



Common Council

Regular Meeting

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

Minutes

Tuesday, July 17, 2018

7:30 PM

De Pere City Hall Council Chambers

1. The Common Council Meeting was called to order on July 17, 2018 at 7:30 PM, De Pere City Hall Council Chambers, 335 S. Broadway Street, De Pere, WI.

Attendee Name	Title	Status
Michael J. Walsh	Mayor	Present
James Boyd	Aldersperson	Present
Dan Carpenter	Aldersperson	Present
Scott Crevier	Aldersperson	Present
Jonathon Hansen	Aldersperson	Present
Ryan Jennings	Aldersperson	Present
Larry Lueck	Aldersperson	Present
Casey Nelson	Aldersperson	Present
Dean Raasch	Aldersperson	Excused

Mayor Walsh attended the meeting by phone.

2. Pledge of Allegiance to the Flag.
3. Approval of the Minutes of the of the July 3, 2018 Common Council Meeting.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Larry Lueck, Aldersperson
SECONDER:	Scott Crevier, Aldersperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson
EXCUSED:	Dean Raasch

4. Public Hearing for Vacation of Public Thoroughfare near the 500 Block S. 9th Street, adjacent to Parcels WD-D0218-2 and WD-D0217-3

1. Notice of Public Hearing.

Clerk-Treasurer Shana Ledvina announced that the public hearing was published in the Green Bay Press Gazette on June 5, July 2 and July 9, 2018.

2. Recommendation from the Plan Commission.

Development Services Director Kim Flom announced that the Plan Commission unanimously recommended vacation of the right-of-way.

3. Resolution #18-49 Regarding the Vacation of a Portion of a Public Thoroughfare (500 BLK South 9th Street Right-of-Way Adjacent to Parcels WD-D0217-3 & WD-D0218-2).

Aldersperson Boyd declared the public hearing open; no one wished to speak and he declared the public hearing closed and entertained a motion. Aldersperson Carpenter moved, seconded by Aldersperson Crevier to approve the resolution. Discussion followed regarding the maintenance of the right-of-way. Upon vote, motion carried unanimously.

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

5. Public Hearing on Adopting a Cultural District Amendment to the 2010 City of De Pere Downtown Master Plan

1. Notice of Public Hearing.

Clerk-Treasurer Shana Ledvina announced that the public hearing was published in the Green Bay Press Gazette on July 9, 2018.

2. Recommendation from the Plan Commission.

Development Services Director Kim Flom announced that the Plan Commission unanimously recommended approval of the Cultural District Plan as an amendment to the existing plan.

Kim Flom and Tom Rogers, the project manager from the consulting team, reviewed the process, including the 4 phases of the project, the team and steering committee, project objectives, the three day charrette, project goals, the secondary and core zones, massing and height guidelines that emphasize and preserve river views, the galleria development idea and financial model, and the planning phases moving forward.

Alderperson Boyd declared the public hearing open. The following individuals spoke in favor of the Cultural District Plan: Mary Alexis Pfutzenreuter, Ron Manning, and Robert Kramer. Terry Gerbers, representative of the George Street Station project, expressed support of the Mulva Center and the Cultural District Plan but does not support the height guidelines proposed. The De Pere Cultural Center members Bridget O'Connor, Julie Van Straten, Chris Renier, and McKim Boyd expressed their unanimous support of the advancement of the Cultural District Plan and encouraged the Council to support it. Bridget O'Connor explained that if the plan is approved, building plans and a formal proposal will follow.

No one else wished to speak and Alderperson Boyd entertained a motion on the resolution to adopt the plan.

3. Resolution #18-62 Adopting Cultural District Amendment to the 2010 City of De Pere Downtown Master Plan.

Alderperson Lueck moved, seconded by Alderperson Nelson to approve the resolution.

