Common Council

335 South Broadway
De Pere, WI 54115
http://www.de-pere.org

Regular Meeting

Minutes

Tuesday, August 6, 2019 | **7:30 PM** | **De Pere City Hall Council Chambers**

1. Call to Order. The meeting was called to order at 7:30 PM by Mayor Michael J. Walsh.

Attendee Name	Title	Status	Arrived
Michael J. Walsh	Mayor	Present	
James Boyd	Alderperson	Present	
Dan Carpenter	Alderperson	Present	
Scott Crevier	Alderperson	Present	
Jonathon Hansen	Alderperson	Present	
Ryan Jennings	Alderperson	Present	
Amy Chandik Kundinger	Alderperson	Present	
Casey Nelson	Alderperson	Present	
Dean Raasch	Alderperson	Present	

2. Pledge of Allegiance to the Flag.

3. Approval of the minutes of the July 16, 2019 Common Council meeting.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Casey Nelson, Alderperson
SECONDER:	Ryan Jennings, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Kundinger, Nelson, Raasch

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

Mayor Walsh thanked all of the hosts and attendees of the local National Night Out block parties. He stopped in at a few and noted that they were well attended. He also thanked Fire and Police Department personnel for going out to meet residents and share information.

Alderperson Jennings reminded viewers of several upcoming downtown events: the Thursday Farmers Market, the Art Walk on Friday, and the final Food Truck Rally on Sunday. Details can be found at definitelydepere.org.

Alderperson Hansen announced that the Parks and Recreation Department's Summer Carnival is being rescheduled from Wednesday to Thursday because of forecasted thunderstorms. It is also changing venues to VFW Park. He reminded viewers who may have lost a parkway tree during the recent storm, that they can take advantage of the Forestry Department's tree planting program. Residents can contact the Forestry Department for details.

Alderperson Kundinger announced that the City's second annual State of the City luncheon will be held on November 12th. Residents can register through the De Pere Chamber of Commerce.

Peg Kubiak of Green Bay addressed the Council about the bald eagles that nest at the portion of the Brown County Fairgrounds that are within De Pere's jurisdiction. She stated that very few communities have this beautiful display of nature, noting that there are only eight occupied nests in Brown County. She encouraged the City to protect the nesting ground, stating that the fireworks display at Celebrate De Pere did not follow national guidelines regarding distance from a protected nesting area. Mayor Walsh suggested that she contact Marty Kosobucki, the City's Park and Recreation Director.

5. Recommendation of Plan Commission Regarding a Precise Implementation Plan (PIP) for proposed Notre Dame School at 100 S Huron Street (Parcel ED-1013).

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dean Raasch, Alderperson
SECONDER:	Amy Chandik Kundinger, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Kundinger, Nelson, Raasch

6. Recommendation from the Board of Park Commissioners to Approve $2,500 Donation from Wal*Mart for Upper Level Flooring at Community Center.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Amy Chandik Kundinger, Alderperson
SECONDER:	Casey Nelson, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Kundinger, Nelson, Raasch

7. Recommendation from the Board of Park Commissioners to Approve $560 Donation from TOPS Club of Wisconsin for Upper Level Flooring at Community Center.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Casey Nelson, Alderperson
SECONDER:	Amy Chandik Kundinger, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Kundinger, Nelson, Raasch

8. Recommendation from the License Committee on an application for a Class "B" Fermented Malt Beverage and "Class B" Intoxicating Liquor License for Nostra Cremona, LLC (DBA TBD: Nostra Cremona), 368 Main Av. Submitted by Nostra Cremona, LLC, Agent: Andrew T. Krans, De Pere, WI.

   The applicant requested that this item be tabled until the next Common Council meeting.

RESULT:	**TABLED [UNANIMOUS]** **Next: 8/20/2019 7:30 PM**
MOVER:	Scott Crevier, Alderperson
SECONDER:	James Boyd, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Kundinger, Nelson, Raasch

9. Recommendation from the License Committee on an application for a premises description change for McLanes Bowl, LLC.

   This item was withdrawn at the applicant's request.

RESULT:	**WITHDRAWN**

10. Discussion Regarding Status of 100 S. Broadway Fire Damage Cleanup.

    Fire Chief Al Matzke distributed documents to Council members that were not in the agenda packet; a copy will be filed with the minutes of the meeting. He explained that most of the details provided in these documents were obtained in the last two days. Chief Matzke provided an overview of the cleanup plan, time frame for completion, and

necessary street closures. He explained that property owner Jerry Turba has elected to raze the adjacent building at 106 N. Broadway due to the significant damage it sustained. Alderperson Hansen inquired whether restoring the building at 106 was a feasible option, and if so, would there be historic protections and/or interest in preserving the property.
Alderperson Raasch moved, seconded by Alderperson Nelson to open the meeting. Upon vote, motion carried unanimously.
Property owner Jerry Turba confirmed that the building is on the Historic Register. He explained that the decision was made to raze it because restoration estimates came in just under a half million dollars, with no guarantee that the odor of smoke and mold would be removed.
Mr. Turba commended City staff and the surrounding communities that provided aid the night of the fire, as well as community members who have provided support since.
Alderperson Raasch moved, seconded by Alderperson Crevier to close the meeting. Upon vote, motion carried unanimously.

