



MINUTES OF THE COMMON COUNCIL

TUESDAY, MAY 21, 2013, 7:00 P.M.

COUNCIL CHAMBERS

ROOM 203, CITY HALL

Roll call: Mayor James J. Schmitt, City Clerk Kris A. Teske, City Attorney Tony Wachewicz. Alderpersons: J. Wiezbiskie, Thomas DeWane, A. Nicholson, Tim DeWane, A. Kocha, J. Moore, D. Boyce, J. Brunette, J. Warner, M. Steuer, B. Danzinger, T. Sladek. Excused: None.

Pledge of Allegiance.

Mayor Schmitt led the invocation.

Moved by Ald. Nicholson, seconded by Ald. Warner to approve the minutes of the May 7, 2013, meeting. Motion carried.

Moved by Ald. Wiezbiskie, seconded by Ald. Moore to approve the agenda. Motion carried.

REPORT BY THE MAYOR

Mayor Schmitt announced the following events:

The second annual BBQ Bash at Bay Beach on Saturday, June 1, 2013.

Memorial Day Services on Monday, May 27, at 8:00 A.M. at the Veteran's Memorial and at 5:00 P.M. at Admiral Flatley Park.

Summer Events including Summer in the City Series.

Donald Driver dedication on June 15 at 2:30 P.M. near Titledown Brewing.

PUBLIC HEARINGS

Public Hearing regarding vacation of a portion of Valley View Road, approximately 249 feet east of Barberry Lane. (Item #28)

No one appeared.

Zoning Ordinance No. 6-13

An ordinance rezoning property located at 311 N. Maple Avenue from Varied Density Residential (R3) District to Highway Commercial (C2) District. (Item #30)

No one appeared.

PRESENTATION

President Mike Duschene and Vice President of Manufacturing Paul Cantwell gave a presentation on ASPIRO.

PETITIONS & COMMUNICATIONS

IMPROVEMENT & SERVICE COMMITTEE

Applications for Underground Sprinkler System Licenses by the following:

- A. Fox Valley Irrigation, Inc.
- B. Father & Son Lawn Service

Applications for Concrete Sidewalk Builder's Licenses by the following:

- A. Larry VanRite Trucking
- B. N & L Concrete Construction, LLP
- C. Tom Phillips Construction, Inc.

LAW DEPARTMENT

Request by Ald. Moore to draw up a City code for commercial properties with similarities to our current residential property code, with a focus on consumer and occupant safety and maintenance of common areas building exterior.

NEIGHBORHOOD DIVISION

Request by Ald. Steuer to look into the possibility of having Neighborhood Associations or MABA adopt various medians to put plantings in, similar to East Mason Street near the I-43 Business Park.

PLAN COMMISSION

Request by Ald. Steuer for a map or plan that addresses safe biking routes from one side of the City to the other.

PLANNING/INSPECTION DIVISION

Request by Ald. Steuer that the Inspection/Neighborhood Divisions contact the HPC when a structure/building is condemned or about to be condemned.

PROTECTION & WELFARE COMMITTEE

Application for a "Class B" Combination license by TREL, LLC at 2266 Main Street. (Transfer from Bay Star, Inc.)

Objection by Jim Hobbins to a "Dangerous Dog Citation".

Request by Ray Salter to address the issue of loud noise from outdoor bands and enforcement of motorcycle noise.

Request by the owners of Brewski's on Broadway, 100 S. Broadway, to hold an outdoor event on July 27, 2013.

Request by the owners of Party Line, 601 Bellevue, to hold an outdoor event on August 17, 2013, with music until 11:30.

Appeal by Sean Larsen to the denial of his Public Vehicle Operator License application.

Applications for various Liquor/Beer Licenses for the 2013-2014 License Year.

Moved by Ald. Moore, seconded by Ald. Kocha to refer the petitions and communications to the appropriate Committee or Commission. Motion carried.

REPORTS FOR COUNCIL ACTION

REPORT OF THE GREEN BAY PLAN COMMISSION May 21, 2013

The Green Bay Plan Commission, having met on Monday, May 13, 2013, considered all matters on its agenda and wishes to report and recommend the following:

1. To authorize a Conditional Use Permit (CUP) in a Medium Density (R2) District for a 3-unit townhome located at 614-620 Mather Street with the requirement that both tax parcels involved will be combined into one. (Item was approved by a vote of 6-1.)

2. To approve a Conditional Use Permit (CUP) to authorize a two-family dwelling in a Low Density Residential (R1) District located at 1495 Morrow Street subject to the following conditions:
 - a) Compliance is required with all applicable regulations of the Green Bay Municipal Code, including any necessary building permits for the modifications to the structure.
 - b) The second story rear porch roof shall be repaired or removed.
3. To approve the Lakota Group as the selected consulting firm for the Downtown Master Plan Update and to approve of the contract as presented contingent upon any further revisions deemed necessary by the Law Department and Common Council.

Moved by Ald. Wiezbiskie, seconded by Ald. Moore to adopt the report with the exception of Item #3. Motion carried.

Moved by Ald. Wiezbiskie, seconded by Ald. Moore to adopt Item #3. Motion carried.

REPORT OF THE GREEN BAY REDEVELOPMENT AUTHORITY May 21, 2013

The Green Bay Redevelopment Authority, having met on Tuesday, May 14, 2013, considered all matters on its agenda and wishes to report and recommend the following:

1. The Authority met in closed session to review a Development Agreement for Parcels 12-118 and 12-119 in downtown. The Authority approved the Development Agreement and recommends Council approval.

Moved by Ald. Wiezbiskie, seconded by Ald. Steuer to adopt the report. Motion carried with Ald. Nicholson voting no.

REPORT OF THE FINANCE COMMITTEE May 21, 2013

The Finance Committee, having met on Tuesday, May 14, 2013, considered all matters on its agenda and wishes to report and recommend the following:

1. To approve the transfer of \$52,020 from forfeited Inspection Deposits (fund 807) to TIF 5 to fund the Downtown Planning project.
2. To approve the request by the Mayor to borrow \$13,495,000 for capital improvements.
3. To receive and place on file the review of the financial statements through the first quarter of 2013.

4. To proceed with the Report of the Claims Committee as discussed in closed session.
5. To award the designation of Official Newspaper for the city to the Green Bay Press Gazette for the estimated amount of \$47,850.
6. To approve the request by the Parks Department to expend up to \$30,000 for a used Bobcat Skid Steer Loader.
7. To receive and place on file the report of the Finance Director.

2013 Contingency Fund
\$92,000

Moved by Ald. Wiezbiskie, seconded by Ald. Thomas DeWane to adopt the report with the exception of Item #2. Motion carried.

Moved by Ald. Kocha, seconded by Ald. Tim DeWane to adopt Item #2.

Moved by Ald. Moore, seconded by Ald. Nicholson to reduce the promissory notes (Resolution #21) by \$75,000. Motion carried.

Moved by Ald. Wiezbiskie, seconded by Ald. Kocha to adopt Item #2 as amended. Motion carried.

