



Common Council

Regular Meeting

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

Minutes

Tuesday, December 6, 2016

7:30 PM

De Pere City Hall Council Chambers

1. Call to order. The Common Council Meeting was called to order on December 6, 2016 at 7:30 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	Aldersperson	Late	8:20 PM
Dan Carpenter	Aldersperson	Present	
Scott Crevier	Aldersperson	Present	
Michael Donovan	Aldersperson	Present	
Ryan Jennings	Aldersperson	Present	
Larry Lueck	Aldersperson	Present	
Dean Raasch	Aldersperson	Present	
Lisa Rafferty	Aldersperson	Present	

2. Pledge of allegiance to the Flag.
3. Approval of the Minutes of the November 15, 2016 Common Council Meeting.

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

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

Aldersperson Jennings stated that Definitely De Pere thanked everyone for shopping on Small Business Saturday and for coming out to their Winter Wonderland event. Letters to Santa can still be dropped off at Starry Realty. He also shared that the Brown County Administrative Committee will meet on Wednesday, December 21, at 5:30 p.m. in Room 203 of Green Bay City Hall to discuss winter trail maintenance of the Fox River Trail.

5. Recommendation from Plan Commission regarding a Proposed Extraterritorial Three Lot Certified Survey Map at 4427 Cottonwood Lane in Ledgeview (Parcel D-395-7).
Submitted by Steven M. Bieda, PLS.

City Economic Development and Planning Director Kim Flom stated that the Plan Commission recommended approval.

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

6. Consideration of Ordinance Changes to Historic Preservation Ordinance (referred back to staff).

Alderson Jennings moved, seconded by Alderson Carpenter to approve the ordinance. City Economic Development and Planning Director Kim Flom explained the three ordinances presented: Ordinance 16-23A complies with what the state is requiring the City to adopt in Act 176, Ordinance 16-23B maintains the Certified Local Government (CLG) Status of the Historic Preservation Commission (HPC) by allowing the HPC to both initiate and designate local historic properties, and 16-23B2.0 accomplishes both previous ordinances, but adds that any final decision on local designation is made by the City Council. Discussion followed. Alderson Jennings amended his motion to approve only Ordinance 16-23B2.0; Alderson Carpenter seconded this amendment to the motion. Discussion followed. Alderson Raasch moved, seconded by Alderson Crevier to open the meeting. Upon vote, motion carried unanimously.

Gene Hackbarth of the HPC explained how the CLG grants have been used in the past to hire consultants to determine individual properties and districts as eligible for listing. Since receiving CLG status in 2001, the City of De Pere has added an additional 177 properties to the national and state historical registries. Discussion followed regarding implementations of not having CLG status moving forward, cost to have your own nomination prepared by a consultant, the ability to save a building in the City with significant historical importance, and concern of the ordinance removing property owner rights.

Joe DeRose from the State of Wisconsin Historical Society explained that other CLG communities are expressing concerns over the changes implemented by Act 176.

Mary Baeten and Dave Duquette each spoke against the proposed ordinance.

City Attorney Judy Schmidt-Lehman explained to the Council that the current ordinance that has been in place in the City for the past 14 years did not require property owner initiative to create a local historic district and the HPC did not designate any local historic districts without permission in that time. With approval of 16-23B2.0 every designation will go to the Council as a recommendation of the HPC.

Mike Fleck of the HPC explained that the HPC always goes with at least 60-70% property owner consent before designating a district historic. Discussion followed.

Alderson Donovan moved, seconded by Alderson Raasch to close the meeting.

Upon vote, motion carried unanimously. Discussion followed. City Attorney Judy Schmidt-Lehman explained that the motion on the table is to approve the third ordinance, 16-23B2.0, which does not require approval of 16-23A or 16-23B. If the motion to approve 16-23B2.0 fails, a motion can be made to approve the first two ordinances. City Economic Development and Planning Director Kim Flom explained that the only ordinance that must be passed is 16-23A, which brings the City of De Pere in compliance with Act 176. Discussion followed. Upon vote on the motion to approve Ordinance 16-23B2.0, motion carried 5-4 with Aldersons Boyd, Carpenter, Donovan and Jennings voting Aye and Aldersons Crevier, Lueck, Raasch and Rafferty voting nay; Mayor Walsh voted Aye to break the tie.

