



AGENDA OF THE COMMON COUNCIL

**TUESDAY, FEBRUARY 4, 2020, 6:00 PM
COUNCIL CHAMBERS
ROOM 203, CITY HALL**

A. Roll Call _____ are present your Honor.

B. Pledge of Allegiance.

C. Invocation.

I. The invocation will be led by Alder Barbara Dorff.

D. _____ Approval of Minutes.

I. Approval of the minutes from the January 14, 2020 Common Council meeting.

E. _____ Approval of the Agenda.

F. Report by the Mayor.

G. Announcements.

H. Recognitions and Awards.

I. To recognize Joe Faulds, Human Resources Director, as a recipient of the Future 15 award.

I. _____ Report of the Improvement & Services Committee (January 29, 2020).

I. To approve the request by Shannon Jansen, 819 Roy Avenue, for up to 25 total requests for overnight on-street parking.

2. To receive and place on file the request by Ald. Johnson to address chronic flooding and drainage concerns on Antoinette Street.
3. To hold until the Wednesday, February 12, 2020 Improvement and Services Committee meeting the request by Ald. Nicholson, on behalf of Tina Bunker, to have the City of Green Bay own and maintain the storm water management ponds as part of the Grandview subdivision(s).
4. To hold until the Wednesday, February 12, 2020 Improvement and Services Committee meeting the request by Ald. Steuer to study and report out on the feasibility of utilizing the “even-odd” residential address overnight parking scenario, as is done in Milwaukee, in order to relieve the parking problems at residences with limited parking spaces with Department of Public Works staff creating draft ordinances that allow even-odd overnight on street parking during summer months and/or year round and present at the January 8, 2020 Improvement and Services Committee meeting.
5. To approve the Department of Public Works Capital Improvement Program for 2020 after \$15,000 is added in for the Taylor Street over Beaver Bridge design and the date in the sewer televising row is changed from 2019 to 2021.
6. To approve the award of the contract BRIDGE I-20 (MAIN ST. BRIDGE CENTER AND TAIL LOCK ADJUSTMENTS).
7. To approve the applications for Sidewalk Builder Licenses by the following:
 - A. Bryan McEwen Concrete LLC
 - B. Green Bay Concrete LLC
 - C. IEI General Contractors, Inc.
8. To approve the applications for Tree & Brush Trimmer Licenses by the following:
 - A. Asplundh Tree Expert LLC
 - B. Consciously Fresh Tree Service
 - C. Economy Tree Service LLC
 - D. Holtger Bros., Inc.
 - E. Monster Tree Service of Northeast Wisconsin
 - F. Urban Tree Service
9. To approve the application for Underground Sprinkler System License by The Sprinkler Company, Inc.
10. To order in the improvements constructed and levy assessments for the following:

CONCRETE PAVEMENT

GRAY STREET - Mather Street to Velp Avenue

WATER MAIN AND/OR WATER SERVICES

HILLCREST DRIVE - W. Mason Street to Renaissance Lane

J. _____ Report of the Protection & Policy Committee (January 27, 2020).

1. To approve a change of agent by Walgreen Co. at 1401 E. Mason St.
2. To approve an application for a "Class B" Liquor and Class "B" Beer license at Centro Botanero La Carreta, LLC at 1657 Main St. with a licensed premises description as: "restaurant, dining area, storage cooler, office room next to kitchen, bar," with the approval of the proper authorities. (Currently licensed as Taco Burrito Mexico of Green Bay, LLC).
3. To approve an application for a "Class A" Liquor and Class "A" Beer license for Kwik Trip, Inc. at 3525 Humboldt Rd. with a licensed premises description as "1 story frame construction-storage in walk-in cooler, on sales flr and behind sales counter," with the approval of the proper authorities.
4. To hold for 30 days an application for a "Class A" Liquor License for Antonio Soto at 1615 University Ave. with a licensed premises description as "beer sold grocery store, store in beverage/beer fridge extra beer in upper storage on main level."
5. To deny a request by Ald. Wery the appeal by Bob Koury, 302 Oak Street, to rescind the re-inspection fees on his property, referred from the January 14, 2020 Common Council meeting.
6. To refer to the Improvement and Services Committee a request by Ald. Lefebvre to request committee to look at the issuing a sidewalk cafe permit to Titledown Tobacco per section 6.155 Green Bay Municipal Code-(1) Definitions: (a) sidewalk cafe any group of tables, chairs, benches, or partitions maintained within the public right-of-way for use directly in front of an establishment with a valid restaurant license.
7. To refer to staff with recommendations for an ordinance considering first amendment rights a request by Ald. Steuer stating: further discussion is needed on the anti-litter ordinance Sec. 8.12 as far as implementation and citations with respect to newspaper ad flyers that are scattered about.
8. To approve General Ordinance 01-20, an ordinance to repeal and recreate chapter 17, GBMC, relating to electrical code.
9. To receive and place on file the Liquor Violation Report for January 27, 2020.