**REPORT OF THE
IMPROVEMENT & SERVICE COMMITTEE
May 21, 2013**

MEMBERS: Brian Danzinger, Joe Moore, Jim Warner, Jerry Wiezbiskie

1. To approve the request by Parkside Animal Care Center to extend their special assessment payment schedule ~~for an additional 3 years,~~ increasing from 5 years to a total of 10 years, for the property located at 123 N Military Avenue.
2. To request Public Works staff to create the bulk/special collection policy for the overflow schedule to be incorporated into the City's solid waste ordinance.
3. To approve the 2013 Mini-Storm Sewer Program.
4. To order in the installation of sidewalk on Morrow Street between 1900 Morrow Street and Danz Avenue.
5. To postpone the request by the Department of Public Works for discussion and possible action regarding installation of sidewalk on University Avenue between Humboldt Road and Curry Lane until the June 12, 2013 Improvement and

Services Committee meeting at which time Ald. Moore will make a recommendation as to the direction this project should proceed in.

6. To order in the installation of sidewalk on the north side of the westerly Main Street Frontage Road from East Mason Street to Auto Plaza Way including the additional work required to upgrade the traffic signals both at the Auto Plaza Way and Manitowoc Road intersections.
7. To approve the report by the Department of Public Works on GBMSD Rate Methodology Study.
8. To approve the request that the Department of Public Works continue to promote educational efforts to maintain the status quo of not allowing contractors to utilize the City's yard waste facilities by potential utilizing light duty personnel, and if this becomes an increasingly larger issue in the future, to bring it back to Committee for further discussion and action at that time. Motion carried with Ald. Danzinger voting "no".
9. To award contract RESURFACING 1-13 to the low responsive bidders:

Part A to Martell Construction in the amount of \$302,585.00.
Part B to MCC, Inc. in the amount of \$1,310,475.17.
10. To approve the request by Brown County Community Gardens to expand the existing community garden south of Fifth Street & east of Ashland Avenue to include the area north of Fifth Street & east of Ashland Avenue.
11. To approve the following quit claim deed and authorize payment.

EAST WALNUT STREET AT BAIRD STREET

Green Bay Area Public School District \$1.00
Parcel 17-1061

12. To approve the application for an Underground Sprinkler System License by The Sprinkler Company.
13. To approve the applications for Concrete Sidewalk Builder's Licenses by the following:
 - A. Melnarik Concrete, Inc.
 - B. Sommers Construction Co., Inc.
 - C. Loch Construction Co., Inc.
 - D. Weidner Concrete Construction, LLC
 - E. Ray Jaeger Construction
 - F. Fischer-Ulman Construction, Inc.

- G. Tilleman Construction
- H. Precision Flatwork

Moved by Ald. Wiezbiskie, seconded by Ald. Moore to adopt the report with the exception of Items #1, #2, and #8. Motion carried.

Moved by Ald. Wiezbiskie, seconded by Ald. Moore to adopt Item #1.

Moved by Ald. Kocha, seconded by Ald. Wiezbiskie to amend Item #1 by deleting "for an additional 3 years, increasing". Motion carried.

Moved by Ald. Wiezbiskie, seconded by Ald. Kocha to adopt Item #2.

Moved by Ald. Sladek, seconded by Ald. Danzinger to amend Item #2 so that there be no change in the administration of the policy for 0 to 3 cubic yards, except for construction debris and concrete, and that I & S Committee come back with a policy for bulk pick-up to apply to 0 to 3 cubic yards.

Roll call: Ayes: Tim DeWane, Moore, Boyce, Brunette, Steuer, Danzinger, Sladek.

Noes: Wiezbiskie, Thomas DeWane, Nicholson, Kocha, Warner. Motion carried.

Moved by Ald. Sladek, seconded by Ald. Steuer to adopt Item #2 as amended.

Roll call: Ayes: Tim DeWane, Moore, Boyce, Brunette, Steuer, Danzinger, Sladek.

Noes: Thomas DeWane, Nicholson, Kocha, Warner. Abstaining: Wiezbiskie. Motion carried.

Moved by Ald. Moore, seconded by Ald. Wiezbiskie to adopt Item #8. Motion carried.

REPORT OF THE PARK COMMITTEE May 21, 2013

The Park Committee, having met on Wednesday, May 15, 2013, considered all matters on its agenda and wishes to report and recommend the following:

1. To approve the request by Chappell School to install some playground equipment at Chappell Park/School contingent upon:
 - All costs are the responsibility of the Green Bay Area Public School District.
 - Green Bay Area Public School District is responsible for installation.
 - All proper installation and code requirements being met.
2. To approve the request by West High School to install a community garden at Fisk Park contingent upon:
 - All costs will be the responsibility of the Green Bay Area Public School District.
 - West High School is responsible for maintenance and management of the garden.
 - All proper permits and insurances being obtained.
3. To approve the request by the East River Trail Task Force to initiate a fundraising proposal for the East River Trail and bring it back to the Park Committee for approval.

4. To approve the resolution to support the Department of Natural Resources Stewardship Grant Application needed for the canoe/kayak launch for the East River Trail located on St. George Street.
5. To approve the resolution to support the Department of Natural Resources Stewardship Grant Application for the replacement of the Fox River Trail from Main Street to the East River.
6. To accept a donation of four park benches by Perkins, Maple Arches and Mather Heights Neighborhood Associations through the Neighborhood Association Mini Grant Application to be placed on the West Side Trail contingent upon:
 - All costs will be the responsibility of the Neighborhood Associations.
 - Final site, design and placement of benches must be approved by park staff.
 - Once installed the benches become property of the City of Green Bay.
 - All proper permits and insurances being obtained.
7. To refer the Fox-Wisconsin Heritage Parkway resolution to the Law Department for revisions to include language specific to private property acquisition and zoning rights and to bring this item back to the Park Committee for a final review.
8. To receive and place on file the Director's Report.

Moved by Ald. Wiezbiskie, seconded by Ald. Nicholson to adopt the report. Motion carried.

REPORT OF THE PERSONNEL COMMITTEE May 21, 2013

The Personnel Committee, having met on Tuesday, May 14, 2013 considered all matters on its agenda and reports and recommends the following:

1. To approve the request to fill the following Department of Public Works positions and all subsequent vacancies resulting from internal transfers.
 - Bridgetender
 - Maintenance & Enforcement Attendant
 - Truck Driver
 - Sewer Laborer
 - Street Supervisor
 - Engineering Aide
2. To approve a rehire policy for all regular City employees with a minimum of three years of service to the City and a break in employment of six months or less.
3. To approve the RFP process for Long Term Disability (LTD) and Life Insurance.
4. To approve the following meeting dates for Personnel and Finance Committee.

- a. May 28 – cancel meeting
June 11
August 13
September 10
October 8 and 22 (return to regular meeting schedule)
 - b. July meeting date to be determined
5. To receive and place on file the update on labor negotiations.
 6. To receive and place on file the report of routine Personnel Actions for regular employees.
 7. To rule the motion out of order for approval of out-of-state travel for two employees to attend the National Brownfield Conference in Atlanta, Georgia from May 14 – 17, 2013.

Moved by Ald. Wiezbiskie, seconded by Ald. Moore to adopt the report with the exception of Item #5-1b. Motion carried.

Moved by Ald. Wiezbiskie, seconded by Ald. Steuer to adopt Item #5-1b.

