



MINUTES OF THE COMMON COUNCIL

TUESDAY, FEBRUARY 6, 2024, 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/89274696903>

Or call in by phone: +1 312 626 6799

Meeting ID: 892 7469 6903

Passcode: 209710

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.

Present: Mark Steuer, William Morgan, Jennifer Grant, Craig Stevens, Chris Wery, Randy Scannell, Brian Johnson, Bill Galvin, Jesse Brunette, Steven Campbell, Jim Hutchison, Melinda Eck

C. PLEDGE OF ALLEGIANCE.

D. INVOCATION.

E. APPROVAL OF MINUTES.

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve.

Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

I. January 16, 2024

Minutes of the Common Council

F. APPROVAL OF THE AGENDA.

Moved by Ald. Randy Scannell, seconded by Ald. Bill Galvin to approve.
Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None,
Abstain- None.

G. REPORT BY THE MAYOR.

H. ANNOUNCEMENTS.

I. RECOGNITIONS AND AWARDS.

I. In recognition of Mark Retzlaff, Senior Mechanic, Green Bay Metro Fire Department, on earning the Runner-Up award for the Emergency Vehicle Technician of the Year.

J. APPOINTMENTS.

Moved by Ald. Randy Scannell, seconded by Ald. Brian Johnson to approve.
Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None,
Abstain- None.

I. Reappointments:

Ethics Board

Shaina Bacharach, 708 Lawe Street, Green Bay, WI 54301
Term to expire: February 1, 2027

Green Bay Public Arts Commission

Chuck Yang, 1689 Westfield Avenue, Green Bay, WI 54303
Term to expire: February 1, 2027

Transit Commission

Hector Rodriguez, 1460 Waterford Drive, Green Bay, WI 54313
Term to expire: February 1, 2027

K. ORDINANCES - SECOND READING FOR ADOPTION.

Moved by Ald. Randy Scannell, seconded by Ald. William Morgan to suspend the rules and take up all

except item 5.

Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

Moved by Ald. Randy Scannell, seconded by Ald. Mark Steuer to adopt.

Motion passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

1. Zoning Ordinance No. 01-24

An ordinance creating a Planned Unit Development (PUD) overlay district for properties located at 101 Bridge Street, 119 Bridge Street, and 239 Arndt Street.

2. Zoning Ordinance No. 21-23

An ordinance rezoning front 160-feet of property located at 1562 Velp Avenue from General Industrial (GI) District to Highway Commercial (C2) District.

3. Zoning Ordinance No. 28-23

An ordinance rezoning property located at 1218, 1212 and 1156 Velp Avenue from General Industrial (GI) District to Highway Commercial (C2) District.

4. Zoning Ordinance No. 02-24

An ordinance rezoning property located at 1728 Deckner Avenue and 120 S. Henry Street from Varied-Density Residential (R3) to a Public Institutional (PI) District.

5. Zoning Ordinance No. 03-24

An ordinance zoning certain land known as Southwest Woods Subdivision as a Planned Unit Development District.

Moved by Ald. Melinda Eck, seconded by Ald. Mark Steuer to hold until March 5.

Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- Brian Johnson.

6. General Ordinance 01-24

An ordinance creating Section 26-22, Green Bay Municipal Code, relating to reckless driving.

L. REPORT OF THE IMPROVEMENT & SERVICES COMMITTEE (JANUARY 24, 2024).

Moved by Ald. Randy Scannell, seconded by Ald. Chris Wery to approve.

Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

1. To receive and place on file the request by Ald. Brunette, on behalf of residents on Country Club Road, regarding the plan to include sidewalks on the upcoming Country Club Road reconstruction project (held from the August 16, 2023 and October 25, 2023 Improvement & Services Committee meetings).
2. To approve the request by Department of Public Works Parking Division to replace one (1) enforcement vehicle in 2024, a year ahead of its planned replacement.
3. To approve the 2024 Special Assessment factors and rates.
4. To receive and place on file the actions taken by the Department of Public Works.

