

**COMMON COUNCIL MEETING
CITY OF DE PERE, WISCONSIN – FEBRUARY 22, 2012**

The Common Council of the City of De Pere, Wisconsin, met in regular session at the Council Chambers in City Hall on Wednesday, February 22, 2012.

Mayor Walsh called the meeting to order at 7:31 p.m. Roll call was taken and the following members were present: Alderpersons Kevin Bauer, James Boyd, Michael Donovan, Bob Heuvelmans, Larry Lueck Dan Robinson, Kathy VanVonderen & Bob Wilmet. The Council said the Pledge of Allegiance to the Flag.

Aldersperson Wilmet moved, seconded by Aldersperson Donovan, to approve the minutes of the February 7, 2012 meeting. Upon vote, the minutes were approved unanimously.

PUBLIC HEARINGS

4A. A Public Hearing to amend the Precise Implementation Plan for 1601 Lawrence Drive, Parcel WD-D0020 (Midwest Expansion – De Pere Crossing) as an authorized use within the development to allow for a tavern/bar in one of the tenant spaces was scheduled for 7:35 p.m. Clerk-Treasurer Char Peterson announced the Notice of Public Hearing was published in the City's Official Newspaper, the De Pere Journal on Feb. 2 & 9, 2012.

4B. City Planner Ken Pabich stated the Plan Commission recommended approval with listed conditions.

Mayor Walsh declared the public hearing open for anyone wishing to speak and there was no one present who wished to speak so the public hearing was closed.

4C. Ordinance 12-03 Amending the Precise Implementation Plan for Midwest Expansion – De Pere Crossing (WD-D0020) was presented. Aldersperson Donovan moved, seconded by Aldersperson Boyd, to enact the ordinance. Upon vote, motion carried unanimously.

5A. A Public Hearing to act upon a rezoning request for Parcel WD-101, (Steve Kersten - 300 S. 6th St) and Parcel WD-102-1 (City of De Pere - Grant Street) from R-2 (Single/Two Family Residential) to R-4 (General Residence office) was scheduled for 7:35 p.m. Clerk-Treasurer Char Peterson announced the Notice of Public Hearing was published in the City's Official Newspaper, the De Pere Journal on Feb. 2 & 9, 2012.

5B. City Planner Ken Pabich stated the Plan Commission recommended approval with listed conditions.

Mayor Walsh declared the public hearing open for anyone wishing to speak and there was no one present who wished to speak so the public hearing was closed.

5C. Ordinance 12-04 Rezoning Certain Property (Parcels WD-101 for Steve Kersten and WD-102-1 for City of De Pere) was presented. Aldersperson Wilmet moved, seconded by Aldersperson Bauer, to enact the ordinance. Upon discussion and vote, motion was approved with 7 ayes and 1 nay. Aldersperson Van Vonderen voted nay; all others voted aye. This requires a second reading.

6A. A Public Hearing on a Third Amendment to the Intergovernmental Cooperation Agreement between the Town of Lawrence and the City of De Pere Determining a Portion of the Common Boundary Line through Detachment and Annexation Territory was scheduled for 7:35 p.m. Clerk-Treasurer Char Peterson announced the Notice of Public Hearing was published in the City's Official Newspaper, the De Pere Journal on Feb. 2, 2012.

6B. City Planner Ken Pabich stated the Plan Commission recommended approval.

Mayor Walsh declared the public hearing open for anyone wishing to speak and there was no one present who wished to speak so the public hearing was closed.

6C. Resolution 12-07 Authorizing Third Amendment to the Intergovernmental Cooperation Agreement between the Town of Lawrence and the City of De Pere Determining a Portion of the Common Boundary Line through Detachment and Annexation of Territory was presented. Alderperson Boyd moved, seconded by Alderperson Robinson, to approve the resolution. Upon discussion and vote, motion carried unanimously.

6D. Ordinance 12-05 Annexing Territory to the City of De Pere from the Town of Lawrence was presented. Alderperson Wilmet moved, seconded by Alderperson Heuvelmans, to enact the ordinance. Upon vote, motion carried unanimously.

7. 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 Heuvelmans asked for Council to send a letter to our area legislators stressing citizen concerns over the Wisconsin do-not-call list not working.

8. Mayor Walsh announced the City of Green Bay's representative would not be providing a presenting on consideration of increasing the room tax and sent a letter, which he read out loud. This letter has been placed on file in the Clerk-Treasurer's Office. Upon discussion, it was noted this item would be on the next Council Agenda for a vote.

RECOMMENDATION FROM THE FINANCE/PERSONNEL COMMITTEE

9A. Alderperson Van Vonderen moved, seconded by Alderperson Robinson, to approve the Fire Department purchase of cardiac training monitors utilizing Act 102 funds. Upon roll call vote, motion carried unanimously.

9B. Alderperson Wilmet moved, seconded by Alderperson Van Vonderen, to approve the \$350 donation from "A Better Tomorrow Wisconsin Outreach, Inc." to be placed in the Fire Department's donation account. Upon vote, motion carried unanimously.

RECOMMENDATION FROM THE BOARD OF PUBLIC WORKS

10A. Alderperson Boyd moved, seconded by Alderperson Bauer, to approve awarding bid for 2012 Booster Pump Upgrades Project to Mueller Electric, LLC in the amount of \$146,795. Upon roll call vote, motion carried unanimously.