Moved by Ald. Nicholson, seconded by Ald. Thomas DeWane to amend Item #5-1b by scheduling the July meeting on July 15. Motion carried.

Moved by Ald. Nicholson, seconded by Ald. Wiezbiskie to adopt Item #5-1b as amended. Motion carried.

PROTECTION & WELFARE COMMITTEE REPORT May 21, 2013

The Protection & Welfare Committee, having met on Monday, May 13, 2013 considered all matters on the agenda and wishes to report and recommend the following:

1. To approve the request by the owners of Pearly Gates, 3551 Finger Road, to hold an outdoor event on September 7 and to allow music until midnight. The approval of the request is subject to complaint.
2. To approve the request by the owner of Taqueria Maldonado's, 1737 Main Street, to hold an outdoor event on May 26 contingent on the City Attorney's Office receiving proper information on the event. The approval of the request is subject to complaint.
3. To approve the request by the owners of The Den, 1623 Cass Street, to hold an outdoor event on June 8. The approval of the request is subject to complaint.

4. To approve the request by the owners of Fuzzy's Bar & Grill, 2511 W. Mason Street, to amend their liquor license to include a smoking room contingent on the City Attorney's Office's approval of the smoking room plans.
5. To approve the application for an available "Class B" Combination License and renewal application by Kathy Broder at 1332 S. Broadway with the approval of proper authorities.
6. To approve the application to keep three dogs at 441 Bretcoe Drive, with the stipulation that upon the death of one of the dogs the applicant must appear back before this Committee for permission to keep more than two dogs.
7. To approve the application to keep three dogs at 536 Fred Street, with the stipulation that upon the death of one of the dogs the applicant must appear back before this Committee for permission to keep more than two dogs.
8. To approve the application to keep three dogs at 724 Garden Street, with the stipulation that upon the death of one of the dogs the applicant must appear back before this Committee for permission to keep more than two dogs.
9. To refer to staff the request by Historical Preservation Committee to adopt draft ordinance relating to razing of historical buildings.
10. To postpone until the next meeting the appeal by Ashley Jackson to the denial of her operator license application.
11. To deny the appeal by Amber Lynn Holiday to the denial of her operator license application.
12. To receive and place on file the appeal by Jonathan Le Breck to the denial of his operator license application.
13. To approve the appeal by Brookes Mann to the denial of her secondhand article dealer license application.
14. To approve the application for various liquor/beer licenses for the 2013-14 License Year.

Moved by Ald. Wiezbiskie, seconded by Ald. Tim DeWane to adopt the report with the exception of Items #2 and #9. Motion carried with Ald. Nicholson abstaining.

Moved by Ald. Kocha, seconded by Ald. Moore to adopt Item #2.

Moved by Ald. Nicholson, seconded by Ald. Moore to amend Item #2 by changing the date of the event to May 27. Motion carried with Ald. Nicholson abstaining.

Moved by Ald. Wiezbiskie, seconded by Ald. Steuer to adopt Item #2 as amended. Motion carried with Ald. Nicholson abstaining.

Moved by Ald. Wiezbiskie, seconded by Ald. Tim DeWane to adopt Item #9. Motion carried with Ald. Nicholson abstaining.

**REPORT OF THE PROTECTION AND WELFARE COMMITTEE
GRANTING OPERATOR LICENSES**

May 21, 2013

The Protection and Welfare Committee wishes to request that the following applications for Operator Licenses be granted. Stipulations placed on licenses shall continue to be in effect.

OPERATOR LICENSES

Alvarado-Ortiz, Christopher L	King, Shannon S	Sponenburg, Barbara L
Bender, Melvin C	Kinney, Molly S	Stroud, Rhonda
Benson Jr, Patrick R	Kluck, Samantha A	Terrien, Beverly A
Blahnik, Kacie M	Knetter, Jordan A	Thome, Donna L
Blahnik, Stephanie L	Kuehlwein, Kristina L	Van Caster, Mary K
Boucher, Kelly L	Landry, Paula J	Vande Logt, Mary K
Bourbonnais, Michael L	Larson, Glenn G	Vanden Langenberg, Jean A
Burns, Mary M	Lee, Wendy A	Vanness, Nicole T
Busch-Hill, Tara A	Lipp, Bridget M	Vincent, Lisa M
Caldie, Scott T	Melchert, Jr, Harvey	Weber II, John J
Callahan, Karen A	Meyer, Paula K	Wenninger, Amanda A
Castellanoz, Constance L	Miller, Jess J	Wierzchowski, Ida A
Crowe, Kathy A	Miller, Sandie L	
Davis, Rachel L	Morse, Mandi L	
De Salva, Tyler J	Mulroy, Amy S	
DePetro, Michelle F	Newsom, Alexandria B	
Dubord, Tammy S	Nuss, Cathy L	
Duckett, John P	Otte, Michelle L	
Edinger, Shawn M	Paulson, Michelle A	
Galvez, Donna R	Peguero, Ricardo D	
Gerczak, John A	Pelishek, Kerrie K	
Groeschel, Mark J	Piefer, Linda L	
Haupt, Ricci N	Ploor, Amber R	
Haynie, Roberta J	Polasik, Sue A	
Hermans, Heath H	Qualheim, Karissa L	
Hill, Patricia A	Raisleger, Rachael L	
Hunt, Edward D	Renier, Joette M	
Jacobe, Jill M	Rittich, Marcie J	
Jenss, Crystal JM	Runnoe, Amber M	
Johnson, Michael J	Shemenkowski, Robert A	
Jungenberg, Richard A	Smith, Melissa A	

Moved by Ald. Wiezbiskie, seconded by Ald. Tim DeWane to adopt the report. Motion carried with Ald. Danzinger abstaining on the approval of Michelle Otte and Ald. Nicholson abstaining on the entire report.

RECEIVE & PLACE ON FILE

City of Green Bay Trial Balance Report for April, 2013.

Building Permit Report for April, 2013.

City of Green Bay Check Register for April, 2013.

Moved by Ald. Kocha, seconded by Ald. Wiezbiskie to receive the matters and place them on file. Motion carried.

RESOLUTIONS

Moved by Ald. Nicholson, seconded by Ald. Wiezbiskie to suspend the rules for the purpose of adopting all of the resolutions, including #21 as amended, with one roll call vote. Motion carried.

**COMMON COUNCIL
OF THE
CITY OF GREEN BAY, WISCONSIN**

May 21, 2013

Resolution No. 9

**An Initial Resolution Authorizing the
Issuance of Not to Exceed
\$1,585,000 General Obligation Bonds
for Street Improvements and Street Improvement Funding**

BE IT RESOLVED, by this Common Council, that under and by virtue of the provisions of Chapter 67 of the Wisconsin Statutes, the City of Green Bay, Wisconsin (the "**City**"), shall issue its negotiable, general obligation bonds in a principal sum not to exceed \$1,585,000 for street improvements and street improvement funding; *provided, however,* that said bonds shall be sold and issued in whole or in part from time to time in such amount or amounts as shall be within the limits provided by law.

BE IT FURTHER RESOLVED, that notice of the adoption of this Resolution shall be published in the official newspaper of the City as a class 1 notice, such publication to occur no later than 15 days after the adoption of this Resolution.

