoning the property located at 3164 Finger Road (Parcel 21-173) from Office Residential (OR) District to General Commercial (CI) District.

N. Report of the Improvement & Services Committee (October 25, 2023).

1. To approve the recommendation by Green Bay Sustainability Commission to adopt and implement the City-Wide Green Stormwater Infrastructure (GSI) Plan.
2. To approve the draft letter and resolution prepared by Department of Public Works seeking WisDOT reconsideration regarding need for sidewalks on Country Club Road reconstruction, and authorize the Director of Public Works to submit the items to WisDOT (held over from August 16, 2023 Improvement and Services meeting).

O. Report of the Protection & Policy Committee (October 24, 2023).

1. To deny an appeal by Michael and Pati Zawacki at 1509 Creekside Ln. and reduce the reinspection fees to \$75 (from \$300).
2. To approve a request by Rocky's Taqueria LLC at 1679 Main St. for an extension to the issuance of the "Class B" Liquor & Class "B" Beer license to December 20, 2023, due to new hood installation for the kitchen (License granted on 8/22/2023).
3. To approve a request by Family Dollar Stores of Wisconsin, LLC at 1285 Main St. for an extension to the issuance of a "Class A" Liquor and Class "A" Beer license to November 3, 2023, to allow more time to work on orders to get the store back in compliance. (License granted for the 2023-2024 license year at the June 6, 2023 Common Council Meeting).
4. To approve a request by Family Dollar Stores of Wisconsin, LLC at 550 N Military Ave. for an extension to the issuance of a "Class A" Liquor and Class "A" Beer license to November 3, 2023, to allow more time to work on orders to get the store back in compliance.

(License granted for the 2023-2024 license year at the June 6, 2023 Common Council Meeting).

5. To approve a request by Madrid Tapas, LLC at 225 E Walnut St. for an extension to the issuance of a "Class B" Liquor & Class "B" Beer license to December 2023 (License granted for the 2023-2024 license year at the June 27, 2023 for the 2023-2024 license year).
6. To approve a request by Legacy Green Bay, LLC at 1004 Brett Favre Pass for an extension to the issuance of a reserve "Class B" Liquor & Class "B" Beer license to November 22, 2023, due to delays in construction (previously anticipated opening was October 2023).
7. To approve a request by VIC Theatre Green Bay LLC at 217 E. Walnut for an extension to the issuance of a "Class B" Liquor and Class "B" Beer license to January 31, 2024 (Granted by Council at the August 22, 2023 Council meeting).
8. To hold a "Class B" Liquor & Class "B" Beer license for Taste of the South on Wheels LLC at 114 S. Broadway with a license premises description as "behind bar, in kitchen, in basement," subject to the approval of the proper authorities (Filed June 30 and previously licensed as Green Dragon during the 22-23 license year).
9. Informational Only: Liquor Violation Report
10. Informational Only: Clerk's Licensing Report.

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

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

Q. Report of the Plan Commission. (October 23, 2023)

1. To approve a request for a Conditional Use Permit at 1184 Shadow Lane (Parcel 1-2509) to allow a detached structure with a metal exterior finish exceeding 120 square feet in the Low Density Residential (RI) District. (Public Hearing held 10.23.2023)
2. To approve a request to amend a Planned Unit Development for property located at 3757 Vital Place, 641 South Grandview Road, 3751 East Mason Street, 3760 East Mason Street and 3855 Finger Road regarding amendments to Section 2.C.(7), Signage. (Public Hearing held 10.23.2023)

R. Report of the Finance Committee. (October 24, 2023)

1. To purchase from Baycom a certified 700 MHz Emergency Responder Radio Coverage System in the amount of \$51,092 to be funded using ARPA Funds.
2. To approve the ARPA reallocation request from the Green Bay Police Department.
3. To approve a budget amendment resolution for unbudgeted overtime for special events.
4. To receive and place on file the 2024-2028 Capital Improvement Plan (CIP).
5. To refer to staff the 2024 capital needs and draft borrowing request.
6. To approve the Claims Committee Report.

