



Common Council

335 South Broadway

De Pere, WI 54115

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

Regular Meeting

Minutes

Tuesday, March 17, 2015

7:30 PM

De Pere City Hall Council Chambers

1. Call to order: The Common Council Meeting was called to order on March 17, 2015 at 7:30 PM, City Hall Council Chambers, 335 S. Broadway Street, De Pere, WI.

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

2. Pledge of allegiance to the Flag.
3. Approval of the Minutes of the March 3, 2015 Common Council Meeting.

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

4. Public Hearing to act on proposed amendments to the De Pere Zoning Code to amend Section 14-60(6)(i).

A. Notice of Public Hearing.

Clerk Shana Defnet announced that the public hearing was published in the Green Bay Press Gazette on February 26th and March 5th, 2015.

B. Recommendation from the Plan Commission.

City Planner Ken Pabich stated that the Plan Commission recommended approval.

C. Ordinance #15-12, Amending §14-60(6)(I) De Pere Municipal Code Regarding Outdoor Storage and Refuse and Recycle Storage.

The Mayor declared the public hearing open; no one wished to speak and he declared the public hearing closed and entertained a motion.

Discussion followed regarding the building materials for the enclosures.

RESULT:	SECOND READING REQUIRED [4 TO 2]
MOVER:	Larry Lueck, Alderperson
SECONDER:	Michael Donovan, Alderperson
AYES:	Scott Crevier, Michael Donovan, Jim Kneiszel, Larry Lueck
NAYS:	Kevin Bauer, Dean Raasch
EXCUSED:	James Boyd, Lisa Rafferty

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

Alderperson Kneiszel shared information about the dangers of radon and asked that citizens take advantage of the free radon test kits from the Health Department. Alderperson Raasch congratulated West De Pere High School on their trip to state.

6. Recommendation from the License Committee on an evidentiary hearing before the Common Council to consider the suspension or revocation of the Class B Retail License for the sale of fermented malt beverages and intoxicating liquors issued to Studio 132, 132 S. Broadway, De Pere WI 54115.

This item was removed from the agenda.

7. Recommendation from the Board of Public Works to Award for Project 15-13 Crackfilling to Asphalt Seal and Repair, Inc. in the Amount of \$87,468.00.

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

8. Recommendation from the Board of Public Works to Award Contract 15-03 Sewer Lining-CIPP to Insituform Technologies USA, Inc. in the Amount of \$208,896.00.

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

9. Recommendation from the Board of Public Works to Award Contract 15-01 Sewer & Water Relay & Street Resurfacing to Jossart Brothers, Inc. In the Amount of \$1,618,931.35.

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

10. Recommendation from the Board of Public Works to Award Contract 15-15 Televising to Green Bay Pipe & TV, LLC in the Amount of \$53,793.00.

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

11. Recommendation from the Finance/Personnel Committee to Approve Request for the Installation of Fiber Optic Cable at Fire Station 2.

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

12. Recommendation from the Finance and Personnel Committee to approve \$500 donation from the Kress Inn & Bemis Conference Center in support of De PereTV.

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

13. Ordinance #15-11, Amending Chapter 106 De Pere Municipal Code Regarding Special Events and Penalties (tabled at February 17, 2015 Common Council Meeting) (first reading at March 3, 2015 Common Council Meeting) (second reading).

City Attorney Judy Schmidt-Lehman explained that the ordinance and the fee setting resolution that was passed at the March 3, 2015 Common Council Meeting are now inconsistent with each other because of a provision made to the fee resolution.

Alderperson Bauer moved, seconded by Alderperson Kneiszel to amend section 2 of the ordinance to conform to the approved fee resolution. Discussion followed. Upon vote on the amendment, motion carried 5-1 with Alderperson Lueck voting nay. Discussion followed on the ordinance as amended. Upon vote on the amended ordinance, motion carried 5-1 with Alderperson Lueck voting nay.

RESULT:	ADOPTED [5 TO 1]
MOVER:	Michael Donovan, Alderperson
SECONDER:	Jim Kneiszel, Alderperson
AYES:	Bauer, Crevier, Donovan, Kneiszel, Raasch
NAYS:	Larry Lueck
EXCUSED:	James Boyd, Lisa Rafferty

14. Ordinance #15-13, Amending Chapter 82 De Pere Municipal Code Regarding Refuse or Rubbish Drop-Off Site(s).

Alderperson Donovan moved, seconded by Alderperson Crevier to open the meeting. Upon vote, motion carried unanimously.

Bruce Berman spoke regarding the proposed ordinance. He believes the ordinance will hurt a lot of people and requested that the ordinance be tabled so that he can get others to the meeting to discuss the ordinance with the Council before they make a decision on it. Dan Doberstein came forward and spoke against the proposed ordinance.

Aldersperson Donovan moved, seconded by Aldersperson Raasch to close the meeting. Upon vote, motion carried unanimously.

