PUBLIC NOTICE OF MEETING BOARD OF PUBLIC WORKS

Pursuant to Section 19.84, Wisconsin Statutes, notice is hereby given to the public that a regular meeting of the Board of Public Works of the City of De Pere will be held on Monday, August 9, 2010, 7:30 pm in the Council Chambers of the City Hall.

Notice is hereby given that a majority of the members of the Common Council of the City of De Pere may attend this meeting to gather information about a subject(s) over which they have decision-making responsibility.

AGENDA FOR SAID MEETING:

- Roll Call
- 2. Approve minutes of the regular meeting held on July 12, 2010, which were previously forwarded to Board Members
- 3. Update the Board on discussions with the City and Wisconsin Public Service (WPS) on the increased costs of the Excavation Permits Alderperson Heuvelmans
- 4, Discuss Compost Facility
- 5. Discuss 2011 Public Works Budget
- 6. Discuss Downtown Terrace Trees
- 7. Approve Bid for Project 10-08 Manhole Rehabilitation
- 8. Discuss Noxious Weeds and Other Unsightly Growth Ordinance
- 9. Grant Street Railroad Crossing
- 10. Revocable Occupancy Permit-Main Street De Pere Art Walk
- 11. Update on Parking/Traffic Team Meeting
- 12. Public Comment
- Future Agenda Items
- 14. Adjournment

Scott J. Thoresen, P.E. Public Works Director

AGENDA SENT TO:

Alderpersons
Mayor
Administrator
Clerk's Office
Bulletin Boards
Eric Rakers
Karen Heyrman
Legal Office
City Attorney

De Pere Journal
Green Bay Press Gazette
TV and Radio Stations
De Pere Area Business Alliance
North American Communications
WI Public Service Corporation
Ms. Diane Hockers, 429 S. Ninth St, De Pere
Infrastructure Technologies, Inc.
Cheryl Detrick, De Pere Chamber of Commerce
J. Dressen, WPS

Any person wishing to attend whom, because of disability, requires special accommodations should contact the office of the Clerk-Treasurer at 339-4050 by noon on the day of the meeting so that arrangements can be made.

ITEM 2

BOARD OF PUBLIC WORKS

A regular meeting of the Board of Public Works was held on Monday, July 12, 2010, at 7:30 pm in the Council Chambers at City Hall.

1. Roll Call

Members present on roll call: Mayor Walsh, Alderpersons Wilmet, Boyd, Heuvelmans and Bauer. Members absent on roll call: None.

Others present: Scott Thoresen - Director of Public Works, Eric Rakers - City Engineer, Sue Selissen - Public Works Secretary, recording secretary.

2. Approve minutes of the regular meeting held on June 7, 2010; which were previously forwarded to Board Members

Minutes of the June 7, 2010 regular meeting previously forwarded to members of the Board were presented. A motion to approve the minutes was made by Alderperson Wilmet, seconded by Alderperson Heuvelmans. Upon vote, motion was carried unanimously.

3. Approve the bid for Project 10-12A - Police HVAC

A motion to approve the bid for Project 10-12A was made by Mayor Walsh, seconded by Alderperson Boyd. Alderperson Bauer asked why there was such a difference in the two bids and was the bidding process done properly. Eric, City Engineer, stated that the first bids submitted were denied because they were all considerably over what the City had budgeted for the project. He assured the Board that the bid to be approved today was appropriate and that the bidding process was done properly. Upon vote, motion was carried unanimously.

4. Approve Change Order to use Epoxy-Coated bars for the City Hall and Perrot Square Steps

A motion was made by Alderperson Boyd to approve the change order to use epoxy-coated bars for City Hall and Perrot Square steps, seconded by Alderperson Wilmet. Alderperson Bauer asked why there was an increase of \$1,000. Eric Rakers, City Engineer, stated that he made a request for an explanation/invoice to clarify the additional amount, however, had not received it yet. Alderperson Bauer asked if a vote should be held until an answer was obtained. Eric stated that the timeline for the project was considered when presenting this item to the Board since the project was to begin next week. Delays are not recommended for this project due to it being scheduled for optimal weather for this type of work. Upon vote, motion carried with 4 Ayes (Mayor Walsh and Alderpersons Boyd, Heuvelmans and Wilmet) and 1 Nay (Alderperson Bauer).

5. Update on Dead and Damaged Trees in Downtown area - Requested by Alderperson Wilmet

Scott Thoresen, Director of Public Works, review the detailed letter from the City Forester, Don Melichar. Alderperson Wilmet stated that the area of concern he had talked about at last month's meeting were the east and west sides of downtown De Pere, he asked why those areas were not addressed. Scott stated he had misunderstood the area of concern and did not request a review of the west side downtown area. After further discussions on the matter about tree types, watering options

etc. it was determined that Scott will invite the City Forester to the meeting next month. The Mayor suggested that once it is decided how many trees will need to be removed, replaced and the costs, further discussions and a timeline for this project could be discussed by the Forester as well presenting it to the Board of Park Commissioners.

