Common Council

Regular Meeting

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

Minutes

Tuesday, October 15, 2013 | **7:30 PM** | **De Pere City Hall Council Chambers**

Call to order.

The Common Council Meeting was called to order on October 15, 2013 at 7:30 PM, De Pere City Hall Council Chambers, 335 S. Broadway Street, De Pere, WI.

1. Roll call.

2. Pledge of Allegiance to the Flag.

   The Council said the Pledge of Allegiance.

3. Approval of the Minutes of the 9-30-2013 Redevelopment Authority and Common Council Special Meeting.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	Bob Heuvelmans, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

4. Approval of the Minutes of the 10-01-2013 Common Council Meeting.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	Lisa Rafferty, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

5. Public Hearing Exercising Special Assessment Powers for water main and water services on the south side of Cedar Street from the westerly Termini to Tenth Street is scheduled for 7:35 p.m. or soon after.

   A. Notice of Public Hearing.

   The Clerk stated that the Public Hearing was published in the City's Official Newspaper, the De Pere Journal, on September 26th, 2013.

   B. Recommendation from the Board of Public Works.

   Public Works Director Scott Thoresen stated that the Board of Public Works recommends approval.

   C. Resolution #13-124, Final Resolution Authorizing Water Main and Water Service Construction and Levying Special Assessments Against Benefited Property (Cedar Street From the Westerly Termini to Tenth Street).
   Mayor Walsh declared the Public Hearing open.

   Ruth and Robert Zych questioned the assessment of interest and at what point the interest will start; also stated that they are in favor of the improvements.

   Mayor Walsh read an email from Kathy Kocken. She questioned if the City will allow wells for outdoor watering and if the city will give a deadline to abandon the wells by?

Mayor Walsh declared the meeting closed and entertained a motion. Alderperson Boyd moved, seconded by Alderperson Heuvelmans to approve the resolution.

Public Works Director Scott Thoresen explained the interest rate; the project will go on the assessment rolls near the end of 2014 for the 2015. Payment plans are set up for 10 years. He also explained that there is a 5-year deferment to hook up to water and that existing wells can be maintained by obtaining a permit from the city.
City Attorney Judy Schmidt-Lehman explained that Resolution 13-124 does not address deferment of hookup; the resolution needs to be amended by Council in order to allow for the deferment.

Alderperson Crevier moved to modify the resolution to allow for the 5-year deferment, seconded by Alderperson Donovan. Discussion followed. Motion carried unanimously to amend the resolution. Upon vote on the motion as amended, motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Boyd, Alderperson
SECONDER:	Bob Heuvelmans, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

6. Public Hearing on a street vacation for a part of Galway Lane is scheduled for 7:35 p.m. or soon after.

A. Notice of Public Hearing.

The Clerk stated that the Public Hearing was published in the City's Official Newspaper, the De Pere Journal, on September 12th, 19th, and 26th, 2013.

B. Recommendation from the Plan Commission.

City Planner Ken Pabich stated that the Plan commission recommended approval. Ken reviewed a map of the vacation.

C. Resolution #13-114, Regarding the Vacation of Public Thoroughfare (A portion of Galway Lane).
Mayor Walsh declared the public hearing open; no one wished to speak and he declared the public hearing closed and entertained a motion. Upon motion by Alderperson Lueck, seconded by Alderperson Crevier, the motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Larry Lueck, Alderperson
SECONDER:	Scott Crevier, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

7. Public comment upon matters not on the agenda or other announcements.

None.

8. Presentation by Definitely De Pere on the City Main Street Program.

Allyson Watson and Scott Hemaeur of Definitely De Pere presented to the Council.

9. Recommendation from the Finance/Personnel Committee to approve Ambulance Computer Purchase for New Billing System from TKK Electronics.
Upon roll call vote, motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	Lisa Rafferty, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

10. Recommendation from the Finance/Personnel Committee to approve Ambulance Bid award for $162,989 to Foster Coach Sales.
Discussion followed. Upon roll call vote, motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Donovan, Alderperson
SECONDER:	Scott Crevier, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

11. Recommendation from the Finance/Personnel Committee to approve Historic Preservation Commission appropriation of $2,000 for operational funding.
Upon roll call vote, motion carried 7-1 with Alderperson Bauer voting nay.

RESULT:	**ADOPTED [7 TO 1]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	Jim Kneiszel, Alderperson
AYES:	Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty
NAYS:	Kevin Bauer

12. Recommendation from Plan Commission for a 3 lot and single outlot CSM on Tullig Place.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Larry Lueck, Alderperson
SECONDER:	Bob Heuvelmans, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

13. Recommendation from the License Committee to approve application for a Trade Name Change for Pomodoro Italian Restaurant, 101 Fort Howard Avenue (previously 101 Restaurant).

