



# **MINUTES OF THE COMMON COUNCIL**

**TUESDAY, APRIL 16, 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: Craig Stevens, William Morgan, Melinda Eck, Jim Hutchison, Bill Galvin, Jennifer Grant, Brian Johnson, Kathy Hinkfuss, Chris Wery, Alyssa Proffitt, Ben Delie, Steven Campbell

Excused: none

Absent: none

## **C. PLEDGE OF ALLEGIANCE.**

## **D. INVOCATION.**

## **E. ALDERS' OATH OF OFFICE**

## **F. ELECTION OF COMMON COUNCIL PRESIDENT.**

nomination--Brian Johnson  
nomination--Bill Galvin

Brian Johnson, elected President of Council

### **G. ELECTION OF COMMON COUNCIL VICE PRESIDENT.**

nomination--Bill Galvin  
nomination--Jennifer Grant  
nomination--Alyssa Proffitt  
nomination--Craig Stevens

Bill Galvin, elected Vice President of the Council

### **H. APPROVAL OF MINUTES.**

Moved by Ald. Craig Stevens, seconded by Ald. Alyssa Proffitt to approve.  
Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

I. March 19, 2024

### **I. APPROVAL OF THE AGENDA.**

### **J. REPORT BY THE MAYOR.**

### **K. ANNOUNCEMENTS.**

### **L. APPOINTMENTS.**

Moved by Ald. Melinda Eck, seconded by Ald. Alyssa Proffitt to approve.  
Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

Moved by Ald. Craig Stevens, seconded by Ald. Ben Delie to approve standing appointments.  
Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

#### **I. Reappointments:**

On Broadway Business Improvement District  
Brendt Peeters, 1126 S. Quincy St., Green Bay, WI 54301  
Term to expire: December 1, 2026

## **Standing Committees**

### Protection and Policy

Craig Stevens

Bill Morgan

Alyssa Proffitt

Jim Hutchison

### Personnel and Finance

Bill Galvin

Brian Johnson

Kathy Hinkfuss

Jennifer Grant

### Parks and Improvement & Services

District 6 Alder

Melinda Eck

Chris Wery

Ben Delie

## **Boards and Commissions**

### Annexation Commission

Jennifer Grant

### CDBG Revolving Loan Committee

Bill Morgan

### Ethics Board

Bill Galvin

### Green Bay Plan Commission

Jim Hutchison

### Green Bay Public Arts Commission

Alyssa Proffitt

### Landmarks Commission

Jim Hutchison

### Redevelopment Authority

Kathy Hinkfuss

### Sustainability Commission

District 6 Alder

### Traffic, Bicycle & Pedestrian Commission

Craig Stevens

Transit Commission

Craig Stevens

Water Commission

Bill Morgan

Equal Rights Commission

District 6 Alder

### **M. PUBLIC HEARINGS.**

no one appeared to speak

1. (CSM 24-07) Public Hearing on the request to approve a four-lot Certified Survey Map that includes the dedication of public right-of-way, Submitted by Troy Collins with GRAEF on behalf of the Green Bay Redevelopment Authority, Property Owner (Ald. Morgan, District 3).

### **N. ORDINANCES - SECOND READING FOR ADOPTION.**

1. Planning Ordinance No. 01-24  
An ordinance approving a four-lot Certified Survey Map at 0 Lime Kiln Road.

Moved by Ald. Alyssa Proffitt, seconded by Ald. Melinda Eck to approve.

Motion Passed.

Yes- Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Craig Stevens, Chris Wery, Alyssa Proffitt, Kathy Hinkfuss, Ben Delie, No- None, Abstain- None.

2. General Ordinance No. 8-24  
An ordinance amending GBMC 2-324(h), Green Bay Municipal Code, relating to solicitation of funds.

Moved by Ald. Brian Johnson, seconded by Ald. Kathy Hinkfuss to adopt.

Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt,

Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

**O. REPORT OF THE REDEVELOPMENT AUTHORITY (APRIL 9, 2024).**

Moved by Ald. Craig Stevens, seconded by Ald. Alyssa Proffitt to approve.

Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. To approve the request by HR Green Bay Owner, LLC, for Consent to Assignment, Second Amendment, and Estoppel Certificate, Management Agreement for the Green Bay Convention Center and Conference Center.

**P. REPORT OF THE IMPROVEMENT & SERVICES COMMITTEE ( APRIL 10, 2024).**

Moved by Ald. Melinda Eck, seconded by Ald. Brian Johnson to approve, except item 11.

Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. To approve the request by Morgan Fick, 1460 Ninth Street, to rescind Invoice #183680 in the amount of \$39.00 for improper tipper cart storage on March 12, 2024, at 1460 Ninth Street.
2. To approve the request by Larry Erdmann, 1428 Servais Street, to rescind Invoice #183412 in the amount of \$39.00 for improper tipper cart storage on March 4, 2024, at 1428 Servais Street.
3. To approve the request by Jay Nyman, 1555 Forest Glen Drive, to rescind Green Bay Parking Citation #69092161 for violation of the No Stopping/No Standing zone on North Washington Street.
4. To approve the request by Department of Public Works to award the contract for hauling, disposal, and mobilization of contaminated soil to Peter's Concrete Co. as a one-year contract with an estimated total of \$70,250.00.

5. To approve the request by Department of Public Works to obtain an easement for sidewalk and storm sewer purposes from Pickles Manufacturing, LLC, between School Place and Howard Street.
6. To approve the request by Department of Public Works to approve Amendment No. 3 to Professional Services Agreement with Ayres Associates in the amount of \$9,710.00 for providing drafting services for the City portion of the Country Club Road reconstruction project.
7. To approve the request by Department of Public Works to enter into a Routine Bridge Maintenance and Operation Agreement between the City and the Wisconsin Department of Transportation for State Fiscal Year 2025.
8. To approve the request by HR Green Bay Owner, LLC (Hyatt Regency Green Bay) to assign parking rights to 333 Main, LLC in accordance with the provisions of the Parking Agreement between the City and Hyatt dated August 31, 2012.
9. To approve the request by Department of Public Works to approve the proposed 2024 Mill and Pave Program. The program includes milling and replacing 4,735 linear feet of pavement for an estimated cost of \$350,000.00. The program will be funded using bonded money from streets that have been delayed for one year.
10. To approve the request by Department of Public Works to enter into a three-party agreement with WisDOT and Graef-USA, Inc. for the Manitowoc Road Sidewalk Project WisDOT Project ID 4987-14-00. The total cost of the design is estimated to be \$405,610.86 of which the City will receive federal funds in the amount of \$129,163.00. The required remaining funds will be bonded in 2025.

11. To deny the request by Department of Public Works to approve the award for the purchase of rain barrels to Greenlane Environmental & Recycling Services Inc. in the amount of \$29,016.00.

Moved by Ald. Alyssa Proffitt, seconded by Ald. Chris Wery to approve.

Motion Passed.

Yes- Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, Craig Stevens, Chris Wery, Alyssa Proffitt, Kathy Hinkfuss, Ben Delie, No- William Morgan, Abstain- None.

12. To approve the request by Department of Public Works to NOT award Contract WSG 1-24 SALT STORAGE SHED CONCRETE REPAIRS due to need to reallocate funds to East Side Garage Salt Storage Shed design services.
13. To approve the request by Department of Public Works to reallocate capital funds bonded for repairs to the West Side Garage salt storage shed to emergency repairs/replacement of the East Side Garage salt storage facility.
14. To approve the request by Department of Public Works to award the following contract at a staff level and report the award at the next Improvement and Services Committee meeting following the contract award:  
  
Consultant services for contaminated soils and groundwater determinations for contract 2024 CITY ROAD CONSTRUCTION PROJECTS, LEICHT MEMORIAL PARK, SEYMOUR PARK – WEST, AND FINGER ROAD SOFTBALL FIELD COMPLEX.
15. To approve the request by Department of Public Works to approve and accept ownership of the stormwater management ponds for the Mahon Creek Estates and the Mahon Creek Estates 1<sup>st</sup> Addition Subdivisions.

16. To receive and place on file the actions taken by the Department of Public Works.

A. Granting of Licenses

I. Sidewalk Builder

- a. Duke's Concrete Construction
- b. DeGroot Concrete LLC
- c. The Boldt Company
- d. Christensen Concrete & Excavating
- e. KPC Concrete Contractor LLC
- f. Loch Construction Co., Inc.
- g. Melnarik Concrete, Inc.
- h. Titledown Construction LLC
- i. Three Corners Concrete LLC
- j. Evraets Concrete Construction, LLC
- k. E&I Concrete Construction
- l. Helmle Construction & Concrete, LLC
- m. Deleers Construction, Inc.
- n. Bad Bass Concrete LLC
- o. Anderson Basement Repair, Inc.