K. _____ Report of the Protection & Policy Committee Granting Operator

Licenses.

- I. Report of the Protection & Policy Committee granting Operator Licenses.

L. _____ Report of the Plan Commission (January 27, 2020).

- I. To receive and place on file a communication from Ald. Chris Wery regarding an appeal by Mike and Karen Alberts, 1801 S. Ridge, to the designation and approved uses of their parcels I-1423-A and I-1423-A-9 on Ridge Road.
2. To authorize a Conditional Use Permit (CUP) to establish a two-family dwelling within an Office/Residential (OR) district at 1132-1134 East Walnut Street, subject to:
 - a. Compliance with all other regulations of the Green Bay Municipal Code not covered under the Conditional Use Permit.
 - b. Compliance with all pending violations.
3. To create a Planned Unit Development (PUD) regulating signage at 1601-1603 North Quincy Street, subject to the draft Planned Unit Development District (PUD) Ordinance.
4. To close and vacate portions of Acme Street and Lawrence Street, subject to the following conditions:
 - a. A closure agreement is required for both Acme Street and Lawrence Street detailing maintenance of and access to this right-of-way.
 - b. Access to parcel 21-2267 must be allowed and detailed in the closure agreement for Acme Street.
 - c. Access to parcel 21-2263-6 must be allowed and detailed in the closure agreement for Lawrence Street.
 - d. Proof of ownership of parcel 21-2263-5 is required prior to execution of the vacation or closure. If proof is not provided, access to this parcel must be allowed and detailed in the closure agreement for Lawrence Street. The vacation will be denied if proof of ownership is not provided.
 - e. Proof of ownership of parcel 21-2263-4 is required prior to execution of the vacation. The vacation will be denied if proof of ownership is not provided.
 - f. AT&T shall be granted easements for all existing facilities.
 - g. Sanitary Sewer within Acme Street becomes privately owned and maintained (as is, where is) to the sanitary manhole within University Avenue.
 - h. Storm Sewer within Acme Street from the storm manhole within University Avenue and includes all the storm sewer within Parcel 21-1200 to the existing manhole within the Henry Street / Basten Street intersection to become Privately owned and maintained (as is, where is).
 - i. To allow storm water from University Avenue and Parcels 21-2267 and 21-2013 to be collected, connected to and flow through the storm sewer within proposed Vacated and Closed Acme Street described in #2 above.
 - j. Allow uninterrupted ingress and egress across "Closed" portion of Acme Street to parcel number 21-2267.
 - k. Owner of adjacent parcel 21-2100 (Green Bay Dressed Beef, LLC) to be responsible for

all costs to maintain the Vacated and Closed Acme Street, including but not limited to curb & gutter repair, pavement repair and snow removal.

l. Sanitary Sewer within Lawrence Street becomes privately owned and maintained (as is, where is) to the sanitary manhole within University Avenue.

m. Storm Sewer within Lawrence Street from the storm manhole within University Avenue to the intersection storm manhole that receives the storm water/sewer from Acme Street to become Privately owned and maintained (as is, where is).

n. To allow the storm water from University Avenue and Parcel 21-2263-6 to be collected, connected to and flow through the storm sewer within proposed Vacated and Closed Lawrence Street.