Public Works Director Scott Thoresen explained the history of the drop-off site and stated that the intention of the ordinance is not to discontinue refuse drop-off at the site, but to discontinue the allowance of salvaging at the site. City Administrator Larry Delo mentioned the concern of liability. Discussion followed regarding liability issues and complaints from citizens. Aldersperson Crevier moved to open the meeting. There was no second to open the meeting and discussion on the item ended. Upon vote on the ordinance, motion carried 6-0.

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

15. Ordinance #15-14, Repealing and Recreating Section 10-17(h) De Pere Municipal Code Regarding Public Record Retention and Destruction.

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

16. Resolution #15-26, Authorizing Submission of City of De Pere Record Retention Schedules to the State Public Records Board and Implementation of the Same Upon Approval Thereof.

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

17. Resolution #15-27, Authorizing License Agreement with Thomson Reuters (Tax & Accounting), Inc. (CS Professional Suite Software).

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

18. Resolution #15-28, Authorizing Operation and Maintenance Assistance Agreement with Carrico Aquatic Resources, Inc. (Water Management Assistance Program).

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

19. Resolution #15-29, Authorizing Agreement to Administer a Retail Food Program for the Wisconsin Department of Agriculture, Trade and Consumer Protection.

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

20. Resolution #15-30, Authorizing Agent Agreement with Wisconsin Department of Health Services.

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

21. Resolution #15-31, Authorizing Police Department Application for Crime Prevention Foundation Grant.

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

22. Resolution # 15-32, Authorizing Agreement for Consulting Services Between the City of De Pere and R. A. Smith National, Inc. (2015 Storm Water Management Planning).

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

23. Resolution #15-33, Approving Annual Report Under Separate Storm Sewer System (MS4) Permit and its Submission to the Department of Natural Resources (DNR).

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

24. Resolution #15-34, Authorizing Execution of Conveyance in Rights to Land in favor of Wisconsin Department of Transportation.

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

25. Voucher Approval.

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

26. Operator License Applications.

CITY OF DE PERE -March 17, 2015					
ITEM	NAME	ADDRESS	CITY	ST	ZIP
Previously Tabled Operator License Applications					
1	ANDERSON, KRISTA A.	1269 VANDERBRAAK ST.	GREEN BAY	WI	54302
Temporary Operator License Applications					
1	BUSSIERE, ANDREW W.	745 SIMONET CT.	GREEN BAY	WI	54301
2	DEVASURE, BRADLEY B.	1205 S. WEBSTER ST.	GREEN BAY	WI	54302
3	GIBSON, DAVID E.	703 E. MISSION RD.	GREEN BAY	WI	54301
4	HEMB, MARSHA L.	1923 HILLSIDE LN.	GREEN BAY	WI	54302
5	KOEHN, PAUL E.	817 GROVE ST.	GREEN BAY	WI	54302
6	VAN VEGHEL, DAVID T.	408 N. GOOD HOPE RD.	DE PERE	WI	54115
New Operator License Applications for the 2014-2016 Licensing Period					
1	BREKKE, LORI J.	1206 PERSHING RD., #16	DE PERE	WI	54115
2	CASSITY, RHONDA L.	2211 RYGAR CT.	DE PERE	WI	54115
3	HELF, KELSEY A.	1775 AMY ST.	GREEN BAY	WI	54302
4	KOSTREVA, TONI S.	430 S. JEFFERSON ST.	GREEN BAY	WI	54301
5	LAUNDRY, PAULA J.	1578 CASS ST.	GREEN BAY	WI	54302
6	OESTMANN, LINDSEY M.	3571 SAND ACRES DR.	DE PERE	WI	54115
7	OLSON, HEIDI A.	707 KNOLL TER.	DE PERE	WI	54115
8	SANDERS, STEPHEN A.	2745 WOODRUFF CT.	GREEN BAY	WI	54311
9	SULE, REBECCA K.	327 S. SUPERIOR ST.	DE PERE	WI	54115
10	THIESSEN, ELIZABETH A.	1177 S. PINE TREE RD.	DE PERE	WI	54115
11	VANDERMUSS, KELLI JO	N4505 CTY RD. U	DE PERE	WI	54115

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

Alderperson Bauer moved, seconded by Alderperson Raasch to approve Temporary Operator License Applications #1-6. Upon vote, motion carried unanimously.

Alderperson Bauer moved, seconded by Alderperson Raasch to table Operator License Applications #1, 2, and 6-10 and to table Operator License Applications #3-5 and 11. Upon vote, motion carried unanimously.

27. Future Agenda Items. None.

28. 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).

Aldersperson Raasch moved, seconded by Aldersperson Donovan to close the meeting at 8:57 p.m. Upon roll call vote, motion carried unanimously.

Aldersperson Crevier moved, seconded by Aldersperson Kneiszel to open the meeting at 9:15 p.m. Upon roll call vote, motion carried unanimously.

29. Adjournment. Aldersperson Raasch moved, seconded by Aldersperson Crevier to adjourn the meeting at 9:15 p.m. Upon vote, motion carried unanimously.

Respectfully submitted,

Shana Defnet, Clerk-Treasurer