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Kevin Bauer, Alderperson
SECONDER:	Lisa Rafferty, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

14. Resolution #13-125, Adopting a Classification and Compensation Plan.
Alderperson Boyd moved, seconded by Alderperson Lueck to approve the resolution. City Administrator Larry Delo gave a brief summary of how the City has come to the point of bringing forward the plan presented by Carlson-Dettman.

Charlie Carlson explained to the Council the purpose and goals of the plan. He presented Option C, the plan being recommended by City Staff.

Discussion with the Council and Charlie Carlson ensued.
Alderperson Donovan moved, seconded by Alderperson Crevier to open the meeting. Upon vote, motion carried unanimously.

John Kleuskens and Dan Carpenter spoke on behalf of the Water Department employees to express their disappointment over the results of the study.

Tom Blohowiak, Mechanics Foreperson, addressed the Council and expressed that the plan doesn't account for the required skill level of employees.

Judge David Matyas spoke about his Municipal Court Clerk, Sherry Linzmeyer, and expressed that her position was listed at a lower grade than what it should have been.

Martha Merrill, Lead Research Analyst for AFSCME Wisconsin Council 40, spoke out against the wage study presented in De Pere; it doesn't meet criteria for a good study.

Mary Swon, a Union Representative for Municipal Employees Union, spoke out against the wage study and read opinions from people who have experienced a similar wage study in their municipality.

Sherry Linzmeyer, read a letter she wrote to the Council addressing her concerns with her the wage study and her position placement.

Terri Castelic and Vicki Lambert of the Police Department addressed the Council and reviewed their job responsibilities and expressed that they are not the job responsibilities of office assistants, as they were classified.

Steve Bloemer, Street Foreperson stated that the grouping of employees is inaccurate; there is nowhere to be promoted to.

Alderperson Heuvelmans moved, seconded by Alderperson Kneiszel to close the meeting. Upon vote, motion carried unanimously.

Discussion followed.

Alderperson Boyd moved, seconded by Alderperson Donovan, to change Item #4 of Attachment A to Resolution 13-125 from "Pay grade ranges, classifications, and internal pay compensation issues will be reviewed on an as needed basis, but at least every 5 years, in order to properly reflect both the external municipal job market and internal pay equity" to "Pay grade ranges, classifications, and internal pay compensation issues will be reviewed on a yearly basis, in order to properly reflect both the external municipal job market and internal pay equity". Upon vote, motion carried 7-1 with Alderperson Heuvelmans voting nay.

Upon vote on the Resolution, motion carried 7-1 with Alderperson Heuvelmans voting nay.

RESULT:	**ADOPTED [7 TO 1]**
MOVER:	James Boyd, Alderperson
SECONDER:	Larry Lueck, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Kneiszel, Lueck, Rafferty
NAYS:	Bob Heuvelmans

A 5-minute recess was requested at 11:22 p.m.

15. Resolution #13-126, Revoking Approval of Agreement Regarding the Sale and Purchase of 710 Glory Road Between the City of De Pere and Jake Ventures, LLC and Authorizing Agreement Regarding the Sale and Purchase of 710 Glory Road Between the City of De Pere and PEDS, LLC.
Discussion followed. Upon vote, motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Donovan, Alderperson
SECONDER:	James Boyd, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

16. Resolution #13-127, Authorizing Facade Grant to LTF Investments, L.L.C. (519 George Street).
Upon roll call vote, motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	Jim Kneiszel, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

17. Resolution #13-128, Authorizing Agreement with Schenck, S.C. (Sewer Utility Rate Study).
Upon roll call vote, motion carried 7-1 with Alderperson Donovan voting nay.

RESULT:	**ADOPTED [7 TO 1]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	Kevin Bauer, Alderperson
AYES:	Bauer, Boyd, Crevier, Heuvelmans, Kneiszel, Lueck, Rafferty
NAYS:	Michael Donovan

18. Resolution #13-129, Amending Information Technology Use Policy Regulations Regarding Use of Personal Electronic Communication Devices/Services for City Purposes.
Discussion followed. Upon vote, motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Donovan, Alderperson
SECONDER:	Larry Lueck, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

19. Resolution #13-130, Authorizing Amendment to Agreement for Consulting Services Between the City of De Pere and RW Management Group, Inc. For Interim Fire Department Management Services.
Upon roll call vote, motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	Lisa Rafferty, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