The Common Council may convene in closed session pursuant to Sections 19.85(1)(e), Wis. Stats., for purposes of deliberating or negotiating the sale of public properties, investing of public funds or conducting other specified public business as necessary for competitive or bargaining reasons. The Common 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.

S. Report of the Park Committee. (October 25, 2023)

1. To approve a Change Order for \$12,500 for additional engineering work associated with the stormwater management and trail design for Olde Preble Park..
2. To approve the request by the Astor Neighborhood Association and Astor East River Neighborhood Association to apply for a mini-grant for the purchase and installation of a furnace for the Astor Park shelter.
3. To deny the request by the Astor and Astor East River Neighborhood Associations to allow unlimited free use of the Astor Park shelter for meetings and instead allow 3 free shelter rentals per year for each Neighborhood Association, per the existing policy.

T. Report of the Personnel Committee.

1. To approve the request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.
 - a. Truck Driver
2. To refer to the Joint Finance/Personnel Committee without recommendation the implementation of the updated City Pay Plan as recommended by the Carlson Dettmann market analysis.
3. For staff to proceed as discussed in closed session regarding the 2024 City of Green Bay and City of Green Bay Fire Fighters Local 141, International Association of Fire Fighters AFL-CIO 158 labor agreement.

The Committee 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 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.

U. Report of the Public Arts Commission (October 25, 2023).

1. To approve the City of Green Bay Public Art Grant application - A Walk With Nature.
2. To table the City of Green Bay Public Art Grant application - Creative Public Seating.

V. Report of the Traffic, Bicycle, and Pedestrian Commission (October 16, 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 receive and place on file the report by the Police Department of the 2023 3rd quarter serious injury and fatal crashes.
3. To remove the 2-WAY YIELD condition on Hazel Street at Howard Street.

4. To adopt by ordinance the establishment of a 2-WAY STOP condition on Hazel Street at Howard Street.

W. Report of the Sustainability Commission (October 18, 2023).

1. To approve the Sustainability Commission's recommendation of sending the Citywide GSI Plan to the Improvement & Services Committee for adoption and implementation.

X. Report of the Equal Rights Commission

1. To approve the Visibility Initiative Strategic Action Plan that was held over from the August 17, 2023 Equal Rights Commission meeting.
2. To hold until the next Equal Rights Commission meeting the initiative to install signage that has the City of Green Bay in the language of each culture represented in Green Bay that was held over from the August 17, 2023 Equal Rights Commission meeting.

Y. Informational.

1. Building Report for October 2023

Z. Resolutions.

1. Resolution authorizing Conditional Use Permit at 1184 Shadow Lane/Parcel I-2509.
2. Resolution authorizing Budget Amendment.
3. Resolution drawing final orders to contractors for November 7, 2023.
4. Resolution requesting declaration of emergency repair of storm sewer outfall East River at Ellis Street extended.
5. Resolution seeking WisDOT reconsideration regarding need for sidewalks on Country Club Road.
6. Resolution authorizing Alderperson Salary Increase.
7. Resolution authorizing increased Municipal Judge hours.

AA. Committee of the Whole.

1. For consideration and possible action on an update regarding PFAS litigation.

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 a request by Department of Public Works to declare an emergency for repair of storm sewer along the East River, south of Main Street, in the vicinity of Ellis Street extended.

3. For consideration and possible action on the over-hire of the Community Liaison role in the Mayor's Office, cost \$2,878.

BB. Ordinances - First Reading.

1. Zoning Ordinance No. 19-23
An ordinance zoning certain property located at 641 South Grandview Road, 3757 Vital Place, 3751 East Mason Street, 3760 East Mason Street, and 3855 Finger Road as a Planned Unit Development District for purposes of developing the Grandview Industrial Park.
2. General Ordinance No. 22-23
An ordinance amending Section 40-71, relating to traffic regulations.
3. Miscellaneous Ordinance 07-23
An ordinance amending redistricted boundaries of aldermanic districts

CC. Referral of Petitions & Communications.

DD. 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.