AGENDA OF THE COMMON COUNCIL

TUESDAY, DECEMBER 3, 2024, 6:00 PM
In person at City Hall, Room 203 - Council Chambers.
Virtual attendance also available via Zoom.

A. Zoom Meeting Information.

1. 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.

C. Pledge of Allegiance.

D. Invocation.

E. Approval of Minutes.

1. November 14, 2024

F. Approval of the Agenda.

G. Report by the Mayor.

H. Announcements.

I. Recognitions and Awards.

1. Presentation of Green Bay Metro Fire Department Helmet Shields to Common Council Members.

J. Appointments.

1. **Reappointments:**

   Downtown Business Improvement District Board
   Sue Lagerman, 3332 Heaven Drive, Green Bay, WI 54311
   Term to expire: December 1, 2027

K. Ordinances - Second Reading for Adoption.

1. General Ordinance No. 28-24
   An ordinance amending Section 40-34, Green Bay Municipal Code, relating to parking regulations.

2. General Ordinance 24-24, an ordinance amending section 42-99 relating to the Cross Connection Control Program.

3. Zoning Ordinance No. 24-24
   An ordinance amending a Planned Unit Development (PUD) overlay district for property located at 226 Bornemann Street (ZP 24-39).

4. Zoning Ordinance No. 25-24
   An ordinance rezoning properties located at 1644, 1648, 1652, and 1656 Deckner Avenue and 129, 133, 137 Oak Grove Avenue from General Commercial (C1) District to Office-Residential (OR) District (ZP 24-35).

L. Quasi Judicial Hearing

1. Quasi-Judicial Hearing on revocation of Massage Establishment License, granted to Luck Weixi Therapy, LLC, at 989 W. Mason Street.

M. Report of the Improvement & Services Committee (November 27, 2024).

1. To approve the request by Mohamed Farah, 802 Cora Street, to allow for year-round overnight on-street parking permission for three vehicles due to family having five vehicles and only two parking spaces with the exception of snow emergencies.

2. To approve the request by Richard Luxton, 2646 Sequoia Lane, to allow for 30 overnight on-street parking permission requests between April 1 and November 1 to park his recreational vehicle on the street.

3. To approve the request by Kelly and Tracey Giannunzio, 1245 7th Street, to allow for 8 overnight on-street parking permission requests between Memorial Day and October 31 to park their camper and truck on the street.

4. To approve the request by James and Kim Reynebeau, 2641 Zak Lane, to allow for year-round overnight on-street parking permission for one vehicle due to their son's need for nursing care with the exception of snow emergencies.

5. To approve the request by Pilgrim Lutheran Church to install and maintain two pedestrian ramps into the west half of Chateau Drive cul-de-sac bulb.

6. To approve the request by Great Lakes TV Seal to enter into an annual Master Agreement for access to the City of Green Bay Sanitary Sewer Mains and Laterals.

7. To approve the request by Intercon Construction, Inc. to enter into an annual Master Agreement for access to the City of Green Bay Sanitary Sewer Mains and Laterals.

8. To approve the request by Department of Public Works to purchase software and consulting services for the Facilities Management Division of the Department of Public Works.

9. To approve the request by Department of Public Works to award contract PARKS 7-24 "METRO BOAT LAUNCH IMPROVEMENTS" at a staff level and report the award at the next Improvement and Services Committee meeting.

10. To approve the following plat right-of-way: Manitowoc Road sidewalk, State Highway 29 to Hemlock Drive - Project ID 4987-14-00/71.

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

    A. Granting of Licenses

        1. Sidewalk Builder

            a. Site Services of Wisconsin

N. Report of the Protection & Policy Committee (November 18, 2024).

1. To approve an appeal by Michael Esser regarding the denial of his operator's license.

2. To hold until December 9 an appeal by Merle Alexander regarding the denial of her Operator license, previously held at the October 21, 2024 Protection & Policy Committee meeting.

3. To approve a request by the Sardine Can at 128 S. Broadway to extend their license premises on April 21, 2025 to April 28, 2025 to their back parking lot.

4. To approve an original application for "Titletown Coin, LLC" at 631 Bellevue St. with a license premises description as "bar on main floor, outdoor beer garden upstairs, pool table area," (Currently licensed as CJK Charles Corp).

5. To approve a request by Green Bay Koi, Inc. at 1593 W. Mason to extend the issuance of their liquor license to December 31.

6. To approve an extension request on the issuance of the Reserve "Class B" Liquor and Class "B" Beer license at 1860 University Ave. to December 18, 2024.

7. To refer a communication from Ald. Proffitt to staff to draft an ordinance amending municipal code Sec. 44-469 (1) to read "Rummage sales. Rummage sales shall be limited to a total of no more than four events for a total of sixteen days of operation per calendar year at any residential location".

8. To approve General Ordinance 29-24, an amendment to Green Bay Municipal Code 40-139 relating to electric scooter regulations.

