Common Council

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

Regular Meeting

Draft Minutes

Tuesday, February 6, 2018 — 7:30 PM — De Pere City Hall Council Chambers

1. Call to Order: The meeting was called to order at 7:30 PM by Mayor Walsh.

Attendee Name	Title	Status
Michael J. Walsh	Mayor	Present
James Boyd	Alderperson	Present
Dan Carpenter	Alderperson	Present
Scott Crevier	Alderperson	Present
Jonathon Hansen	Alderperson	Present
Ryan Jennings	Alderperson	Present
Larry Lueck	Alderperson	Present
Casey Nelson	Alderperson	Present
Dean Raasch	Alderperson	Present

2. Pledge of Allegiance to the Flag.

Boy Scouts Parker Farra, Matthew Danen, Zach Tackmeier and Lucas Beck led the Council in the Pledge of Allegiance.

3. Approval of the Minutes of the January 16, 2018 Common Council Meeting.

Alderperson Crevier moved, seconded by Alderperson Lueck to amend the minutes, agenda item #12 to read "to reflect promote and maintain the existing outdoor pools".

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dan Carpenter, Alderperson
SECONDER:	Larry Lueck, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson, Raasch

4. Public Hearing on the rezoning of Parcels WD-609-1, WD-609, WD-604, WD-603 and WD-602.

a. Notice of Public Hearing.

Clerk-Treasurer Shana Ledvina announced that the public hearing was published in the Green Bay Press Gazette on January 22 and 29, 2018.

b. Recommendation from the Plan Commission.

Development Services Director Kim Flom reviewed the recommendation with the Council.

c. Ordinance #18-04, Rezoning Certain Property (Parcels WD-609-1, WD-609, WD-604, WD-603 and WD-602).

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

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dean Raasch, Alderperson
SECONDER:	James Boyd, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson, Raasch

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

Neils Jensen appeared on behalf of a friend who wishes to rent her home during Packer season. He requested that the City issue a temporary permit to her while the City revises the zoning code. Mayor Walsh thanked everyone for the support received while he was gone; he thanked Alderperson Boyd for filling in for him during his absence.

6. Recommendation from Finance/Personnel Committee to Authorize Community Center Boiler Repairs in the amount of $7,539.10.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dan Carpenter, Alderperson
SECONDER:	Jonathon Hansen, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson, Raasch

7. Recommendation from the Board of Park Commissioners to Accept Project Proposal for the Construction and Installation of Backstop Nets on 3 Soccer Fields at SW Park by an Eagle Scout.

   Park Director Marty Kosobucki explained that this project will require some maintenance in the future. Mayor Walsh thanked Adam for doing this project for the City.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dean Raasch, Alderperson
SECONDER:	Larry Lueck, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson, Raasch

8. Recommendation from the Board of Park Commissioners to Consider Locating the Bandshell at a Different Park.

RESULT:	**TABLED [7 TO 1]**
MOVER:	Ryan Jennings, Alderperson
SECONDER:	Jonathon Hansen, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson
NAYS:	Dean Raasch

9. Resolution #18-06 Authorizing Green Bay Tennis Center, Inc. Independent Contractor Agreement (Tennis Instruction).

   Alderperson Carpenter asked about background checks for instructors; discussion followed. Alderperson Carpenter moved, seconded by Alderperson Raasch, that the agreement be amended to require a background check on all tennis instructors. Upon vote, motion carried unanimously. Upon vote on the motion as amended, motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dean Raasch, Alderperson
SECONDER:	Casey Nelson, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson, Raasch

10. Resolution #18-07 Authorizing Cooperation Agreement Between the City of De Pere and the Unified School District of De Pere.

    The Council discussed use of the courts with Park Director Marty Kosobucki.

RESULT:	**ADOPTED [7 TO 1]**
MOVER:	Jonathon Hansen, Alderperson
SECONDER:	Casey Nelson, Alderperson
AYES:	Boyd, Carpenter, Hansen, Jennings, Lueck, Nelson, Raasch
NAYS:	Scott Crevier

11. Resolution #18-08 Authorizing Agreement for Consulting Services Between the City of De Pere and SmithGroupJJR, Inc. (Cultural District Master Plan)

    Alderperson Crevier asked for clarification of the agreement; he thought the agreement was intended to preserve the view of the river for the proposed Mulva Center but sees no mention of height restrictions in the proposal from SmithGroupJJR. Development Services Director Kim Flom explained that the core purpose of the plan is to explore Front Street from all aspects and that reviewing height restrictions will be a part of this plan. Discussion followed.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Ryan Jennings, Alderperson
SECONDER:	Jonathon Hansen, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson, Raasch

12. Resolution #18-09 Supporting Brown County's Proposal to Promote Brown County's 200th Anniversary Celebration.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jonathon Hansen, Alderperson
SECONDER:	Casey Nelson, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson, Raasch

13. Recommendation from the License Committee on an Application for a premises description change for The Green Room, from 353 Main Av to 363 Main Av.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dan Carpenter, Alderperson
SECONDER:	Ryan Jennings, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson, Raasch

14. Recommendation from the License Committee on an Application for a Class "B" Fermented Malt Beverage License for Heritage Rd, LLC (DBA One Under Golf Center), 801 Heritage Rd, Unit C. Submitted by Heritage Rd, LLC, Agent: Matthew Wood, Green Bay, WI.

