



# Common Council

335 South Broadway

De Pere, WI 54115

<http://www.de-pere.org>

## Regular Meeting

### Minutes

Tuesday, September 16, 2014

7:30 PM

De Pere City Hall Council Chambers

1. Call to order. The Common Council Meeting was called to order on September 16, 2014 at 8:25 p.m., De Pere City Hall Council Chambers, 335 S. Broadway Street, De Pere, WI.

| Attendee Name    | Title    | Status  | Arrived |
|------------------|----------|---------|---------|
| Michael J. Walsh | Mayor    | Present |         |
| Kevin Bauer      | Alderman | Present |         |
| James Boyd       | Alderman | Present |         |
| Scott Crevier    | Alderman | Present |         |
| Michael Donovan  | Alderman | Present |         |
| Jim Kneiszel     | Alderman | Present |         |
| Larry Lueck      | Alderman | Present |         |
| Dean Raasch      | Alderman | Present |         |
| Lisa Rafferty    | Alderman | Present |         |

2. Pledge of allegiance to the Flag.

3. Approval of the Minutes of the September 2, 2014 Common Council Meeting.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | Larry Lueck, Alderman                                            |
| <b>SECONDER:</b> | Scott Crevier, Alderman                                          |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

4. Public comment upon matters not on the agenda or other announcements.

Chief Derek Beiderwieden announced a drug drop on September 27 from 10:00 a.m. to 2:00 p.m. in the Police Department Lobby for any expired or non-needed drugs.

5. Recommendation from the License Committee on a Class "B" Beer/"Class B" Liquor" License for India Buffet & Bar, 101 Fort Howard Ave., De Pere, WI submitted by Sangha Gasoline & Food Inc., Agent: Satnam Kaur, 777 Oak St., Neenah, WI 54956.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | Kevin Bauer, Alderman                                            |
| <b>SECONDER:</b> | James Boyd, Alderman                                             |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

6. Recommendation from the Board of Public Works to Reject Bids for Project 14-06 De Pere Dam Liner Repair and to include the \$30,000 from the 2014 Budget in the 2015 Budget.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | Kevin Bauer, Alderman                                            |
| <b>SECONDER:</b> | Jim Kneiszel, Alderman                                           |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

7. Ordinance #14-11, Amending §82-11, De Pere Municipal Code, Relating to Compost Site.

Public Works Director Scott Thoresen stated that surveillance cameras for this area are planned for the 2015 budget.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | James Boyd, Alderperson                                          |
| <b>SECONDER:</b> | Dean Raasch, Alderperson                                         |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

8. Ordinance #14-12, Amending Chapter 13 De Pere Municipal Code Relating to Payment of New Municipal Infrastructure and Amending Chapter 26 De Pere Municipal Code Relating to Installation of Storm Sewer Infrastructure.
- City Attorney Judy Schmidt Lehman revised the ordinance; she had noticed errors and pointed them out to the Council. She also pointed out the flaw in the assessment methodology and timeline given for assessments to be paid. At this time, the special assessments are to be paid within thirty days of invoice in yearly installments or deferred until a transfer, subdivision, or connection of a property is completed. There could be property transfers that take place without a notification to the City. She suggested to include a requirement in the ordinance that assessments be paid after 25 years.
- Alderperson Donovan moved to amend the ordinance to include the 25 year requirement, seconded by Alderperson Bauer. Discussion followed. Upon vote on the amendment to the ordinance, motion carried unanimously. Upon vote on the ordinance as amended, motion carried unanimously.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | James Boyd, Alderperson                                          |
| <b>SECONDER:</b> | Kevin Bauer, Alderperson                                         |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

9. Resolution #14-97, Authorizing Economic Development Grant to GSO, LLC.
- Alderperson Donovan moved, seconded by Alderperson Rafferty to open the meeting. Upon vote, motion carried unanimously. Troy Metzler was present to answer questions. Alderperson Crevier thanked him for coming to the meeting. Alderperson Donovan moved, seconded by Alderperson Raasch to close the meeting. Upon vote, motion carried unanimously.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | Scott Crevier, Alderperson                                       |
| <b>SECONDER:</b> | Dean Raasch, Alderperson                                         |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

10. Resolution #14-98, Authorizing Farm Lease.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | Kevin Bauer, Alderperson                                         |
| <b>SECONDER:</b> | Larry Lueck, Alderperson                                         |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

11. Resolution #14-99, Agreement for Contractor Services Between the City of De Pere and Stellflug Law, S.C.
- City Attorney Judy Schmidt-Lehman explained that this agreement was reviewed at a Finance Committee meeting in July; three firms submitted competing bids and the bid was awarded to Stellflug Law, S.C.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | Larry Lueck, Alderperson                                         |
| <b>SECONDER:</b> | Scott Crevier, Alderperson                                       |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

12. Resolution #14-100, Authorizing Agreement for Consulting Services Between the City of De Pere and Mach IV Engineering & Surveying, LLC (Lawrence Drive Right-of-Way Legal Descriptions and Right-of-Way Plat).

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | Lisa Rafferty, Alderperson                                       |
| <b>SECONDER:</b> | Dean Raasch, Alderperson                                         |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

13. Resolution #14-101, Authorizing Agreement for Consulting Services Between the City of De Pere and Appraisers Inc. of Green Bay (Lawrence Drive Acquisition Appraisal Services).