Alderperson Nelson thanked everyone involved for their work on this. Alderperson Hansen read an email from Renee Gasch supporting the plan. Alderperson Crevier expressed that though he will support the plan, he doesn't agree with the process as a whole. He believes the City should have paid for the study in whole and that unfavorable comments received at the public comment events should have been addressed. Discussion followed. Alderperson Jennings stated that the plan gives the direction needed for the City to be extraordinary. Alderperson Carpenter stated he does not agree with restricting future tax base by restricting building heights. Mayor Walsh expressed his support for the district via phone. Upon vote on the resolution, motion carried 6-1 with Alderperson Carpenter voting nay. Mayor Walsh left the meeting after the vote on this item at 8:50 p.m.

RESULT:	ADOPTED [6 TO 1]
MOVER:	Larry Lueck, Alderperson
SECONDER:	Casey Nelson, Alderperson
AYES:	Boyd, Crevier, Hansen, Jennings, Lueck, Nelson
NAYS:	Dan Carpenter
EXCUSED:	Dean Raasch

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

Alderperson Jennings invited people to attend the Farmer's Market on Thursday and Definitely De Pere's Artwalk on Friday from 4:00 - 8:00. Alderperson Nelson announced the first Mental Health Outreach session scheduled for August 29th at 6:00 p.m. at the De Pere Community Center. These will be held the last Wednesday of each month. The topic in August is anxiety. Alderperson Hansen thanked those who make the Pink Flamingo possible.

7. Recommendation from the Finance and Personnel Committee to Approve the 2017 Audit Report.

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

8. Recommendation from Finance and Personnel Committee to Approve Donation from De Pere Christian Outreach to the Police Department K-9 Fund

Alderperson Hansen thanked De Pere Christian Outreach.

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

9. Recommendation from the Finance and Personnel Committee to approve \$250 sponsorship from the Kress Inn and Bemis Conference Center in support of De Pere TV.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Ryan Jennings, Alderperson
SECONDER:	Jonathon Hansen, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson
EXCUSED:	Dean Raasch

10. Recommendation from Plan Commission to approve a Proposed Extraterritorial Three Lot Certified Survey Map at 5685 Blake Road in the Town of Rockland (Parcels R-372 & R-373). Submitted by Aaron P. Schroeder, PLS, authorized representative for David R. Boers, Linda S. Boers, & Linda Schink-Boers, property owners.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James Boyd, Alderperson
SECONDER:	Larry Lueck, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson
EXCUSED:	Dean Raasch

11. Recommendation of the Board of Public Works to Award the Contract for Project 18-06 Claude Allouez Bridge East Abutment Staining to the Norcon Corporation in the Amount of \$41,760.00.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dan Carpenter, Alderperson
SECONDER:	Jonathon Hansen, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson
EXCUSED:	Dean Raasch

12. Recommendation of the Board of Public Works to Award the Contract for Project 18-21 MSC Boiler Replacement to Tweet/Garot Mechanical, Inc. in the Amount of \$75,600.00.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dan Carpenter, Alderperson
SECONDER:	Jonathon Hansen, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson
EXCUSED:	Dean Raasch

13. Recommendation from the Board of Public Works to Leave Overnight Parking Ordinance Unchanged and Not Revise the City's Prohibition of Overnight Parking on City Streets During the Summer Months. *This item was tabled from the July 3, 2018 Common Council Meeting.

Alderperson Lueck asked Police Chief Beiderwieden to explain the 2013 memo included with the meeting packet. Chief Beiderwieden explained his memo and that his department will enforce any ordinance enacted by the Council. Discussion followed regarding alternate side parking, pros and cons of allowing overnight parking, and the current ordinance. Upon vote on the recommendation, motion carried 5-2 with Alderpersons Hansen and Jennings voting nay.

RESULT:	ADOPTED [5 TO 2]
MOVER:	Scott Crevier, Alderperson
SECONDER:	Dan Carpenter, Alderperson
AYES:	Boyd, Carpenter, Crevier, Lueck, Nelson
NAYS:	Jonathon Hansen, Ryan Jennings
EXCUSED:	Dean Raasch

