

**COMMON COUNCIL MEETING
CITY OF DE PERE, WISCONSIN – MARCH 20, 2012**

The Common Council of the City of De Pere, Wisconsin, met in regular session at the Council Chambers in City Hall on Tuesday, March 20, 2012.

Mayor Walsh called the meeting to order at 7:35 p.m. Roll call was taken and the following members were present: Alderpersons Kevin Bauer, Michael Donovan, Bob Heuvelmans, Larry Lueck Dan Robinson, Kathy VanVonderen & Bob Wilmet. Alderperson James Boyd was excused. The Council said the Pledge of Allegiance to the Flag.

Alderperson Donovan, seconded by Alderperson Wilmet, to approve the minutes of the March 6, 2012 meeting. Upon vote, the minutes were approved unanimously.

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. Alderperson Lueck recognized Firefighter Tom Nelson for being instrumental in getting a \$280,000 FEMA Grant.

RECOMMENDATION FROM THE BOARD OF PUBLIC WORKS

5A (a). Alderperson Lueck moved, seconded by Alderperson Wilmet, to approve reconstruction of Le Brun Road from East River Drive to Wiese Park. The City will participate in cost sharing if the Village of Allouez annex's the street right-of-way and as part of the street reconstruction a trail is constructed. An Intergovernmental Agreement will need to be approved both by the City and Village. Upon discussion and vote, motion carried unanimously.

5A (b). Alderperson Lueck moved, seconded by Alderperson Heuvelmans, to approve eliminating the construction of Le Brun Road from Mc Castlen Street to East River Drive. Instead, work with Village of Allouez to construct a trail. An Intergovernmental Agreement will need to be approved both by the City and Village. Upon discussion and vote, motion carried unanimously.

5A (c). Alderperson Wilmet moved, seconded by Alderperson Lueck, to approve installing sidewalk on the north side of Le Brun Road from Libal Street to Mc Castlen Street. Upon discussion and vote, motion carried unanimously.

5A (d). Alderperson Lueck moved, seconded by Alderperson Van Vonderen, to approve working with the Village of Allouez to apply for grant funding for installation of Pedestrian walkway/trails from Libal Street to East River Drive. Upon vote, motion carried unanimously.

5B. Alderperson Bauer moved, seconded by Alderperson Lueck, to approve awarding Equipment Project E12-01 Valve Maintenance Trailer to E. H. Wachs in the amount of \$29,250 plus \$1,850 for a GPS upgrade for a total of \$31,100. Upon roll call vote, motion carried unanimously.

5C. Alderperson Heuvelmans moved, seconded by Alderperson Lueck, to approve awarding the bid for Project 12-13 Crackfilling to American Pavement Solutions, Inc. in the amount of \$79,200. Upon roll call vote, motion carried unanimously.

5D. Alderperson Wilmet moved, seconded by Alderperson Bauer, to approve awarding the bid for Project 12-15 Televising to Northern Pipe Equipment, Inc. in the amount of \$33,856.26. Upon roll call vote, motion carried unanimously.

5E. Alderperson Lueck moved, seconded by Alderperson Robinson, to approve installation of City signage on US 41 as part of the DOT's US 41 project in the amount of \$15,000 with the City's cost

totaling \$7,500. The sign will be shared with St. Norbert College so the cost will be split with St. Norbert College. Upon discussion and roll call vote, motion carried unanimously.

5F. Alderperson Heuvelmans moved, seconded by Alderperson Wilmet, to approve the Beautification Committee's request to install a planter island at the intersection of Jordan Road and Merrill Street as long as it does not impair the vision clearance area for traffic and there is no conflict with pedestrian crossings. Upon roll call vote, motion carried unanimously.

RECOMMENDATIONS FROM THE FINANCE/PERSONNEL COMMITTEE

6A. Alderperson Donovan moved, seconded by Alderperson Van Vonderen, to approve a Wellness Program for City employees with an estimated cost of \$1,200 to \$1,500 per year. Upon discussion and roll call vote, motion carried unanimously.