6. Update Board on Grants and the Tree Impact to Sidewalks

Eric Rakers, City Engineer, presented this update to the Board. He informed the Board that the City Forester reported that we have taken advantage of an Urban Forestry Grant for tree management in urban areas and does look for grant opportunities that are applicable. He added that when future grants are being considered, that the Forester will look at implementing repair costs into the grants for City tree sidewalk damages.

7. Approve Request for Revocable Occupancy Permit - Pasquales Int.

Scott Thoresen, Director of Public Works, presented this agenda item to the Board. He stated that after a review of the area, that the tables/chairs would not impede pedestrian traffic or wheel chair accessibility in that area. He added that the City had granted permits like this for other establishments in the past. Alderperson Bauer asked if they were aware that they couldn't serve liquor outside. Scott stated that information regarding the permit was obtained through the Clerk's office and should have been in the information provided to them at that time. Alderperson Bauer added that they should be aware of their responsibility to keep the area clean and free of bottles, cigarette butts etc. and hoped that that information was provided as well. A motion was made by Alderperson Wilmet to approve the permit, seconded by Alderperson Heuvelmans. Upon vote, motion carried unanimously.

8. Approve State/Municipal Agreement of USH 41 and Scheuring Rd Interchange

Scott Thoresen, Director of Public Works, presented this agenda item to the Board. Alderperson Bauer asked about the City's responsibility of any costs above the projected costs. Scott assured the Board that after a review of this agreement by Erick Rakers, City Engineer and himself, that it contained customary and standard language and they felt comfortable with presenting the agreement for approval to the Board. He added that there are caps on most of the costs. A motion was made by Mayor Walsh to approve the agreement, seconded by Alderperson Boyd. Upon vote motion carried with 4 Ayes (Mayor Walsh and Alderpersons Boyd, Heuvelmans and Wilmet) and 1 Nay (Alderperson Bauer).

9. Discuss Compost Facility Permit

Scott Thoresen, Director of Public Works, presented this agenda item to the Board. He reviewed previous Board meetings and current policy regarding the permits. Alderperson Heuvelmans stated that it was not fair for De Pere residents to pay \$10 for a permit and Ledgeview residents didn't have to pay anything for theirs, that proof of residency should be sufficient and no resident should be turned away at the compost site. He also asked how many free permits each Ledgeview resident could get. Scott stated he could provide that information at the next meeting. Alderperson Wilmet asked if the monies received from the sale of the permits was significant in supplementing the costs of the compost sites operations. Sue Selissen, Public Works Secretary stated that the compost site attendee may bring in \$200-\$260 a month (April, May and June) now that they are sold at the site. Alderperson Wilmet also stated that since the brush collection at the curbside had been decreased, he would support keeping it simple and not charging for the permit. Scott stated that the permits bring in approximately \$1,200 –

\$1,500 a year and did not really contribute to the operational costs of wages and equipment, adding that the permits were purchased with those monies as well. Scott informed the Board that Ledgeview pays for approximately 20% of the total operational costs of the site. Further discussions regarding camera surveillance operations and not charging for the permits were had. Mayor Walsh stated that one reason the fees originated was so that surrounding community residents would have to contribute if they wanted to use the facility. He also felt that there needed to be some sort of control, but not sure how to obtain that. The Board requested that this item be discussed at the next meeting and that Scott present the Board the Compost Site agreement with Ledgeview, revenues/costs and determine how many free permits are provided to the Ledgeview residents. Alderperson Heuvelmans stated that he felt that De Pere residents should not be charged for the permits, that proof of residency should be sufficient and no resident should be turned away at the compost site.

10. Public Comment

None.

11. Future Agenda Items

- Alderperson Heuvelmans Address no stop sign at Red Tail Glen and Waterview Rd. with Traffic/Parking Team.
- Alderperson Heuvelmans Update the Board on discussions with the City and Wisconsin Public Service (WPS) on the increased costs of the Excavation Permits.
- Alderperson Boyd Residents still complaining about Crestview overflow parking by school and
 is requesting the Parking/Traffic team again review the possibility of "2 hr. Parking only signs"
 between the hours of 7-4 on school days. He added that the students parking all day are
 affecting garbage and recycling collection to those residents.
- Alderpersons Boyd and Wilmet Requesting that the ordinances for grass heights and fines be looked at and suggested that we look at what Green Bay has in place at this time. Mayor Walsh recommended City Attorney involvement as well since it involves private property.
- Alderperson Heuvelmans Can Railroad put up signage in their ROW to remind their engineers that it is a quiet zone. Whistle blowing is still happening.

15. Adjournment

A motion was made by Alderperson Mayor Walsh at 8:37 pm to adjourn, seconded by Alderperson Wilmet. Upon vote, motion was carried unanimously.

SCOTT J. THORESEN, P.E. DIRECTOR OF PUBLIC WORKS

City of De Pere Public Works Department

Memo

To:

Honorable Mayor Walsh

Members of the Board of Public Works

From:

Scott J. Thoresen, Director of Public Works S. J.T.