A. Ordinance #16-23A, Amending Various Provisions of Chapter 38 De Pere Municipal Code Regarding Historic Preservation in Compliance with 2015 Wisconsin Act 176.

B. Ordinance #16-23B, Amending Various Provisions of Chapter 38 De Pere Municipal Code Regarding Historic Preservation for Continued Certified Local Government Status.

C. Ordinance #16-23B2.0, Amending Various Provisions of Chapter 38 De Pere Municipal Code Regarding Historic Preservation In Compliance With 2015 Wisconsin Act 176 and for Continued Certified Local Government Status.

7. Ordinance #16-28, Annexing Territory to the City of De Pere, Wisconsin (Becker, Clancy, Hutjens and Kerkhoff).

RESULT:	REFERRED BACK TO STAFF [UNANIMOUS]
MOVER:	Dean Raasch, Alderperson
SECONDER:	Lisa Rafferty, Alderperson
AYES:	Boyd, Carpenter, Crevier, Donovan, Jennings, Lueck, Raasch, Rafferty

8. Resolution #16-119, Rescinding Resolution #16-106 and Authorizing Settlement of Claim (Beverly Wojkiewicz).

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

9. Resolution #16-120, Authorizing Associated Trust Company, N.A. Investment Agency Agreement For Institutions (City Asset Investment Account).

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

10. Resolution #16-121, Authorizing Statement of Work of Camera Corner Connecting Point (ShoreTel Phone System).

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

11. Voucher Approval.

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

12. Operator License Applications.

CITY OF DE PERE - December 6, 2016					
ITEM	NAME	ADDRESS	CITY	ST	ZIP
Previously Tabled Operator Licenses					
1	PRANKE, CRYSTAL E.	2064 TERRY LN	DE PERE	WI	54115
New Operator License Applications for the 2016-2018 Licensing Period					
1	BECKS, BRYAN S.	817 THIRD ST	DE PERE	WI	54115
2	CODERE, ABBY L.	1764 BURGOYNE CT #61	DE PERE	WI	54115
3	CORTEZ, ELIA ZAR	2420 K S YCAMORE DR #169	GREEN BAY	WI	54311
4	ELSINGER, KELSIE C.	472 S. GOOD HOPE RD	DE PERE	WI	54115
5	GERONDALE, AMBER L.	1739 BRIQUELET ST	GREEN BAY	WI	54304
6	HALBROOK, JENNIFER L.	514 N. MICHIGAN ST	DE PERE	WI	54115
7	LA MAY, HEATHER A.	1380 SCHEURING RD	DE PERE	WI	54115
8	LICHON, KELLY A.	1135 THRUSH ST	GREEN BAY	WI	54303
9	MATTHIES, JANELLA M.	1616 S. 16TH ST	MANTOWOC	WI	54220
10	PEREZ, ANDRES M.	1431 ORCHID LN	GREEN BAY	WI	54304
11	SELL, KAYLA M.	2105 RYAN RD #8	DE PERE	WI	54115
12	WATZKA, VICTORIA M.	320 S. CLAY ST	GREEN BAY	WI	54301
13	YOUNG, JOHN P.	3420 HUMBOLDT RD APT 11	GREEN BAY	WI	54311

Alderson Raasch moved, seconded by Alderson Carpenter to deny Previously Tabled Operator License Application #1. Upon vote, motion carried unanimously. Alderson Raasch moved, seconded by Alderson Carpenter to table Operator License Applications #1 and 5 and to approve Operator License Applications #2-4 and 6-13. Upon vote, motion carried unanimously.

13. Future agenda items. None.

14. City Administrator Annual Performance Appraisal.

Alderson Jennings moved, seconded by Alderson Boyd to close the meeting at 9:05 p.m. Upon roll call vote, motion carried unanimously. Alderson Donovan moved, seconded by Alderson Crevier to open the meeting. Upon roll call vote, motion carried unanimously. Alderson Carpenter moved, seconded by Alderson Boyd to approve a 3.5% compensation increase for the City Administrator. Upon vote, motion carried unanimously.

15. Adjournment.

Alderson Carpenter moved, seconded by Alderson Raasch to adjourn the meeting at 10:45 p.m. Upon vote, motion carried unanimously.

Respectfully submitted,

Shana Ledvina, Clerk-Treasurer