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | Scott Crevier, Alderperson                                       |
| <b>SECONDER:</b> | Jim Kneiszel, Alderperson                                        |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

14. Resolution #14-102, An Initial Resolution Authorizing the Sale and Issuance of General Obligation Street Improvement Bonds not to exceed \$1,085,000 for street improvements, including, but not limited to, the construction of and improvements to County Highway PP.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | Kevin Bauer, Alderperson                                         |
| <b>SECONDER:</b> | Scott Crevier, Alderperson                                       |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

15. Resolution #14-103, An Initial Resolution Authorizing the Sale and Issuance of General Obligation Promissory Notes and Certain Related Details in an aggregate principal amount of approximately \$2,550,000.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | James Boyd, Alderperson                                          |
| <b>SECONDER:</b> | Scott Crevier, Alderperson                                       |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

16. Resolution #14-104, Approving the Amended Project Plan and Request for Base Value Redetermination for Tax Incremental Financing District #7, City of De Pere. City Planner Ken Pabich explained the amended project plan and base value redetermination for TID #7. Discussion followed.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | Dean Raasch, Alderperson                                         |
| <b>SECONDER:</b> | Larry Lueck, Alderperson                                         |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

17. Resolution #14-105, Approving the Amended Project Plan for Tax Incremental Financing District #7, City of De Pere.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | James Boyd, Alderperson                                          |
| <b>SECONDER:</b> | Michael Donovan, Alderperson                                     |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

18. Resolution #14-106, Ratifying and Accepting CVS/pharmacy Grant (Drug Collection Unit).  
Chief Beiderwieden explained the grant for the drug collection unit. Discussion followed as to where to place the box. It was determined through discussion that the box should be placed in the Health Department.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | Kevin Bauer, Alderperson                                         |
| <b>SECONDER:</b> | Dean Raasch, Alderperson                                         |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

19. Discussion regarding a request to designate the former Claude Allouez Bridge approach site as parkland.  
Alderperson Crevier explained the memo that was addressed to the Council. He stated that the intent was not to discuss whether this land will be public or private, but to move forward with a plan that makes the land usable as public use. Discussion followed.  
Alderperson Crevier moved to ask the Board of Park Commissioners to take up the issue, seconded by Alderperson Kneiszel. Upon vote, motion carried unanimously.

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| <b>RESULT:</b> | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>AYES:</b>   | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

20. Establish City Administrator 2015 Salary.  
Mayor Walsh asked the Council to approve the City Administrator's 2014 Salary with a 4.5% increase. Upon vote, motion carried unanimously.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | Michael Donovan, Alderperson                                     |
| <b>SECONDER:</b> | Scott Crevier, Alderperson                                       |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

21. Voucher Approval.

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| <b>RESULT:</b>   | <b>ADOPTED [UNANIMOUS]</b>                                       |
| <b>MOVER:</b>    | Lisa Rafferty, Alderperson                                       |
| <b>SECONDER:</b> | Scott Crevier, Alderperson                                       |
| <b>AYES:</b>     | Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty |

22. Operator License Applications.

| CITY OF DE PERE - SEPTEMBER 16, 2014                                        |                          |                            |           |    |       |
|-----------------------------------------------------------------------------|--------------------------|----------------------------|-----------|----|-------|
| ITEM                                                                        | NAME                     | ADDRESS                    | CITY      | ST | ZIP   |
| <b>Previously Tabled Operator License Applications</b>                      |                          |                            |           |    |       |
| 1                                                                           | RUELLE, KATIE E.         | 600 GRAY ST.               | GREEN BAY | WI | 54303 |
| <b>New Operator License Applications for the 2014-2016 Licensing Period</b> |                          |                            |           |    |       |
| 1                                                                           | BEALHEN, PAULA A.        | 829 VOELKER ST.            | DE PERE   | WI | 54115 |
| 2                                                                           | DIEDERICH, JENNA L.      | 2062 TERRY LN.             | DE PERE   | WI | 54115 |
| 3                                                                           | DWYER HUNNER, JEAN       | 1812 EDGAR ST.             | DE PERE   | WI | 54115 |
| 4                                                                           | FOX, ALEXANDRIA G.       | 613 4TH ST.                | DE PERE   | WI | 54115 |
| 5                                                                           | GRAY, BARBARA A.         | 535 BRULE RD.              | DE PERE   | WI | 54115 |
| 6                                                                           | HORST, RONEE L.          | 415 S. ASHLAND AVE.        | GREEN BAY | WI | 54303 |
| 7                                                                           | JENSEN, KRISTIN JO       | 972 ALDRIN ST.             | DE PERE   | WI | 54115 |
| 8                                                                           | KAUR, PARAMJIT           | 777 OAK ST.                | NEENAH    | WI | 54952 |
| 9                                                                           | NISHIMOTO, KIRSTEN M.    | 550 S. 9TH ST.             | DE PERE   | WI | 54115 |
| 10                                                                          | ROSNER, COREY W.         | 1961 SCHEURING RD., APT. 4 | DE PERE   | WI | 54115 |
| 11                                                                          | SWIECICHOWSKI, DENNIS T. | 509 N. WASHINGTON ST.      | DE PERE   | WI | 54115 |
| 12                                                                          | VANDEN HEUVEL, JORDAN T. | 1116 LANGLADE AVE.         | GREEN BAY | WI | 54304 |

Aldersperson Bauer moved, seconded by Aldersperson Raasch to deny Previously Tabled Operator License #1. Upon vote, motion carried unanimously.

Aldersperson Bauer moved, seconded by Aldersperson Boyd to approve Operator License Applications #1-9, 11, and 12 and to table #10. Upon vote, motion carried unanimously.

Aldersperson Crevier asked what criteria is used to deny a license. City Attorney Judy Schmidt-Lehman responded that they are taken on a case by case basis.

23. Future agenda items. None.
24. Adjournment. Aldersperson Donovan moved, seconded by Aldersperson Raasch to adjourn the meeting at 9:24 p.m. Upon vote, motion carried unanimously.

Respectfully submitted,

Shana Defnet, Clerk - Treasurer