Date:

August 2, 2010

Subject:

Discussion of Utility Excavation Permit

Alderperson Heuvelmans requested an update at the last BOPW meeting in regards to Wisconsin Public Service's (WPS) concerns with the increase costs of the utility permits. WPS was at the 4/12/10 BOPW meeting and spoke during public comment regarding the increase costs in fees.

Since this meeting, staff has met with WPS to discuss their concerns and explained to them the fee being charged was meant to cover the City's actual costs for administering their utility project within street right- of- way. The permit fee should not exceed \$1,000 unless the utility project is a major complex project being done within the City that will cause extraordinary involvement of City staff.

I have also attached a copy of a memo regarding the utility excavation permits and fees. This memo explains how the revised fees were implemented.

City of De Pere Public Works Department

Memo

To:

Larry Delo, City Administrator

From:

Scott J. Thoresen, Director of Public Works

Date:

June 24, 2010

Subject:

Utility Excavation Permits and Fees.

You have requested that I put together information regarding the City's revised utility excavation permit and the permit fees associated with the permit. I will present to you a summary of how we arrived at our current utility excavation permit.

In May of 2007 at the Brown County Public Work's Association (BCPWA) meeting, the group discussed the issue with how the various municipalities in Brown County permit utilities within their right of way. After a lot of discussion, it appeared the permitting process varied throughout the County as well as the fees each municipality charged. The group decided to form a special committee to investigate what all the communities did with utility permitting countywide. Representatives from Ashwaubenon, Allouez, De Pere, Howard, and Suamico participated on this committee. The intent of this committee was to try to develop a utility permit to be used by all communities including permit fees. After many months of reviewing what other communities did, the committee came up with a draft utility permit that was presented to the BCPWA on 12/11/08. The local utility companies were invited to this meeting for discussion of this permit and were part of the discussion as well. The utility companies present at this meeting were: AT&T, Time Warner, and WPS. There were concerns from the companies present but generally they all felt having a uniform permit countywide was a great idea. The BCPWA allowed the utility companies to further review the draft permit and then could respond in writing with further comments. All three utility companies further responded with written comments.

One aspect of creating a uniform utility excavation permit was coming up with fees associated with the permit. Every community including De Pere had their own utility permit and associated fees prior to this. Prior to the new utility permit, De Pere charged \$60 to \$250 depending if the work was in the street or in the terrace area. Some of the highest permit fees were charged by Brown County Highway Commission and Town of Lawrence in the amount of \$750 to open cut a street. During the permit fee discussions the BCPWA considered the comments from the utility companies that the permit fees needed to be based on actual costs undertaken by the municipality for overseeing the utility working in the right of way. During these discussions, the City of De Pere and the Village of Allouez estimated their costs based on previous experience.

De Pere's estimate:

Permit application:		
Engineering review	(\$80/hour) @ (2 hours)	= \$160
Two field inspections	(\$55/hour) @ (2 hours)	= \$110
Truck	(\$13/hour) @ (2 hours)	= \$26
Clerical	(\$45/hour) @ (1 hour)	= \$45
10% Administration		= \$ 35

Total Permit Application Costs		= \$376
Road / Street Excavation	•	
Engineering	(\$80/hour) @ (4 hours)	= \$320
Field Inspections	(\$55/hour) @ (4 hours)	= \$220
Truck	(\$13/hour) @ (4 hours)	= \$ 52
Total Road / Street Excav	vation Costs	= \$ 592
Total Permit Costs (\$ 376 + \$592)		= \$ 968

Village of Allouez estimate:

Permit Issuance Costs:

Cost to review plans and issue permit, including communication.

Manager (\$69.62/hour) @ (4 hours) = \$ 278.48 Records = \$ 50

Review of submittals including engineering plan review and permit documents, and reply to permit applicant with questions.

Manager	(\$69.62/hour) @ (4 hours)	= \$278.48
Clerical	(\$33.29/hour) @ (2 hours)	= \$ 66.58

Issue permit based on review and final comments.

Manager	(\$69.62/hour) @ (1 hour)	= \$69.62
Clerical	(\$33.29/hour) @ (1 hour)	= \$33.29
Total Permit Issuance Cost to	Allouez	= \$776.45

Construction Inspection:

Cost incurred due to construction inspection and warranty of the project work. Project timetable is a 12-week project, which is comparable to recent private utility projects. Cost to Allouez to monitor utility construction project. Does not include storm water permit and inspection costs.

Inspect contractor's work as it impacts municipal utilities

Manager	(\$69.62/hour) @ (2 hours)	= \$ 139.24
Engineer Technician	(\$38.41/hour) @ (12 hours)	= \$ 460.92
Vehicle charge	(\$15/hour) @ (6 hours)	= \$90

Communications with contractors/utility staff

Engineer Technician (\$38.41/hour) @ (2 hours) = \$76.82

Municipal Utilities On-site Inspections as needed (inspecting when sewer/water lines are impacted or street crossings).

