



Common Council

335 South Broadway

De Pere, WI 54115

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

Regular Meeting

Minutes

Tuesday, July 7, 2015

7:30 PM

De Pere City Hall Council Chambers

1. Call to order. The Common Council Meeting was called to order on July 7, 2015 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
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 June 16, 2015 Common Council Meeting

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

4. Public Hearing on the Rezoning of Parcel WD-52, WD-59 and part of WD-60 to allow for a medical clinic use in conjunction with the multi-family use is scheduled for 7:35 p.m. or soon after.

A. Notice of Public Hearing.

Clerk Shana Defnet announced that the Public Hearing was published in the Green Bay Press Gazette on June 24th and 29th, 2015.

B. Recommendation from the Plan Commission.

City Planner Ken Pabich stated that the Plan Commission recommends approval of the project and summarized the project with the newly proposed clinic that will be a part of the structure.

C. Ordinance #15-19, Amending Ordinance #15-03 Regarding rezoning Certain Property (WD-52, WD-59 and Part of WD-60).

The Mayor declared the Public Hearing open. Kevin McDonnell, Vice President of Development for Common Wealth, came forward and provided background on the addition of the clinic. Mayor Walsh declared the Public Hearing closed and entertained a motion. Alderman Boyd moved, seconded by Alderman Bauer to approve the ordinance.

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

5. Public Hearing on proposed amendments to Section 14.37(1) of the De Pere Municipal Code regarding telecommunication mobile service facilities.

A. Notice of Public Hearing.

Clerk Shana Defnet announced that the Public Hearing was published in the Green Bay Press Gazette on June 25th and 29th, 2015.

B. Recommendation from the Plan Commission.

City Planner Ken Pabich stated that the Plan Commission did not have a formal recommendation for the Common Council.

- C. Ordinance #15-20, Creating Section 14-37-1 De Pere Municipal Code Regarding Telecommunication Mobile Service Facilities.

Mayor Walsh declared the Public Hearing open; no one wished to speak and he declared the Public Hearing closed and entertained a motion. Alderperson Boyd moved, seconded by Alderperson Rafferty to approve the ordinance. Alderperson Lueck stated that he will abstain from voting on this item. Discussion on the ordinance followed. City Planner Ken Pabich pointed out a portion of the ordinance that addresses putting up a tower and losing the ability to develop that lot any further. Discussion followed. Alderperson Raasch moved, seconded by Alderperson Donovan to amend the resolution and to remove the language prohibiting further development on parcels with towers. Upon vote, motion carried 7-0 with Alderperson Lueck abstaining. Upon motion on the ordinance as amended, motion carried 7-0 with Alderperson Lueck abstaining.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James Boyd, Alderperson
SECONDER:	Lisa Rafferty, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty

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

Mayor Walsh announced that Agenda Item #13 was withdrawn. He congratulated Alderperson Boyd on being named Press Gazette Track Coach of the Year.

7. Recommendation from the Plan Commission to approve the Final Plat of Orion's Run Second Addition, located south of the City limits off Lawrence Drive in the Town of Lawrence. Surveyor: Mach IV Engineering and Surveying LLC.

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

8. Recommendation from the Plan Commission to approve a CSM with two outlots and a road dedication for the re-configuration of Washington Street. Surveyor: Robert E Lee.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Lisa Rafferty, Alderperson
SECONDER:	Larry Lueck, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty

9. Recommendation from the Plan Commission to approve the proposed design changes to the intersection of Grant Street at Apollo and Suburban.

City Engineer Eric Rakers came forward and answered questions for the Council. He explained that the problem came forward because a pedestrian was hit at this intersection. They discussed the two layouts presented and the inability to pass on the right around a car waiting to turn left if cars are parked on the street. Concerns about the flow of traffic and pedestrian safety followed. Discussion regarding crossing guard presence during the peak traffic times (7:19 a.m. - 7:30 a.m.). Alderperson Donovan moved, seconded by Alderperson Rafferty to open the meeting. John Smits came forward and spoke regarding the issues with the intersection and stated that he does not believe that bump outs will solve the problem. He suggests that the City set up the bump outs temporarily for 2-3 months and recommended that the Council refer this back to staff for further discussion. Frank Manders came forward and suggested putting a roundabout in at the intersection. Joie Kampen spoke in support of the recommended proposal.

Alderperson Raasch moved, seconded by Alderperson Crevier to close the meeting. Discussion followed regarding the timeline for the project, the issues with putting in a roundabout, the benefits of the bump outs to pedestrians, and expectations for traffic backups and proposed signage.

Upon roll call vote, the recommendation was approved 5-4 with Alderpersons Boyd, Crevier, Kneiszel, and Raasch voting ay and with Mayor Walsh voting ay to break the tie.

