



Common Council

Regular Meeting

Final Minutes

335 South Broadway
De Pere, WI 54115
<https://www.deperewi.gov/>

Tuesday, November 21, 2023

7:30 PM

Council Chambers and Virtual

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

Attendee Name	Title	Status	Arrived
Dan Carpenter	Aldersperson	Present	
Pamela Gantz	Aldersperson	Excused	
Jonathon Hansen	Aldersperson	Present	
Amy Chandik Kunding	Aldersperson	Present	
Shana Defnet Ledvina	Aldersperson	Present	
Devin Peroch	Aldersperson	Excused	
John Quigley	Aldersperson	Present	
Dean Raasch	Aldersperson	Present	
James Boyd	Mayor	Present	

2. Pledge of Allegiance to the Flag.
3. Approval of the minutes of the November 7, 2023 Common Council meeting.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dan Carpenter, Shana Defnet Ledvina
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Peroch

4. Public Hearing on the proposed Budget for calendar year 2024.

A. Presentation of 2024 Budget.

Mayor Boyd presented the proposed 2024 budget for the City of De Pere, noting that it focuses on current and projected municipal service staffing levels by adding several positions to enhance service capabilities and responsiveness. The budget also provides funding to manage the existing and projected economic development and residential growth in the downtown, as well as for the initial design of the long-awaited southern bridge corridor. The budget also includes a 5% raise for non-represented employees, in order to show appreciation for our dedicated workforce while at the same time encouraging new applicants to work for the City. Mayor Boyd noted that while the State continues to impose restrictions on municipalities to raise revenue, it did make significant adjustments to the amount of shared revenue that municipalities and counties will receive in 2024. This adjustment increased the amount the City will receive by approximately \$600,000, which partially offsets the significant decrease in shared revenues implemented over the past twenty years.

The 2024 budget contains initiatives to meet the needs and expectations of the community, including:

- Funding to maintain city facilities and complete ongoing maintenance and repairs as needed throughout all city facilities;

- Additional funding to support and expand the ongoing efforts of the Beautification Committee, Definitely De Pere, the Sister City program, Historical Society, and Community Service Grant program;
- Funding to add a police captain position and an economic development position;
- Funding for various pieces of equipment to enhance fuel efficiency and performance, and to aid in effective and efficient municipal services;
- Funding for the construction of the Nelson Family Pavilion and improvements to other park facilities

A full list of initiatives identified in the budget can be found on the City website.

Mayor Boyd's address also included the following data:

- The City qualified for the Expenditure Restraint Program in the amount of \$126,374 – a decrease of \$70,914 due to more communities qualifying for the program and the fact that funding stayed the same
- The 2024 Executive Budget includes an overall 8.14% increase in General Fund operating expenditures when compared to 2023
- The 2024 budget includes a 7.17% increase in the property tax levy and a 3.95% decrease in the property tax mill rate
- The proposed mill rate for 2024 is \$5.61 per \$1,000, which is \$0.24 lower than the 2023 rate

City Administrator Larry Delo reviewed the City's 10-year budget forecast (2024-2034) and reported on assessed values and trends. He stated that discrepancies in commercial values have been addressed so that they are more accurate. Finance Director-Treasurer Pam Manley reviewed the breakdown for the other taxing jurisdictions which include the two school districts, NWTC, and Brown County. She also reviewed general fund revenue and expenditure trends. Director Manley reported that the City has a very aggressive debt repayment plan; she noted that debt service is affected by levy limits, which makes it impossible to go debt free.

B. Notice of Public Hearing.

The Clerk's office published the notice of public hearing in the Press Times on November 3, 2023.

C. Approval of proposed 2024 Budget.

Mayor Boyd declared the public hearing open. Resident Jim Anderson urged Council to provide more funding in the budget for the Parks Department, and specifically for Wilson Park. No one else wished to speak, so Mayor Boyd declared the public hearing closed. Staff fielded questions from Council members about the new community development position, and trends with the tax increment levy. Discussion followed on funding for Parks & Recreation.

