



Common Council

Regular Meeting

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

Minutes

Tuesday, June 19, 2018

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 Walsh.

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	Excused
Casey Nelson	Aldersperson	Present
Dean Raasch	Aldersperson	Present

2. Pledge of Allegiance to the Flag.
3. Approval of the Minutes of the June 5, 2018 Common Council Meeting.

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

4. Public Hearing to Amend the City of De Pere Code of Ordinances Sections 14-48, 14-51 and 14-52 (Zoning - Industrial District) to add additional permitted uses.

1. Notice of Public Hearing.

Clerk-Treasurer Shana Ledvina announced that the public hearing was published in the Green Bay Press Gazette on June 5th and June 12th, 2018.

2. Recommendation from the Plan Commission.

Development Services Director Kim Flom announced that the Plan Commission approved the zoning changes 4-0.

3. Ordinance #18-09, Amending Sections 14-48, 14-51 and 14-52 of the Municipal Code to Provide for Additional Permitted Uses.

Mayor Walsh 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 Boyd to approve the ordinance. Development Services Director Kim Flom explained the proposed changes.

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

5. Public Hearing for Vacation of a Public Thoroughfare near 1022 Main Avenue, adjacent to Parcel WD-708-X-1-2.

1. Notice of Public Hearing.

Clerk-Treasurer Shana Ledvina announced that the public hearing was published in the Green Bay Press Gazette on June 4th and June 11th, 2018.

2. Recommendation from the Plan Commission.

Development Services Director Kim Flom announced that the Plan Commission approved the vacation 4-0.

3. Resolution #18-41 Regarding the Vacation of a Portion of a Public Thoroughfare (Main Avenue Right-of-Way Adjacent to WD-708-X-1-2).

Mayor Walsh declared the public hearing open, no one wished to speak and he declared the public hearing closed and entertained a motion. Alderperson Crevier moved, seconded by Alderperson Raasch to approve the vacation.

City Attorney Judy Schmidt-Lehman explained that if the property is purchased by the City, the City can sell it; if it was dedicated as right-of-way it is vacated. The existing easements on the property will remain in place as part of the resolution.

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

6. Public Hearing to amend the Conditional Use Permit issued for Parcels WD-905 and WD-934 to operate an overnight shelter facility.

1. Notice of Public Hearing.

Clerk-Treasurer Shana Ledvina announced that the public hearing was published in the Green Bay Press Gazette on June 4th and June 11th, 2018.

2. Recommendation from the Plan Commission.

Development Services Director Kim Flom announced that the Plan Commission approved the CUP changes 4-0.

3. Resolution #18-53 Authorizing and Approving an Amendment to Conditional Use Permit (Overnight Shelter Facility at 290 Reid Street; St. Norbert College Pennings Building).

Mayor Walsh declared the public hearing open, no one wished to speak and he declared the public hearing closed and entertained a motion. Alderperson Nelson

moved, seconded by Alderperson Jennings to approve the amendment to the Conditional Use Permit.

Alderperson Boyd moved, seconded by Alderperson Raasch to open the meeting. Upon vote, motion carried unanimously. Thomas Townsend, a St. Norbert Parish representative, explained St. John's Homeless Shelter has started providing services year-round. The college parish has a window of opportunity in May-June to host the homeless as part of their efforts. Discussion followed.

Alderperson Raasch moved, seconded by Alderperson Nelson to close the meeting. Alderperson Crevier stated he will abstain from voting. Alderperson Nelson asked for insight as to why this was approved through 2020 and not extended to 2025. Mayor Walsh explained that the existing CUP is set to expire in 2020; because SNC already has to come back for renewal in 2020 it will allow the Plan Commission to review the CUP at an earlier date. Upon vote on the motion to approve the amendment to the CUP, motion carried 6-0 with Alderperson Crevier abstaining.

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

7. Public Hearing on a Conditional Use Permit request for a day care facility at 2073 Lawrence Drive (Parcel WD-1047).

1. Notice of Public Hearing.

Clerk-Treasurer Shana Ledvina announced that the public hearing was published in the Green Bay Press Gazette on June 4th and June 11th, 2018.

2. Recommendation from the Plan Commission.

Development Services Director Kim Flom announced that the Plan Commission approved the CUP 4-0.

3. Resolution #18-54 Authorizing and Approving a Conditional Use Permit (Parcel WD-1047).

Mayor Walsh declared the public hearing open, no one wished to speak and he declared the public hearing closed and entertained a motion. Alderperson Raasch moved, seconded by Alderperson Crevier to approve the CUP.

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

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

Alderson Jennings announced that the first De Pere Farmer's Market is this Thursday from 4:00 p.m. - 8:00 p.m. at the George Street Landing. He also announced two new De Pere businesses, Affogato Bar and Infinity Hair Salon.

Alderson Hansen announced that the Volunteers in Police Service will be fundraising for red reflective tape on stop signs at busy intersections; anyone interested in donating can contact Alderson Hansen or the Police Department.

9. Recommendation from the Finance/Personnel Committee to Approve Emergency Repairs to VFW Pool Boiler.

City Administrator Larry Delo shared that the repairs have been made.

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

10. Ordinance #18-10 Amending Chapter 150, De Pere Municipal Code, Regarding Traffic Regulations.

Alderson Hansen stated that one of the items in the ordinance is to modify the current crosswalk to a ladder crosswalk at Webster and George; 11,000 vehicles pass through daily. He explained that the Board of Public Works will be looking at modifying the crosswalk policy to look at other factors, such as crosswalk proximity to schools.

Alderson Crevier asked for clarification as to the parking restrictions in the George Street Landing lot; City Attorney Judy Schmidt-Lehman explained that the changes were necessary in order to accommodate the Thursday night Farmer's Markets. Discussion followed regarding the potential changes to the crosswalk policy.

