

**COMMON COUNCIL MEETING
CITY OF DE PERE, WISCONSIN – NOVEMBER 15, 2011**

The Common Council of the City of De Pere, Wisconsin, met in regular session at the Council Chambers in City Hall on Tuesday, November 15, 2011.

Mayor Walsh called the meeting to order at 7:32 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.

Alderman Wilmet moved, seconded by Alderman Donovan, to approve the minutes of the November 1, 2011 meeting. Upon vote, the minutes were approved unanimously.

4A. Mayor Mike Walsh presented the proposed 2012 Budget for the City of De Pere stating as proposed, it's balanced and meets the current fundamental municipal service needs and long term objectives of the community. He noted the City had a \$430,000 deficit to work through. This budget accounts for spending restraints and revenue reductions imposed by the State by implementing a series of municipal expenditures and revenue adjustments. The budget was developed with a balanced approach including 1) non-union, excluding police and fire management, employees contributing 50% of their pension costs; 2) expenditure reductions impacting numerous municipal services in almost every department; 3) fee increases including a new annual solid waste/recycling container fee; 4) a 2.27% tax rate increase that offsets decreasing property values and allows the City to meet the State imposed property tax levy limit of 0.94%; and 5) funding to continue the City's commitment to maintain the community's infrastructure and reduce future debt issuance for equipment replacement.

The proposed 2012 budget's property tax levy is a 1.56% increase. The projected mill rate for 2012 is \$6.22, which is \$0.14 higher than last year. The proposed budget includes an overall 0.59% increase in the General Fund expenditures. This includes a 1.19% increase in General Government, 0.54% decrease in Public Safety, 0.98% increase in Public Works, and 0.39% increase in Culture, Education & Recreation expenditures, and General Fund revenues increase of 0.59%. The 2012 Budget includes a \$220,139 decrease in state shared revenues, \$115,000 decrease in state transportation aids and \$50,404 decrease in recycling grants from the state to fund operational services. The 2012 Budget includes several new and increased fees to partially offset the loss in state funding including a new solid waste collection fee of \$25 per container. The average cost to collect and dispose of a single household's garbage and recycling materials is \$108 per year. The new solid waste fee is intended to fund approximately 46% of the actual cost of providing that service. Property taxes account for approximately 49% of all General Fund revenues.

Administrator Larry Delo presented detail on the Budget Model for the 2012 proposed Executive Budget forecasting revenue and expenditures for a ten-year period identifying the dollar value of property taxes paid by the average property in De Pere; a chart showing the proportion of property taxes used by each taxing jurisdiction indicating that the City's portion is 25%, schools 47%, county is 20% the technical college 7% and state 1%. He reviewed the charts for debt per capita, general fund revenue & expenditure trends and the 2012 projected tax levy in comparison with 21 cities. He also noted an error in the budget document regarding not funding one firefighter position is currently in the printed document so a motion would be needed to remove it. The position accounts for \$64,586.

B. Clerk-Treasurer Char Peterson announced the Notice of Public Hearing on Authorizing Resolution 11-102 Adoption of Tax Levy for City Purposes to Support the 2012 City Budget was published in the City's Official Newspaper, the De Pere Journal on October 27 and November 3, 2011. Mayor Walsh opened the meeting to the public and there was no one present who wished to speak.

Tom Nelson, 734 S. Melcorn Circle, stated he has the privilege and honor to work for the City as a firefighter/paramedic and he is concerned about the proposed cuts to the department. The budget proposal drastically changes the way they do business. It's their business to help people and arrive in a timely manner and this proposed budget would change that with the elimination of the POC firefighters, standby personnel and eliminates one full-time position & requires all line personnel to take two furlough days. The customers will have the potential to wait longer for help. They need the resources in personnel to do the job effectively and efficiently and he asked the Council to reconsider the staffing reduction at the Fire Department.

Kurt Weyers, 1742 O'Hearn, stated there was a lot of hard work that went into the budget. Fire & EMS services are what people pay taxes for. Our City has increased in size and our staff is being reduced. The staff reduction does not agree with the 2008 survey and instead of cutting staff we should be adding people. They have to be there for the people. He hopes Council will reinstate the funds cut from the Fire Department.