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Jonathon Hansen, Alderperson
SECONDER:	John Quigley, Alderperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

D. Resolution #23-119 Adoption of Tax Levy for City Purposes to Support the 2024 City Budget.

RESULT:	ADOPTED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Dean Raasch, Alderperson
SECONDER:	Shana Defnet Ledvina, Alderperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

5. Public comment upon matters not on the agenda. Comments made during the public comment period shall pertain only to matters under the jurisdiction of the Common Council. §6-3(f) DPMC.

None.

6. Recommendation from the Board of Park Commissioners to approve proposal from Pink Flamingo for improvements to the Legion softball field fence.

In response to questions from alderpersons, Parks and Recreation Director Marty Kosobucki reported that moving the outfield fence would be much more expensive than raising its height; he stated that the advertising space on the fence is more for event sponsorship, so the City does not see any revenue from advertising.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Amy Chandik Kunding, Alderperson
SECONDER:	Dean Raasch, Alderperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

7. Recommendation from Board of Public Works to award Contract 23-24 City Hall Roof Fall Restraint Project to IEI General Contractors, Inc. in the amount of \$62,500.00.

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Shana Defnet Ledvina, Alderperson
SECONDER:	John Quigley, Alderperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

8. Recommendation from Finance/Personnel Committee to authorize City's Bargaining Teams and participation in Collective Bargaining with Police and Fire Unions.

City Attorney Tony Wachewicz reported that the bargaining committees will be comprised of himself and Human Resources Director Shannon Metzler, as well as Chief Al Matzke and Assistant Chief Jack Mlnarik for Fire, and Chief Jeremy Muraski and Support Services Captain Chad Opicka for Police.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Amy Chandik Kunding, Alderperson
SECONDER:	Jonathon Hansen, Alderperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

9. Recommendation and Approval to confirm appointment of Chrystal Woller to position of Health Officer/Director.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Shana Defnet Ledvina, Alderperson
SECONDER:	Amy Chandik Kunding, Alderperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

10. Consideration and Possible Action on PFAS Class Action Litigation.

Alderperson Raasch moved, seconded by Alderperson Hansen to opt out of the proposed 3M and DuPont PFAS class action settlements and authorize the mayor and staff to carry out all lawful and necessary steps and execute all required documents.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Dean Raasch, Alderperson
SECONDER:	Jonathon Hansen, Alderperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

11. Ordinance #23-18 Amending Chapter 150 of the De Pere Municipal Code Regarding Traffic Regulations (Section 150-23 Schedule G Parking).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dan Carpenter, Alderperson
SECONDER:	John Quigley, Alderperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

12. Resolution 23-120 Supporting Wisconsin Department of Transportation Relocation of the Preserve Trail at Southbridge Road and Innovation Court.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dean Raasch, Alderperson
SECONDER:	Shana Defnet Ledvina, Alderperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

13. Resolution #23-121 Approving Lease Agreement between the City of De Pere and Brown County (WD-70 and WD-70-2; adjacent to Brown County Fairgrounds).

Aldersperson Hansen, moved, seconded by Aldersperson Raasch to approve the agreement. Parks Director Marty Kosobucki confirmed that there would be no loss of revenue with this agreement, because his department typically receives less than \$1,000 annually for renting the City's portion of the grounds. He stated that Brown County will maintain the property by cutting grass, etc. which he estimated would save City staff around 5-8 hours per week. Discussion followed regarding the effective date of the agreement, the timing of the annual payment, and notification to the City regarding special events if the County is managing both sides of the fairgrounds. Aldersperson Carpenter moved, seconded by Aldersperson Ledvina to open the meeting. Upon vote, motion carried unanimously. Brown County Parks Director Matt Kriese addressed the Council and answered questions. Aldersperson Raasch moved, seconded by Aldersperson Quigley to close the meeting. Upon vote, motion carried unanimously. Aldersperson Hansen clarified his motion to include that the effective date of the agreement will be January 1, 2024 unless the County approves it in 2023 and agrees to pay the fee in 2023. Aldersperson Raasch rescinded his second; Aldersperson Quigley then seconded the revised motion.