Adopted: May 21, 2013

Approved: May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**COMMON COUNCIL
OF THE
CITY OF GREEN BAY, WISCONSIN**

May 21, 2013

Resolution No. 10

**An Initial Resolution Authorizing the
Issuance of Not to Exceed
\$1,100,000 General Obligation Bonds
for Sewerage Improvements**

BE IT RESOLVED, by this Common Council, that under and by virtue of the provisions of Chapter 67 of the Wisconsin Statutes, the City of Green Bay, Wisconsin (the “**City**”), shall issue its negotiable, general obligation bonds in a principal sum not to exceed \$1,100,000 for sewerage improvements, including, but not limited to, sanitary sewer improvements; *provided, however*, that said bonds shall be sold and issued in whole or in part from time to time in such amount or amounts as shall be within the limits provided by law.

BE IT FURTHER RESOLVED, that notice of the adoption of this Resolution shall be published in the official newspaper of the City as a class 1 notice, such publication to occur no later than 15 days after the adoption of this Resolution.

Adopted: May 21, 2013

Approved: May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**COMMON COUNCIL
OF THE
CITY OF GREEN BAY, WISCONSIN**

May 21, 2013

Resolution No. 11

**An Initial Resolution Authorizing the
Issuance of Not to Exceed
\$650,000 General Obligation Bonds
for Parking Lots or Other Parking Facilities**

BE IT RESOLVED, by this Common Council, that under and by virtue of the provisions of Chapter 67 of the Wisconsin Statutes, the City of Green Bay, Wisconsin (the "**City**"), shall issue its negotiable, general obligation bonds in a principal sum not to exceed \$650,000 for parking lots or other parking facilities; *provided, however*, that said bonds shall be sold and issued in whole or in part from time to time in such amount or amounts as shall be within the limits provided by law.

BE IT FURTHER RESOLVED, that notice of the adoption of this Resolution shall be published in the official newspaper of the City as a class 1 notice, such publication to occur no later than 15 days after the adoption of this Resolution.

Adopted: May 21, 2013

Approved: May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**COMMON COUNCIL
OF THE
CITY OF GREEN BAY, WISCONSIN**

May 21, 2013

Resolution No. 12

**An Initial Resolution Authorizing the
Issuance of Not to Exceed
\$900,000 General Obligation Bonds
for Fire Engines and Other Equipment
of the Fire Department**

BE IT RESOLVED, by this Common Council, that under and by virtue of the provisions of Chapter 67 of the Wisconsin Statutes, the City of Green Bay, Wisconsin (the "**City**"), shall issue its negotiable, general obligation bonds in a principal sum not to exceed \$900,000 for fire engines and other equipment of the fire department; *provided, however*, that said bonds shall be sold and issued in whole or in part from time to time in such amount or amounts as shall be within the limits provided by law.

BE IT FURTHER RESOLVED, that notice of the adoption of this Resolution shall be published in the official newspaper of the City as a class 1 notice, such publication to occur no later than 15 days after the adoption of this Resolution.

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Adopted: May 21, 2013

Approved: May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**COMMON COUNCIL
OF THE
CITY OF GREEN BAY, WISCONSIN**

May 21, 2013

Resolution No. 13

**An Initial Resolution Authorizing the
Issuance of Not to Exceed
\$900,000 General Obligation Bonds
for Parks and Public Grounds**

BE IT RESOLVED, by this Common Council, that under and by virtue of the provisions of Chapter 67 of the Wisconsin Statutes, the City of Green Bay, Wisconsin (the “**City**”), shall issue its negotiable, general obligation bonds in a principal sum not to exceed \$900,000 to finance additions and improvements to parks and public grounds; *provided, however,* that said bonds shall be sold and issued in whole or in part from time to time in such amount or amounts as shall be within the limits provided by law.

BE IT FURTHER RESOLVED, that notice of the adoption of this Resolution shall be published in the official newspaper of the City as a class 1 notice, such publication to occur no later than 15 days after the adoption of this Resolution.

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Adopted: May 21, 2013

Approved: May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**COMMON COUNCIL
OF THE
CITY OF GREEN BAY, WISCONSIN**

May 21, 2013

Resolution No. 14

**An Initial Resolution Authorizing the
Issuance of Not to Exceed
\$1,500,000 General Obligation Bonds
for River Improvements**

BE IT RESOLVED, by this Common Council, that under and by virtue of the provisions of Chapter 67 of the Wisconsin Statutes, the City of Green Bay, Wisconsin (the “**City**”), shall issue its negotiable, general obligation bonds in a principal sum not to exceed \$1,500,000 to finance river improvements, including, but not limited to, improvements to a public boardwalk with piers; *provided, however*, that said bonds shall be sold and issued in whole or in part from time to time in such amount or amounts as shall be within the limits provided by law.

BE IT FURTHER RESOLVED, that notice of the adoption of this Resolution shall be published in the official newspaper of the City as a class 1 notice, such publication to occur no later than 15 days after the adoption of this Resolution.

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Adopted: May 21, 2013

Approved: May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**COMMON COUNCIL
OF THE
CITY OF GREEN BAY, WISCONSIN**

May 21, 2013

Resolution No. 15

**An Initial Resolution Authorizing the
Issuance of Not to Exceed
\$700,000 General Obligation Bonds
for Acquiring and Developing Sites for Industry and
Commerce as Will Expand the Municipal Tax Base**

BE IT RESOLVED, by this Common Council, that under and by virtue of the provisions of Chapter 67 of the Wisconsin Statutes, the City of Green Bay, Wisconsin (the “**City**”), shall issue its negotiable, general obligation bonds in a principal sum not to exceed \$700,000 for acquiring and developing sites for industry and commerce as will expand the municipal tax base, including, but not limited to, infrastructure improvements within the City’s Tax Incremental Districts Numbers 7 and 13; *provided, however*, that said bonds shall be sold and issued in whole or in part from time to time in such amount or amounts as shall be within the limits provided by law.

BE IT FURTHER RESOLVED, that notice of the adoption of this Resolution shall be published in the official newspaper of the City as a class 1 notice, such publication to occur no later than 15 days after the adoption of this Resolution.

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Adopted: May 21, 2013

Approved: May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**COMMON COUNCIL
OF THE
CITY OF GREEN BAY, WISCONSIN**

May 21, 2013

Resolution No. 16

**An Initial Resolution Authorizing the
Issuance of Not to Exceed
\$230,000 General Obligation Bonds
for Buildings for the Housing of Machinery and
Equipment**

BE IT RESOLVED, by this Common Council, that under and by virtue of the provisions of Chapter 67 of the Wisconsin Statutes, the City of Green Bay, Wisconsin (the “**City**”), shall issue its negotiable, general obligation bonds in a principal sum not to exceed \$230,000 for buildings for the housing of machinery and equipment, including, but not limited to, improvements to public works garages; *provided, however*, that said bonds shall be sold and issued in whole or in part from time to time in such amount or amounts as shall be within the limits provided by law.

BE IT FURTHER RESOLVED, that notice of the adoption of this Resolution shall be published in the official newspaper of the City as a class 1 notice, such publication to occur no later than 15 days after the adoption of this Resolution.

