MINUTES OF THE COMMON COUNCIL

TUESDAY, DECEMBER 17, 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.

Present: Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss
Excused:
Absent:

C. PLEDGE OF ALLEGIANCE.

D. INVOCATION.

E. APPROVAL OF MINUTES.

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

1. December 3, 2024.

F. APPROVAL OF THE AGENDA.

Moved by Ald. Ben Delie, seconded by Ald. Joey Prestley to approve.

Moved by Ald. Brian Johnson, seconded by Ald. Bill Galvin to amend to move J after V.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

Moved by Ald. Ben Delie, seconded by Ald. Melinda Eck to approve as amended.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

G. REPORT BY THE MAYOR.

H. ANNOUNCEMENTS.

I. APPOINTMENTS.

Moved by Ald. Alyssa Proffitt, seconded by Ald. Ben Delie to approve.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. **Appointments:**

   Redevelopment Authority
   Renita Robinson, 1301 S Chestnut Ave., Green Bay, WI 54304
   Term to expire: March 1, 2028 (filling the remainder of a term)

J. QUASI-JUDICIAL HEARING

Attorney Bungert verified that council members didn't engage in any outside communications with

the respondents.
Respondent and interpreter will be sworn in by the Clerk

Sworn in:
interpreter, Guee Ong, International Translator, 529 S Jefferson, #205, GB
respondent, Wei Wen Zhu, 1704 Western Ave #B, GB

interpreter, for Ms. Fillion, Lindsay Roake, 46 W 17th Ave Oshkosh
witness, Xi Fillion, 502 State St, Madison

Moved by Ald. Chris Wery, seconded by Ald. Melinda Eck to revoke, based on "false statements re: 10-95(g) GB Municipal Ordinance".
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

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

K. ORDINANCES - SECOND READING FOR ADOPTION.

Moved by Ald. Melinda Eck, seconded by Ald. Alyssa Proffitt to suspend the rules and take up all with one roll call vote.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

Moved by Ald. Alyssa Proffitt, seconded by Ald. Kathy Hinkfuss to adopt, Ald. Johnson abstains on K3 and K4.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. 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)

2. 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)

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

4. 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)

L. REPORT OF THE REDEVELOPMENT AUTHORITY (DECEMBER 10, 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, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. To approve the settlement agreement between the RDA and City Deck Commons Residences LLC.

   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.

M. REPORT OF THE IMPROVEMENT & SERVICES COMMITTEE (DECEMBER 11, 2024).

Moved by Ald. Alyssa Proffitt, seconded by Ald. Melinda Eck to approve.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. To receive and place on file the request by Chase Linsmeyer, 132 Blithe Street, to rescind

the invoice of $91 for placing yard waste leaves in the street.

2. To approve the request by Department of Public Works to purchase yearly structure cast iron castings from Neenah Foundry in the amount of $65,246 for the Sewer Section.

3. To approve the request by Department of Public Works to adopt the Proposed 2025 Storm Water Utility Rates.

4. To approve the request by Department of Public Works to adopt the Proposed 2025 Sanitary Sewer Service Charges.

N. REPORT OF THE PROTECTION & POLICY COMMITTEE (DECEMBER 9, 2024).

Moved by Ald. Craig Stevens, seconded by Ald. Joey Prestley to approve.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. To approve a change of agent for Wisconsin CVS Pharmacy, LLC at 930 Main St. to Abraham Gomez Barajas.

2. To approve an original application for a "Class A" Liquor and Class "A" Beer license for JR Smith, LLC at 1698 Main St. with a license premises description as "beer cooler, and also for the liquor there's a cabinet under the registers" (Currently licensed as JLA, Inc).

3. To approve an original application for a Class "B" Beer and "Class B" Liquor license for Los Cantarios LLC at 2030 E Mason St. Suite H-I with a license premises description as "served at restaurant tables for consumption, keeping alcohol in kitchen," (Currently licensed as El Sarape).

4. To approve an original application for a Class "B" Beer and "Class B" Liquor license for Paisley Enterprises, LLC at 307 N. Broadway with a license premises description as "MAIN FLOOR DINING ROOM, UPSTAIRS LEVEL-BAR, BASEMENT, 4 BATHROOMS, KITCHEN," (Currently licensed as Chefusion, Inc).

5. To hold an appeal until the next Protection & Policy Committee Meeting (January 13, 2025) by Merle Alexander regarding the denial of her Operator license, previously held at the October 21, 2024 Protection & Policy Committee meeting.

6. To hold an appeal until the next Protection & Policy Committee Meeting (January 13, 2025) by Sabryna Beaudoin regarding the denial of her operator's license.

7. To approve an appeal by Deunagelo George regarding the denial of his mobile food truck license.

8. To deny a 2024-2025 Massage Establishment License at 1306 Velp Ave.

9. To hold a 2024-2025 Massage Establishment License at 1136 W Mason until the January 13, 2025 Protection & Policy Committee meeting and request the Clerk's Office e-mail the applicant to request a new application be resubmitted with a new insurance certificated that has an address the same as where the business is located; provide a floor plan (floor plan must be able to be inspected with all the areas), provide a different phone number, and have the location closed until next meeting.

10. To approve General Ordinance No. 34-24, an ordinance amending Section 2-79(a), Green Bay Municipal Code, relating to principal City Officials.

11. To approve General Ordinance 33-24 Relating to Video Service Provider Fees and is amending the ordinance to reflect the accurate percentage (from 5% to 4%).