o. Owner of adjacent parcel 21-2100 (Green Bay Dressed Beef, LLC) shall maintain an adequately sized storm sewer system, not less than what is present at the time of the proposed Vacation and Closure of Acme Street and Lawrence Street that will provide storm sewer service to prevent street flooding no worse than what is presently observed.

p. Owner of adjacent parcel 21-2100 shall work with the Department of Public works to provide a clear route through the property from Acme Street to Henry Street such that an appropriately sized storm sewer could be constructed in the future. This shall be agreed upon prior to approval of a site plan.

q. Allow uninterrupted ingress and egress across "Closed" portion of Lawrence Street to parcel number 21-2263-6.

r. Owner of adjacent parcel 21-2100 (Green Bay Dressed Beef, LLC) to be responsible for all costs to maintain the Vacated and Closed Lawrence Street, including but not limited to curb & gutter repair, pavement repair and snow removal.

5. To approve the site plan and landscape plan for the expanded Kwik Trip parcel located at 3525 Humboldt Road.
6. To approve hosting Public Hearings at Plan Commission meetings.
7. To approve the 2020 Green Bay Plan Commission meeting schedule.

M. _____ Report of the Finance Committee (January 28, 2020).

1. To approve a request by Department of Public Works to use 2020 budget savings from Operations Division table of organization change to fund a pick-up truck for the Building Maintenance Technician for \$35,200.
2. To approve a request to increase fees for liquor licenses effective 7/1/2020.
3. To award a 3 year contract to ESRI for GIS Mapping Software for \$188,400 (\$62,800 annually).
4. To refer to staff a request by Ald. Vanderleest to create a resolution that the City of Green Bay pays off more general obligation debt each year than new debt created. Nearly 18-20% of each yearly City budget pays solely for interest on City debt. We must do a better job to

reduce our total debt and prioritize our capital expenses so we are not crowding out core services. Many cities and counties are facing these fiscal pressures and the City of Green Bay needs a plan to reduce our debt in the short and long term.

5. To receive and place on file a communication by Ald. Vanderleest:
Property taxes increased roughly 4.1% for the City of Green Bay property tax payers in 2020. Couple this increase with the water bill rate changes and the average Green Bay home owner had a roughly \$100-120 increase to their property taxes. I propose that property taxes for the City of Green Bay would NOT increase more than 1% for the 2021 budget. Green Bay is already one of the highest property tax rates in Brown County. This is causing new home buyers to pursue other less expensive properties due to the disparity in property taxes. Ashwaubenon and Bellevue are \$450-\$500 less on the average home to Green Bay. This is critical if we wish to remain competitive in Brown County for future development and growing businesses.
6. To receive and place on file the Report of the Claims Committee.

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 may thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to report the results of the closed session and consider the balance of the agenda.

_____ **closed session** _____ pm
_____ **read** _____ **BV**
_____ **regular order of business** _____ pm
_____ **to** _____

N. _____ Report of the Park Committee (January 28, 2020).

1. To approve the request from Wisconsin Public Service for a 12' wide utility easement at East River Optimist Park to provide an electric service to the new concession stand.
2. To approve hiring MVR, Martin & Vleminckx, to tighten bolts on the Zippin Pippin rollercoaster for a total cost of \$71,272, to include more information in future Request for Proposals as to the required tools and techniques recommended for this work and notify the low quote vendor why their proposal is incomplete.
3. Informational Only: To receive and place on file the staff presentation of the selection of the Bay Beach Wildlife Sanctuary as a participant in the Give BIG Green Bay fundraising campaign.

O. _____ Report of the Personnel Committee (January 28, 2020).

1. To approve the request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.
 - a. Assistant City Engineer - Public Works
 - b. Operator II - Public Works

2. To approve the request to approve the wage agreement between the City of Green Bay and International Brotherhood of Electrical Workers (IBEW) Local 158 with a 2% general salary increase effective with the start of the pay period in which October 1, 2020 occurs.
3. To approve the repeal and removal of City of Green Bay Personnel Policy Chapter 26, Bridgetender Benefits.
4. Informational: To receive and place on file the report of the summer schedule results.