    This item was tabled at the License Committee Meeting.

RESULT:	**NO ACTION**

15. Request of Alderperson Hansen:

a. That the Council rescind its action of November 15, 2016 to replace the City's two existing pools with one aquatic center, with the location to be determined at a future time. (Note: on March 21, 2017, the Council acted to select VFW Park as the location for the aquatic center. This action is not up for rescission.)

Alderperson Hansen moved, seconded by Alderperson Nelson to approve the rescission. Alderperson Hansen discussed his reasons for proposing the rescission. Alderperson Hansen moved, seconded by Alderperson Jennings to open the meeting. Upon vote, motion carried unanimously. Larry Dean, David Hunnicut and Dan Van Straten spoke in favor of the rescission. Alderperson Lueck moved, seconded by Alderperson Boyd to close the meeting. Upon vote, motion carried unanimously.
Discussion followed with the Council members and Parks Director Marty Kosobucki regarding action of the previous Council, issues with keeping both pools operating, the proposed east side splash pad, success of similarly sized aquatic centers, safety for children crossing intersections, growth of the City to the south and ongoing existing pool repairs. Upon vote on the rescission, motion failed 6-2 with Alderpersons Hansen and Jennings voting aye.

RESULT:	**DEFEATED [2 TO 6]**
MOVER:	Jonathon Hansen, Alderperson
SECONDER:	Casey Nelson, Alderperson
AYES:	Jonathon Hansen, Ryan Jennings
NAYS:	Boyd, Carpenter, Crevier, Lueck, Nelson, Raasch

b. If item 15a is approved: request that the Council approve replacing the pool at VFW Park with a small-scale aquatic center and approve replacing the pool at Legion Park with an as yet to be determined swimming facility.

RESULT:	**NO ACTION**

c. If item 15b is approved: request that the Mayor form a fundraising committee to raise funds for both the VFW Park aquatic center and the Legion Park pool replacement.

RESULT:	**NO ACTION**

16. Request of Alderperson Lueck:

a. That the Council take action to request that the Board of Park Commissioners ask the "Save Legion Pool" supporters for a presentation on their request at the August 2018 meeting of the Board.

Alderperson Carpenter moved, seconded by Alderperson Nelson to move the presentation to May 2018. Discussion followed. Alderperson Lueck explained that he wanted to give the "Save Legion Pool" supporters sufficient time to put together a presentation by suggesting August. He explained that there is time for them to prepare a great presentation to the Board of Park Commissioners. Discussion followed. Upon vote on the amendment, the vote was defeated 5-3 with Alderpersons Carpenter, Hansen and Nelson voting aye. Upon further discussion on the original motion, motion carried 7-1 with Alderperson Hansen voting nay.

RESULT:	**ADOPTED [7 TO 1]**
MOVER:	Larry Lueck, Alderperson
SECONDER:	Dean Raasch, Alderperson
AYES:	Boyd, Carpenter, Crevier, Jennings, Lueck, Nelson, Raasch
NAYS:	Jonathon Hansen

b. If item 16a is approved: that the Council take action to request the Board of Park Commissioners report back to the Council any recommendations it has based upon such presentation.

Alderperson Lueck explained that this item is on the agenda to make it clear to the Board of Park Commissioners that the Council is expecting feedback from them on the presentation. Alderperson Crevier explained that anyone is welcome to come to the Board of Park Commissioners at any time before August.

RESULT:	**ADOPTED [7 TO 1]**
MOVER:	Larry Lueck, Alderperson
SECONDER:	Dean Raasch, Alderperson
AYES:	Boyd, Carpenter, Crevier, Jennings, Lueck, Nelson, Raasch
NAYS:	Jonathon Hansen

17. Operator License Applications.

CITY OF DE PERE	
License Committee - February 6, 2018	
New Operator License Applications	
for the 2016-2018 Licensing Period	
1	DUGRE, SHAWN J.
2	EVERS, HALEY R.
3	KROPP, DYLAN J.
4	STEINER, ALLISON R.
5	WARD, SAMUEL M.

Alderperson Boyd moved, seconded by Alderperson Carpenter to approve Operator License Applications #1-5. Upon vote, motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Boyd, Alderperson
SECONDER:	Dan Carpenter, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson, Raasch

18. Voucher Approval.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dean Raasch, Alderperson
SECONDER:	James Boyd, Alderperson
AYES:	Boyd, Carpenter, Crevier, Hansen, Jennings, Lueck, Nelson, Raasch

19. Future agenda items.

Alderperson Hansen inquired about an update on the Southern Bridge. City Administrator Larry Delo explained that this was addressed in the last Friday Memo and that an update will be provided at a Council meeting in March. Discussion followed.

20. Adjournment.

Alderperson Carpenter moved, seconded by Alderperson Boyd to adjourn the meeting at 9:20 p.m. Upon vote, motion carried unanimously.

Respectfully submitted,

Shana Ledvina, Clerk-Treasurer