Inspector	(\$36.54/hour) @ (8 hours)	= \$ 292.32
Vehicle charge	(\$15/hour) @ (8 hours)	= \$ 120
Total Construction Inspection Co	ost to Allouez	= \$ 1179.30

Final Inspection & Warranty Administration:

Manager	(\$69.62/hour) @ (2 hours)	= \$ 139.24
Engineer Technician	(\$38.41/hour) (a) (4 hours)	= \$ 153.64
Vehicle charge	(\$15/hour) @ (2 hours)	= \$30

Total Final Inspection & Warranty Administration Cost to Allouez = \$ 322.88

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Total Permit Costs ($776.45 + $1179.30 + $322.88) = $2278.63
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Additional costs to Allouez for long term maintenance of street due to utility crossing (repairs and patching) after warranty period is \$375 per crossing based on experience. Typical project will have at least 2 crossings and may have 6 or more. Average cost is \$1,500 based on 4 crossings.

The above information from De Pere and Allouez was used by BCPWA to determine the following proposed fees for the new utility permits:

Permit	Appl	ication	Fees:
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Utility Project	= \$ 250
Minor Permit (Single/Two Family Residence	= \$50

Work to be performed:

to ou perroranea.	
Boring under road/street	= \$ 375
Road/street open cut excavation	= \$ 750
Excavation in right of way per boring	= \$ 50
Excavation in right of way per structure	= \$ 250

The BCPWA agreed to take the draft permit and fees to have their individual municipal attorneys review and then have their Boards or Councils approve. Staff worked with the City Attorney on the new utility permit before taking the utility permit to the Board of Public Works and City Council for approval. The City of De Pere implemented the new utility permit process and fees earlier this year.

As the new utility permit has been implemented, there really has been only one concern and that is with the new permit fees. Staff has met to discuss these concerns with at least one utility company and have explained to them the fee being charge was meant to cover our actual costs for administering their utility project within the street right-of-way. The permit fees should not exceed \$1,000 unless the utility project is a major complex project being done within the City that will cause extraordinary involvement of City staff.

If you have any questions or require additional information, please feel free to contact me.

City of De Pere Public Works Department

Memo

To:

Honorable Mayor Walsh

Members of the Board of Public Works

From:

Scott J. Thoresen, Director of Public Works S. J. T.

Date:

August 3, 2010

Subject:

Discussion of Compost Facility

At the July 12, 2010 BOPW meeting the compost facility and compost fees were discussed. (See attached memo for this meeting) This issue was referred back to staff where the Board requested the following information: 1) agreement with Ledgeview; 2) revenues generated from fees for compost sticker; 3) survey of other communities regarding compost facilities.

I have attached the agreement with Ledgeview with regards to shared operational costs for the compost facility. The agreement calls for the Town to share in the annual operating costs of the facility. The costs are shared based on the population distribution of the two municipalities. I have attached the invoices charged to Ledgeview for 2007, 2008, & 2009.

The revenues generated by collecting fees for the residential compost stickers are estimated at \$2,000 for the \$10 sticker. The commercial & non-resident sticker we have generated \$2,200 so far for 2010. Also, Ledgeview does not charge their residents for the compost sticker.

Staff also surveyed other communities in Northeast Wisconsin on their compost facility. The communities that did respond are: Bellevue, Bonduel, Howard, Kewaunee, Manitowoc, Marinette, Menasha, Neenah, Oneida, Oshkosh, Shawano, Sturgeon Bay, Suamico, and Waupun. (See attached spreadsheet) The majority of the communities did not require a permit to use the compost facility. The communities that did require a permit did charge a fee. Approximately 60% of the communities had an on site attendant to monitor the site.

As discussed at our previous BOPW meeting, the Board needs to consider whether we should continue to have on site attendees for monitoring the site. Staff has discussed this issue and is recommending that we eliminate the on site attendees which are utilized during the months of April through November. If we eliminated this, there would also no longer be the need for compost stickers. Staff would recommend the installation of a security camera for monitoring the site. As part of staff recommendation the following items were considered:

• Why were compost stickers originally implemented? It appears at the 11/8/04 BOPW meeting the compost stickers were implemented because of concerns of non-residents using the facility. (See attached minutes) If we went away with using compost stickers as well as having no site attendees this issue would still be there. We should still charge the commercial landscape users for the site with the existing fee of \$100. This fee was implemented at the 10/11/04 BOPW meeting. (See attached minutes) Staff felt with the installation of the security camera we could monitor the use of commercial landscapers.