RESULT:	ADOPTED [5 TO 1]
MOVER:	Jonathon Hansen, Aldersperson
SECONDER:	John Quigley, Aldersperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley
NAYS:	Dean Raasch
EXCUSED:	Pamela Gantz, Devin Perock

14. Resolution #23-122 Authorizing Renewal of Planned Service Agreement between the City of De Pere and Johnson Controls Fire Protection LP (Community Center Access Control System).

RESULT:	ADOPTED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Dan Carpenter, Aldersperson
SECONDER:	Jonathon Hansen, Aldersperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

15. Resolution #23-123 Authorizing Storm Water Line Easement (Fox River State Trail; ED-80-3).

RESULT:	ADOPTED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Jonathon Hansen, Aldersperson
SECONDER:	Shana Defnet Ledvina, Aldersperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

16. Resolution #23-124 Approving Revision #2 to the State/Municipal Financial Agreement for a State - LET Highway Project (STH 32 - Main Avenue & Reid Street).

City Administrator Larry Delo reported that the Department of Transportation (DOT) will not include widening Main Avenue under the railroad pass in the design plan unless someone comes up with additional funding of approximately \$20 million. The DOT is

evaluating a potential left turn lane at 8th Street after staff provided some drone shots that convinced them to review it. Funding for that feature has not been discussed.

RESULT:	ADOPTED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Jonathon Hansen, Alderperson
SECONDER:	Dean Raasch, Alderperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

17. Resolution #23-125 Approving Grant Agreement between the State of Wisconsin Department of Health Services for Local Public Health Department Division of Public Health Contract #61880.

RESULT:	ADOPTED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	John Quigley, Alderperson
SECONDER:	Dan Carpenter, Alderperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

18. Resolution #23-126 Approving Brown County Community Area Network Fiber Agreement among the City of De Pere, Brown County, the University of Wisconsin-Green Bay and St. Norbert College.

RESULT:	ADOPTED BY ROLL CALL VOTE [5 TO 0]
MOVER:	Dean Raasch, Alderperson
SECONDER:	Shana Defnet Ledvina, Alderperson
AYES:	Carpenter, Hansen, Ledvina, Quigley, Raasch
ABSTAIN:	Amy Chandik Kunding
EXCUSED:	Pamela Gantz, Devin Perock

19. Resolution #23-127 Authorizing Development Agreement Regarding Facility Expansion Between the City of De Pere and MASK, LLC (Plant No. 8; 1862 Commerce Drive).

RESULT:	ADOPTED BY ROLL CALL VOTE [UNANIMOUS]
MOVER:	Jonathon Hansen, Alderperson
SECONDER:	Dean Raasch, Alderperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

20. Reso #23-128 Authorizing Development Agreement Between the City of De Pere and Developer (126 South Broadway and 310 North Wisconsin).

RESULT:	REFERRED BACK TO STAFF [UNANIMOUS]
MOVER:	Dean Raasch, Alderperson
SECONDER:	Amy Chandik Kunding, Alderperson
AYES:	Carpenter, Hansen, Kunding, Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

21. Voucher approval.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Shana Defnet Ledvina, Alderperson
SECONDER:	John Quigley, Alderperson
AYES:	Carpenter, Hansen, Kunding, Defnet Ledvina, Quigley, Raasch
EXCUSED:	Pamela Gantz, Devin Perock

22. Future agenda items.

Alderperson Carpenter requested a discussion on PFAS contamination at a future Board of Public Works meeting.

Alderperson Hansen requested that staff provide a list of contractors for sump pump installation that can be shared with constituents.

23. Adjournment.

Alderperson Ledvina moved, seconded by Alderperson Carpenter to adjourn the meeting at 9:04PM. Upon vote, motion carried unanimously.

Respectfully submitted,
Carey Danen, City Clerk