RESULT:	ADOPTED [5 TO 4]
MOVER:	Scott Crevier, Alderperson
SECONDER:	Dean Raasch, Alderperson
AYES:	James Boyd, Scott Crevier, Jim Kneiszel, Dean Raasch, Mike Walsh
NAYS:	Kevin Bauer, Michael Donovan, Larry Lueck, Lisa Rafferty

10. Recommendation from the Plan Commission to approve the proposed redesign for HWY 57 (North Broadway).

Alderperson Crevier moved, seconded by Alderperson Raasch to open the meeting. Upon vote, motion carried unanimously. City Planner Ken Pabich introduced the presenters and stated that the Plan Commission recommended approval with the amendment to reduce the speed limit to 25 mph. Andy Fulcer with the Wisconsin Department of Transportation and Chris Rossmiller with Mead and Hunt presented the project to the Council. Discussion followed. Susan Gallagher-Lepak came forward and expressed her discontent with the lack of representation in the packet regarding the Plan Commission's recommendation to reduce the speed limit to 25 mph. Alderperson Crevier moved, seconded by Alderperson Bauer to close the meeting. Upon vote, motion carried unanimously. Alderperson Boyd moved, seconded by Alderperson Raasch to amend that the speed limit be reduced to 25 mph. Discussion followed. Upon vote on the amendment, motion carried unanimously. Upon motion on the recommendation to approve the proposed redesign as amended, motion carried unanimously.

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

11. Recommendation from the License Committee on an Application for a Class "B" Beer/"Class B" Liquor License for 1Thirty2, 132 S. Broadway St. Submitted by Studio1Thirty2 L.L.C., Agent: Claude Robinson, 1437 S. Chestnut Ave., Green Bay, WI 54304.

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

12. Recommendation from the Board of Park Commissioners to approve the Wochinske Donation of \$2,500 for Recreation Scholarship Funds.

Alderperson Donovan thanked the Wochinske's for the donation.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael Donovan, Alderperson
SECONDER:	Dean Raasch, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty

13. Ordinance #15-18, Rezoning Certain Property (Parcel ED-477) (second reading).

RESULT:	WITHDRAWN
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14. Ordinance #15-21, Amending §106-6 De Pere Municipal Code Regarding Authority to Issue Revocable Occupancy Permits.

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

15. Resolution #15-25, Regarding the Vacation of a Portion of a Public Thoroughfare (Northerly 1,708 square feet of George Street adjacent to ED-844) (referred back to staff at April 21, 2015 Common Council meeting).

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

16. Resolution #15-73, Authorizing Agreement for Design Services Between the City of De Pere and DLZ National, Inc. (Roundabout Study and Concept Design - Main & Lawrence).

Alderperson Crevier requested more information about the proposal. City Planner Ken Pabich explained that the size of the roundabout and the location of the off ramp near the interstate constitute the need for the study. Discussion followed.

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

17. Resolution #15-74, Regarding Transportation Investment Coalition.

City Administrator Larry Delo explained that this resolution came from the League of Wisconsin Municipalities for consideration of Councils to convince the State to implement long-term funding solutions for transportation. Discussion followed.

RESULT:	DEFEATED [2 TO 6]
MOVER:	James Boyd, Alderperson
SECONDER:	Scott Crevier, Alderperson
AYES:	James Boyd, Michael Donovan
NAYS:	Bauer, Crevier, Kneiszel, Lueck, Raasch, Rafferty

18. Resolution #15-75, Authorizing Cooperation Agreement Between The City of De Pere and the West De Pere School District.

Alderperson Rafferty stated that she is frustrated by the agreement and urged the City to maintain a good working relationship with the West De Pere School District in an attempt to restore some of the programs that we've lost as a result of the diminished offerings from the District. Alderperson Lueck stated that he doesn't believe the public understands what is going on and provided information from the Park Board Meeting: previously the City had 1295 hours of programming split almost evenly between East De Pere and West De Pere and with this agreement, 145 hours are in West De Pere and 975 hours are in East De Pere, for a total of 1120. He explained that the disparity is now that 80% of programming is in East De Pere and 13% is in West De Pere. The City lost 175 hours of programming in the Community. The Park Department had to cancel three programs and of the 19 programs offered, 16 were affected by West De Pere's agreement. Parks Director Mary Kosobucki explained that three programs were cancelled because there was no agreement in place and that they will be re-offered next summer. Discussion followed. City Administrator Larry Delo explained the rationale for their decision and that the District explained to the City that they had a need for the space that the City was utilizing. Discussion followed. Alderperson Rafferty stated that she would like to see a more equitable division of hours between the east side and west side of De Pere for future agreements. Alderperson Lueck stated that he is voting against this, not because he doesn't want to see the programs disappear, but because he believes we can go back to the district to get more commitment from them. Alderperson Donovan stated he will show his disappointment with the agreement by voting against it. Park Director Marty Kosobucki explained that at this point, if the West De Pere School District did offer the space we needed at this point, it is too late now because the programming is in place for this year. Discussion followed. Alderperson Boyd requested that someone from the Park Board or an Alderperson be included in the future discussions regarding programming. Discussion followed.

