



Common Council

Regular Meeting

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

Minutes

Tuesday, July 7, 2020

7:30 PM

1. Call to Order. The meeting was called to order at 7:30 PM by Mayor James Boyd.

Attendee Name	Title	Status	Arrived
Dan Carpenter	Alderman	Present	
Mike Eserkaln	Alderman	Present	
Jonathon Hansen	Alderman	Present	
Amy Chandik Kundinger	Alderman	Present	
Shana Defnet Ledvina	Alderman	Present	
Casey Nelson	Alderman	Present	
Dean Raasch	Alderman	Present	
Kelly Ruh	Alderman	Present	
James Boyd	Mayor	Present	

2. Approval of the minutes of the May 26, 2020 special Common Council meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Casey Nelson, Alderman
SECONDER:	Dean Raasch, Alderman
AYES:	Carpenter, Eserkaln, Hansen, Kundinger, Ledvina, Nelson, Raasch, Ruh

3. Approval of the minutes of the June 16, 2020 Common Council meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dan Carpenter, Alderman
SECONDER:	Shana Defnet Ledvina, Alderman
AYES:	Carpenter, Eserkaln, Hansen, Kundinger, Ledvina, Nelson, Raasch, Ruh

4. Recommendation from the Board of Park Commissioners to Accept Donation valued at \$12,500 from De Pere Girls Softball Association.

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Dean Raasch, Alderman
SECONDER:	Casey Nelson, Alderman
AYES:	Carpenter, Eserkaln, Hansen, Kundinger, Ledvina, Nelson, Raasch, Ruh

5. Recommendation from the Finance & Personnel Committee for increased funding for additional cleaning due to Covid-19 in the amount of \$1,746.28 per month.

Alderman Raasch asked if the cost increase is strictly for labor or also includes supplies; City Administrator Larry Delo replied that it is for both. He explained that the Human Resources department put together a document that identifies additional cleaning that City employees should do during the work day.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Amy Chandik Kunding, Alderperson
SECONDER:	Jonathon Hansen, Alderperson
AYES:	Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Raasch, Ruh

6. Recommendation from Plan Commission to approve a two-lot replat of the final extraterritorial Carpenter's Crossing South First Addition in the Town of Lawrence (Parcels L-2073, L-2038).

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dean Raasch, Alderperson
SECONDER:	Jonathon Hansen, Alderperson
AYES:	Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Raasch, Ruh

7. Recommendation from Plan Commission to approve a Proposed 2 Lot Certified Survey Map at 760-780 Millennium CT (Parcels ED-2313-1, ED-2314).

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dean Raasch, Alderperson
SECONDER:	Amy Chandik Kunding, Alderperson
AYES:	Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Raasch, Ruh

8. Recommendation from Plan Commission to approve a Proposed 1 Lot and 1 Outlot Certified Survey Map at 1900 BLK Commerce DR (Parcel ED-344-102-5).

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dan Carpenter, Alderperson
SECONDER:	Dean Raasch, Alderperson
AYES:	Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Raasch, Ruh

9. Recommendation from the License Committee to approve Liquor License renewal applications for the licensing period of July 1, 2020 to June 30, 2021.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dan Carpenter, Mike Eserkaln
AYES:	Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Raasch, Ruh

10. Ordinance #20-09 Amending § 2-2(b) De Pere Municipal Code Regarding Location of Polls.

RESULT:	ADOPTED [7 TO 0]
MOVER:	Dean Raasch, Alderperson
SECONDER:	Shana Ledvina, Alderperson
AYES:	Carpenter, Eserkaln, Kunding, Ledvina, Nelson, Raasch, Ruh
ABSTAIN:	Jonathon Hansen

11. Resolution #20-72 Authorizing Disbursement of Revised Facade Improvement Grant (600-604 George Street - Parcel ED-961).

Development Services Director Dan Lindstrom reported that the original contractor for the project found a lot more structural damage than expected. This request is for an additional \$8,000. Alderperson Hansen thanked the applicant for his willingness to go forward with the renovation despite the complications.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jonathon Hansen, Alderperson
SECONDER:	Kelly Ruh, Alderperson
AYES:	Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Raasch, Ruh

12. Resolution #20-73 Authorizing Release of Easement and Grant of Easement for Ingress and Egress (Parcel ED-F0094-1; 675 Heritage Road).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dean Raasch, Alderperson
SECONDER:	Casey Nelson, Alderperson
AYES:	Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Raasch, Ruh

13. Resolution #20-74 Authorizing Tenth Amendment to Lease Agreement Between the City of De Pere and Humana Insurance Company.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Casey Nelson, Alderperson
SECONDER:	Dean Raasch, Alderperson
AYES:	Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Raasch, Ruh

14. Resolution #20-75 Ratifying Mayoral Proclamations Issued from June 13, 2020 to July 3, 2020.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Shana Defnet Ledvina, Alderperson
SECONDER:	Casey Nelson, Alderperson
AYES:	Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Raasch, Ruh

15. Consideration and Possible Action on Limiting Use of George Street Plaza for Special Events (Request of Ald. Hanson)

Aldersperson Hansen explained the reason for his request, noting that he has received complaints from business owners adjacent to this area. Last year Council approved the Farmers Market request for consumption of alcohol on public ways, and business owners were not given notice of this request. This year because of the pandemic, an application for the alcohol permit has not been submitted, so there has been no opportunity for them to voice their concerns.

