



Common Council

335 South Broadway

De Pere, WI 54115

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

Regular Meeting

Minutes

Tuesday, April 21, 2015

7:30 PM

De Pere City Hall Council Chambers

1. Call to order. The Common Council Meeting was called to order on April 21, 2015 at 7:30 PM, De Pere City Hall Council Chambers, 335 S. Broadway Street, De Pere, WI.

Attendee Name	Title	Status	Arrived
Michael J. Walsh	Mayor	Present	
Kevin Bauer	Aldersperson	Present	
James Boyd	Aldersperson	Present	
Scott Crevier	Aldersperson	Present	
Michael Donovan	Aldersperson	Present	
Jim Kneiszel	Aldersperson	Present	
Larry Lueck	Aldersperson	Present	
Dean Raasch	Aldersperson	Present	
Lisa Rafferty	Aldersperson	Present	

2. Pledge of allegiance to the Flag. Mayor Walsh announced that Boy Scout Nathan Schumacher of Troop 1039 was present and invited him to lead the Council in the Pledge of Allegiance.

3. Approval of the Minutes of the April 8, 2015 Common Council Meeting.

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

4. A Public Hearing to act on a street vacation for a part of George Street.

- A. Notice of Public Hearing. City Clerk Shana Defnet stated that the public hearing was published in the Green Bay Press Gazette on March 12th, March 19th, and March 26th, 2015.
- B. Recommendation from the Plan Commission. City Planner Ken Pabich stated that the Plan Commission recommended approval, but requested to refer the item back to staff.
- C. 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).

Mayor Walsh declared the public hearing open; no one wished to speak and the Mayor called the public hearing closed. Aldersperson Donovan moved, seconded by Aldersperson Raasch to refer the item back to staff. Upon vote, motion carried unanimously.

RESULT:	REFERRED BACK TO STAFF
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5. Public comment upon matters not on the agenda or other announcements.

Aldersperson Rafferty informed the Council of an Earth Day Recycling Drive at Notre Dame School.

Mayor Walsh announced a training exercise regarding active shooters at St. Norbert College, April 30, at 2:00 p.m. at the Mulva Library.

6. Recommendation from the Finance/Personnel Committee to increase pay and reimburse certification costs for lifeguard staff.

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

7. Recommendation from Finance/Personnel Committee to Payout Vacation for Alan Matzke

Discussion between Human Resources Director Shannon Metzler and the Council followed the motion to approve the recommendation from the Finance/Personnel Committee.

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

8. Recommendation from the Board of Public Works to Award Enterprise Well Maintenance & Repair Contract to CTW Corporation of Lannon, Wisconsin in the Amount of \$63,618.00, Which Includes the Alternate Bid Items.

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

9. Ordinance #15-15, Amending §8-2 De Pere Municipal Code Regarding Discharge of Firearms (request of Aldersperson Crevier).

Aldersperson Crevier moved, seconded by Aldersperson Kneiszel to deny the request of the Finance/Personnel Committee. Discussion followed on the history of the ordinance and DNR allowance of hunting on Wisconsin waterways. Police Chief Derek Beiderwieden came forward and addressed public safety concerns; he ultimately recommended not allowing the discharge of weapons in the City. Discussion followed. Aldersperson Donovan moved, seconded by Aldersperson Boyd to open the meeting. Upon vote, motion carried unanimously. Tom Olejniczak came forward and shared with the Council his experience with hunting on his riverfront property and the history of the exemption to hunt in the City. Mayor Walsh read a letter from Dr. McKenzie, a neighbor of Tom Olejniczak, who wrote in favor of allowing hunting on the riverfront. Aldersperson Donovan moved, seconded by Aldersperson Kneiszel to close the meeting. Upon vote, motion carried unanimously. Aldersperson Raasch mentioned a hunting overlay map from the Town of Ledgeview showing that the area contiguous with the exempt riverfront land in the City of De Pere prohibits the discharge of firearms. Discussion followed. City Attorney Judy Schmidt-Lehman stated that the City will follow up with the Town of Ledgeview regarding their allowance of the discharge of firearms. Upon roll call vote, motion to approve the ordinance change failed 6-2 with Alderspersons Crevier and

Kneiszel voting aye.

RESULT:	DEFEATED [2 TO 6]
AYES:	Scott Crevier, Jim Kneiszel
NAYS:	Bauer, Boyd, Donovan, Lueck, Raasch, Rafferty

10. Ordinance #15-16, Amending Chapter 150 De Pere Municipal Code Regarding Traffic Regulations.

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

11. Ordinance #15-17, Amending Section 10-5(a) De Pere Municipal Code Regarding Designation of City Offices.

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

12. Confirmation of Appointment To Position of IT Administrator Effective May 4, 2015

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

13. Resolution #15-37, Preliminary Resolution Declaring Intent to Exercise Special Assessment Powers Under Wis. Stats. §66.0703, Sidewalk and Driveway Aprons on Lawrence Drive from County Clare to Scheuring Road.