Drew Spielman, 2438 Prairie Flower Ln, spoke on the cuts to the Fire Department stating he is not a firefighter. The biggest thing is the reduction of standbys. At least reinstate the money for the standbys. These are essential services and why taxes are paid. He asked that Council reconsider the Fire Department budget with the standbys and the position.

Carol Dalchow, 1036 Scheuring Rd, stated she is a Lieutenant of the De Pere Fire Department and indicated it was the determination of the Safety Committee that changes brought on by the proposed budget with the elimination of a full-time position, standbys, furloughs, and paid on calls will have a direct impact on the safety of the fulltime firefighters and the community.

Dan Gatz, 404 Moon Glow Drive, stated he is a resident and firefighter in the City and the reduction of necessary public safety positions has him alarmed. They should be increasing not decreasing the staff. We cannot afford to wait priceless minutes when lives are at stake. They will be forced to rely on outlying sources. He asked why we would put lives and property in jeopardy. He urged Council to reconsider the cuts.

Jerry Daanen, 1011 S. Erie St., asked how much we are bonding for in construction and equipment and whether it could be delayed a year or so. He understands the fee for recyclables but not garbage and felt it's unfair that union employees will have furloughs since nonunion employees do not. He would like to have the Fire Department get their on-call back and asked if anyone looked at consolidating the Health Department with Brown County and felt non-union employees should be furloughed.

Jim Reedy, 915 Robin, stated he is retired as a volunteer for the Fire Department after 41 years. We can wait a little longer for garbage & brush pick-up but how do we wait when someone is waiting for help if they are laying in the street or had a heart attack.

Chad Bronkhorst, President of the Green Bay Area Firefighters, spoke on the proposed Fire Department cuts. When looking at cuts, the City cannot rely on the MAVIS system to be a back-up system. It was not the intent of the MAVIS System. Green Bay made public safety a priority and put \$400,000 back in the budget for next year. You have to provide adequate services.

There was no one else present who wished to speak and Mayor Walsh closed public comment at 8:34 p.m.

C. Alderperson Boyd moved, seconded by Alderperson Bauer, to approve the proposed 2012 Budget. Discussion followed.

Amendment #1: Alderperson Wilmet moved, seconded by Alderperson Van Vonderen, to amend the resolution to add recycling/garbage fee of \$50 for one year period expiring 12/31/2012. Upon discussion and vote, motion was approved with 7 ayes and 1 nay. Alderperson Bauer voted nay; all others voted aye.

Amendment #2: Alderperson Wilmet moved, seconded by Alderperson Van Vonderen, to reinstate \$28,000 Paid-on-Call Firefighters and have it covered with \$15,000 LED Lights moved to TID #7, \$6,000 tablets, \$3,750 video, and \$3,240 taken from the Cable Access Fund. Upon discussion and vote, motion was approved with 6 ayes and 2 nays. Alderpersons Robinson and Lueck voted nay; all others voted aye.

Amendment #3: Alderperson Heuvelmans moved, seconded by Alderperson Van Vonderen, to amend the budget taking \$10,000 from the City Attorney's Contracted Municipal Court Prosecution Account and place in the Youth User Group Fund in the Park & Recreation Department. Upon discussion and vote, the motion failed with 2 ayes and 6 nays. Alderperson Heuvelmans and Van Vonderen voted aye; all others voted nay.

Amendment #4: Alderperson Lueck moved, seconded by Alderperson Boyd, to eliminate the recycling/garbage fee of \$50 and take the money from delaying the purchase of Garbage Truck #87 for \$102,776 and \$64,586 elimination of Fire Department position, with remainder of \$226,388 coming from the Cable Access Fund for a total of \$393,750. Upon discussion and roll call vote, motion was approved with 5 ayes and 3 nays. Alderperson Bauer, Donovan & Heuvelmans voted nay; all others voted aye.

Alderperson Robinson moved, seconded by Alderperson Heuvelmans, to open the meeting. Upon vote, motion carried unanimously.

Tom Nelson, 734 S. Melcorn Circle, addressed the Council in response to Alderperson Lueck's question stating the Fire Department represented employees have a contract that was bargained in good faith in 2010. They offered concessions and came up with a concept to lose the position in the Department through attrition.