12. Informational Only: Green Bay Police Department Violation Report for liquor and massage establishments.

13. Informational Only: Clerk's Office Liquor Licensing Report.

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

Moved by Ald. Alyssa Proffitt, seconded by Ald. Bill Galvin to approve.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, 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

P. REPORT OF THE FINANCE COMMITTEE. (DECEMBER 10, 2024)

Moved by Ald. Alyssa Proffitt, seconded by Ald. Brian Johnson to approve, except item 1.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. To approve the dissolution of the Memorandum of Understanding (MOU) and allocation of $1,002,843 of ARPA Economic Impact funds for RDA Vacant Parcels as approved on June 25, 2024, and to approve a reallocation reduction of $250,000 for a total allocation of $752,843 for RDA Vacant Parcels and to enter into a corresponding MOU. Furthermore, to approve a reallocation increase of $250,000 for a total of $1,000,000 ARPA Grant Economic Impact funds for the Curb Appeal Project.

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

Moved by Ald. Brian Johnson, seconded by Ald. Bill Galvin to open the floor.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

Daniel Muir, 2149 Velp Ave

Moved by Ald. Brian Johnson, seconded by Ald. William Morgan to close the floor.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

Moved by Ald. Brian Johnson, seconded by Ald. Bill Galvin to approve.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

2. To approve a budget carryover resolution for $12,000 of unspent Department of Public Works materials and supplies.

3. To approve the ordering of fire trucks with a long lead time and obligate future borrowing.

4. To approve a 2024 contingency resolution of $100,000 for Legal Expenses.

5. To proceed as directed in closed session regarding the matter of DOUGLAS J. SCHOENWALDER v. CITY OF GREEN BAY et al.

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.

Q. REPORT OF THE PARK COMMITTEE (DECEMBER 11, 2024).

Moved by Ald. Ben Delie, seconded by Ald. Melinda Eck to approve.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.
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1. To approve General Ordinance No. 30-24, an ordinance amending section 28-4, Green Bay Municipal Code, relating to alcohol beverages.

2. To receive and place on file the staff presentation of a Proposed Masterplan for the Joannes Aquatic Center. (INFORMATIONAL ONLY)

R. REPORT OF THE PERSONNEL COMMITTEE (DECEMBER 10, 2024).

Moved by Ald. Craig Stevens, seconded by Ald. Ben Delie to approve, Ald. Proffitt abstains from item 2.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. To approve the request to fill the following positions and all subsequent vacancies resulting from internal transfers.
   a. Administrative Clerk
   b. Operator I

2. To approve the Employee Resource Center (ERC), with the 6-session model, as the City's Employee Assistance Program (EAP) provider.

S. INFORMATIONAL.

1. Building Report for November 2024

2. Municipal Court Monthly Financial Report for November 2024

T. COMMITTEE OF THE WHOLE.

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

Moved by Ald. Brian Johnson, seconded by Ald. Alyssa Proffitt to open the floor.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

Keith Hasselhoff, 6934 Stokes Trail, N. Huntington, PA (CEO, C. Reiss Coal Company)

Moved by Ald. Melinda Eck, seconded by Ald. Kathy Hinkfuss to close the floor.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

Moved by Ald. Brian Johnson, seconded by Ald. Ben Delie to amend, add, "whereas C. Reiss publicly acknowledged at the City of Green Bay's December 17, 2024 Common Council Meeting, that future uses will not include bulk commodity storage and a willingness to negotiate a Planned Unit Development with terms mutually agreeable to both parties."
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

Moved by Ald. Brian Johnson, seconded by Ald. Bill Galvin to approve as amended.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. For consideration and possible action to approve a Resolution Celebrating the Collaborative Effort To Relocate C. Reiss' Coal Operations.

U. RESOLUTIONS.

Moved by Ald. Alyssa Proffitt, seconded by Ald. Kathy Hinkfuss to suspend the rules and take up

items 1 to 3 with one roll call vote.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

Moved by Ald. Alyssa Proffitt, seconded by Ald. Ben Delie to adopt.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. Resolution authorizing 2025 Budget amendment / 2024 carry-over request.

2. Resolution authorizing Transfer of Contingency Fund.

3. Resolution drawing final orders to contractors for December 17, 2024.

4. Resolution Celebrating the Collaborative Effort to Relocate C. Reiss' Coal Operations.

   Moved by Ald. Alyssa Proffitt, seconded by Ald. Brian Johnson to approve as amended, from T1.
   Motion Passed.
   Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

V. ORDINANCES - FIRST READING.

Moved by Ald. Alyssa Proffitt, seconded by Ald. Melinda Eck to suspend the rules and take up all with one roll call vote.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

Moved by Ald. Alyssa Proffitt, seconded by Ald. Ben Delie to advance.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa

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

1. General Ordinance No. 30-24
   An ordinance amending section 28-4, Green Bay Municipal Code, relating to alcohol beverages.

2. General Ordinance No. 34-24
   An ordinance amending Section 2-79(a), Green Bay Municipal Code, relating to principal City Officials.

3. General Ordinance 33-24
   An ordinance relating to Video Service Provider Fees and is amending the ordinance to reflect the accurate percentage (from 5% to 4%).

W. REFERRAL OF PETITIONS & COMMUNICATIONS.

Moved by Ald. Alyssa Proffitt, seconded by Ald. Bill Galvin to approve.
Motion Passed.
Yes- Jennifer Grant, Jim Hutchison, William Morgan, Bill Galvin, Craig Stevens, Joey Prestley, Alyssa Proffitt, Chris Wery, Brian Johnson, Ben Delie, Melinda Eck, Kathy Hinkfuss, No- None, Abstain- None.

1. To refer the Finance Committee to explore feasibility of an additional line on the printed city tax bill for the GBAPS district to distinguish the voucher dollars over which they have no financial oversight.

X. ADJOURNMENT.