#### **Q. REPORT OF THE PROTECTION & POLICY COMMITTEE (MARCH 25, 2024).**

Moved by Ald. Craig Stevens, seconded by Ald. Bill Galvin to approve.

Motion Passed.

Yes- Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Craig Stevens, Chris Wery, Alyssa Proffitt, Kathy Hinkfuss, Ben Delie, No- None, Abstain- None.

1. To approve a request by Noble Roots Brewing Company, LLC at 2790 University Ave. to expand their license onto City Property.
  
2. To grant an application for a "Class B" Liquor & Class "B" Beer license for 333 Main, LLC at 333 Main St. with a license premises description as "Hyatt Regency Hotel Green Bay, KI Convention Center, and Packer Plaza Outdoor Area," (Currently licensed as Hyatt Corporation).
  
3. To approve the request by Vic Theatre Green Bay, LLC at 217 E. Walnut St. to request an extension of the issuance of his liquor license to May 31, 2024.
  
4. To approve a request by Tar Escapades LLP at 2657 University Ave. to extend their license premises to "2 PICNIC TABLES TO BE PLACED OUTSIDE OUR 2 WINDOWS IN FRONT OF UNUSED ATTACHED GARAGE" on May 5, May 9, May 10, May 11, May 16, May 17,

May 18, May 22, May 23, May 24, May 26, May 30, May 31, June 1, June 6, June 7, June 8, June 13, June 14, June 15, June 20, June 21, June 22, June 27, June 28, June 29; July 4, July 5, July 6, July 11, July 12, July 13, July 18, July 19, July 20, July 25, July 26, July 27, August 1, August 2, August 3, August 8, August 9, August 10, August 15, August 16, August 17, August 22, August 23, August 24, August 29, August 30, August 31, and September 1. (dates after July 1 subject to the approval of the 2024-2025 renewal application).

5. To approve the City of Green Bay Pesticide Use Policy.

6. Informational Only: Liquor Violation Report.

#### **R. REPORT OF THE PROTECTION & POLICY COMMITTEE GRANTING OPERATOR LICENSES.**

Moved by Ald. Craig Stevens, seconded by Ald. Brian Johnson to approve.

Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

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

#### **S. REPORT OF THE PLAN COMMISSION (APRIL 8, 2024).**

Moved by Ald. Alyssa Proffitt, seconded by Ald. Craig Stevens to approve.

Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

Ald. Johnson abstains on S.3.

1. To approve the request to release two, 10-foot storm sewer easements for Pilgrim Lutheran Church at 1731 St. Agnes Drive (Parcel 6-311) (ED 24-01), subject to the following condition:

1. A sewer easement over the relocated sewer is granted to the City of Green Bay by the property owner from Chateau Drive to Liberty Street.

2. To approve the request to rezone property located at 1400 Block of South Huron Road (Parcel 21-186) from Rural Residential (RR) Zoning to Varied Density Residential (R3) Zoning (ZP 24-06) (Public Hearing held 4/8/2024).
  
3. To approve the request to create a Planned Unit Development (PUD) at 211 N Broadway for the development of Green Bay Public Market (ZP 24-07), subject to the following conditions:
  1. Adoption of the draft PUD.
  2. The PUD regulations in relation to the rear/west façade of the structure be reevaluated for appropriateness in five years from the Public Markets occupancy should a multi-story structure not be constructed adjacent to the west.

(Public Hearing held 4/8/2024).

#### **T. REPORT OF THE FINANCE COMMITTEE. (APRIL 9, 2024)**

Moved by Ald. Alyssa Proffitt, seconded by Ald. Craig Stevens to approve, except item 1.  
Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. To approve the financial commitment and payment to Wello for \$125,000 related to the JBS Urban Farm Development to be reimbursed by the Neighborhood Investment Grant.

Moved by Ald. Brian Johnson, seconded by Ald. Kathy Hinkfuss to approve.

Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

2. To approve the resolution authorizing the continuation of the city's self-insured workers compensation program.

3. To accept a \$250,000 grant from Brown County Public Health for the establishment of a Mobile Integrated Health (MIH) Paramedic Program for Green Bay Metro Fire Department.