20. Resolution #13-131, Authorizing Write-off of Delinquent Revolving Loan to Harrill Cabinetry & Custom Woodworking, LLC.
Discussion followed. Upon roll call vote, motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James Boyd, Alderperson
SECONDER:	Scott Crevier, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

21. Resolution #13-132, Authorizing Professional Consulting Services Agreement with GeoDecisions.
Upon roll call vote, motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	Lisa Rafferty, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

22. Resolution #13-133, Authorizing Acceptance of Crime Prevention Foundation Grant

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Kevin Bauer, Alderperson
SECONDER:	Jim Kneiszel, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

23. Resolution #13-134, Authorizing and Approving a Revocable Occupancy Permit for St. Norbert College for Irrigation System Installation and Maintenance.
Alderperson Crevier requested to abstain from the vote as St. Norbert College is his employer.

Discussion followed.

RESULT:	**ADOPTED [7 TO 0]**
MOVER:	Jim Kneiszel, Alderperson
SECONDER:	Kevin Bauer, Alderperson
AYES:	Bauer, Boyd, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty
ABSTAIN:	Scott Crevier

24. Resolution #13-135, Opposing Senate Bill 338 Expanding Town Authority to Create Tax Increment Financing Districts.
Discussion followed. Upon vote, motion carried unanimously.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Jim Kneiszel, Alderperson
SECONDER:	James Boyd, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

25. Resolution #13-136, Authorizing Redevelopment Agreement Between the City of De Pere, the Redevelopment Authority of the City of De Pere and VHC, Inc.
City Planner Ken Pabich pointed out that the RDA made one change by striking the word "retail" in section 4A.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Scott Crevier, Alderperson
SECONDER:	Kevin Bauer, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

26. Resolution #13-137, Authorizing Amendment to Redevelopment Agreement Between the City of De Pere, the Redevelopment Authority of the City of De Pere and Centre Ville LLC (formerly Medical Arts Complex Medical Center S.C.)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Donovan, Alderperson
SECONDER:	Larry Lueck, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

27. Operator License Applications.

CITY OF DE PERE - OCTOBER 15, 2013					
ITEM#	NAME	ADDRESS	CITY	ST	ZIP
PREVIOUSLY TABLED OPERATOR LICENSE APPLICATIONS					
1	COLLINS, PATRICK M.	106 N. MICHIGAN ST., APT.#3	DE PERE	WI	54115
2	MARONEY, APRIL D.	1984 TERRY LN.	DE PERE	WI	54115
3	MEERT, JOSHUA J.	2331 FARLIN AVE., #4	GREEN BAY	WI	54302
4	WALENTOWSKI, PHILLIPS A.	132 1/2 S. BROADWAY ST.	DE PERE	WI	54115
5	WHETUNG, SHERRI A.	14232 MARIBEL RD.	MARIBEL	WI	54227
OPERATOR LICENSE APPLICATIONS FOR THE 2012-2014 LICENSING PERIOD					
1	BRICKHAM, JOHN P.	1219 SPENCE ST.	GREEN BAY	WI	54303
2	DAHLE, DULCIE A.	136 N. ASHLAND AVE.	GREEN BAY	WI	54303
3	MUELLER, AMY L.	1525 ROSALIE LN.	GREEN BAY	WI	54304
4	NOEL, GREGORY W.	995 ST. ANTHONY DR.	DE PERE	WI	54115
5	PASONO, ERIN E.	401 SCANDINAVIAN CT., #6	DENMARK	WI	54208
6	SULLIVAN, NICHOLAS P.	404 COOLIDGE ST.	GREEN BAY	WI	54301

Alderperson Bauer moved, seconded by Alderperson Heuvelmans to deny Previously Tabled Operator Licenses #1 and 2 and to approve Previously Tabled Operator Licenses #3-5. Upon vote, motion carried unanimously.

Alderperson Bauer moved, seconded by Alderperson Boyd to approve Operator License Applications #1-3 and 5-6 and to table Operator License Application #4. Upon vote, motion carried unanimously.

28. Voucher Approval.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lisa Rafferty, Alderperson
SECONDER:	James Boyd, Alderperson
AYES:	Bauer, Boyd, Crevier, Donovan, Heuvelmans, Kneiszel, Lueck, Rafferty

29. Future agenda items.

None.

30. Adjournment.

Moved by Alderperson Crevier , seconded by Alderperson Kneizsel to adjourn the meeting at 11:46 p.m.

Respectfully submitted,

Shana Defnet
Clerk-Treasurer