



Common Council

335 South Broadway

De Pere, WI 54115

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

Regular Meeting

Minutes

Tuesday, January 5, 2016

7:30 PM

De Pere City Hall Council Chambers

1. Call to order: The Common Council Meeting was called to order on January 5, 2016 at 7:30 PM, De Pere City Hall Council Chambers, 335 S. Broadway Street, De Pere, WI.

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

2. Pledge of allegiance to the Flag.
3. Approval of the Minutes of the December 15, 2015 Common Council Meeting.

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

4. Public comment upon matters not on the agenda or other announcements. None.
5. Recommendation from the Plan Commission to approve the CSM Application for an Extraterritorial CSM for a one lot CSM in the Town of Lawrence. Surveyor: Leslie D. Van Horn.

Alderman Crevier asked why the City approves CSM applications for the Town of Lawrence.
City Attorney Judy Schmidt-Lehman explained that State Statute gives municipalities the authority to review plats and subdivisions within three miles of our corporate boundaries.

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

6. Recommendation from the Board of Park Commissioners to accept \$1,200 donation from a De Pere Citizen.

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

7. Ordinance #16-01, Amending Precise Implementation Plan (WD-D0020-3) (Rezoning for a 48,000+ square foot place of assembly at 1551 Scheuring Road) (Formerly Ordinance #15-33) (second reading).

Mayor Walsh apologized for not saying anything about the second reading of this ordinance at the December 15, 2015 Common Council Meeting; City Code requires a second reading of any ordinance that is not approved unanimously at its first reading. We normally announce it at the end of that agenda item, but with the crowd cheering and getting up to leave, it was inadvertently missed. The pastors were notified of the second reading immediately the next day.

RESULT:	ADOPTED [6 TO 2]
MOVER:	Scott Crevier, Alderperson
SECONDER:	Kevin Bauer, Alderperson
AYES:	Bauer, Crevier, Donovan, Lueck, Raasch, Rafferty
NAYS:	James Boyd, Jim Kneiszel

8. Ordinance #16-02, Amending §150-3(e) De Pere Municipal Code Regarding Parking Violation Penalties (Formerly Ordinance #15-35).

Alderperson Rafferty asked what was being amended; City Attorney Judy Schmidt-Lehman replied that the fines have been removed from the ordinance and conflicting language is being corrected. Alderperson Lueck asked that the amendments to the existing language be outlined in future ordinances.

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

9. Resolution #16-01, Urging the State Legislature to Authorize Municipalities to Choose the Method of Publication of Legal Notices and Official Proceedings. (Request of Alderperson Crevier)

Alderperson Kneiszel asked Alderperson Crevier if there is an alternative means of obtaining access to these notices without technology. Alderperson Crevier replied that the purpose of the resolution is to influence the State to allow municipalities to determine how to publish its notices. The City can still publish the notices in the paper, but it would be the choice of the City. Discussion followed.

RESULT:	ADOPTED [5 TO 3]
MOVER:	Dean Raasch, Alderperson
SECONDER:	Scott Crevier, Alderperson
AYES:	Bauer, Boyd, Crevier, Raasch, Rafferty
NAYS:	Michael Donovan, Jim Kneiszel, Larry Lueck

10. Resolution #16-02, Authorizing Submission of Dr Pepper Snapple Group - KaBOOM! 2015 Let's Play Construction Grant Program Grantee Letter of Agreement.

Mayor Walsh asked that someone make a motion to refer this item back to staff.

RESULT:	REFERRED BACK TO STAFF [UNANIMOUS]
AYES:	Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Raasch, Rafferty

11. Resolution #16-03, Opposing Assembly Bill 568 and Senate Bill 445 Requiring Property Owner Consent for Historic Preservation.

Aldersperson Rafferty explained that she will vote in favor of this resolution but disagrees with some components of the bill.

Aldersperson Donovan moved, seconded by Aldersperson Raasch to open the meeting. Upon vote, motion carried unanimously. Eugene Hackbarth of the Historic Preservation Commission came forward and shared a handout with the Council. He explained the importance the Historic Preservation Commission intent on opposing Assembly Bill 568 and Senate Bill 445 and that the resolution focuses on opposing two things: the proposed methods of designating a property as a historic landmark and the allowance of property owners to change the appearance of historic buildings. Discussion followed. Mary Jane Herber came forward and discussed the proposed bills with the Council. Andre Jacque came forward and expressed his support of the resolution. Aldersperson Donovan moved, seconded by Aldersperson Bauer to close the meeting. Upon vote, motion carried unanimously.