* * * * *

Adopted: May 21, 2013

Approved: May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**COMMON COUNCIL
OF THE
CITY OF GREEN BAY, WISCONSIN**

May 21, 2013

Resolution No. 17

**An Initial Resolution Authorizing the
Issuance of Not to Exceed
\$3,580,000 General Obligation Refunding Bonds**

BE IT RESOLVED, by this Common Council, that under and by virtue of the provisions of Chapter 67 of the Wisconsin Statutes, the City of Green Bay, Wisconsin (the “**City**”), shall issue its negotiable, general obligation bonds in a principal sum not to exceed \$3,580,000 to finance the current refunding of the City’s outstanding Green Bay Metropolitan Sewerage District Interceptor Cost Recovery Loans; *provided, however*, that said bonds shall be sold and issued in whole or in part from time to time in such amount or amounts as shall be within the limits provided by law.

BE IT FURTHER RESOLVED, that notice of the adoption of this Resolution shall be published in the official newspaper of the City as a class 1 notice, such publication to occur no later than 15 days after the adoption of this Resolution.

* * * * *

Adopted: May 21, 2013

Approved: May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

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**COMMON COUNCIL
OF THE
CITY OF GREEN BAY, WISCONSIN**

May 21, 2013

Resolution No. 18

**A Resolution Authorizing and Directing
the Publication of Notice of the
Adoption of Initial Resolutions**

BE IT RESOLVED, by this Common Council, that the City Clerk of the City of Green Bay, Wisconsin (the “**City**”) is hereby authorized and directed to publish one time in the City’s official newspaper (as a class 1 notice under Chapter 985 of the Wisconsin Statutes) a Notice to Electors of the City in substantially the form attached hereto as Exhibit A, with such modifications as are necessary to accurately reflect the action taken on the initial resolutions described therein (the “**Initial Resolutions**”) by the Common Council at its meeting on May 21, 2013, such publication to occur no later than 15 days after the Initial Resolutions have been adopted by the Common Council.

* * * * *

Adopted: May 21, 2013

Approved: May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

**NOTICE TO ELECTORS
OF THE CITY OF GREEN BAY, WISCONSIN
RELATING TO THE ISSUANCE OF GENERAL OBLIGATION BONDS**

Notice is hereby given that on May 21, 2013, the Common Council of the City of Green Bay, Wisconsin (the “City”) adopted eight initial resolutions under and pursuant to the provisions of Chapter 67 of the Wisconsin Statutes authorizing the issuance of negotiable, general obligation bonds of the City in the following maximum principal amounts for the following purposes: (1) a sum not to exceed \$1,585,000 for street improvements and street improvement funding; (2) a sum not to exceed \$1,100,000 for sewerage improvements, including, but not limited to, sanitary sewer improvements; (3) a sum not to exceed \$650,000 for parking lots and other parking facilities; (4) a sum not to exceed \$900,000 for fire engines and other equipment of the fire department; (5) a sum not to exceed \$900,000 for additions and improvements to parks and public grounds; and (6) a sum not to exceed \$1,500,000 for river improvements, including, but not limited to, improvements to a public boardwalk with piers; (7) a sum not to exceed \$700,000 for acquiring and developing sites for industry and commerce as will expand the municipal tax base, including, but not limited to, infrastructure improvements within the City’s Tax Incremental Districts Numbers 7 and 13; and (8) a sum not to exceed \$230,000 for buildings for the housing of machinery and equipment, including, but not limited to improvements to public works garages.

If within 30 days after the adoption of the forgoing resolutions there is filed in the office of the City Clerk a petition for referendum on one or more of said resolutions conforming to the requirements of Section 8.40 of the Wisconsin Statutes, signed by electors numbering at least 10% of the number of votes cast in the City for governor at the last general election, then the resolution or resolutions for which such a petition is filed shall not be effective unless adopted by a majority of the City’s electors voting at such referendum. If no such petition is so filed with respect to one or more of the foregoing resolutions, then the resolution or resolutions for which no such petition is filed shall be effective without a referendum.

Publication Date: May 24, 2013

/s/ Kris A. Teske

City Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**COMMON COUNCIL
OF THE
CITY OF GREEN BAY, WISCONSIN**

May 21, 2013

Resolution No. 19

**A Resolution Authorizing and Providing for the Issuance of Not to Exceed
\$11,145,000 General Obligation Corporate Purpose Bonds;
Providing for the Notification and Sale of Said Obligations;
and Other Related Details**

RECITALS

The Common Council (the “**Governing Body**”) of the City of Green Bay, Wisconsin (the “**City**”) makes the following findings and determinations:

1. The City is in need of funds for the following purposes: \$1,585,000 for street improvements and street improvement funding; \$1,100,000 for sewerage improvements, including, but not limited to, sanitary sewer improvements; \$650,000 for parking lots or other parking facilities; \$900,000 for fire engines and other machinery of the fire department; \$900,000 for additions and improvements to parks and public grounds; \$1,500,000 for river improvements, including, but not limited to, improvements to a public boardwalk with piers; \$700,000 for acquiring and developing sites for industry and commerce as will expand the municipal tax base, including, but not limited to, infrastructure improvements within the City’s Tax Incremental Districts Numbers 7 and 13; and \$230,000 for buildings for the housing of machinery and equipment, including, but not limited to, improvements to public works garages (collectively, the “**Project**”); and \$3,580,000 for the current refunding of the City’s outstanding Green Bay Metropolitan Sewerage District Interceptor Cost Recovery Loans (the “**Refunding**”).

2. The City may choose to issue one or more separate series of obligations to finance portions of the Project and the Refunding.

3. The Governing Body deems it in the best interests of the City that the funds needed be borrowed in the aggregate amount stated above and for the purposes of the Project and the Refunding, pursuant to the provisions of Chapter 67 of the Wisconsin Statutes, and upon the terms and conditions set forth below.

RESOLUTIONS

The Governing Body resolves as follows:

Section 1. Authorization and Purposes.

The purposes of the Project and the Refunding are each hereby authorized to be undertaken and are hereby authorized to be combined into a single bond issue and designated as “Corporate Purpose Bonds” as more fully provided below; *provided, however*, that the City may choose to issue one or more separate series of obligations to finance portions of the Project.

Section 2. Authorization of Issuance of Obligations.

For the purposes of the Project and the Refunding, there shall be, and there are hereby, authorized and ordered to be prepared, executed, and issued, fully registered, negotiable, general obligation corporate purpose bonds of the City in an aggregate principal amount not to exceed \$11,145,000 (the “**Obligations**”). The Obligations will be issued under and by virtue of the provisions of Chapter 67 of the Wisconsin Statutes.

Section 3. Authorization of Sale of Obligations

The Obligations are hereby authorized and ordered to be sold to a purchaser to be determined by competitive bid (the “**Purchaser**”).

Section 4. Preparation of Official Statement and Notice of Sale.

The Mayor, the Clerk, and the Finance Director of the City (in consultation with the City’s Financial Advisor, Robert W. Baird & Co. Incorporated) are each hereby authorized to cause a preliminary offering document for the Notes (the “**Official Statement**”) to be prepared and distributed to any banks, underwriters, investment houses, or the like deemed to be advisable, and to enclose therewith copies of a “Notice of Sale” and a “Bid Form”. The Mayor and the Clerk are hereby authorized, on behalf of the City, to approve the form of Official Statement and authorize it to be deemed final as of its date for purposes of Securities and Exchange Commission Rule 15c2-12(b)(1), and to supply copies of the Official Statement upon request.