Alderperson Crevier asked if this resolution is a continuance of what was approved in 2014. City Engineer Eric Rakers explained that the City has been working on land acquisition and that this preliminary resolution is the next step in the process. Alderperson Donovan moved, seconded by Alderperson Rafferty to open the meeting. Upon vote, motion carried unanimously. Bob Tehar asked if the time frame to install sidewalk by the property owner can be extended based on the City's acquisition of the property. Eric Rakers explained that the project needs to be bid in July and that the City needs to meet commitments to keep the project moving. City Attorney Judy Schmidt-Lehman asked that an extension to install beyond June 30th should be requested closer to the deadline; there is still plenty of time to come to an agreement on the City's acquisition of the property. Alderperson Donovan moved, seconded by Alderperson Boyd to close the meeting. Upon vote, motion carried unanimously.

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

14. Resolution # 15-38, Ordering Installation of Sidewalks at Various Locations.

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

15. Resolution #15-39, Authorizing Agreement for Contractor Services Between the City of De Pere and Giant Maintenance & Restoration, Inc. (2015 Hydrant Painting).

Alderperson Donovan asked why the City was contracting with a company to paint the hydrants and not having City summer staff do it. City Public Works Director Scott Thoresen explained that the hydrants will be blasted down and repainted; some of the hydrants may have lead paint that needs to be disposed of properly.

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

16. Resolution #15-40, Authorizing Lease Agreement with Ricoh Business Solutions.

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

17. Resolution #15-41, Authorizing Agreement with Fox Valley Technical College for Regional Fire Department Hiring Process.

City Human Resources Director Shannon Metzler explained the benefit of entering into the contract with Fox Valley Technical College.

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

18. Resolution #15-42, Authorizing Consulting Agreement Between the City of De Pere and Key Benefit Concepts, LLC (Other Post Employment Benefit Liability Study).

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

19. Resolution #15-43, Opposing Elimination of Personal Property Taxes.

RESULT:	ADOPTED [5 TO 3]
MOVER:	Michael Donovan, Alderperson
SECONDER:	Lisa Rafferty, Alderperson
AYES:	Boyd, Crevier, Donovan, Kneiszel, Rafferty
NAYS:	Kevin Bauer, Larry Lueck, Dean Raasch

20. Review request for appraisal for parcels WD-D0076, WD-D0077 and WD-D0078.

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

21. Election by the Common Council:

A. Alderperson Members of the Plan Commission.

Alderperson Lueck nominated Alderperson Boyd to the Plan Commission; Alderperson Boyd nominated Alderperson Lueck to the Plan Commission. Upon vote, motion carried unanimously.

B. President of the Common Council.

Alderperson Boyd moved, seconded by Alderperson Lueck to nominate Alderperson Donovan as President of the Common Council. Upon vote, motion carried unanimously.

22. Appointment to various boards and commissions by Mayor Walsh.

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

23. Voucher Approval.

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

24. Operator License Applications.

CITY OF DE PERE -April 21, 2015					
ITEM	NAME	ADDRESS	CITY	ST	ZIP
Previously Tabled Operator License Applications					
1	KOSTREVA, TONI S.	430 S. JEFFERSON ST.	GREEN BAY	WI	54301
2	STENGER, NICK E.	1218 GEORGE ST.	DE PERE	WI	54115
Temporary Operator License Applications					
1	GROTH, DERALD M.	2006 CHARLES ST.	DE PERE	WI	54115
2	GROTH, JACKIE M.	2006 CHARLES ST.	DE PERE	WI	54115
3	SCHWARTZ, TROY C.	6833 COUNTRY CREEK CT.	GREENLEAF	WI	54126
4	VAN DE KREEKE, DANIEL J.	1770 CRIMSON CT.	DE PERE	WI	54115
5	WENDT, JEROLD W.	1774 CORVALLIS CT.	DE PERE	WI	54115
New Operator License Applications for the 2014-2016 Licensing Period					
1	ANDERSEN, KRISTA A.	1269 VANDERBRAAK ST.	GREEN BAY	WI	54302
2	DE BAUCHE, KYLE J.	1426 MOHICAN CT.	GREEN BAY	WI	54313
3	KOSTIC, SEBINA B.	2087 TELLY LN.	DE PERE	WI	54115
4	MATUSZEK, FAYE A.	713 MAIN AVE.	DE PERE	WI	54115
5	YANG, ANDREA	1810 AUGUST ST.	GREEN BAY	WI	54302

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

Alderson Bauer moved, seconded by Alderson Raasch to approve Temporary Operator License Applications #1-5. Upon vote, motion carried unanimously.

Alderson Bauer moved, seconded by Alderson Boyd to approve Operator License Applications #1-5. Upon vote, motion carried unanimously.

25. Future Agenda Items.

26. Discuss Status of Redevelopment Agreement Between the City of De Pere, the Redevelopment Authority of the City of De Pere and Centre Ville, LLC (MAC DENTAL) (This item is for joint consideration by the Redevelopment Authority and Common Council).

Alderson Donovan moved, seconded by Alderson Bauer to enter into closed session at 8:47 p.m. Upon roll call vote, motion carried unanimously. Alderson Crevier moved, seconded by Alderson Boyd to return to open session at 8:57 p.m. Upon roll call vote, motion carried unanimously.

27. Adjournment. Alderson Raasch moved, seconded by Alderson Crevier to adjourn the meeting at 8:57 p.m. Upon vote, motion carried unanimously.

Respectfully submitted,

Shana Defnet, Clerk-Treasurer