- Why did the City implement having an on site attendee? It appears from reading the 12/8/03 BOPW minutes and talking with staff regarding the history of the site, that improper use of the site was happening without any attendees. (See attached minutes) This still could be an issue in the future if it is decided not to utilize compost site attendees. Staff felt during the months of December through March there are no site attendees and there has been minimum misuse of the site. Also if a security camera was installed the City could potentially minimize any site misuse. Costs for the security camera are estimated at \$3,500.
- Are there any benefits to eliminating seasonal compost site attendees? Staff feels the biggest benefit would be the approximately \$15,000 in labor savings. Also there would not be a need for compost stickers.
- Are there any disadvantages for eliminating the seasonal compost site attendees?
 Staff felt the biggest issue would be the use of the facility for non-residents. The other issue would be misuse of the site but hopefully with the installation of a security camera this would minimize misuse.

Staff is recommending for the 2011 budget for the compost facility:

- 1) Eliminate the seasonal compost site attendees.
- 2) Eliminate the requirement of the compost sticker for residents. The commercial landscaper / contractor would still be required to have a annual \$100 permit.
- 3) Install a security camera for monitoring the site.

City of De Pere Public Works Department

Memo

To: Honorable Mayor Walsh

Members of the Board of Public Works

From: Scott J. Thoresen, Director of Public Works

Date: July 8, 2010

Subject: Discussion of Compost Facility Permit

It was requested by Alderperson Heuvelmans at the Council meeting on July 6, 2010 to discuss the compost facility permit and fees associated with it. This issue was referred to the BOPW to discuss this issue.

I have attached the previous BOPW and Council meeting minutes where this issue was discussed. In summary, the BOPW discussed this issue at the 8/9/07 meeting and made a recommendation to charge \$10 for any additional stickers given out to residents. At this time staff had noted all residents of De Pere had been given at least one sticker and many were given two. Also as part of this recommendation the BOPW approved going to a different color compost sticker every three years. Council approved this recommendation on 8/27/07. At the 11/07/07 BOPW meeting staff informed the Board it was not possible to send out a new sticker with the newsletter as originally recommended so staff felt it was in the best interest to keep the existing green sticker and continue to charge for any additional stickers given out to residents.

The intent of this discussion is to determine whether or not the BOPW wants to make any changes to the compost facility permit and fees associated with it.

INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF DE PERE AND THE TOWN OF LEDGEVIEW CONCERNING ROCKLAND ROAD COMPOST SITE

THIS AGREEMENT is entered into by and between the City of De Pere, a Wisconsin municipal corporation ("City") and the Town of Ledgeview, a Wisconsin town ("Town"), pursuant to Section 66.30, Wis. Stats.

WHEREAS, the City currently owns and operates a licensed compost facility on Rockland Road in the City of De Pere; and

WHEREAS, the Town wishes to be able to provide use privileges of that compost site to its residents; and

WHEREAS, the City is interested in permitting Town residents to utilize said compost facilities upon execution of a cost sharing agreement with the City; and

WHEREAS, both the Town and the City see mutual benefits in proceeding cooperatively to provide for joint use of the compost facility on a cost sharing basis;

NOW, THEREFORE, it is hereby agreed as follows:

- Project Design. The parties wish to cooperatively provide for joint use of the City's licensed compost facility located on Rockland Road in the City of De Pere.
- Cost Sharing. (a) Town shall participate in the annual operational costs of the Rockland Road compost facility.

(b) The cost distribution shall be determined annually and shall be based upon population distribution of the parties.

(c) This cost distribution shall be calculated on an annual basis utilizing actual cost figures and Wisconsin Department of Administration population estimate figures from the previous year. For 1998, the cost distribution shall be based upon the calculation set forth in Exhibit 1 which is attached hereto and incorporated by reference.

 Payment. (a) City shall bill Town semi-annually (March 1 and July 1 of each year) for Town's portion of the compost site operational costs.

(b) Town shall remit payment to City within thirty (30) days of billing.

(c) Should Town fail to make payment as specified herein, City shall cause a notice of such default to be served upon the Town Clerk. If the default is not cured by payment in full of all sums then outstanding, such shall constitute termination of this agreement and City shall be entitled to prohibit the use of the compost site by Town residents.

4. Ownership and Maintenance of Facility. City shall retain full ownership and authority over the site and shall be responsible for all maintenance thereto.

5. This Agreement may be terminated by either party upon a six (6) month notice to the following:

If to City:

City Administrator 335 South Broadway De Pere, WI 545115

Projected Calculation/Distribution of Costs provision of Rockland Road Compost Site and Operations to the Town of Ledgeview

ASSUMPTIONS:

• Population (1997)

	City	19,285	90.13%
	Town of Ledgeview	2,112	9.87%
	TOTAL	21,397	100%
•	ANNUAL OPERATIONS	\$40,000	
•	OVERHEAD & ADMINISTRATIVE 5% OF ANNUAL OPERATION	\$ 2,000	
•	SITE DEVELOPMENT COST (ANNUALIZED)	\$ 715	

TOTAL

\$42,715

TOTAL PROPOSED COST DISTRIBUTION, 1998

City of De Pere \$38,500.00

Town of Ledgeview 4,215.00

\$42,715.00

INVOICE City of De Pere 335 S. Broadway De Pere, WI 54115

Bill To: Sarah Burdette

June 12, 2007

Town of Ledgeview 3700 Dickenson Road De Pere WI 54115

Re: Compost Site - 2006 Operating Costs - Due in 2007

ITEMIZED CHARGES:

