

**COMMON COUNCIL MEETING
CITY OF DE PERE, WISCONSIN – APRIL 17, 2012**

The Common Council of the City of De Pere, Wisconsin, met in regular session at the Council Chambers in City Hall on Tuesday, April 17, 2012.

Prior to commencement of the Council Meeting there was a brief swearing in ceremony for the Elected and Re-Elected Officials as follows:

Aldersperson District 1: James Boyd
Aldersperson District 2: Jim Kneiszel
Aldersperson District 3: Scott M. Crevier
Aldersperson District 4: Kevin A. Bauer
Mayor: Michael J. Walsh

Mayor Walsh called the meeting to order at 7:40 p.m. Roll call was taken and the following members were present: Alderspersons Kevin Bauer, James Boyd, Scott Crevier, Jim Kneiszel, Larry Lueck, Dan Robinson and Kathy Van Vonderen. Aldersperson Michael Donovan was excused. The Council said the Pledge of Allegiance to the Flag.

Aldersperson Lueck moved, seconded by Aldersperson Van Vonderen, to approve the minutes of the April 4, 2012 meeting. Upon vote, the minutes were approved unanimously.

Item 4. Public Comment or other Announcements. Mayor Walsh asked if there was anyone present who wished to speak during public comment. There was no one present who wished to speak and Mayor Walsh closed public comment. Mayor Walsh welcomed the attendance of Boy Scout Troops 1039 and 1043.

RECOMMENDATION FROM THE FINANCE/PERSONNEL COMMITTEE

Item 5A. Aldersperson Robinson moved, seconded by Aldersperson Boyd, to approve accepting an Alcohol Compliance Check Grant of \$12,750 by Green Bay Area Chamber of Commerce. Upon discussion and vote, motion carried unanimously.

RECOMMENDATION FROM THE BOARD OF PUBLIC WORKS

Item 6A. Aldersperson Bauer moved, seconded by Aldersperson Boyd, to approve awarding Project 12-01 Sewer and Water Relay and Street Resurfacing to De Groot, Inc. Upon roll call vote, motion carried unanimously.

Item 7. Ordinance 12-09, Creating §8-23, De Pere Municipal Code Relating to Social Host Alcohol Restrictions was presented. Discussion followed. Aldersperson Bauer moved, Aldersperson Robinson seconded to enact the ordinance. Vote: 6 ayes, 1 nay (Aldersperson Lueck voted nay). This will require a 2nd reading.

Item 8. Ordinance 12-10 Amending Chapter 150 De Pere Municipal Code Regarding Traffic Regulations was presented. Aldersperson Lueck moved to approve, Aldersperson Robinson seconded. Upon vote motion carried unanimously.

Item 9. Resolution 12-31, Preliminary Resolution Declaring Intention to Exercise Special Assessment Powers Under Section 66.0703, Wis. Stats. Storm Sewer Laterals Glenwood Avenue from Ridgeway Boulevard To Lawton Place, Nicolet Avenue From Glenwood Avenue To Randall Avenue, Lawton Place From Glenwood Avenue To Its North End was presented. Aldersperson Boyd moved, seconded by Aldersperson Lueck to approve the resolution. Upon vote, motion carried unanimously.

Item 10. Resolution 12-32, Authorizing Approving Annual Report Under Municipal Separate Storm Sewer System (MS4) Permit and its Submission to the Department of Natural Resources (DNR) was presented. Alderperson Van Vonderen moved, seconded by Alderperson Bauer, to approve the resolution. Upon roll call vote, motion carried unanimously.

Item 11. Resolution 12-33, Authorizing City of De Pere & West De Pere School District Cooperative Agreement was presented. Alderperson Van Vonderen moved, seconded by Alderperson Crevier, to approve the resolution. Upon roll call vote, motion carried unanimously. Discussion followed.

Item 12. Resolution 12-34, Memorandum of Agreement Between The Wisconsin Historical Society and the City of De Pere for the Completion of National Register of Historic Places Nomination was presented. Alderperson Lueck moved, seconded by Alderperson Van Vonderen, to approve the resolution. Upon vote, motion carried unanimously.