Alderperson Robinson moved, seconded by Alderperson Wilmet, to close the meeting. Upon vote, motion carried unanimously.

Amendment #5: Alderperson Robinson moved, seconded by Alderperson Boyd, to amend the Executive budget to 1) increase fire overtime by \$8,505 and decrease garbage outlay by \$8,505 in the general fund, 2) increase the capital projects portion of the garbage truck outlay and borrowing amounts by \$8,505, 3) include \$225,000 for borrowing for the Swan Road interceptor in the Wastewater Treatment Services Fund, 4) increase fund balance applied \$13,841 in the Stormwater Utility Fund, and 5) adjust City portion of TIF levy to \$610,627. Upon discussion and vote, motion was approved with 6 ayes and 2 nays. Alderperson Donovan & Heuvelmans voted nay; all others voted aye. Alderperson Boyd moved, seconded by Alderperson Lueck to approve the proposed 2011 budget, as amended. Upon discussion and roll call vote, motion carried with 5 ayes and 3 nays. Alderpersons Bauer, Donovan & Heuvelmans voted nay; all others voted aye.

D. Resolution #11-102 Adoption of Tax Levy for City Purposes to Support the 2012 City Budget was presented. Alderperson Donovan moved, seconded by Alderperson Robinson, to approve the resolution. Upon discussion and roll call vote, motion carried unanimously.

5. Public Comment or other Announcements.

Curt Weyers, 1742 O'Hearn Lane, stated he saw in the budget the Wastewater Treatment Fund is 10 million dollars and thought it was physical infrastructure. He suggested selling the land and develop it into something else.

Jerry Daanen, 1011 S. Erie St., asked when the Wastewater Treatment Plant was sold the City was to receive an estimated \$124,000/year and wanted to know where the money goes. Administrator Delo stated the money goes into a separate designated fund to offset future repairs to the interceptors.

The Council recessed at 10:39 p.m. and re-convened at 10:47 p.m.

Item 6 was pulled from the Agenda and will be placed on the next meeting agenda.

7. Ordinance 11-17 Amending Chapter 6 De Pere Municipal Code Regarding Telephonic Meeting Attendance was presented. Alderperson Wilmet moved, seconded by Alderperson Van Vonderen, to enact the ordinance. Upon vote, motion carried with 6 ayes and 2 nays. Alderpersons Bauer & Lueck voted nay; all others voted aye. The ordinance requires a second reading.

8. Ordinance 11-18 Repealing and Creating §2-3 and §2-5 De Pere Municipal Code Regarding Ward Creation and Map was presented. Alderperson Boyd moved, seconded by Alderperson Lueck, to enact the ordinance. Upon discussion and roll call vote, motion carried with Alderpersons Donovan & Wilmet voting nay; all others voting aye. Discussion followed. Alderperson Boyd moved, seconded by Alderperson Lueck, to reconsider the ordinance. Upon vote, motion to reconsider was approved unanimously. Alderperson Robinson moved, seconded by Alderperson Heuvelmans, to enact the ordinance. Upon vote, motion carried unanimously.

9. Resolution 11-103 Establishing Wards was presented. Alderperson Robinson moved, seconded by Alderperson Wilmet, to approve the resolution. Upon vote, motion carried with 7 ayes and 1 nay. Alderperson Donovan voted nay; all others voted aye.

10. Resolution 11-104 Authorizing Second Amendment to Agreement for Engineering Services between the City of De Pere and Graef – USA, Inc. was presented. Alderperson Boyd moved, seconded by Alderperson Lueck, to approve the resolution. Upon discussion and vote, motion carried unanimously.

11. Resolution 11-105 Authorizing Sale of Surplus Property was presented. Alderperson Donovan moved, seconded by Alderperson Bauer, to approve the resolution. Upon vote, motion carried unanimously.

12. Resolution 11-106 Promoting Civil Public Discourse was presented. Alderperson Robinson moved, seconded by Alderperson Boyd, to approve the resolution. Upon discussion and vote, motion carried unanimously.