		\$42,029.86
		\$23,601.79
		<u>\$16,286.80</u>
		\$81,918.45
Population	% Population	
22,310	81.52	\$66,776.30
5,059	18.48	\$15,142.15
	22,310	22,310 81.52

Total Due March 1, 2007 \$7,571.07

Total Due July 1, 2007 \$7,571.07

Please remit payment to:
City of De Pere
335 S. Broadway
De Pere WI 54115
ATTN: Vicki Scray, Deputy Clerk

6,25% per annum service charge on unpaid balance of account over 30 days

INVOICE City of De Pere 335 S. Broadway De Pere, WI 54115

Bill To: Sarah Burdette

October 6, 2008

Town of Ledgeview 3700 Dickenson Road De Pere WI 54115

Re: Compost Site - 2008 Operating Costs

ITEMIZED CHARGES:

Total Labor Charge			\$39,478.53
Total Equipment Charge			\$32,800.28
Outside Services			<u>\$17,492.00</u>
TOTAL			\$89,770.81
	Population	% Population	
City of De Pere	22,310	80.49	\$72,258.43
Town of Ledgeview	5,407	19.51	\$17,512.38

Total Due March 1, 2008 \$8,756.19

Total Due July 1, 2008 \$8,756.19

Please remit payment to:
City of De Pere
335 S. Broadway
De Pere WI 54115
ATTN: Vicki Scray, Deputy Clerk

6.25% per annum service charge on unpaid balance of account over 30 days

INVOICE City of De Pere 335 S. Broadway De Pere, WI 54115

Bill To: Sarah Burdette

September 23, 2009

\$9,843.41

Town of Ledgeview 3700 Dickenson Road De Pere WI 54115

Re: Compost Site - 2009 Operating Costs

ITEMIZED CHARGES:

		Total Due March 1, 2008	\$9,843.41
Town of Ledgeview	5,519	19.50	\$19,686.81
City of De Pere	22,780	80.50	\$81,258.46
	Population	% Population	
TOTAL			\$100,945.27
Outside Services			\$20,496.00
Total Equipment Charge			\$32,800.28
Total Labor Charge			\$47,648.99

Please remit payment to:
City of De Pere
335 S. Broadway
De Pere WI 54115
ATTN: Vicki Scray, Deputy Clerk

Total Due July 1, 2008

6.25% per annum service charge on unpaid balance of account over 30 days

This document was too large to scan, please call the MSC at 339-4060 to request a copy of it.

Tony Wied, Manager of Citgo Plaza, stated he feels this is a reasonable request and is looking for a level playing field.

A motion to close the meeting and return to regular order was made by Alderperson Thyes, seconded by Alderperson Donovan and unanimously approved.

A motion to deny the sign variance request was made by Alderperson Thyes, seconded by Alderperson Donovan and approved with Alderperson Dunlop voting nay.

7. Year-end information on leaf collection.

Director Simonson stated recent modifications to the leaf collection have been very productive. Director Simonson responded to questions from the Board and stated there will be a few equipment modifications next year but overall you can expect even more improvements.

Board members praised City Staff for their efforts on leaf collection this year.

8. Stickers for residents to use Compost Site.

Director Simonson presented information and stated there are concerns that non-residents are using the compost facility. Director Simonson responded to questions from the Board and presented three different methods of regulating users at the compost facility:

- Compost Site Attendant would randomly check drivers licenses
- Issue card at City Hall and MSC with persons name and address. Users at the site would then present the card to the attendant at their time of entry to the facility
- Provide each resident with a sticker. The sticker would be included with the next citywide mailing. The sticker would be placed inside the car on the window.

A motion to provide each resident with a sticker to the compost facility and include it with the next citywide mailing was made by Alderperson Donovan, seconded by Alderperson Daanen and unanimously approved

9. Public comment.

There was no public comment.

10. Future Agenda items.

There were no future Agenda items.

12/8/03 BOPW Minutes

will not be able to charge for the first quarter. Therefore, we may need to transfer money from the Water Utility at the end of the year to cover the shortfall. Administrator Delo responded to questions from the Board and recommended authorization for City Staff to proceed with a request for PSC approval.

A motion to authorize City Staff to proceed with a request for PSC approval was made by Mayor Walsh, seconded by Alderperson Peters, and approved with Alderperson Thyes voting nay.

6. Consider City membership in the Municipal Environmental Group, Drinking Water Division.

Director Simonson stated the Municipal Environmental Group (MEG) represents municipal interests in drinking water issues. Director Simonson stated that MEG is currently working on regulations proposed by the State Department of Natural Resources that will affect the industrial use of high capacity wells. Director Simonson stated the City needs to be involved to protect our municipal interests in the aquifer and insure that industrial access is not unduly restricted. Director Simonson responded to questions from the Board and recommended approval of the membership with MEG in the amount of \$2,000 from the Water Utility fund.