Item 13. Resolution 12-35, Establishing Non-Lapsing Funds as of December 31, 2011 was presented. Alderperson Robinson moved, seconded by Alderperson Boyd, to approve the resolution. Upon discussion and roll call vote, motion carried unanimously.

Item 14. Resolution 12-36, Memorandum of Agreement Between the Fox River Navigational System Authority and the City of De Pere Regarding Lift Bridge Operation was presented. Alderperson Lueck moved, seconded by Alderperson Boyd, to approve the resolution. Upon roll call vote, motion carried unanimously. Discussion followed.

Item 15. Resolution 12-37, Rejecting Pedestrian Bridge Over US Highway 41 Between Scheuring and Southbridge Roads was presented. Alderperson Boyd moved, seconded by Alderperson Lueck, to approve the resolution. Upon vote, motion carried unanimously.

Item 16. Resolution 12-38, Agreement #12-38, Authorizing Agreement for Noxious Weed/Long Grass Cutting with Lizer of Wisconsin, Inc. was presented. Alderperson Robinson moved, seconded by Alderperson Lueck, to approve the resolution. Upon roll call vote, motion carried unanimously.

Item 17. Resolution 12-39, Authorizing Disposal or Sale of Surplus Property. Alderperson Bauer moved, seconded by Alderperson Kneiszel, to approve the resolution. Upon vote, motion carried unanimously.

Item 18. Resolution 12-40, Adopting Definitions and Policies for Fund Balance Reporting and Flow of Funds (GASB54) was presented. Alderperson Van Vonderen moved, seconded by Alderperson Lueck, to approve the resolution. Upon vote, motion carried unanimously.

Item 19. Resolution 12-41, Accepting utility Easement From The Premonstratensian Fathers (Part of Parcel ED-1128-2-1) was presented. Alderperson Robinson moved, seconded by Alderperson Lueck, to approve the resolution. Upon vote, motion carried unanimously.

Item 20. Election by the Common Council as follows:

A. Alderperson Members of the Plan Commission

Alderperson Lueck was nominated by Alderperson Boyd. Alderperson Lueck was elected 6-0. Alderperson Lueck abstained.

Alderperson Boyd was nominated by Alderperson Robinson. Alderperson Boyd was elected 6-0. Alderperson Boyd Abstained.

B. President of the Common Council

Alderson Donovan was nominated by Alderson Lueck. Alderson Donovan was elected unanimously.

Item 21. Appointment/reappointments to various boards and commission by Mayor Walsh was presented. Alderson Bauer moved, seconded by Alderson Robinson to approve the appointments/reappointments. Upon vote, motion carried unanimously. (List on file in the Clerk's Office).

Item 22. Alderson Lueck moved, seconded by Alderson Robinson, to approve the vouchers. Upon vote, motion carried unanimously.

Item 23. Future Agenda Items. None.

Item 24. Old business. None.

Alderson Lueck moved, seconded by Alderson Kneiszel, to convene in closed session at 8:12 p.m. pursuant to Wis. Stats. §19.85(1)(g) regarding Item 25, Consideration of sale of foreclosed property at 1314 South Broadway Street and Item 26A, Consideration of Claim of John Knaus and Item 26B, Resolution 12-42, Disallowance of Claim (John C. Knaus). Upon roll call vote, motion carried unanimously.

Item 25, Consideration of sale of foreclosed property at 1314 South Broadway Street. No action taken in closed session.

Item 26A. Consideration of Claim of John Knaus. No action taken in closed session.

Alderson Lueck moved, seconded by Alderson Robinson to reconvene in open session at 8:49 p.m. pursuant to Wis. Stats. §19.83 and 19.85(2). Upon roll call vote, motion carried unanimously.

Item 26B. Resolution #12-42, Disallowance of Claim (John C. Knaus) was presented. Alderson Lueck moved, seconded by Alderson Boyd to approve. Upon vote, motion carried unanimously.

Motion by Alderson Lueck to authorize City Attorney to file Notice of Claim and Statement of Relief with Town of Ledgeview, seconded by Alderson Boyd. Upon vote, motion carried unanimously.

Upon motion by Alderson Crevier, seconded by Alderson Bauer, the Common Council unanimously adjourned at 8:51 p.m.

Respectfully submitted,

Vicki L. Scray
Deputy Clerk