14. Consider Community Service Grant Application submitted by Gina Peotter for Hope's House.

Alderperson Hansen moved, seconded by Alderperson Nelson to open the meeting. Upon vote, motion carried unanimously. Gina Peotter came forward and answered questions about her application. She provided information about her background and shared that the organization will be set up as a non-profit with no charge to families who are in need of grief counseling. City Administrator Larry Delo explained that there is nothing preventing the Council from issuing the grant as the service could be considered an enhancement to the community and will provide benefit to the community. Alderperson Boyd moved, seconded by Alderperson Crevier to close

the meeting. Upon vote, motion carried unanimously. Discussion followed. Alderperson Jennings moved, seconded by Alderperson Boyd to amend the amount awarded to \$400 (\$160 for resource books, \$240 for meeting materials). Upon vote on the amendment, motion carried 5-2 with Alderpersons Crevier and Nelson voting nay. Upon vote on the amended motion, motion carried 6-1 with Alderperson Crevier voting nay.

RESULT:	ADOPTED [6 TO 1]
MOVER:	James Boyd, Alderperson
SECONDER:	Larry Lueck, Alderperson
AYES:	Boyd, Carpenter, Hansen, Jennings, Lueck, Nelson
NAYS:	Scott Crevier
EXCUSED:	Dean Raasch

15. Request of Ald. Boyd to Reconsider Common Council Approval of Proposal from Definitely De Pere to Construct and Fundraise for Historical Monument

Alderperson Boyd moved, seconded by Alderperson Hansen to reconsider the approval of the proposal. Alderperson Jennings stated that he will abstain from voting. Alderperson Crevier explained that Definitely De Pere has been working on re-erecting a historic monument but has received an opinion of the Wisconsin Historical Society that the language on the monument may be offensive to some. They will seek input from local tribes and hope to erect the monument with added context to encourage discussion and education. Alderperson Crevier moved, seconded by Alderperson Nelson to refer the item back to staff. Upon vote, motion carried unanimously.

RESULT:	ADOPTED [6 TO 0]
MOVER:	James Boyd, Alderperson
SECONDER:	Jonathon Hansen, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Lueck, Nelson
ABSTAIN:	Ryan Jennings
EXCUSED:	Dean Raasch

16. Ordinance #18-11 Amending § 150-22 and Schedule G Thereto, De Pere Municipal Code, Regarding Parking Regulations.

Alderperson Hansen moved, seconded by Alderperson Nelson to approve the ordinance. The Council discussed parking regulations, consistency in parking regulations, and enforcing parking complaints. Upon vote, motion carried 6-1 with Alderperson Carpenter voting nay. This ordinance will require a second reading.

RESULT:	ADOPTED [6 TO 1]
MOVER:	Jonathon Hansen, Alderperson
SECONDER:	Casey Nelson, Alderperson
AYES:	Boyd, Crevier, Hansen, Jennings, Lueck, Nelson
NAYS:	Dan Carpenter
EXCUSED:	Dean Raasch

17. Ordinance #18-12 Amending §§ 150-16 and 150-22, and Schedules A and G Thereto, De Pere Municipal Code, Regarding Traffic Regulations.

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

18. Ordinance #18-13 Adopting Section 10-19, De Pere Municipal Code, Creating a City Sustainability Commission.

Alderperson Boyd moved, seconded by Alderperson Carpenter to open the meeting. Upon vote, motion carried unanimously. Patricia Finder-Stone spoke in favor of creating a Sustainability Commission. Alderperson Boyd moved, seconded by Alderperson Crevier to close the meeting. Upon vote, motion carried unanimously. Alderperson Crevier moved to amend the ordinance by striking the third sentence of Section 1(c). The motion failed with no second. Upon vote on the motion to approve, motion carried unanimously.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James Boyd, Alderperson
SECONDER:	Jonathon Hansen, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson
EXCUSED:	Dean Raasch

19. Resolution #18-63 An Initial Resolution Authorizing the Sale and Issuance of General Obligation Community Development Bonds; and Certain Related Details.