A motion to approve the membership with the Municipal Environmental Group was made by Alderperson Donovan, seconded by Alderperson Peters and unanimously approved.

7. Consider approval to renew contracts for maintenance of the instrumentation and high voltage equipment at the Waste Water Treatment Plant.

A motion to renew the contracts for maintenance of the instrumentation and high voltage equipment to Synchronized Instruments, Inc. and The Steinmetz Corp. at the Waste Water Treatment Plant was made by Alderperson Daanen, seconded by Alderperson Peters and unanimously approved.

8. Discuss Compost Site stickers.

Assistant Director Schmitt presented information and recommended providing each household with one (1) Compost Site sticker. Assistant Director Schmitt recommended issuing the sticker with the next citywide mailing. Assistant Director Schmitt stated the cost of the stickers, advertising and postage would be approximately \$984.50. Assistant Director Schmitt stated the cost would be shared with the Town of Ledgeview. Assistant Director Schmitt responded to questions from the Board.

Larry Delo questioned if this is worth our while pursuing.

next page

Director Simonson indicated the major problem at the site was improper use (i.e. garbage, concrete, etc.) and that has since been resolved with the hiring of the attendant.

A motion to deny the sticker implementation and discontinue verifying resident's addresses was made Alderperson Daanen and seconded by Alderperson Peters. The motion failed on a two to three vote with Mayor Walsh, Alderperson Thyes and Alderperson Donovan voting nay.

A motion to deny the sticker implementation and leave it up to the discretion of Public Works Staff to randomly check identification was made by Mayor Walsh, seconded by Alderperson Peters and approved, with Alderperson Daanen voting nay.

9. Consider bids received for Skid Steer Loader, with attachment.

Assistant Director Schmitt presented information and recommended purchase of the A300 All Wheel Skid Steer from Bobcat of Green Bay in the amount of \$34,776, with trade.

Alderperson Daanen stated he feels the New Holland LS190 is a stronger, better machine for the price.

Alderperson Thyes stated he is also in favor of the New Holland LS190. Alderperson Thyes indicated he spoke with the Street Department Crew and they are in favor of the New Holland LS190.

Assistant Director Schmitt stated he spoke with the Union Steward for the Street Department who said they were comfortable with the Bobcat A300. Assistant Director Schmitt responded to questions from the Board.

A motion to approve the purchase of the A300 All Wheel Skid Steer from Bobcat of Green Bay in the amount of \$34,776 with trade, was made by Alderperson Donovan, seconded by Alderperson Peters and approved, with Alderperson Thyes voting nay.

10. Discuss time clock at the Municipal Service Center.

Lee Schley, City Engineer, responded to questions from the Board and stated he has checked with surrounding Brown County Municipalities and only one (1) of them require their Engineering Department to use a punch clock.

Jackie Nystrom, Human Resource Director, stated currently non-management employees in the Public Works and Parks Department, excluding secretaries, punch a time clock. No other employees in the City currently use a time clock. Jackie stated Engineering Technicians are by trade classified as

A motion to deny the request to cul-de-sac Red Tail Glen at Red Maple Road and have City Staff notify constructions crews working in the area to thoroughly clean the street daily of debris and post a speed limit sign on Red Tail Glen was made by Alderperson Daanen, seconded by Alderperson Thyes and unanimously approved. Mayor Walsh stated the posting of the speed limit sign must also be approved by the Traffic and Parking Committee.

2. Consider tower lease agreements.

Director Simonson presented information and responded to questions from the Board.

A motion to approve the Water Tower Lease Agreement for subsequent negotiations with the tenant was made by Alderperson Donovan, seconded by Mayor Walsh and unanimously approved.

3. Consider driveway variance at former Howard Johnson site.

Director Simonson presented information and stated Nifong Realty has requested a variance on a driveway width from 25 feet to 50 feet at the former Howard Johnson site to primarily accommodate semi-truck traffic. Director Simonson recommended approval of the variance and stated the Plan Commission has also recommended that this width should be allowed. Director Simonson stated the third drive requested by the Developer was eliminated prompting the need to make the two remaining drives larger. Director Simonson responded to questions from the Board and stated the drives would be clearly marked to identify the lanes.

Alderperson Thyes stated that in his opinion this would turn into a truck stop.

A motion to grant the driveway variance was made by Alderperson Daanen, seconded by Alderperson Donovan and approved with Alderperson Thyes voting nay.

4. Compost site fee.

Director Simonson presented information and stated Alderperson Daanen requested that a user fee be considered for landscapers and contractors who use the Compost Facility.

Director Simonson stated that each year the City spends approximately \$9,500 contracting a tub grinder and compost screener. Director Simonson explained that City Staff estimates that approximately 50% of this cost can be attributed to landscapers and contractors. Director Simonson proposed a \$100 user fee be charged to each landscaper or contractor that uses the site. The \$100 fee would include a sticker for one vehicle and an additional \$25 for every vehicle thereafter.