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

11. Resolution #18-55 Approving Compliance Maintenance Annual Report for Wastewater Collection System.

Mayor Walsh congratulated both the Public Works Department and the Finance Department for their work on this report.

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

12. Resolution #18-56 Authorizing Agreement Between the City of De Pere and the Central Brown County Water Authority (Videographic History).

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

13. Resolution #18-57 Authorizing Application for Delegated Municipal Authority for Commercial Building Plan Review and Inspection Authority and Setting Fees Therefore.

Development Services Director Kim Flom explained that the state is encouraging municipalities to take on some of the commercial inspections if they can. Fees will remain the same. Discussion followed.

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

14. Resolution #18-58 Authorizing Agreement for Consulting Services Between the City of De Pere and Robert W. Baird & Co. Incorporated (Creation of TID #14).

City Administrator Larry Delo said the funds will be taken from the Capital Projects Fund and then reimbursed by the TID when possible. Discussion followed regarding the proposed project. Development Services Director Kim Flom explained that the City is working with a company out of Milwaukee that has the property under contract; they are also working on doing a similar project to Whitney School in Green Bay. The proposal includes converting Irwin School into 8-10 condo units and building townhouses on the property. She explained that because of the size of the building, it is not a good candidate for historic credits. Creating a blighted TID around the block is the only way to make this development successful. Discussion followed.

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

15. Resolution #18-59 Authorizing Emergency Medical Service Medical Director Agreement (2018) Between the City of De Pere and BayCare Aurora, LLC (d/b/a Aurora BayCare Medical Center) Regarding Emergency Medical Director Services.

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

16. Notice of Withdrawal by West De Pere School District of Request for Additional School Resource Officers (Previously Tabled)

City Administrator Larry Delo explained that the West De Pere School District requested an increase in police officers at their schools and based on considerations, they have

withdrawn their request and are asking for a continued status quo with the current funding.

17. Recommendation from Finance and Personnel Committee to Approve \$715 donation from Nicolet Bank to Police Department

Alderson Hansen stated that he will abstain from voting on this item.

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

18. Consider Community Service Grant Applications.

Alderson Boyd moved, seconded by Alderson Hansen to pay full amounts for both requests. Discussion followed. Aldersons Boyd and Hansen withdrew their motions. Alderson Crevier moved, seconded by Alderson Boyd to approve the \$340 grant request to Henry Lepak. Upon vote, motion carried unanimously. Alderson Carpenter moved, seconded by Alderson Nelson to table the application submitted by Gina Peotter and to ask her to attend the next meeting. Upon vote, motion carried unanimously.

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

19. Recommendation from the License Committee on an Application for a Class "B" Fermented Malt Beverage & "Class B" Intoxicating Liquor License for Re-Serve Capacity & Supply LLC (DBA The Longbranch), 334 Main Av. Submitted by Re-Serve Capacity & Supply LLC, Agent: Kevin Alan Bauer, De Pere, WI. (previously tabled).

RESULT:	TABLED [UNANIMOUS]
MOVER:	James Boyd, Alderson
SECONDER:	Jonathon Hansen, Alderson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Nelson, Raasch
EXCUSED:	Larry Lueck

20. Recommendation from the License Committee on Renewal Applications for Class "A" Fermented Malt Beverage Licenses, "Class A" Intoxicating Liquor Licenses, "Class A" Cider Licenses, Class "B" Fermented Malt Beverage Licenses, and "Class B" Intoxicating Liquor Licenses for the licensing period of July 1, 2018 to June 30, 2019.

Alderson Boyd moved, seconded by Alderson Carpenter to approve Class "A" Beer "Class A" Cider application. Upon vote, motion carried unanimously.

Alderson Boyd moved, seconded by Alderson Hansen to approve Class "A" Beer "Class A" Liquor applications #1-3 subject to clarifying licensed premises of applicant #2. Upon vote, motion carried unanimously.

Alderson Boyd moved, seconded by Alderson Carpenter to approve Class "B" Beer "Class B" Liquor applications #1 and 3. Upon vote, motion carried unanimously.

Alderson Boyd moved, seconded by Alderson Hansen to approve Class "B" Beer "Class B" Liquor application #2. Upon vote, motion carried 7-0 with Alderson Carpenter abstaining. Upon vote, motion carried unanimously.

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

21. Operator License Applications.

Alderson Boyd moved, seconded by Alderson Carpenter to table Previously Tabled Operator License Applications #1 and 2. 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 approve Renewal Operator License Applications #2-66 and to table #1. Upon vote, motion carried unanimously.

Alderson Boyd moved, seconded by Alderson Hansen to approve New Operator License Applications #1-3, 5-14, 17, and 19-21 and to table #4, 15, 16, and 18. Upon vote, motion carried unanimously.

22. Voucher Approval.

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

23. Future Agenda Items. None.

24. Consideration of the purchase of property and investing public funds

Alderson Crevier moved, seconded by Alderson Raasch to close the meeting at 8:36 p.m. Upon roll call vote, motion carried unanimously. Alderson Crevier moved, seconded by Alderson Nelson to open the meeting at 9:02 p.m. Upon roll call vote, motion carried unanimously.

25. Resolution #18-60 Ratifying Contract with the De Pere Professional Firefighters Association, IAFF Local 141

This item was addressed before item #24.

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

26. Adjournment.

Alderson Raasch moved, seconded by Alderson Crevier to adjourn the meeting at 9:02 p.m. Upon vote, motion carried unanimously.

Respectfully submitted,

Shana Ledvina, Clerk-Treasurer