9. Informational Only: Liquor Violation Report.

10. Informational Only: Massage Establishment Report.

11. Informational Only: Liquor Licensing Report.

12. Informational Only: The release of one "Class B" Liquor and Class "B" Beer license to the pool of available liquor licenses on Wednesday, December 4, 2024 at start of business day.

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

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

P. Report of the Plan Commission (November 25, 2024).

1. To approve the request by On Broadway Inc., (OBI) to approve their 2025 Business Improvement District Operating Plan.

2. To approve the request by Olde Main Street Inc., (OMS) to approve their 2025 Business Improvement District (BID) Operating Plan.

3. To approve the request by On Broadway Inc., (OBI) to approve their 2025 Business Improvement District Operating Plan.

4. To approve the request by Military Avenue Inc., (MAI) to approve their 2025 Business Improvement District (BID) Operating Plan.

5. To approve the request for a Conditional Use Permit to allow a single-family residence in an (OR) Office Residential district located at 129 Oak Grove Avenue, subject to the following conditions:
   1. The Zoning designation of the property is changed to the Office Residential (OR) District as part of Zoning Petition 24-35 / Zoning Ordinance 25-24.
   2. Compliance with all other regulations of the Green Bay Municipal Code.

   (ZP 24-37 Public Hearing held November 25, 2024).

6. To approve the request for a Conditional Use Permit to allow a covered front porch within the front yard setback located at 823 Neufeld Street, subject to compliance with all other regulations of the Green Bay Municipal Code. (ZP 24-44 Public Hearing held November 25, 2024).

7. To approve the request to rezone Parcel 21-1336-2 located on the 1600 Block of Amy Street from Low-Density Residential (R1) to Medium-Density Residential (R2). (ZP 24-42 Public Hearing held November 25, 2024)

8. To approve a draft PUD to amend uses and physical development standards of a Planned Unit Development (PUD) at 216 S Military Avenue with a 5-year sunset clause stating "Any non (C1) General Commercial uses shall not be permitted within Development Area C after December 17, 2029." (ZP 24-43 Public Hearing held November 25, 2024).

9. To approve the request to amend a Planned Unit Development (Southwest Woods) located at 2405 W. Mason Street Frontage Road and the 1100-1200 Block of Hinkle Street from W. Mason Street Frontage Road to Hobart Drive. With the exception of access distance from intersection (Amendment #2) and driveway separation distance (Amendment #3), subject to approval of the draft PUD with the following condition: 1.) Approval and recording of CSM 24-17.
   (ZP 24-45 Public Hearing held November 25, 2024).

10. To approve the request to rezone 2425 W. Mason Street Frontage Road and parts of 2415 and 2405 W. Mason Street Frontage Road from General Commercial (C1) to Highway Commercial (C2), subject to the following condition:
    1.) Approval and recording of CSM 24-17.
    (ZP 24-46 Public Hearing held November 25, 2024).

11. To approve the request for a Conditional Use Permit to allow for a surface parking lot on parts of 2425, 2415, and 2405 W. Mason Street Frontage Road, Subject to the following conditions:
    1. Approval of ZP 24-46 Rezone Application.
    2. Approval of CSM 24-17.
    3. The CUP for a principal parking lot is valid for 2 years after City Council approval. A permitted principal use must be established within the 2 years or the paved parking area must be removed.
    4. The parking lot complies with all aspects of the Green Bay Municipal Code.

    (ZP 24-47 Public Hearing held November 25, 2024).

Q. Report of the Finance Committee. (November 26, 2024)

1. To proceed as directed in the closed section regarding a refund of 2016-2022 property taxes from a tax assessment appeal to Georgia Pacific for properties at 1919 S Broadway and 500 Day Street for a total amount of $897,273.09.

   The Common 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 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.

2. To receive and place on file the Financial Management Plan presented by Ehlers Public Finance Advisors.

3. To approve the 2025 borrowing request as part of the Capital Improvement Plan.

4. To approve the purchase a Verkada Electronic AccessControl / Alarm System for the City of Green Bay, City Hall for a total cost of $107,955.90 using 2024 borrowed funds.

5. To approve the purchase of a Lion Hose Training system for the Fire Department for a total cost of $53,324.37, to be paid with Pipeline Emergency Response grant dollars.

6. To accept Wisconsin Emergency Management Hazmat Regional emergency equipment grant for $29,963.05.

7. To approve a budget amendment resolution to use $2,700,000.00 of general fund balance towards the properties at 435 E Walnut Street, 503 E Walnut Street, 212-214 S. Madison Street, and 512 Cherry Street that settled on 9/18/2024.

8. To approve the resolution to refund real estate taxes for parcel # 6-2122, St. Vincent Hospital at 1841 Gary Lane for the 2023 assessment year for a total of $2,806.04.

9. To approve a budget amendment resolution for unbudgeted overtime for special events.

10. To approve the Claims Committee Reports.

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.