11. Discussion Regarding Status of Southern Bridge Corridor project.

Mayor Walsh reported that he met with the Department of Transportation Secretary-Designee Craig Thompson on August 1st. The meeting also included representatives from the local DOT office, Brown County, the Chamber of Commerce, surrounding communities, local businesses, the Oneida Nation, and the environmental study consultant. They all tried to impress on the secretary-designee the importance of the southern bridge. The secretary-designee explained the reason for the veto, stating that he and the governor were worried about predetermining the location of the interchange by including it in the budget, fearing it could be challenged in the courts and delay the project even further. The secretary-designee told the group he is in favor of the southern bridge, and is fully aware of the impact to the area. Mayor Walsh stated that at this point, the Federal Highway Administration has to determine the location of the interchange, which means that the different routes have to be looked at again, and another environmental study needs to be conducted. Construction could start in 2025 or 2026, with completion in the late 2020's or even sooner. Once the interchange location is determined (hopefully in the next few months), it can be designated an official project and funding can be pursued. City Administrator Larry Delo stated that the DOT is linking this project with the Highway 41 expansion in order to get federal approval and funding. As of now the southern bridge corridor is still a County project, while the Highway 41 expansion is a state/federal project. Alderperson Hansen asked if there was any discussion about the $6 million included in the budget; Larry replied that their answer is that they are committed to doing what was proposed in the budget before the governor vetoed the item.

12. Resolution #19-89 Authorizing Starz Gymnastics Academy LLC Independent Contractor Agreement (Tumbling Instruction).

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dan Carpenter, Alderperson
SECONDER:	James Boyd, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Kundinger, Nelson, Raasch

13. Resolution #19-90 Approving Facade Improvement Project and Authorizing Disbursement of Grant (600-604 George Street (Parcel ED-961).

Development Services Director Kim Flom reported that the project has been scaled back from the original design; therefore this award is below the maximum amount, and the applicant could potentially return in the future with a new request.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dean Raasch, Alderperson
SECONDER:	Scott Crevier, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Kundinger, Nelson, Raasch

14. Resolution #19-91 Approving Facade Improvement Project and Authorizing Disbursement of Grant (331 Main Avenue; Parcel WD-912).

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dean Raasch, Alderperson
SECONDER:	Scott Crevier, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Kundinger, Nelson, Raasch

15. Resolution #19-92 Authorizing Release of Parking Easement (Part of Marquette Square Lot).

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dean Raasch, Alderperson
SECONDER:	Scott Crevier, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Kundinger, Nelson, Raasch

16. Operator license applications.

Alderperson Boyd moved, seconded by Alderperson Carpenter to table Previously Tabled Applications #1 & 2. Upon vote, motion carried unanimously.

Alderperson Boyd moved, seconded by Alderperson Hansen to approve Temporary Operator Applications #2, 3, and 5-10. Upon vote, motion carried unanimously.
Alderperson Boyd moved, seconded by Alderperson Carpenter to approve Temporary Operator Applications #1 and 4 contingent upon obtaining the Police Chief's signature on the applications. Upon vote, motion carried unanimously.

Alderperson Boyd moved, seconded by Alderperson Hansen to approve New Operator Applications #1-3, 6, and 8. Upon vote, motion carried unanimously.
Alderperson Boyd moved, seconded by Alderperson Carpenter to approve New Operator Applications #4, 5, and 7 approved contingent upon obtaining the Police Chief's signature on the applications. Upon vote, motion carried unanimously.

17. Voucher approval.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jonathon Hansen, Alderperson
SECONDER:	Casey Nelson, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Kundinger, Nelson, Raasch

18. Future agenda items.

Alderperson Hansen relayed a request from a constituent to consider the establishment of a no-wake zone on the Fox River south of the dam.

19. Consideration and Possible Action on Request from Davis & Kuelthau Law Firm for Conflict Waiver and Consent to Representation

    Alderperson Carpenter moved, seconded by Alderperson Crevier to approve the waiver. Upon vote, motion carried unanimously.

20. Adjournment.

Alderperson Nelson moved, seconded by Alderperson Boyd to adjourn the meeting at 8:10 PM. Upon vote, motion carried unanimously.

Respectfully submitted,
Carey Danen, City Clerk