The Clerk is hereby further authorized and directed to cause notice of the sale of the Obligations to be (i) provided to *The Bond Buyer* for inclusion in its complimentary section for the publication of such notices, and (ii) posted in the same locations as the City routinely posts notices for its official business.

Section 5. Bids for Obligations.

Written bids for the sale of the Obligations shall be received by the City on the date fixed in the Notice of Sale, on which date such bids shall be publicly opened

and read. The Governing Body reserves the right in its discretion, without cause, to waive any informality in any bid, to reject any or all bids without cause, and to reject any bid which it determines to have failed to comply with the terms of the Notice of Sale for the Obligations.

Section 6. Further Actions.

The Governing Body shall adopt a resolution to award the sale of the Obligations to the Purchaser, approve the purchase contract submitted by the Purchaser to evidence the purchase of the Obligations (the “**Bond Purchase Agreement**”), fix the interest rate or rates on the Obligations in accordance with the Bond Purchase Agreement, provide for the form of the Obligations, set forth any early redemption provisions, levy taxes to pay the principal of, and interest on, the Obligations as required by law, designate a fiscal agent for the Obligations, and take such further action as may be necessary or expedient to provide for the preparation, execution, issuance, delivery, payment, and cancellation of the Obligations.

Section 7. Severability of Invalid Provisions.

In case any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions of this resolution.

Section 8. Authorization to Act.

The officers of the City, attorneys for the City, or other agents or employees of the City are hereby authorized to do all acts and things required of them by this resolution for the full, punctual, and complete performance of all of the provisions of this resolution.

Section 9. Prior Actions Superseded.

All prior resolutions, rules, ordinances, or other actions, or parts thereof, of the Governing Body in conflict with the provisions of this resolution shall be and the same are hereby rescinded insofar as they may so conflict.

Section 10. Effective Date.

This resolution shall take effect upon its adoption and approval in the manner provided by law.

* * * * *

Adopted: May 21, 2012

Approved: May 22, 2012

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**COMMON COUNCIL
OF THE
CITY OF GREEN BAY, WISCONSIN**

May 21, 2013

Resolution No. 20

**An Initial Resolution Authorizing the Sale and Issuance of Not to Exceed
\$1,350,000 General Obligation Promissory Notes;
and Certain Related Details**

RECITALS

The Common Council (the “**Governing Body**”) of the City of Green Bay, Wisconsin (the “**City**”) makes the following findings and determinations:

1. The City is in need of funds to finance replacements of municipal equipment and improvements to City Hall (collectively, the “**Project**”).
2. The Governing Body deems it in the best interests of the City that the funds needed for the Project be borrowed, pursuant to the provisions of Section 67.12 (12) of the Wisconsin Statutes, and upon the terms and conditions set forth below.

RESOLUTIONS

The Governing Body resolves as follows:

Section 1. Initial Resolution Authorizing the Issuance of Notes.

Under and by virtue of the provisions of Section 67.12 (12) of the Wisconsin Statutes, the City shall issue its negotiable general obligation promissory notes in an aggregate principal amount of approximately \$1,350,000 (the “**Notes**”) to

finance the Project; *provided, however*, that the Notes shall be sold and issued in whole or in part from time to time in such amount or amounts as shall be within the limits provided by law.

Section 2. Authorization of Sale of Notes.

The Notes are hereby authorized and ordered to be sold to a purchaser to be determined by competitive bid (the “**Purchaser**”)

Section 3. Preparation of Official Statement and Notice of Sale.

The Mayor, the Clerk, and the Finance Director of the City (in consultation with the City’s Financial Advisor, Robert W. Baird & Co. Incorporated) are each hereby authorized to cause a preliminary offering document for the Notes (the “**Official Statement**”) to be prepared and distributed to any banks, underwriters, investment houses, or the like deemed to be advisable, and to enclose therewith copies of a “Notice of Sale” and a “Bid Form”. The Mayor and the Clerk are hereby authorized, on behalf of the City, to approve the form of Official Statement and authorize it to be deemed final as of its date for purposes of Securities and Exchange Commission Rule 15c2-12(b)(1), and to supply copies of the Official Statement upon request.

The Clerk is hereby further authorized and directed to cause notice of the sale of the Notes to be (i) provided to *The Bond Buyer* for inclusion in its complimentary section for the publication of such notices, and (ii) posted in the same locations as the City routinely posts notices for its official business.

Section 4. Bids for Notes.

Written bids for the sale of the Notes shall be received by the City on the date fixed in the Notice of Sale, on which date such bids shall be publicly opened and read. The Governing Body reserves the right in its discretion, without cause, to waive any informality in any bid, to reject any or all bids without cause, and to reject any bid which it determines to have failed to comply with the terms of the Notice of Sale for the Notes.

Section 5. Further Actions.

The Governing Body shall adopt a resolution to award the sale of the Notes to the Purchaser, approve the purchase contract submitted by the Purchaser to evidence the purchase of the Notes (the “**Note Purchase Agreement**”), fix the interest rate or rates on the Notes in accordance with the Note Purchase Agreement, provide for the form of the Notes, set forth any early redemption provisions, levy taxes to pay the principal of, and interest on, the Notes as required by law, designate a fiscal agent for the Notes, and take such further action as may be necessary or expedient to provide for the preparation, execution, issuance, delivery, payment, and cancellation of the Notes.

Section 6. Severability of Invalid Provisions.

In case any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions of this resolution.

Section 7. Authorization to Act.

The officers of the City, attorneys for the City, or other agents or employees of the City are hereby authorized to do all acts and things required of them by this resolution for the full, punctual, and complete performance of all of the provisions of this resolution.

Section 8. Prior Actions Superseded.

All prior resolutions, rules, ordinances, or other actions, or parts thereof, of the Governing Body in conflict with the provisions of this resolution shall be, and the same are hereby, rescinded insofar as they may so conflict.

Section 9. Effective Date.

This resolution shall take effect upon its adoption and approval in the manner provided by law.

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Adopted: May 21, 2013

Approved: May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**COMMON COUNCIL
OF THE
CITY OF GREEN BAY, WISCONSIN**

May 21, 2013

Resolution No. 21

**An Initial Resolution Authorizing
the Sale and Issuance of Not to Exceed
~~\$1,000,000~~ \$925,000 Taxable General Obligation Promissory Notes,
and Certain Related Details**

RECITALS

The Common Council (the “**Governing Body**”) of the City of Green Bay, Brown County, Wisconsin (the “**City**”) makes the following findings and determinations:

1. The City is in need of funds to provide for the payment of legal obligations relating to the Younkens litigation and the payment of planning costs relating to the conversion of multi-family homes to single family homes (the “**Project**”).
2. The Notes will be issued pursuant to the provisions of Section 67.(12) 12 of the Wisconsin Statutes.

RESOLUTIONS

The Governing Body resolves as follows:

Section 1. Initial Resolution Authorizing the Issuance of Notes.