RESULT: ADOPTED [6 TO 2]
MOVER: Lisa Rafferty, Alderperson
SECONDER: Dean Raasch, Alderperson
AYES: Bauer, Boyd, Crevier, Kneiszel, Raasch, Rafferty
NAYS: Michael Donovan, Larry Lueck

19. Appointments to the Business Improvement District (BID) Board, Board of Review and Redevelopment Authority by Mayor Walsh.

Board of Review: Susan Zurawski/Appointment

Redevelopment Authority: Tina Quigley/Appointment

Business Improvement District Board: Tom Gavic, Lance Abts, Kathy Rupiper, Brent Felchlin, Rich Starry, Dan Van Straten, Larry Delo

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Donovan, Alderperson
SECONDER: Dean Raasch, Alderperson
AYES: Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty

20. Operator License Applications.

CITY OF DE PERE -July 7, 2015					
ITEM	NAME	ADDRESS	CITY	ST	ZIP
Previously Tabled Operator License Applications					
1	CRUZ, DAVID J.	1615 W. MASON ST.	GREEN BAY	WI	54303
2	DULL, NEVA M.	1021 EDGEWOOD DR.	GREEN BAY	WI	54311
3	JACOBSON, DOUGLAS L.	415 GEORGE ST., #2	DE PERE	WI	54115
4	ROSKOSKI, NICHOLAS M.	1015 MORaine WAY	GREEN BAY	WI	54302
Temporary Operator License Applications					
1	ROVINSKI, DAVID A.	1586 QUARRY PARK, #4	DE PERE	WI	54115
New Operator License Applications for the 2014-2016 Licensing Period					
1	ADHIKARI, BISHNU P.	4024 E. BRAEBURN DR.	APPLETON	WI	54913
2	ALBERTS, VICKI A.	2054 CHARLES ST.	DE PERE	WI	54115
3	ALEXANDER, PAUL S.	117 S. WASHINGTON ST.	DE PERE	WI	54115
4	BOSETSKI, LINDSEY A.	5907 CTY RD. KB	DENMARK	WI	54208
5	CORDRY, ALISON R.	436 COLLEGE AVE., APT. #2	DE PERE	WI	54115
6	GUZAN, ALLYSON A.	1294 CROWN CT.	DE PERE	WI	54115
7	HERNANDEZ, STEVEN M.	2410 EASTMAN AVE., APT. 1	GREEN BAY	WI	54302
8	LEURQUIN, KARISSA D.	1023 CORAL ST.	DE PERE	WI	54115
9	PAGENKOPF, AMY, C.	715 1/2 IRVINGTON ST.	GREEN BAY	WI	54304
10	PROCK, JANETTA A.	1420 O'KEEFE RD.	DE PERE	WI	54115
11	RADANT, TYLER R.	850 SWAN RD.	DE PERE	WI	54115
12	REID, SHELBY F.	405 E. 20TH ST.	KAUKAUNA	WI	54130
13	SCHAUS, ADAM R.	317 HARTUNG ST.	GREEN BAY	WI	54302
14	SIDLAUSKAS, ASHLEY E.	2517 HE-NIS-RA LN.	GREEN BAY	WI	54304
15	STEENO, AMBER J.	2970 MOSSY OAK CIR.	GREEN BAY	WI	54311
16	WOLLENBERG, BENJAMIN J.	W4850 SOO LINE RD.	BONDUEL	WI	54107

Alderperson Bauer moved, seconded by Alderperson Raasch to approve Previously Tabled Operator License Application #3, to table Previously Tabled Operator License Application #4, and to deny Previously Tabled Operator License Applications #1 and 2. Upon vote, motion carried unanimously. Alderperson Bauer moved, seconded by Alderperson Boyd to approve Temporary Operator License Application #1. Upon vote, motion carried unanimously. Alderperson Bauer moved, seconded by Alderperson

Raasch to approve Operator License Applications #1-16. Upon vote, motion carried unanimously.

21. Voucher Approval.

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

22. Future Agenda Items.

Alderperson Crevier asked City Administrator Larry Delo to email information regarding Resolution 15-74; Alderperson Donovan requested a report from the Police Department regarding sexual predators in the City of De Pere.

23. Adjournment.

Alderperson Bauer moved, seconded by Alderperson Crevier to adjourn the meeting at 9:40 p.m. Upon vote, motion carried unanimously.

Respectfully submitted,

Shana Defnet, Clerk - Treasurer