4. To approve the purchase of an Aruba Core Switches for the City Hall for a total cost of \$128,942.00 funded by ARPA allocation.
5. To approve the purchase of 19-EA 2024 Ford Police Inceptor Utility Vehicles KBA AWD for the City of Green Bay Police Department for \$42,783.00 each for a total cost of \$812,877.00 from bonded funds.
6. To approve the purchase of 12 ea. Motorola APX 8500 Radios and One APX 8500 All Band Radio for the command center communications for a total of \$97,990.75.
7. To approve the award of Forward Appraisal for the Services Revaluation for a total cost of \$225,000 for the 2027 revaluation.
8. To approve the purchase of Audio-Visual Equipment for Council Chambers from ACP CreativIT LLC for a total cost of \$130,731.76 funded by ARPA allocation.

#### **U. REPORT OF THE PARK COMMITTEE (APRIL 10, 2024).**

1. To receive and place on file the staff discussion regarding projects and initiatives for the Parks, Recreation & Forestry Department. **(Informational Only)**

#### **V. REPORT OF THE TRAFFIC, BICYCLE, AND PEDESTRIAN COMMISSION MARCH 18, 2024).**

Moved by Ald. Craig Stevens, seconded by Ald. Alyssa Proffitt to approve, except item 2.  
Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris

Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. To approve the reports by the Police Department on the February and March 2024 Traffic Enforcement Unit Traffic Safety Plan.
2. To receive and place on file the study of the intersection at Shawano Avenue and N/S Oakland Avenue.

Moved by Ald. Brian Johnson, seconded by Ald. Craig Stevens to refer back to committee.  
Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

3. To remove the existing parking restrictions on the north side of Morrow Street from a point 60 feet west of Henry Street to a point 135 feet east.
4. To establish a NO PARKING zone on the north side of Morrow Street from a point 60 feet west of Henry Street to a point 60 feet east of Henry Street.
5. To refer to staff as amended the request by Ald. Stevens to amend the existing policy to allow traffic calming measures on collector streets within the City.
6. To refer to staff as amended the request by Ald. Stevens to amend the existing policy to include traffic calming measures with all new and reconstructed streets.

## **W. INFORMATIONAL.**

1. Building Report for March 2024

## 2. Municipal Court Monthly Report

### **X. COMMITTEE OF THE WHOLE.**

Moved by Ald. Chris Wery, seconded by Ald. Alyssa Proffitt to approve.

Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. For consideration, with possible action, to establish rules of conduct and participation for the public at Common Council and all other public meetings.

### **Y. RESOLUTIONS.**

Moved by Ald. Melinda Eck, seconded by Ald. Kathy Hinkfuss to suspend the rules.

Motion Passed.

Yes- Melinda Eck, Bill Galvin, Jennifer Grant, Jim Hutchison, Brian Johnson, William Morgan, Chris Wery, Alyssa Proffitt, Kathy Hinkfuss, Ben Delie, No- None, Abstain- None.

Moved by Ald. Brian Johnson, seconded by Ald. Bill Galvin to adopt.

Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. Resolution drawing final orders to contractors for April 16, 2024.
2. Resolution authorizing the continuation of the city's self-insured workers compensation program.
3. Resolution authorizing release of utility easements at 1731 St. Agnes Drive (ED 24-01).
4. Resolution authorizing execution of the Department of Natural Resources principal forgiveness financial assistance agreement.

## **Z. ORDINANCES - FIRST READING.**

Moved by Ald. Brian Johnson, seconded by Ald. Bill Galvin to suspend the rules, take up 1 and 2 with one roll call vote.

Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

Moved by Ald. Bill Galvin, seconded by Ald. Melinda Eck to advance.

Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. General Ordinance No. 10-24

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

2. Zoning Ordinance No. 06-24

An ordinance rezoning the property located at the 1400 Block of South Huron Road (parcel no. 21-186) from Rural Residential (RR) District to Varied-Density Residential (R3) District (ZP 24-06).

3. Zoning Ordinance No. 04-24

An ordinance creating a Planned Unit Development (PUD) Overlay District for property located at 211 N Broadway (ZP 24-07).

Moved by Ald. Craig Stevens, seconded by Ald. Bill Galvin to allow first and final adoption.

Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- Brian Johnson.

Moved by Ald. Craig Stevens, seconded by Ald. Bill Galvin to adopt.

Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- Brian Johnson.

## **AA. REFERRAL OF PETITIONS & COMMUNICATIONS.**

none were offered

## **BB. ADJOURNMENT.**

Moved by Ald. Brian Johnson, seconded by Ald. Melinda Eck to adjourn.

Motion Passed.

Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.