



Common Council

Regular Meeting

335 South Broadway
De Pere, WI 54115
<https://www.deperewi.gov/>

Minutes

Wednesday, April 7, 2021

7:30 PM

Council Chambers and Virtual

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	Aldersperson	Present	
Mike Eserkaln	Aldersperson	Present	
Jonathon Hansen	Aldersperson	Present	
Amy Chandik Kundinger	Aldersperson	Present	
Shana Defnet Ledvina	Aldersperson	Present	
Casey Nelson	Aldersperson	Present	
Dean Raasch	Aldersperson	Present	Excused at 8:30 PM
Kelly Ruh	Aldersperson	Present	
James Boyd	Mayor	Present	

2. Pledge of Allegiance to the Flag.

3. Approval of the minutes of the March 16, 2021 Common Council meeting.

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

4. Words in recognition of Jerry Hasenberg Jr.

Mayor Boyd read the following statement:

“This past Thursday, a valued employee of the City of De Pere, Jerry Hasenberg Jr., tragically passed away. He was involved in a fatal accident while performing duties related to his job as a City arborist.

Lives saving measures, including CPR, were attempted. De Pere Police and Fire Rescue responded to the scene, and Jerry was transported to a local hospital, but unfortunately passed away as a result of his injuries. The City appreciates the profound efforts of all City staff, Police and Fire EMS responding to the scene.

Jerry loved his job and was tremendously talented. He was well-respected by his peers for his skill, knowledge and wonderful attitude - filled with humor and thoughtfulness to those around him.

With Jerry’s passing, we are all overcome with unspeakable sadness, and our deepest thoughts and prayers go out to the Hasenberg family, as well as Jerry’s many friends and co-workers at the City.

Jerry’s wife, Vanessa, and three step sons - Garret, Carson, and Creed - are here with us tonight. Vanessa, I can’t possibly imagine the strength you have to be here tonight but we want to thank you for being here. Your husband was an incredible arborist and valued

employee of the City, but more importantly he was a wonderful human being. Our hearts go out to you and your family during this tragic time.”

Vanessa Hasenberg then addressed the Council, expressing her thanks for taking the time to honor her husband. She shared that he thoroughly enjoyed being an arborist, and was passionate about trees and educating others about them. She thanked City staff for their support, and expressed gratitude for the respect and kindness shown to her family. She closed her remarks by encouraging others to take the time to plant a tree in Jerry’s memory.

5. Public comment upon matters not on the agenda.

None.

6. COVID-19 update from the Health Department.

Health Director Debbie Armbruster reported that they have held 30 vaccination clinics so far, averaging 200 doses per week. Delivery of the Johnson & Johnson vaccine will be limited due to problems with the manufacturing company, and statewide allocations of the Moderna and Pfizer vaccines will remain flat through the end of April. This may unfortunately force them to rearrange or cancel upcoming clinics. Debbie noted that Health Department updates will be modified going forward. Area health departments have been in an incident command structure since last March, using the situation report format. Staff will continue to provide local activity reports, but will instead refer to the Department of Health Services dashboard for further data.

7. Recommendation from the Board of Park Commissioners to accept donations of \$3,901.25 each from VFW Post 2113, Ryan Funeral Home and ISC Insurance as Sponsors of the new VFW Memorial.

Aldersperson Hansen asked if a decision has been made on Option A or B for the reverse side of the memorial podium, and whether the members of VFW Post 2113 are in agreement with including the other sponsors' names on the memorial. Parks Director Marty Kosobucki reported that Option A was selected by the Parks Board, and explained that VFW Post 2113 actually approached staff with the sponsors.

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

8. Recommendation of the Board of Park Commissioners that City funding in the amount of \$3,901.25 for the VFW Memorial Sponsorship come from Pool Referendum Funding.

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

9. Recommendations from the Park Board regarding the proposed multi-use building at Voyageur Park.

A. Approve pursuing the multi-purpose building design earlier approved by the Board.

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

B. Approve Mayor Boyd appointing an ad hoc fundraising committee to raise at least \$700,000 for construction of the facility.

Alderperson Raasch requested clarification that this item requires a Council vote. City Attorney Judy Schmidt-Lehman confirmed that the recommendation from the Parks Board was for the Mayor to appoint an ad hoc committee. Mayor Boyd stated that he will be seeking input for the committee.

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

C. Approve committing the City to funding not more than \$500,000 for construction of the facility.

Alderperson Hansen noted that the City has already set aside \$170,000 for the restroom building, and asked how much needs to be raised above and beyond that amount. Parks Director Marty Kosobucki confirmed that \$170,000 has been banked for the restroom, so that can be deducted from the amount the City would need to fundraise for the project. He explained that the total cost for the facility is \$1 million, and noted that potential donations could also affect the total fundraising amounts needed.

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

D. Approve the goal of commencing construction on the facility in 2023.

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

10. Recommendation from the Board of Park Commissioners to Approve Proposed Park Ban Policy.

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

11. Ordinance #21-05 Creating Section 30-17, De Pere Municipal Code, Parks Ban and Appeals.

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

12. Ordinance #21-06 Repealing Section 74-13 De Pere Municipal Code Requiring Face Coverings (Request of Ald. Raasch).

Alderperson Raasch explained that after the Council's discussion on the emergency order at the last meeting, he requested this item so it could be addressed separately and evaluated on its own merit. He stated that his original suggestion for the ordinance was a sunset date of April 30th; he removed it because of the patchwork of local policies that appeared after the statewide mandate was struck down.