13. Resolution 11-107 Authorizing Agreement Conveying and Accepting Sanitary Sewer, Water Main and Storm Sewer Infrastructure Servicing Landsborough Court Property Owners Association, Ltd. was presented. Alderperson Bauer moved, seconded by Alderperson Wilmet, to approve the resolution. Upon vote, motion carried unanimously.

14. Resolution 11-108 Authorizing Revocable Occupancy Permit (Front Street Groundwater Monitoring Wells) was presented. Alderperson Donovan moved, seconded by Alderperson Bauer, to approve the resolution. Upon vote, motion carried unanimously.

15. Resolution 11-109 in Support of Southern Brown County Environmental Impact Statement Detailed Study Alternative 2 (Arterial Street along Rockland and Red Maple Roads with a US 41 Interchange) was presented. Alderperson Boyd moved, seconded by Alderperson Heuvelmans, to approve the resolution. Upon discussion and vote, motion carried unanimously.

16. Resolution 11-110 Adopting Section 9.5 Mandatory Furlough Policy to the City Rules and Regulations was presented. Alderperson Boyd moved, seconded by Alderperson Donovan, to approve the resolution. Upon vote, motion carried unanimously.

17. Alderperson Van Vonderen moved, seconded by Alderperson Boyd, to refer back to staff the Riverwalk and Wildlife Viewing Pier bids. Upon vote, motion carried unanimously.

18. Alderperson Donovan moved, seconded by Alderperson Robinson, to approve the vouchers. Upon vote, motion carried unanimously.

19. Applications for Operator's Licenses were presented:

Previously Tabled Operator License for the 2010-2012 Licensing Period					
ITEM#	NAME	ADDRESS	CITY	ST	ZIP
1	CADIEUX, SARAH M.	5990 ALLEN RD.	LITTLE SUAMICO	WI	54141
2	REED, JEFFREY M.	2986 E. SERVICE RD.	ONEIDA	WI	54155
Operator Licenses for the 2010-2012 Licensing Period					
1	BOWMAN, CHAD A.	305 N. SIXTH ST.	DE PERE	WI	54115
2	CARPENTER, AMBER JOE	755 MOLLIES WAY	DE PERE	WI	54115
3	CEILLEY, BRIDGET J.	100 GRANT ST., SUITE 322	DE PERE	WI	54115
4	CHARLES EMILY J.	809 N. ASHLAND AVE.	GREEN BAY	WI	54303
5	GILBERT, KYLE R.	2571 N. 81st ST.	WAUWATOSA	WI	53213
6	KWASNY, KRISTINE D.	1140 MORAIN WAY, #36	GREEN BAY	WI	54303
7	LOPPNOW, HANNAH R.	100 GRANT ST., SUTIE #1297	DE PERE	WI	54115
8	LUECKE, LINDA S.	421 S. ONTARIO ST.	DE PERE	WI	54115
9	MARTELL, MEGHAN F.	32161 EUPHORIA DR.	BURLINGTON	WI	53105
10	MINTEN, HAZEL M.	884 S. NINTH ST.	DE PERE	WI	54115
11	VAN LAANEN, JERRY G.	1604 S. ONEIDA ST.	GREEN BAY	WI	54304
12	WOLFE, AMY L.	826 E. BRIAR LN.	GREEN BAY	WI	54301
13	ZYGIEL, MIRANDA R.	100 GRANT ST.	DE PERE	WI	54115

Alderperson Wilmet moved, seconded by Alderperson Bauer, to approve Denying Previously Tabled Operator License Applications #1 & 2 listed above. Upon vote, motion carried unanimously.

Alderperson Wilmet moved, seconded by Alderperson Bauer, to approve Operator License Applications #1-2, 5-8, 10-12 and table #3-4, 9 & 13 listed above. Upon vote, motion carried unanimously.

20. Future agenda items. Administrator Delo announced that Governor Walker will be signing the multi-jurisdictional TIF Bill tomorrow in Green Bay @ the Business Center.

Item 21 was pulled from the agenda. .

Upon motion by Alderperson Donovan, seconded by Alderperson Robinson, the Common Council adjourned at 11:10 p.m.

Respectfully submitted,

Charlene M. Peterson
Clerk-Treasurer