A. Granting of Licenses

1. Sidewalk Builder

- a. Parham Construction
- b. Bryan McEwen Concrete, LLC

2. Tree & Brush Trimmer

- a. Battle Axe Tree Service
- b. A to Z Tree Service
- c. Economy Tree Service LLC
- d. Rigo's Landscaping LLC

M. REPORT OF THE PROTECTION & POLICY COMMITTEE (JANUARY 22, 2024).

Moved by Ald. Randy Scannell, seconded by Ald. Chris Wery to approve, except item 4.

Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

1. To approve an appeal by Carol Kempke regarding the denial of her operator's license.
2. To approve a request by The Sardine Can at 128 S. Broadway for a limited expansion of premises to the back parking lot for the following dates in 2024: June 12, June 19, June 26, July 3, July 10, July 17, July 24, July 31, August 7, August 14, and August 21 (Dates after July 1 subject to the approval for the renewal 24-25 license application).
3. To approve a change of agent to Jason J Jarmuskiewicz for Walgreens Co. (Walgreens #11339) located at 116 N. Military Ave.
4. To repeal the Broadway, Downtown and Olde Main moratoriums (Joint Communication submitted by Ald. Brian Johnson, District 9, and Ald. Randy Scannell, District 7).

Moved by Ald. Melinda Eck, seconded by Ald. Steven Campbell to open the floor.

Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

Tera Hansen, support, 1238 State Street, GB

Moved by Ald. Mark Steuer, seconded by Ald. Brian Johnson to close the floor.

Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

Moved by Ald. Randy Scannell, seconded by Ald. Steven Campbell to approve.

Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

5. Informational Only: Clerk's Office Licensing Report

6. Informational Only: Liquor Violation Report

N. REPORT OF THE PROTECTION & POLICY COMMITTEE GRANTING OPERATOR LICENSES.

Moved by Ald. Randy Scannell, seconded by Ald. Mark Steuer to approve.

Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

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

O. REPORT OF THE PLAN COMMISSION. (JANUARY 22, 2024)

Moved by Ald. Randy Scannell, seconded by Ald. Jim Hutchison to approve item I.

Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

1. To approve a request for a Conditional Use Permit to create a restaurant with drive-through in a CI General Commercial district at 3112 Finger Road. (Public Hearing held 1.22.2024)

2. To approve a request for a Conditional Use Permit to create a communication tower in the BP Business Park district at 1931 Cofrin Road. (Public Hearing held 1.22.2024)

Moved by Ald. Randy Scannell, seconded by Ald. Brian Johnson to approve.

Moved by Ald. Steven Campbell, seconded by Ald. Brian Johnson to open the floor.
Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

Mike Benik, 10700 West Higgins, Rd, Rosemont IL
Charles Van, 2020 Radisson St, GB
Dan Drews, 2020 Radisson St., GB
Tom Dupane, 1980 Cofrin St, GB

Moved by Ald. Bill Galvin, seconded by Ald. Craig Stevens to close the floor.
Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

Moved by Ald. Randy Scannell, seconded by Ald. Brian Johnson to approve .
Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

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3. To approve the request to deviate from various sections of the Municipal Code, Chapter 36-Subdivisions for the design and development of 8 attached single-family homes (townhomes), 7 single-family home lots and extension of Hinkle Street from W. Mason Street to Hobart Drive with conditions (held from the January 16, 2024 Council Meeting).

Moved by Ald. Randy Scannell, seconded by Ald. Bill Galvin to approve.

Moved by Ald. Melinda Eck, seconded by Ald. Randy Scannell to hold until March 5th.
Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- Brian Johnson.

P. REPORT OF THE FINANCE COMMITTEE. (JANUARY 30, 2024)

Moved by Ald. Randy Scannell, seconded by Ald. Bill Galvin to approve, with Ald. Johnson abstaining on item 18.
Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

I. To approve the pre-sale reports prepared by Ehlers Public Finance Advisors for the 2024

borrowing approved at the Common Council meeting on December 19, 2023.