Under and by virtue of the provisions of Section 67.12 (12) of the Wisconsin Statutes, the City shall issue its negotiable taxable general obligation promissory notes in an aggregate principal amount of not to exceed ~~\$1,000,000~~ \$925,000 (the “**Notes**”) to finance the Project; *provided, however*, that the Notes shall be sold and issued in whole or in part from time to time in such amount or amounts as shall be within the limits provided by law.

Section 2. Authorization of Sale of Notes.

The Notes are hereby authorized and ordered to be sold to a purchaser to be determined by competitive bid (the “**Purchaser**”).

Section 3. Preparation of Official Statement.

The Mayor, the Clerk, and the Finance Director of the City (in consultation with the City’s Financial Advisor, Robert W. Baird & Co. Incorporated) are hereby authorized and directed are each hereby authorized to cause a preliminary offering document for the Notes (the “**Official Statement**”) to be prepared and distributed to any banks, underwriters, investment houses, or the like deemed to be advisable, and to enclose therewith copies of a “Notice of Sale” and a “Bid Form”. The Mayor and the Clerk are hereby authorized, on behalf of the City, to approve the form of Official Statement and authorize it to be deemed final as of its date for purposes of Securities and Exchange Commission Rule 15c2-12(b)(1), and to supply copies of the Official Statement upon request.

The Clerk is hereby further authorized and directed to cause notice of the sale of the Notes to be (i) provided to *The Bond Buyer* for inclusion in its complimentary section for the publication of such notices, and (ii) posted in the same locations as the City routinely posts notices for its official business.

Section 4. Bids for Notes.

Written bids for the sale of the Notes shall be received by the City on the date fixed in the Notice of Sale, on which date such bids shall be publicly opened and read. The Governing Body reserves the right in its discretion, without cause, to waive any informality in any bid, to reject any or all bids without cause, and to reject any bid which it determines to have failed to comply with the terms of the Notice of Sale.

Section 5. Further Actions.

The Governing Body shall adopt a resolution to award the sale of the Notes to the Purchaser, approve the purchase contract (the “**Note Purchase Agreement**”) submitted by the Purchaser, fix the interest rate or rates on the Notes in accordance with the Note Purchase Agreement, provide for the form of the Notes, set forth any early redemption provisions, levy taxes to pay the principal of, and interest on, the Notes as required by law, designate a fiscal agent for the Notes, and take such further action as may be necessary or expedient to provide for the preparation, execution, issuance, delivery, payment, and cancellation of the Notes.

Section 6. Severability of Invalid Provisions.

In case any one or more of the provisions of this resolution shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions of this resolution.

Section 7. Authorization to Act.

The officers of the City, attorneys for the City, or other agents or employees of the City are hereby authorized to do all acts and things required of them by this resolution for the full, punctual, and complete performance of all of the provisions of this resolution.

Section 8. Prior Actions Superseded.

All prior resolutions, rules, ordinances, or other actions, or parts thereof, of the Governing Body in conflict with the provisions of this resolution shall be, and the same are hereby, rescinded insofar as they may so conflict.

Section 9. Effective Date.

This resolution shall take effect upon its adoption and approval in the manner provided by law.

Adopted: May 21, 2013

Approved: May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution as amended.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**RESOLUTION APPROVING QUIT CLAIM DEED FOR
EAST WALNUT STREET
AT BAIRD STREET
May 21, 2013**

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

APPROVAL AND AUTHORIZE PAYMENT OF THE FOLLOWING DEED &
TEMPORARY LIMITED EASEMENT.

EAST WALNUT STREET AT BAIRD STREET
Green Bay Area Public School District \$1.00
Parcel 17-1061

Adopted May 21, 2013

Approved May 22, 2013

James J. Schmitt
Mayor

ATTEST:

Kris A. Teske
City Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**RESOLUTION APPROVING A RELOCATION ORDER FOR
MONROE AVENUE (STH 57) – CASS STREET TO MAIN STREET
PROJECT I.D. 1481-07-21
May 21, 2013**

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

That the Common Council of Green Bay finds and determines that:

WHEREAS, the property establishing, laying out, widening, enlarging, extending, construction, reconstruction, improving, or maintaining a portion of a street/easement now designated as:

MONROE AVENUE (STH 57) – CASS STREET TO MAIN STREET

and roads or lands in and about and leading to same, requires certain relocation or changes and the acquisition of lands or interests in lands as shown on the map or copy thereof marked:

PLAT OF RIGHT-OF-WAY REQUIRED FOR MONROE AVENUE (STH 57) – CASS STREET TO MAIN STREET

City of Green Bay, Brown County Wisconsin, dated May 21, 2013

pursuant to its authority under Section 62.22 and 62.23(10), Wisconsin Statutes,

NOW, THEREFORE, BE IT RESOLVED AND ORDERED THAT:

1. The said street/easement is hereby laid out and established to the lines and widths as shown on the said plat.
2. The required lands or interests in lands as shown in the plat shall be acquired in the name of the City of Green Bay.
3. This order supersedes and amends any previous order issued by the City of Green Bay.

Adopted May 21, 2013

Approved May 22, 2013

James J. Schmitt
Mayor

ATTEST:

Kris A. Teske
City Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.

Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**RESOLUTION AUTHORIZING APPLICATIONS
FOR OUTDOOR RECREATION AIDS FOR THE
FOX RIVER TRAIL REPLACEMENT – MAIN STREET TO EAST RIVER**

May 21, 2013

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY:

WHEREAS, the City of Green Bay is interested in developing lands for public outdoor recreation purposes as described in the attached application; and

WHEREAS, the project is described as Fox River Trail Replacement – Main Street to East River, described in detail on the attached application cover sheet and map; and

WHEREAS, financial aid is required to carry out the project; and

THEREFORE, BE IT RESOLVED, that the City of Green Bay has budgeted a sum sufficient to complete the project or acquisition and hereby authorizes the Director of the Parks, Recreation and Forestry Department, or a designee, to act on behalf of the City of Green Bay to:

- Submit an application to the State of Wisconsin Department of Natural Resources for any financial aid that may be available;
- Submit reimbursement claims along with necessary supporting documentation within 6 months of project completion date;
- Submit signed documents; and
- Take necessary action to undertake, direct and complete the approved project.

BE IT FURTHER RESOLVED that the City of Green Bay will comply with state or federal rules for the programs to the general public during reasonable hours consistent with the type of facility; and will obtain from the State of Wisconsin Department of Natural Resources or the National Park Service approval in writing before any change is made in the use of the project site.

Adopted May 21, 2013

Approved May 22, 2013

James J. Schmitt
Mayor

Kris Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.

Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

**RESOLUTION AUTHORIZING APPLICATIONS
FOR OUTDOOR RECREATION AIDS FOR THE
EAST RIVER TRAIL CANOE/KAYAK LAUNCH ACQUISITION**

May 21, 2013

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY:

WHEREAS, the City of Green Bay is interested in acquiring lands for public outdoor recreation purposes as described in the attached application; and

WHEREAS, the project is described as East River Trail Canoe/Kayak Launch Acquisition, described in detail on the attached application cover sheet and map; and

WHEREAS, financial aid is required to carry out the project; and

THEREFORE, BE IT RESOLVED, that the City of Green Bay has budgeted a sum sufficient to complete the project or acquisition and hereby authorizes the Director of the Parks, Recreation and Forestry Department, or a designee, to act on behalf of the City of Green Bay to:

- Submit an application to the State of Wisconsin Department of Natural Resources for any financial aid that may be available;
- Submit reimbursement claims along with necessary supporting documentation within 6 months of project completion date;
- Submit signed documents; and
- Take necessary action to undertake, direct and complete the approved project.