RESULT:	ADOPTED [6 TO 2]
MOVER:	Scott Crevier, Aldersperson
SECONDER:	Jim Kneiszel, Aldersperson
AYES:	Bauer, Boyd, Crevier, Donovan, Kneiszel, Rafferty
NAYS:	Larry Lueck, Dean Raasch

12. Resolution #16-04, Authorizing Support of House of Representatives Bill 3846, Historic Tax Credit Improvement Act of 2015.

Aldersperson Lueck moved, seconded by Aldersperson Boyd to open the meeting. Upon vote, motion carried unanimously. Mary Jane Herber explained that the bill increases federal tax credits from 20 to 30 percent. Aldersperson Kneiszel moved, seconded by Aldersperson Raasch to close the meeting. Upon vote, motion carried unanimously.

RESULT:	ADOPTED [7 TO 1]
MOVER:	James Boyd, Aldersperson
SECONDER:	Scott Crevier, Aldersperson
AYES:	Bauer, Boyd, Crevier, Donovan, Kneiszel, Raasch, Rafferty
NAYS:	Larry Lueck

13. Southern Bridge Project Update.

City Administrator Larry Delo explained that the project is moving forward and that the county is continuing to work with state and federal agencies. He reviewed Public Works Director Scott Thoresen's memo with the Council. He stated that a decision is anticipated in 2018 and that the Federal Highway Administration will not allow the County to determine a route until the environmental study is completed. Discussion followed regarding the environmental impact review, the timeline of the project, the lack of communication with the Federal Highway Administration and the Department of Transportation. City Administrator Larry Delo suggested that Brown County be asked to present at an upcoming Council meeting on their progress.

14. Voucher Approval.

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

15. Operator License Applications.

CITY OF DE PERE - January 5, 2016					
ITEM	NAME	ADDRESS	CITY	ST	ZIP
Previously Tabled Operator Licenses					
denied	JANSEN, ERIC J.	525 DUTTON AVE.	GREEN BAY	WI	54304
2	TAYLOR, SAMANTHA R.	2694 MEADOWCREST DR.	GREEN BAY	WI	54304
3	WARD, RACHAEL M.	452 S. ST. BERNARD DR., APT. #4	DE PERE	WI	54115
New Operator License Applications for the 2014-2016 Licensing Period					
1	BETHKE, TRACY L.	325 PARK ST.	PULASKI	WI	54162
tabled	CORNELL, SAMANTHA A.	1331 BELLEVUE ST.	GREEN BAY	WI	54302
tabled	SCHUMACHER, JEREMY R.	301 N. 6TH ST.	DE PERE	WI	54115
4	STIEDE, MELISSA A.	W959 MAIN LANEY DR.	PULASKI	WI	54162
5	VAN GHEEM, CIARA L.	N4057 LIBERTY LN., APT. 9	KAUKAUNA	WI	54130
6	WATSON, ARIAN N.	127 S. WISCONSIN ST.	DE PERE	WI	54115
7	WERNER, COLLEEN A.	1139 MORaine WAY	GREEN BAY	WI	54303

Alderperson Bauer moved, seconded by Alderperson Raasch to deny Previously Tabled Operator License Application #1 and to approve Previously Tabled Operator License Applications #2 and 3. Upon vote, motion carried unanimously.

Alderperson Bauer moved, seconded by Alderperson Boyd to table Operator License Applications #2 and 3 and to approve Operator License Applications #1 and 4-7. Upon vote, motion carried unanimously.

16. Future agenda items.

Alderperson Crevier thanked City of De Pere employees, specifically the Fire Department for installing smoke detectors and the MSC employees for working with De Pere Christian Outreach to wrap gifts. Alderperson Bauer requested to have the Parking and Traffic Team review the speed and use of school buses on Westwood Drive.

17. Adjournment.

Alderperson Crevier moved, seconded by Alderperson Rafferty to adjourn the meeting at 9:08 p.m. Upon vote, motion carried unanimously.

Respectfully submitted,

Shana Ledvina, Clerk-Treasurer