11. To proceed as directed in closed session and give a status report at the first Finance Committee Meeting in May 2025, regarding the acquisition of the abandoned rail yard on Ashland Avenue per communication from Alder Brian Johnson – District Nine.

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.

The Common 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 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.

R. Report of the Park Committee (November 27, 2024).

1. To approve the request by Ald. Delie to allow the Murphy Park Neighborhood Association to work with the Park & Rec Department in planning a Pickle Ball Tournament at the new courts at Murphy Park.

2. To accept a $500,000 DNR/EPA Grant to complete the necessary engineering for an Area of Concern habitat restoration project at the Wildlife Sanctuary and Renard Island Nearshore Waterway, located adjacent to Bay Beach Amusement Park.

3. To approve the necessary funding to hire a consultant to complete a space needs assessment for the Park Shop located at 919 North Crocker Street, using 2022 bond money originally approved for the roof replacement of the old Park Shop.

4. To approve the request by the Green Bay Metro Fire Department to install an outdoor emergency siren at Eighth Street Park.

5. To approve the purchase of automatic locks at 13 park shelter locations from Laforce, not to exceed $78,000.

S. Report of the Personnel Committee (November 26, 2024).

1. To approve the request to fill the following positions and all subsequent vacancies resulting from internal transfers.

a. Operator I
b. Mechanic
c. Homeless Outreach Case Coordinator
d. Police and Fire Positions

2. To approve the reclassification of the Neighborhood Development Specialist and Community Development Specialist positions.

3. To approve 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.

4. To approve the amendment to the City of Green Bay Personnel Policy Chapter 9 regarding hours of work, personal leave, and holidays.

T. Report of the Traffic, Bicycle, and Pedestrian Commission (November 18, 2024).

1. To receive and place on file the report by the Police Department on the monthly Traffic Enforcement Unit Traffic Safety Plan.

2. To install No Compression Braking within City Limits signs along North Broadway, between Mather Street and Alexander Street.

3. To hold the request by Ald. Stevens to amend the existing policy to allow traffic calming measures on collector streets within the City.

4. To hold the request by Ald. Stevens to amend the existing policy to include traffic calming measures with all new and reconstructed streets.

U. Report of the Sustainability Commission (November 20, 2024).

1. To receive and place on file the overview of the Energize Green Bay website as part of the City's electricification campaign. Link to the campaign website.

2. To receive and place on file the report of the Clean Energy Work Group.

3. To receive and place on file the report of Climate Resilience & Adaptation Work Group.

V. Report of the Equal Rights Commission

1. To hold until the next Equal Rights Commission meeting the discussion on the current housing situation in Green Bay.

2. To refer to staff and finalize edits to the Indigenous Peoples' Day proclamation from the Mayor's office.

W. Resolutions.

1. Resolution to accept 2024 Sidewalks and issue assessments.

2. Resolution approving the 2025 operating plan for the Downtown Green Bay, Inc. Business Improvement District.

3. Resolution approving the 2025 operating plan for the Military Avenue Business Association Business Improvement District.

4. Resolution approving the 2025 operating plan for the On Broadway, Inc. Business Improvement District.

5. Resolution approving the 2025 operating plan for the Olde Main Street, Inc. Business Improvement District.

6. Resolution approving Budget Amendment - General Fund Balance

7. Resolution approving a refund of Real Estate taxes.

8. Resolution approving Unbudgeted Overtime for Special Events.

9. Resolution authorizing cancellation of 2016-2022 real estate property taxes.

10. Resolution authorizing Conditional Use Permit at 129 Oak Grove Avenue (ZP 24-37)

11. Resolution authorizing Conditional Use Permit at 823 Neufeld Street (ZP 24-44)

12. Resolution authorizing Conditional Use Permit on Parts of 2425, 2425, and 2505 W. Mason Street frontage road (ZP 24-47)

X. Ordinances - First Reading.

1. General Ordinance 29-24
   An amendment to Green Bay Municipal Code 40-139 relating to electric scooter regulations.

2. General Ordinance No. 32-24
   An ordinance amending Section 40-71, Green Bay Municipal Code, relating to traffic regulations.

3. Zoning Ordinance No. 26-24
   An Ordinance amending a Planned Unit Development (PUD) overlay district for property located at 216 South Military Avenue (ZP 24-43)

4. Zoning Ordinance No. 27-24
   An ordinance rezoning property located at the 1600 block of Amy Street, known as parcel #21-1336-8, from Low-Density Residential (R-1) to Medium-Density Residential (R-2) (ZP 24-42)

5. Zoning Ordinance No. 28-24
   An Ordinance amending the Southwest Woods Subdivision Planned Unit Development District (ZP 24-45)

6. Zoning Ordinance No. 29-24
   An ordinance rezoning properties located at 2425 W. Mason Street frontage road and parts

of 2415 and 2405 W. Mason Street frontage road from General Commercial (C1) to Highway Commercial (C2) (ZP 24-46)

Y. Referral of Petitions & Communications.

Z. 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.