Common Council

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

Regular Meeting

Minutes

Wednesday, April 5, 2017 | **7:30 PM** | **De Pere City Hall Council Chambers**

1. Call to Order. The Common Council Meeting was called to order on April 5, 2017 at 7:40 PM, De Pere City Hall Council Chambers, 335 S. Broadway Street, De Pere, WI.

Attendee Name	Title	Status	Arrived
Michael J. Walsh	Mayor	Present	
James Boyd	Alderperson	Present	
Dan Carpenter	Alderperson	Present	
Scott Crevier	Alderperson	Present	
Michael Donovan	Alderperson	Present	
Ryan Jennings	Alderperson	Present	
Larry Lueck	Alderperson	Excused	
Dean Raasch	Alderperson	Present	
Lisa Rafferty	Alderperson	Present	

2. Pledge of allegiance to the Flag.

3. Approval of the Minutes of the March 21, 2017 Common Council meeting.

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

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

   Mayor Walsh announced that this would be the last Council meeting for Alderpersons Rafferty and Donovan, who did not seek re-election. He commended them for their work on the Council and thanked them for their service to the City.

5. Recommendation from the Board of Park Commissioners to remove insurance requirement from the Overnight Docking Policy.

   Alderperson Carpenter requested clarification on the difference in liability between daytime use versus overnight use of the dock. City Attorney Judy Schmidt-Lehman offered to obtain additional detail from the City's risk management consultant if desired.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Donovan, Alderperson
SECONDER:	Ryan Jennings, Alderperson
AYES:	Boyd, Carpenter, Crevier, Donovan, Jennings, Raasch, Rafferty
EXCUSED:	Larry Lueck

6. Recommendation from the License Committee regarding the pre-hearing held on April 5, 2017 on the Class B Combination Liquor License issued to Studio 1Thirty2 LLC (DBA 1Thirty2), 132 S. Broadway St.

City Attorney Judy Schmidt-Lehman reviewed the License Commitee pre-hearing process and their options for forwarding the item to Council. Her recommendation to Council would be to not entertain a motion to allow individuals other than the license holder and City staff to speak, in order to maintain impartiality in the event that any action taken leads to a hearing.
Alderperson Raasch reported that the recommendation of the License Committee is to schedule a public hearing to consider the suspension or revocation of the license.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dean Raasch, Alderperson
SECONDER:	James Boyd, Alderperson
AYES:	Boyd, Carpenter, Crevier, Donovan, Jennings, Raasch, Rafferty
EXCUSED:	Larry Lueck

7. Recommendation from the License Committee regarding the pre-hearing held on April 5, 2017 on the Class B Combination Liquor License issued to Mary Susan Besaw (DBA Buddha's Still), 363 Main Av.

   Alderperson Raasch reported that the recommendation of the License Committee is to schedule a public hearing to consider the suspension or revocation of the license.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dean Raasch, Alderperson
SECONDER:	James Boyd, Alderperson
AYES:	Boyd, Carpenter, Crevier, Donovan, Jennings, Raasch, Rafferty
EXCUSED:	Larry Lueck

8. Recommendation from the Board of Park Commissioners to accept donation from Pool Works for the Swim-In Cinema Event.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lisa Rafferty, Alderperson
SECONDER:	Dan Carpenter, Alderperson
AYES:	Boyd, Carpenter, Crevier, Donovan, Jennings, Raasch, Rafferty
EXCUSED:	Larry Lueck

9. Recommendation from Plan Commission regarding part of a Proposed Extraterritorial 56 Lot and 3 Outlot Preliminary Plat at the 4400 BLK Oak Ridge Circle in Ledgeview (Parcels D-207, D-450, D-451). Submitted by Steven M. Bieda, PLS.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dan Carpenter, Alderperson
SECONDER:	Ryan Jennings, Alderperson
AYES:	Boyd, Carpenter, Crevier, Donovan, Jennings, Raasch, Rafferty
EXCUSED:	Larry Lueck

10. Resolution #17-23, Authorizing Agreement Regarding the Sale and Purchase of Certain Business Park Property Between the City of De Pere and CMR, LLC.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Donovan, Alderperson
SECONDER:	Dean Raasch, Alderperson
AYES:	Boyd, Carpenter, Crevier, Donovan, Jennings, Raasch, Rafferty
EXCUSED:	Larry Lueck

11. Resolution #17-24, Authorizing Agreement For Consulting Services Between the City of De Pere and Cedar Corporation (Comprehensive Park and Outdoor Recreation Plan Update)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dan Carpenter, Alderperson
SECONDER:	Ryan Jennings, Alderperson
AYES:	Boyd, Carpenter, Crevier, Donovan, Jennings, Raasch, Rafferty
EXCUSED:	Larry Lueck

12. Resolution #17-25, Accepting Property Donation from the Estate of Thomas Kiley

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Donovan, Alderperson
SECONDER:	Dean Raasch, Alderperson
AYES:	Boyd, Carpenter, Crevier, Donovan, Jennings, Raasch, Rafferty
EXCUSED:	Larry Lueck

13. Resolution #17-26, Authorizing Community Center Rental Fee for Facility Closing Time Extension

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	Michael Donovan, Alderperson
AYES:	Boyd, Carpenter, Crevier, Donovan, Jennings, Raasch, Rafferty
EXCUSED:	Larry Lueck

14. Resolution #17-27, Regarding Expenditure of Excess Stadium Tax Revenue

Alderperson Rafferty expressed her opposition to the resolution.
Alderperson Donovan moved, seconded by Alderperson Rafferty to open the meeting. Upon vote motion carried unanimously.
Resident Kevin Bauer encouraged the Council to reject this proposal. He inquired if the funds for items #2-4 would be paid directly as a grant to Definitely De Pere, or if they would go out for competitive bid. City staff explained that the branding study will go through the normal RFP process; the art initiative will be determined by the Finance/Personnel Committee; and the streetscape project (if it includes City right-of-way) would be managed by Public Works through the bid process.
Alderperson Donovan moved, seconded by Alderperson Raasch to close the meeting. Upon vote, motion carried unanimously.
Discussion followed about how accumulating interest on the funds would be spent.
Alderperson Jennings stated that he will abstain from voting on this item.
Alderpersons Raasch, Boyd, Donovan, and Crevier spoke in favor of the resolution.

RESULT:	**ADOPTED [5 TO 1]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	Dean Raasch, Alderperson
AYES:	Boyd, Carpenter, Crevier, Donovan, Raasch
NAYS:	Lisa Rafferty
ABSTAIN:	Ryan Jennings
EXCUSED:	Larry Lueck

15. Drug Task Force Assignment Update

Alderperson Raasch moved, seconded by Alderperson Carpenter to go into closed session at 8:18 PM. Upon vote, motion carried unanimously.
Alderperson Crevier moved, seconded by Alderperson Rafferty to return to open session at 8:31 PM. Upon vote, motion carried unanimously.

16. Voucher Approval.

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

17. Operator License Applications.

Alderperson Raasch moved, seconded by Alderperson Boyd to approve Temporary Operator License Applications #1-10. Upon vote, motion carried unanimously.
Alderperson Raasch moved, seconded by Alderperson Carpenter to approve New Operator License Applications #1-3 and to table #4-6. Upon vote, motion carried unanimously.

18. Future Agenda Items

Alderperson Donovan urged Council members to continue to fight for the Southern Bridge Bypass project.

19. Adjournment.

Alderperson Donovan moved, seconded by Alderperson Rafferty to adjourn the meeting at 8:32 PM. Upon vote, motion carried unanimously.

Respectfully submitted,

Carey Danen, Deputy Clerk-Treasurer