BE IT FURTHER RESOLVED that the City of Green Bay will comply with state or federal rules for the programs to the general public during reasonable hours consistent with the type of facility; and will obtain from the State of Wisconsin Department of Natural Resources or the National Park Service approval in writing before any change is made in the use of the project site.

Adopted May 21, 2013

Approved May 22, 2013

James J. Schmitt
Mayor

Kris Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.

Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

RESOLUTION AUTHORIZING CONDITIONAL-USE
APPROVAL AT 614 – 620 MATHER STREET
(ZP 13-11)

May 21, 2013

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

That, pursuant to Zoning Petition 13-11 and the recommendation of the Plan Commission on May 13, 2013, the City of Green Bay does authorize a conditional-use permit to allow for a three-unit townhome in a Medium Density (R2) District located on the following described property at 614 – 620 Mather Street:

Tax Parcel Number 5-106: A E Elmores Park Addition, Lot 4 and the east 5 feet of Lot 5, Block 14

Tax Parcel Number 5-107: A E Elmores Park Addition, the west 50 feet of Lot 5, except the north 60 feet, Block 14

Said conditional-use permit shall be granted subject to the affected tax parcels being combined into one.

Adopted May 21, 2013

Approved May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

RESOLUTION AUTHORIZING CONDITIONAL-USE
APPROVAL AT 1495 MORROW STREET
(ZP 13-13)

May 21, 2013

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

That, pursuant to Zoning Petition 13-13 and the recommendation of the Plan Commission on May 13, 2013, the City of Green Bay does authorize a conditional-use permit to allow for a two-family dwelling in a Low Density (R1) District located on the following described property at 1495 Morrow Street:

Tax Parcel Number 8-62: Oak Grove Lot 85 and one-half vacated alley adjacent

Said conditional-use permit shall be granted subject to:

- a. Compliance with all applicable regulations of the Green Bay Municipal Code, including any necessary building permits for modification of the structure.
- b. The second story rear porch roof shall be repaired or removed.

Adopted May 21, 2013

Approved May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.

Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

RESOLUTION VACATING A PORTION OF
VALLEY VIEW ROAD, APPROXIMATELY
249 FEET EAST OF BARBERRY LANE

May 21, 2013

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

That, based on the request for vacation filed heretofore, the report of the Plan Commission, and the public hearing held on the matter, it appears to be in the public interest that a portion of Valley View Road, approximately 249 feet east of Barberrry Lane, in the City of Green Bay, described on the attachment hereto, be, and the same is hereby, vacated, abandoned, and discontinued, subject to the following conditions:

1. The petitioner is responsible for all costs to abandon the existing storm sewer and remove pavement within the vacated area; and
2. A utility easement is retained for the existing Wisconsin Public Service facilities, or the facilities are removed and/or relocated at the requestor's expense.

BE IT FURTHER RESOLVED that the City Clerk shall cause a certified copy of this resolution to be filed with the Register of Deeds for Brown County, Wisconsin.

Adopted May 21, 2013

Approved May 22, 2013

James J. Schmitt
Mayor

Kris A. Teske
Clerk

LEGAL DESCRIPTION
VACATION OF A PORTION OF VALLEY VIEW ROAD,
APPROXIMATELY 249 FEET EAST OF BARBERRY LANE

Part of Private Claim 15, west side of Fox River, City of Green Bay, Brown County, Wisconsin, more particularly described as follows:

Commencing at the northeasterly corner of Meacham's Stadium Subdivision, recorded in Volume 10 of Plats, Page 25, Document Number 535659, also known as Brown County Surveyor's Traverse Pt #30A9.1;

Thence along the north line of said subdivision N63°59'15"W, 1130.47 feet to the northerly corner of Lot 3, Meacham's Stadium Subdivision and the point of beginning;

Thence N63°59'15"W, 249.79 feet to the easterly right-of-way of Barberry Lane;

Thence N25°42'21"E, 33.77 feet to the northerly line of Valley View Road and the south line of Lot 1 CSM #2826 recorded in Volume 14, Pages 109 – 111, Document Number 1037667;

Thence along said north line S64°17'28"E, 249.78 feet;

Thence S25°42'28"W, 35.09 feet to the point of beginning.

Moved by Ald. Boyce, seconded by Ald. Wiezbiskie to adopt the resolution.

Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

ORDINANCE - FIRST READING

GENERAL ORDINANCE NO. 10-13

AN ORDINANCE AMENDING SECTION 29.208, GREEN BAY MUNICIPAL CODE, RELATING TO PARKING REGULATIONS

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 29.208, Green Bay Municipal Code, is hereby amended by adding thereto the following NO PARKING zones:

LYNDON STREET, east side, from Velp Avenue to a point
65 feet north of Velp Avenue

LYNDON STREET, west side, from Velp Avenue to a point
50 feet north of Velp Avenue

SECTION 2. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this _____ day of _____,
2013.

APPROVED:

Mayor

ATTEST:

Clerk

Moved by Ald. Kocha, seconded by Ald. Wiezbiskie to suspend the rules for the purpose of advancing the ordinance to the third reading. Motion carried.
Moved by Ald. Wiezbiskie, seconded by Ald. Kocha to advance the ordinance to the third reading. Motion carried.

ORDINANCE - THIRD READING

ZONING ORDINANCE NO. 6-13

AN ORDINANCE
REZONING PROPERTY LOCATED
AT 311 N. MAPLE AVENUE
FROM VARIED DENSITY RESIDENTIAL (R3) DISTRICT
TO HIGHWAY COMMERCIAL (C2) DISTRICT
(ZP 13-10)

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 13.01, Green Bay Municipal Code, together with the zoning map referred to therein, is hereby amended by rezoning the following described property from Varied Density Residential (R3) District to Highway Commercial (C2) District:

311 N. Maple Avenue
Dousman's Addition, Lot 124
Tax Parcel Number 5-605-1

SECTION 2. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall not take effect until a public hearing is held thereon as provided by Section 13-204, Green Bay Municipal Code, and the adoption and publication of this ordinance.

Dated at Green Bay, Wisconsin, this 21st day of May, 2013.

APPROVED:

James J. Schmitt
Mayor

ATTEST:

Kris A. Teske
Clerk

Moved by Ald. Wiezbiskie, seconded by Ald. Thomas DeWane to adopt the ordinance.
Roll call: Ayes: Wiezbiskie, Thomas DeWane, Nicholson, Tim DeWane, Kocha, Moore, Boyce, Brunette, Warner, Steuer, Danzinger, Sladek. Noes: None. Motion carried.

Moved by Ald. Nicholson, seconded by Ald. Thomas DeWane to adjourn at 9:40 P.M.
Motion carried.

Kris A. Teske
Green Bay City Clerk