Finance Director Joe Zegers answered questions regarding some project delays that might be considered in the following year's budget. Development Services Director Kim Flom explained that industrial park signage will be done when the city re-branding initiative is complete.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Larry Lueck, Alderperson
SECONDER:	James Boyd, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson
EXCUSED:	Dean Raasch

20. Resolution #18-64 An Initial Resolution Authorizing the Sale and Issuance of General Obligation Promissory Notes; and Certain Related Details.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James Boyd, Alderperson
SECONDER:	Casey Nelson, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson
EXCUSED:	Dean Raasch

21. Resolution #18-65 Authorizing Agreement for Consulting Services Between the City of De Pere and Cedar Corporation (2018 Inspections and Sign Bridge Inspections).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dan Carpenter, Alderperson
SECONDER:	Jonathon Hansen, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson
EXCUSED:	Dean Raasch

22. Resolution #18-66 Authorizing Agreement for Contractor Services Between the City of De Pere and Holubar Construction Company, Inc. (Spur Line Maintenance).

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

23. Resolution #18-67 Approving Updated Facade Improvement Grant Eligibility Requirements and Guidelines.

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

24. Resolution #18-68 Amending Section 7.14 of the City of De Pere Employee Policy Manual Regarding Funeral Leave.

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

25. Resolution #18-69 Authorizing Health Risk Assessment Services Agreement Between the City of De Pere and Bellin Occupation Health Solutions, a Division of Bellin Memorial Hospital, Inc. ("Bellin") (Health Risk Assessments for Health Plan Participants).

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

26. Operator License Applications.

Alderperson Boyd moved, seconded by Alderperson Hansen to approve Previously Tabled Operator License Applications #1, 2 and 4. Upon vote, motion carried unanimously.

Alderperson Boyd moved, seconded by Alderperson Carpenter to deny Previously Tabled Operator License Application #3. Upon vote, motion carried unanimously.

Alderperson Boyd moved, seconded by Alderperson Hansen to table Previously Tabled Operator License Application #5. Upon vote, motion carried unanimously.

Alderson Boyd moved, seconded by Alderson Hansen to approve Temporary Operator License Application #1. Upon vote, motion carried unanimously.

Alderson Boyd moved, seconded by Alderson Carpenter to table Temporary Operator License Application #2. Upon vote, motion carried unanimously.

Alderson Boyd moved, seconded by Alderson Hansen to approve Renewal Operator License Applications #1-16, 18-29, 31, and 33-44. Upon vote, motion carried unanimously.

Alderson Boyd moved, seconded by Alderson Carpenter to table Renewal Operator License Applications #17, 30 and 32. Upon vote, motion carried unanimously.

Alderson Boyd moved, seconded by Alderson Hansen to approve New Operator License Applications #1, 2, 5-7 and 9-14. Upon vote, motion carried 6-0 with Alderson Jennings abstaining.

Alderson Boyd moved, seconded by Alderson Carpenter to table New Operator License Applications #3, 4, and 8. Upon vote, motion carried unanimously.

RESULT:	ADOPTED [UNANIMOUS]
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson
EXCUSED:	Dean Raasch

27. Voucher Approval.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Casey Nelson, Alderson
SECONDER:	Jonathon Hansen, Alderson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson
EXCUSED:	Dean Raasch

28. Future agenda items.

Alderson Hansen requested that staff look into live streaming all Committee and Board Meetings on AT&T and Spectrum. This item will go to the Finance/Personnel Committee.

29. Ordinance #18-14 Amending § 9-1 De Pere Municipal Code Regarding Non-Discrimination in Housing, Public Accommodation and Employment.

Alderson Boyd moved, seconded by Alderson Hansen to close the meeting at 9:54 p.m. Upon roll call vote, motion carried unanimously. Alderson Boyd moved, seconded by Alderson Hansen to open the meeting at 9:57 p.m. Upon vote, motion carried unanimously. Alderson Nelson moved, seconded by Alderson Hansen to approve the ordinance. Upon vote, motion carried 6-1 with Alderson Crevier voting nay. This ordinance will require a second reading.

RESULT:	ADOPTED [6 TO 1]
AYES:	Boyd, Carpenter, Hansen, Jennings, Lueck, Nelson
NAYS:	Scott Crevier
EXCUSED:	Dean Raasch

30. Adjournment. Alderson Boyd moved, seconded by Alderson Lueck to adjourn the meeting at 9:59 p.m.

Respectfully submitted,

Shana Ledvina, Clerk-Treasurer