10B. Alderperson Bauer moved, seconded by Alderperson Lueck, to approve rebuilding the leaf vacuum truck with purchasing a used chassis at a cost of \$65,000 with repairs being done in-house. The excess of insurance monies in the amount of \$36,695 would go into the capital equipment account. Upon discussion and roll call vote, motion carried unanimously.

RECOMMENDATION FROM THE LICENSE COMMITTEE

11A. Alderperson Bauer moved, seconded by Alderperson Boyd, to approve a Class "B" Beer & "Class B" Liquor License for the River Loft (formerly Out of Bounds) at 132 Front Street. Upon vote, motion carried unanimously.

12. Resolution 12-08 Approving Agreement for Engineering Services Between the City of De Pere and Robert E. Lee & Associates, Inc. (Pond Design and Pond Modification) was presented. Alderperson

Lueck moved, seconded by Alderperson Heuvelmans, to approve the resolution. Upon discussion and roll call vote, motion carried unanimously.

13. Resolution 12-09 Authorizing Payment to Green Bay Metropolitan Sewerage District for Ashwaubenon Creek & Ninth Street Interceptor Rehabilitation was presented. Alderperson Lueck moved, seconded by Alderperson Boyd, to approve the resolution. Upon roll call vote, motion carried unanimously.

14. Resolution 12-10 Authorizing Telecommunications Service Agreement with TDS Metrocom, LLC was presented. Alderperson Robinson moved, seconded by Alderperson Boyd, to approve the resolution. Upon roll call vote, motion carried unanimously.

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

16. Resolution 12-12 Approving Agreement for Consulting Services between the City of De Pere and Midwest Engineering Services, Inc. (2012 Construction Materials and Soil Testing) was presented. Alderperson Wilmet moved, seconded by Alderperson Lueck, to approve the resolution. Upon discussion and roll call vote, motion carried unanimously.

17. Resolution 12-13 Approving Agreement for Consulting Services between the City of De Pere and River Valley Testing Corporation (2012 Soil Boring) was presented. Alderperson Boyd moved, seconded by Alderperson Heuvelmans, to approve the resolution. Upon roll call vote, motion carried unanimously.

18. Alderperson Bauer moved, seconded by Alderperson Boyd, to approve a request from the Ritter Fire Consolidation Team seeking authorization to participate in a non-binding request for proposals (RFP) to solicit consultant qualifications and study costs associated with analysis to develop a report to consider fire department consolidations to create a metro fire department. Upon discussion and vote, motion carried with 6 ayes and 2 nays. Alderpersons Lueck & Van Vonderen voted nay; all others voted aye.

19. There was no report on the activities from the City Sustainability Team.

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

21. Applications for Operator's Licenses were presented:

ITEM#	NAME	ADDRESS	CITY	ST	ZIP
Previously Tabled Operator License for the 2010-2012 Licensing Period					
1	BELTER, DAVID L.	820 GROSS COURT	GREEN BAY	WI	54302
2	HERMANS, NICOLE M.	2736 ONTARIO RD.	GREEN BAY	WI	54311
3	KITTELL, DIANA L.	1763 O'HEARN LN.	DE PERE	WI	54115
4	VALLIER, MARGARET ANN	620 SUPERIOR ST.	DE PERE	WI	54115
Operator Licenses for the 2010-2012 Licensing Period					
1	BORSKI, JOHN R.	2474 GARDEN HEIGHTS CT.	GREEN BAY	WI	54311
2	BRADY, LAURA F.	2222 NICOLET DR., APT. 4	GREEN BAY	WI	54311
3	DEHART, SAMANTHA R.	1128 SCHEURING RD.	DE PERE	WI	54115
4	HILES, CATHERINE R.	1110 TERRY LN., #21	DE PERE	WI	54115
5	JENNERJAHN, JARRETT D.	1064 THORNDAL ST.	GREEN BAY	WI	54304
6	KNIGHT, WENDY A.	145 WINDWARD ST.	GREEN BAY	WI	54302

7	SCHUYLER, HEATHER S.	329 BADER ST.	GREEN BAY	WI	54302
8	SMITS, JASON J.	1008 RAYMOND ST.	GREEN BAY	WI	54304
9	WAECHLI, SUSAN R.	793 BROOKWOOD CR.	ONEIDA	WI	54155
10	WICKHAM, BARBARA G.	120 S. WINNEBAGO ST.	DE PERE	WI	54115

Alderson Wilmet moved, seconded by Alderson Bauer, to deny Previously Tabled Operator License Application #1, approve Previously Tabled Operator License Applications #2 & 3; and table Previously Tabled Operator License Application #4. Upon vote, motion carried unanimously.

Alderson Wilmet moved, seconded by Alderson Bauer, to approve Operator License Applications #1-3 & 5-10; and table Operator License Application #4 listed above. Upon vote, motion carried unanimously.

Item 22. Future Agenda Items. Alderson Robinson provided a handout containing recommendations requiring municipal action relating to how municipalities can improve the alcohol environment through adoption and implementation of evidence based practices asking for these recommendations to be considered. This request is referred to the License Committee.

Upon motion by Alderson Van Vonderen, seconded by Alderson Lueck, the Common Council adjourned at 8:11 p.m.

Respectfully submitted,

Charlene M. Peterson
Clerk-Treasurer