6B. Alderperson Van Vonderen moved, seconded by Alderperson Lueck, to approve the 2012 dental insurance renewal and premiums. Upon roll call vote, motion carried unanimously.

7. Ordinance 12-07 Amending Chapter 150 De Pere Municipal Code Regarding Traffic Regulations was presented. Alderperson Wilmet moved, seconded by Alderperson Robinson, to enact the ordinance. Upon discussion and vote, motion carried unanimously.

8A. Resolution 12-14 Authorizing Addendum to 1999 Cooperation Agreement Regarding the Imposition and Direction of Additional Room Tax Revenue was presented. Alderperson Lueck moved, seconded by Alderperson Donovan, to approve the resolution. Upon vote, motion carried unanimously.

8B. Ordinance 12-06 Pertaining to a 2% Increase in Room Tax was presented. Alderperson Lueck moved, seconded by Alderperson Heuvelmans, to enact the ordinance. Upon vote, motion carried unanimously.

8C. Resolution 12-15 Regarding Increasing the Room Tax by 2% to Support the Greater Green Bay Convention & Visitors Bureau, Inc. was presented. Alderperson Heuvelmans moved, seconded by Alderperson Lueck, to approve the resolution. Upon vote, motion carried unanimously.

9. Resolution 12-18 Authorizing the Negotiation of an Economic Development Loan with Metjet, Inc. was presented. Alderperson Van Vonderen moved, seconded by Alderperson Lueck, to approve the resolution. Upon discussion and roll call vote, motion carried unanimously.

10. Resolution 12-19 Approving Annual Report Under Municipal Separate Storm Sewer System (MS4) Permit and its Submission to the Department of Natural Resources (DNR) was presented. Alderperson Bauer moved, seconded by Alderperson Robinson, to approve the resolution. Upon vote, motion carried unanimously.

11. Resolution 12-20 Authorizing Sale of Surplus Property was presented. Alderperson Donovan moved, seconded by Alderperson Bauer, to approve the resolution. Upon vote, motion carried unanimously.

12. Resolution 12-21 Approving Agreements for Consulting Services Between the City of De Pere and Dixon Engineering, Inc. (T-Mobile USA Lease Installations) was presented. Alderperson Heuvelmans moved, seconded by Alderperson Robinson, to approve the resolution. Upon roll call vote, motion carried unanimously.

13. Resolution 12-22 Authorizing Purchase of Right-of-Way Easement from T & S Land Development, LLC (Part of Parcel WD-D0200-2) was presented. Alderperson Wilmet moved, seconded by Alderperson Lueck, to approve the resolution. Upon discussion and roll call vote, motion carried unanimously.

14. Resolution 12-23 Authorizing Lease Agreement Between the City of De Pere and Brown County Ice Management, Inc. was presented. Alderperson Van Vonderen moved, seconded by Alderperson Donovan, to approve the resolution. Upon vote, motion carried unanimously.

15. Resolution 12-24 Authorizing Cost Share Agreement with Fox River Navigational System Authority for De Pere Lock Light Fixture Installation was presented. Alderperson Lueck moved, seconded by Alderperson Heuvelmans, to approve the resolution. Upon roll call vote, motion carried unanimously.

16. The Council considered alleged liquor law violations at the Honey Hole II Bar, 413 Main Ave., on December 18, 2011. Alderperson Wilmet indicated he asked for this to be on the Council Agenda for consideration and noted the Police Department recommendation was to have a hearing because it was a serious violation & the License Committee action was to send a warning letter. Mayor Walsh stated the Council needs to consider whether or not to schedule a hearing.

Alderperson Robinson moved, seconded by Alderperson Van Vonderen, to open the meeting. Upon vote, motion carried unanimously.

Gary Drew, 426 Aloysius Ct, stated he is true to his word & this won't happen again. He went through the prehearing process at the License Committee meeting & thought this was done. He asked for clarification on City Ordinance 10-1 for conducting a prehearing since he thought that turned over the authority from the Council to the License Committee. City Attorney Judy Schmidt-Lehman clarified the determination whether or not to schedule a hearing remains with the Council pursuant to Wis. Stats. § 125.