P. _____ Report of the Public Arts Commission (January 22, 2020).

1. To approve the GBPAC budget for Fiscal Year Beginning January 1, 2020.
2. To approve the Alleyway Transformation RFP for a permanent art installation utilizing CDBG beautification funds, with the following amendments:
 Removing the artist allocation restrictions for artist fee and materials.
 Extending the duration of the Artist's piece.
 Additional information available regarding the Neighborhood.
 Include the parameters of the location.

Q. _____ Report of the Traffic, Bicycle, and Pedestrian Commission (January 20, 2020).

1. To remove the 2-WAY YIELD condition on West Main Street Frontage Road at Auto Plaza Way.
2. To establish a 2-WAY STOP condition on West Main Street Frontage Road at Auto Plaza Way.
3. To remove the 2-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone on the west side of Van Buren Street from Walnut Street to Cherry Street.
4. To remove the 2-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone on the east side of Van Buren Street from Cherry Street to Pine Street.
5. To remove the 2-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone on the both sides of Van Buren Street from Pine Street to Main Street.
6. To establish a 3-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone on the west side of Van Buren Street from Walnut Street to Cherry Street.
7. To establish a 3-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone on the east side of Van Buren Street from Cherry Street to Pine Street.
8. To establish a 3-HOUR 7 AM TO 7 PM MONDAY THROUGH FRIDAY zone on the both

sides of Van Buren Street from Pine Street to Main Street.

9. To remove the 15 MINUTE LOADING ZONE 8 AM TO 5 PM MONDAY THROUGH FRIDAY on the east side of South Broadway from a point 60 feet north of Prospect Place to a point 110 feet north of Prospect Place.
10. To establish a I-WAY YIELD condition on Lafayette Drive at Candle Way.

R. Resolutions.

You may under suspension of the rules adopt resolutions 1 through 7 together with one roll call vote.

_____ **suspend**

1. Resolution authorizing the Green Bay Plan Commission to hold public hearings on proposed changes to the City of Green Bay Zoning Regulations.
2. Resolution regarding vacation of portions of public right-of-way, Acme Street and Lawrence Street.
3. Resolution drawing final orders to contractors for February 4, 2020.
4. Final resolution authorizing water main and/or water services and levying special assessments against property.
5. Final resolution authorizing concrete pavement improvements and levying special assessments against property.
6. Preliminary resolution declaring intent to exercise special assessment powers under Section 66.0703, Wisconsin Statutes, for the installation of asphalt resurfacing.
7. Resolution authorizing transfer of funds from DPW Ops to DPW Capital for \$35,200.

_____ **adopt** _____ **BV**

S. Ordinances - Reading for Adoption.

_____ **You may adopt item 1 with a roll call vote. BV** _____

1. General Ordinance 01-20
An ordinance to repeal and recreate chapter 17, GBMC, relating to electrical code.

T. Ordinances - First Reading.

You may under suspension of the rules, advance ordinances 1 through 3 to a second reading.

_____ **suspend**

1. Zoning Ordinance No. 01-20
To create a Planned Unit Development (PUD) regulating signage at 1601-1603 North Quincy Street, subject to the draft Planned Unit Development District (PUD) Ordinance.
2. Planning Ordinance No. 01-20
An ordinance amending the official map of the City of Green Bay by closing portions of Acme Street and Lawrence Street to Public Traffic.
3. General Ordinance No. 03-20
An ordinance amending Section 29.208, Green Bay Municipal Code, relating to parking regulations.

_____ **advance**

U. _____ Referral of Petitions & Communications.

V. Committee of the Whole

1. Update and discussion on Green Bay Professional Police Association labor negotiations.

The Common Council 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 Common Council 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.

_____ **closed session** _____ **pm**
 _____ **read** _____ **BV**
 _____ **regular order of business** _____ **pm**
 _____ **to** _____

W. _____ Adjournment _____ **pm**

- 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.