Aldersperson Raasch moved, seconded by Aldersperson Carpenter to not impose any limits on the use of George Street Plaza. Discussion followed regarding potential alternate locations. City Administrator Larry Delo explained how the area was identified in the City's cultural district plan. Mayor Boyd reported that he had received at least two dozen e-mails regarding the topic; he did not read them out at the meeting due to the volume, but noted that they were all forwarded to the alderspersons.

Aldersperson Ledvina moved, seconded by Aldersperson Kundinger to open the meeting. Upon vote, motion carried unanimously.

Tina Quigley, Executive Director for Definitely De Pere, answered Council members' questions and explained risk reduction steps that are being taken for the Farmers Market during the health crisis.

Dan & Nicole Winske, business owners at 416 George St, spoke against having the Farmer's Market at George St Plaza.

Aldersperson Raasch moved, seconded by Aldersperson Nelson to close the meeting. Upon vote, motion carried unanimously.

RESULT:	APPROVED [7 TO 1]
MOVER:	Dean Raasch, Aldersperson
SECONDER:	Dan Carpenter, Aldersperson
AYES:	Carpenter, Eserkaln, Kundinger, Ledvina, Nelson, Raasch, Ruh
NAYS:	Jonathon Hansen

16. Request to Exempt Brown County Fair from Phase I Event Participation Limits.

City Administrator Larry Delo explained that this request pertains only to the southern third of the fairgrounds owned by the City. Health Director Deborah Armbruster reviewed the current situation with active COVID cases in our area and reiterated staff's concern about waiving the restrictions.

Aldersperson Raasch moved, seconded by Aldersperson Ruh to exempt the Brown County Fair from the City's Phase I event participation limits.

Discussion followed regarding the status of other county fairs in the state, COVID mitigation plans, and the Fair Association's plans if the Council rejects the request.

Aldersperson Carpenter moved, seconded by Aldersperson Eserkaln to open the meeting. Upon vote motion carried unanimously. Steve Corrigan and Conrad Liebergen of the Brown County Fair Association answered Council members' questions. De Pere resident and Parks Board member Randy Soquet asked them to address the end result if the request is not approved. De Pere residents Mark Havey and Chris Ziegler, as well as Brown County Tavern League president Don Mjelde spoke in favor of holding the fair. Aldersperson Raasch moved, seconded by Aldersperson Nelson to close the meeting. Upon vote, motion carried unanimously.

Discussion followed. Staff noted that they will work with fair organizers on a mitigation/risk reduction plan even if the waiver is not granted.

Alderson Raasch moved, seconded by Alderson Carpenter to amend the original motion as follows: to exempt the Brown County Fair from Phase I event participation limits on the City-owned portion of the fairgrounds, with the stipulation that the area be used exclusively for parking and ticketing; that event organizers submit a mitigation plan; and provide a monitor to ensure that participants do not congregate in the area. Upon vote, motion to amend passed unanimously.

RESULT:	FAILED AS AMENDED [5 TO 3]
MOVER:	Dean Raasch, Alderson
SECONDER:	Kelly Ruh, Alderson
AYES:	Dan Carpenter, Dean Raasch, Kelly Ruh
NAYS:	Eserkaln, Hansen, Kunder, Ledvina, Nelson

17. Discussion and consideration of a proposed Phase 2 reopening of city facilities and programming guidelines.

Alderson Carpenter moved, seconded by Alderson Kunder to approve the Phase 2 reopening plan. After discussion, they rescinded their motion.

RESULT:	REFERRED BACK TO STAFF [UNANIMOUS]
MOVER:	Dean Raasch, Alderson
SECONDER:	Dan Carpenter, Alderson
AYES:	Carpenter, Eserkaln, Hansen, Kunder, Ledvina, Nelson, Raasch, Ruh

18. Operator License applications.

Alderson Carpenter moved, seconded by Alderson Ledvina to approve Renewal applications #1-67. Upon vote, motion carried unanimously.

Alderson Carpenter moved, seconded by Alderson Eserkaln to approve Previously Tabled applications #1-3. Upon vote, motion carried unanimously.

Alderson Carpenter moved, seconded by Alderson Ledvina to table Previously Tabled application #4. Upon vote, motion carried unanimously.

Alderson Carpenter moved, seconded by Alderson Eserkaln to approve New Operator applications #1-17 and 19. Upon vote, motion carried unanimously.

Alderson Carpenter moved, seconded by Alderson Ledvina to table New Operator applications #18 and 20. Upon vote, motion carried unanimously.

19. Voucher approval.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dean Raasch, Alderson
SECONDER:	Casey Nelson, Alderson
AYES:	Carpenter, Eserkaln, Hansen, Kunder, Ledvina, Nelson, Raasch, Ruh

20. Future agenda items.

Alderson Raasch requested a review of the City's state of emergency order.
Alderson Nelson asked for a review of the start time of Common Council meetings.

21. Consideration and Possible Action on Contracting With Outside Counsel

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dean Raasch, Alderson
SECONDER:	Casey Nelson, Alderson
AYES:	Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Raasch, Ruh

22. Adjournment.

Alderson Hansen moved, seconded by Alderson Ruh to adjourn the meeting at 10:08 p.m. Upon vote, motion carried unanimously.

Respectfully submitted,
Carey Danen, City Clerk