2. To approve the initial resolution authorizing the Issuance of Not to Exceed \$5,845,000 General Obligation Bonds for Street Improvements.
3. To approve the initial resolution authorizing the Issuance of Not to Exceed \$6,675,000 General Obligation Bonds for Sewage Improvements.
4. To approve the initial resolution authorizing the Issuance of Not to Exceed \$1,010,000 General Obligation Bonds for Parking Lots or Other Parking Facilities.
5. To approve the initial resolution authorizing the Issuance of Not to Exceed \$815,000 General Obligation Bonds for Parks and Public Grounds.
6. To approve the initial resolution authorizing the Issuance of Not to Exceed \$370,000 General Obligation Bonds for Buildings for the Housing of Machinery and Equipment.
7. To approve the initial resolution authorizing the Issuance of Not to Exceed \$2,085,000 General Obligation Fire Engines and Other Equipment of the Fire Department.
8. To approve the initial resolution Authorizing the Issuance of Not to Exceed \$2,700,000 General Obligation Bonds for Bridge Improvements.
9. To approve the resolution authorizing and Directing the Publication of Notice of the Adoption of Initial Resolution.
10. To approve the resolution authorizing and Providing for the Issuance and Establishing Parameters for the Sale of Not to Exceed \$19,500,000 General Obligation Corporate Purpose Bonds, Series 2024A, and All Related Details.
11. To approve the resolution authorizing and Providing for the Issuance and Establishing Parameters for the Sale of Not to Exceed \$7,835,000 General Obligation Promissory Notes, Series 2024B, and All Related Details.
12. To approve the revised 2024 fee schedule resolution to include a massage establishment license fee.
13. To approve the purchase of Municipal Court audio/visual upgrades for \$39,417.57.
14. To approve a service agreement with Off Duty Management for public safety software to manage all Police Department reimbursable overtime events.
15. To approve the contract amendment with Cross Safe / Everything Parking, Inc. to create an assistant manager position, estimated at \$23,530/year, for additional services.

16. To approve the First Amendment to the Grant Agreement for the Neighborhood Investment Fund Program.

17. To approve the Department of Community & Economic Development to execute a professional services contract with E-Plan Exam.

18. To approve a planning option extension to On Broadway, Inc for parcels 4-83, 4-82, 4-81, and 4-80.

19. To have staff proceed as directed in closed session regarding a six (6) month planning option for the development of City-owned parcel 21-24 at 3855 Finger Road.

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. 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.

20. To approve the budget amendment resolution for unbudgeted overtime for special events.

21. To approve the Clams Committee report.

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. 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.

Q. REPORT OF THE PERSONNEL COMMITTEE (JANUARY 30, 2024).

Moved by Ald. Randy Scannell, seconded by Ald. Bill Galvin to approve.

Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

1. For consideration with possible action on the request to fill the following positions and all subsequent vacancies resulting from internal transfers.

- a. Administrative Clerk
- b. Sewer Maintenance Worker

2. To approve the amendment to Chapter 9 Hours of Work and Fringe Benefits to revise 9.12 Holidays as presented and to direct staff to ensure that tax collection personnel are staffed and provide tax collection services for a full day on New Year's Eve.

R. REPORT OF THE TRAFFIC, BICYCLE, AND PEDESTRIAN COMMISSION (JANUARY 29, 2024).

Moved by Ald. Randy Scannell, seconded by Ald. Craig Stevens to approve.

Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None,

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Abstain- None.

1. To receive and place on file the report by the Police Department on the monthly Traffic Enforcement Unit Traffic Safety Plan.
2. To refer to staff to study traffic calming measures on collector streets within the City.
3. To refer to staff to study traffic calming measures with all new and reconstructed streets.
4. To approve the removal of the 2-HOUR 7AM TO 7 PM MONDAY THROUGH FRIDAY zone on the east side of Elizabeth Street from a point 65 feet north of Cedar Street to Elm Street.

S. REPORT OF THE SUSTAINABILITY COMMISSION.

T. INFORMATIONAL.

- I. Building Report for January 2024

U. RESOLUTIONS.

Moved by Ald. Randy Scannell, seconded by Ald. Brian Johnson to suspend the rules and take up all but items 24 and 26.

Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

Moved by Ald. Randy Scannell, seconded by Ald. Jesse Brunette to adopt.

Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

1. Preliminary resolution declaring intent to exercise special assessment powers under section 66.0703, Wisconsin Statutes.

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4. Preliminary resolution declaring intent to exercise special assessment powers under section 66.0703, Wisconsin Statutes.

5. Preliminary resolution declaring intent to exercise special assessment powers under section 66.0703, Wisconsin Statutes.

6. Preliminary resolution declaring intent to exercise special assessment powers under section 66.0703, Wisconsin Statutes.

7. Preliminary resolution declaring intent to exercise special assessment powers under section 66.0703, Wisconsin Statutes.

8. Preliminary resolution declaring intent to exercise special assessment powers under section 66.0703, Wisconsin Statutes.

9. Resolution authorizing Conditional Use Permit at 3112 Finger Road.

10. Resolution authorizing Conditional Use Permit at 1931 Cofrin Drive.

11. Resolution drawing final orders to contractors for February 6, 2024.

12. An initial resolution authorizing the Issuance of Not to Exceed \$5,845,000 General Obligation Bonds for Street Improvements.

13. An initial resolution authorizing the Issuance of Not to Exceed \$6,675,000 General Obligation bonds for Sewerage Improvements.

14. An initial resolution authorizing the Issuance of Not to Exceed \$1,010,000 General Obligation bonds for Parking Lots or other Parking Facilities.

15. An initial resolution authorizing the Issuance of Not to Exceed \$815,000 General Obligation Bonds for Parks and Public Grounds.

16. An initial resolution authorizing the Issuance of Not to Exceed \$370,000 General Obligation Bonds for Buildings for the Housing of Machinery and Equipment.

17. An initial resolution authorizing the Issuance of Not to Exceed \$2,085,000 General Obligation Fire Engines and Other Equipment of the Fire Department.

18. An initial resolution Authorizing the Issuance of Not to Exceed \$2,700,000 General Obligation Bonds for Bridge Improvements.

19. A resolution authorizing and directing the Publication of Notice of the Adoption of Initial Resolutions.

20. A resolution authorizing and providing for the Issuance and Establishing Parameters for the Sale of Not to Exceed \$19,500,000 General Obligation Corporate Purpose Bonds, Series 2024A, and All Related Details.

21. A resolution authorizing and providing for the Issuance and Establishing Parameters for the Sale

of Not to Exceed \$7,835,000 General Obligation Promissory Notes, Series 2024B, and All Related Details.

22. Resolution adopting the City of Green Bay 2024 fee schedule.

23. Resolution authorizing budget amendment.

24. Resolution authorizing variances to allow for the development of a mixed-use neighborhood and extension of Hinkle Street from W. Mason Street to Hobart Drive.

Moved by Ald. Randy Scannell, seconded by Ald. Chris Wery to hold 24 and 26 until March 5.
Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

25. Resolution accepting dedication of right-of-way and public improvements in the Woods at Baird's Creek Subdivision.

26. Resolution authorizing variances to allow for the development of a mixed-use neighborhood and extension of Hinkle Street from W. Mason Street to Hobart Drive (held from the January 16, 2024 Council Meeting).

V. ORDINANCES - FIRST READING.

Moved by Ald. Randy Scannell, seconded by Ald. Brian Johnson to advance.
Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

I. General Ordinance No. 03-24

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

W. REFERRAL OF PETITIONS & COMMUNICATIONS.

Ald. Wery to Personnel and Protection and Policy.

Moved by Ald. Chris Wery, seconded by Ald. Steven Campbell to refer.
Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None, Abstain- None.

X. ADJOURNMENT.

Moved by Ald. Craig Stevens, seconded by Ald. Bill Galvin to adjourn.
Motion Passed.

Yes- Jesse Brunette, Steven Campbell, Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian

Johnson, William Morgan, Randy Scannell, Mark Steuer, Craig Stevens, Chris Wery, No- None,
Abstain- None.