Alderperson Donovan moved, seconded by Alderperson Heuvelmans, to close the meeting. Upon vote, motion carried unanimously.

Alderperson Van Vonderen moved, seconded by Alderperson Heuvelmans, to deny the request to schedule a hearing. Upon discussion and vote, motion carried with 6 ayes and 1 nay. Alderperson Wilmet voted nay; all others voted aye.

17. Marty Kosobucki, Park, Recreation & Forestry Director, provided an update on the status of the De Pere Riverwalk construction. In general, the project is going well and is looking to be completed in May ahead of schedule. The groundbreaking was on Dec. 22. They will look at the rebidding process for Phase 2 on April 9th. The Fundraising Committee is working very diligently on different funding opportunities and is considering a large public relations event for June 30th. He offered a tour of the construction site for any donors and the Council. Discussion followed.

18. Alderperson Van Vonderen moved, seconded by Alderperson Heuvelmans, to approve the vouchers. Upon vote, motion carried unanimously.

19. Applications for Operator's Licenses were presented:

ITEM#	NAME	ADDRESS	CITY	ST	ZIP
Previously Tabled Operator License for the 2010-2012 Licensing Period					
1	HILES, CATHERINE R.	1110 TERRY LN., #21	DE PERE	WI	54115
2	SCHEER, ARASUN L.	W4686 COUNTY ROAD BE	BONDUEL	WI	54107
Temporary Operator License for the 2010-2012 Licensing Period					
1	VAN DE HEI, THOMAS J.	1601 SAND ACRES DRIVE	DE PERE	WI	54115
Operator Licenses for the 2010-2012 Licensing Period					
1	BINSFELD, CRYSTAL L.	1912 QUINDALEE ROAD	DE PERE	WI	54115
2	BRETL, ERIC M.	324 JACQUE LANE	PORT WASHINGTON	WI	53074

3	CONARD, TRINA L.	1979 SWAN ROAD #322	DE PERE	WI	54115
4	COX, CASEY J.	420 COLLEGE AVENUE #3	DE PERE	WI	54115
5	DIGNAN, MICHAEL P.	819 FOURTH STREET	DE PERE	WI	54115
6	HUEBNER, NORA G.	2812 VIKING DRIVE, APT 2B	GREEN BAY	WI	54304
7	JENSWOLD, MELINDA E.	822 CATHERINE STREET	GREEN BAY	WI	54301
8	KOHLWEY, JULIE E.	621 SHADY RIDGE COURT	GRAFTON	WI	53024
9	NIES, ABBIE L.	435 WILCOX COURT	DE PERE	WI	54115
10	STURDIVANT, JENNIFER M.	418 SCOTT DRIVE	GREEN BAY	WI	54303
11	TECHMEIER, RYAN M.	1663 SILHOUETTE LANE	DE PERE	WI	54115
12	VAN DYKE, STEVEN G.	2510 BEECHWOOD COURT	APPLETON	WI	54911
13	WHITE, JOHN J.	675 SUNSET CIRCLE	GREEN BAY	WI	54301

Alderson Wilmet moved, seconded by Alderson Bauer, to deny Previously Tabled Operator License Application #1 listed and table Previously Tabled Operator License Application #2 listed above. Upon vote, motion carried unanimously.

Alderson Wilmet moved, seconded by Alderson Bauer, to approve Temporary Operator License Application #1 listed above. Upon vote, motion carried unanimously.

Alderson Wilmet moved, seconded by Alderson Bauer, to approve tabling Operator License #7 and approve Operator License Applications #1-6 & 8-13 listed above. Upon vote, motion carried unanimously.

Item 20. Future Agenda Items. Alderson Heuvelmans requested items that are acted upon following a closed session be brought to the public's attention at the next meeting.

Upon motion by Alderson Bauer, seconded by Alderson Robinson, the Common Council adjourned at 8:38 p.m.

Respectfully submitted,

Charlene M. Peterson
Clerk-Treasurer