Discussion followed, with Council members generally in favor of establishing a sunset date instead of eliminating the mask requirement immediately, in order to give more people time to get vaccinated. The advantages of various dates, ranging from April 30th to June 1st, were then debated.

Alderperson Carpenter moved, seconded by Alderperson Kunding to amend the original motion by adding an expiration date of May 5, 2021 for the mask mandate.

Alderperson Carpenter moved, seconded by Alderperson Ledvina to open the meeting.

Upon vote, motion carried unanimously. No one wished to speak, so Alderperson Nelson moved, seconded by Alderperson Raasch to close the meeting. Upon vote, motion carried unanimously.

Upon vote, the motion to amend carried with Alderperson Hansen voting nay. City Attorney Judy Schmidt-Lehman asked for clarification that the expiration would occur at 11:59 PM on May 5th; Alderpersons Carpenter and Kunding agreed that was the intent of their motion. Upon vote, the original motion as amended passed with Alderperson Hansen voting nay.

This ordinance requires a second reading at the April 20th, 2021 Council meeting.

RESULT:	APPROVED AS AMENDED - SECOND READING REQUIRED [7 TO 1]
MOVER:	Dean Raasch, Alderperson
SECONDER:	Kelly Ruh, Alderperson
AYES:	Carpenter, Eserkaln, Kunding, Ledvina, Nelson, Raasch, Ruh
NAYS:	Jonathon Hansen

13. Ordinance #21-07 Repealing and Recreating Section 6-11 De Pere Municipal Code Regarding Telephonic Meeting Attendance (Request of Ald. Raasch).

Alderperson Raasch noted that this request was made so that the policy can remain in place even after the emergency declaration ends. City Attorney Judy Schmidt-Lehman reviewed the original ordinance and explained the impact of the changes brought about during the state of emergency. At 8:30 PM, Alderperson Raasch was excused from the meeting.

RESULT:	TABLED [7 TO 0]
	Next: 4/20/2021 7:30 PM
MOVER:	Shana Defnet Ledvina, Alderperson
SECONDER:	Kelly Ruh, Alderperson
AYES:	Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Ruh
EXCUSED:	Dean Raasch

14. Resolution #21-39 Establishing No Mow May (Request of Ald. Nelson).

Alderperson Nelson explained that this program will provide a benefit to pollinating insects and wildlife. Public Works Director Scott Thoresen reported that the Sustainability Commission is strongly in favor of this measure. Alderpersons Eserkaln and Ledvina spoke in favor of the program; Alderperson Ledvina noted that other communities experienced confusion and complaints regarding unmowed lawns, and suggested yard signs to help identify the program. City Administrator Larry Delo explained that staff intends to do an educational program on social media, and also provide education in response to complaints. Discussion followed on homeowner options for dealing with lawn clippings at the end of the month, and creating yard signs in house that could be purchased for a nominal fee.

Due to disruption of the meeting, no motion or second was made prior to a call for a vote by Mayor Boyd. With no objection made to a vote being taken without a motion pending, the lack of a motion or second was approved by unanimous consent of the Members. Approval of Resolution #21-39 carried on a 6-1 vote with Alderperson Ruh voting "no" and Ald. Raasch being excused.

RESULT:	ADOPTED [6 TO 1]
AYES:	Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson
NAYS:	Kelly Ruh
EXCUSED:	Dean Raasch

15. Resolution #21-40 Extending Small Business Pandemic Response Loan Program (Request of Ald. Raasch).

RESULT: **TABLED [7 TO 0]**

Next: 4/20/2021 7:30 PM

MOVER: Kelly Ruh, Alderperson

SECONDER: Dan Carpenter, Alderperson

AYES: Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Ruh

EXCUSED: Dean Raasch

16. Resolution #21-41 Voicing Support for a Strong State & Local Services Partnership (Shared Revenue Funds Critical Services).

RESULT: **ADOPTED [7 TO 0]**

MOVER: Jonathon Hansen, Alderperson

SECONDER: Casey Nelson, Alderperson

AYES: Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Ruh

EXCUSED: Dean Raasch

17. Appointments to boards and commissions by Mayor Boyd.

RESULT: **ADOPTED [7 TO 0]**

MOVER: Dan Carpenter, Alderperson

SECONDER: Shana Defnet Ledvina, Alderperson

AYES: Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Ruh

EXCUSED: Dean Raasch

18. Voucher approval.

RESULT: **ADOPTED [7 TO 0]**

MOVER: Casey Nelson, Alderperson

SECONDER: Shana Defnet Ledvina, Alderperson

AYES: Carpenter, Eserkaln, Hansen, Kunding, Ledvina, Nelson, Ruh

EXCUSED: Dean Raasch

19. Future agenda items.

None.

20. Resolution #21-42 Ratifying Contract With De Pere Police Benevolent Association.

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

21. Adjournment.

Alderperson Nelson moved, seconded by Alderperson Kunding to adjourn the meeting at 8:45 PM. Upon vote, motion carried unanimously.

Respectfully submitted,
Carey Danen, City Clerk