A motion to require landscapers and contractors to place a sticker in the window of each vehicle using the Compost Facility at an initial user fee of \$100 for the first vehicle and \$25 for each additional vehicle was made by Alderperson Daanen, seconded by Mayor Walsh and unanimously approved.

5. Public comment.

There was no public comment.

6. Future Agenda items.

Alderperson Donovan requested a future discussion of stickers for the Compost Facility.

A motion to adjourn the meeting was made at 8:00 P.M. by Mayor Walsh, seconded by Alderperson Dunlop and unanimously approved.

ROY A. SIMONSON
DIRECTOR OF PUBLIC WORKS

City of De Pere Public Works Department

Memo

To:

Honorable Mayor Walsh

Members of the Board of Public Works

From:

Scott J. Thoresen, Director of Public Works S. J. T.

Date:

August 2, 2010

Subject:

Discussion of 2011 Public Works Budget

Staff is currently working on preparing for our 2011 public works budget. The budget is due to the City Administrator August 18, 2010. I wanted to discuss with the BOPW the upcoming 2011 budget to determine whether there was anything in the budget the Board wanted to add or cut.



Memorandum

To: Honorable Mayor Walsh

Members of the Board of Public Works

From: Karen Heyrman, P.E.

Assistant City Engineer

Re: Bids for Project 10-08

Manhole Rehabilitation

Date: August 2, 2010

Discussion: The following bids were received for Project 10-08:

Contractor Bid Amount

Infrastructure Technologies \$ 98,035

Kim Construction Company Inc. \$114,475

The budget includes \$147,700 for this work. The staff recommendation is to approve the bid submitted by Infrastructure Technologies for \$98,035.

City of De Pere Public Works Department

Memo

To: Honorable Mayor Walsh

Members of the Board of Public Works

From: Scott J. Thoresen, Director of Public Works 5.5.1

Date: August 3, 2010

Subject: Discuss Noxious Weeds and Other Unsightly Growth Ordinance

It was requested at the last BOPW meeting to have staff review the City's existing "noxious weeds and other unsightly growth ordinance" due to news reports of neighboring communities enforcing their ordinance on this same issue. The City Attorney has review the ordinances of the neighboring communities and does not recommend adopting their ordinances but has suggested changes to our ordinance. The changes to our ordinance could be revised in compliance with state law to include certain grasses as a "noxious weed" thereby permitting the Weed Commissioner to take action to remove them and to charge the costs of removal on an increasing basis for chronically non-compliant properties, on the tax roll as a special charge. The draft ordinance change also changes the current 12" height requirement to 9" to be consistent with neighboring communities.

EXISTING ORDINANCE

Sec. 74-10. Noxious weeds and other unsightly growth.

(a) *Definitions*. The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Control means the cutting, tillage or cropage of unsightly growth at such times and in such manner as will effectively prevent such growth beyond a height of one foot.

Destroy means the complete killing of weeds or the killing of weed plants over the surface and ground by use of chemicals, cutting, tillage, cropage system or a combination of these at such times and in such manner as will effectively prevent such plants from maturing to the bloom and flower stage.

Noxious weed means the following: Canada thistle, leafy spurge and field bindweed (creeping Jenny), or any other weeds or vegetation, or any combination thereof, allowed to grow to a height of over one foot.

- (b) Destruction of certain noxious weeds. The owner of any lot, place or area within the city shall destroy any Canada thistle, leafy spurge and field bindweed growing thereon.
- (c) Control of unsightly growth. The owner of any lot, place or area within the city shall control thereon the growth of all noxious weeds as defined in subsection (a) of this section.
- (d) Destruction or control by city. The weed commissioner shall carefully investigate concerning the existence of noxious weeds within the city. If any person neglects to destroy or control any such weeds as required in this section, the weed commissioner shall destroy or control such weeds, or cause the weeds to be destroyed or controlled in the manner deemed to be the most economical. The cost of destroying or controlling the weeds shall be charged and assessed in the manner provided by Wis. Stats. § 66.98.
- (e) Fill and debris. To aid in the destruction or control of noxious weeds, no owner of any lot, place or area within the city shall deposit any fill or debris thereon and allow the same to remain without being leveled off or removed within 15 days after deposit of the same.
- (f) Declaration of public nuisance. Permitting the growth of noxious weeds without destruction or control as required in this section, which causes blight to residential areas, permits breeding areas for obnoxious insects and allows for the concealing of vermin, or the failure to level off, fill or remove debris, is hereby declared to be a public nuisance affecting health, and may, in addition to any other authority contained in this section, be abated in accordance with the provisions of chapter 78 of this Code.
- (g) *Penalty*. In addition to any other authority granted in this section, any person violating this section shall, upon conviction, be fined in the amount of not less than \$20.00 nor more than \$200.00 for each violation. Each day in which any such violation shall continue may be deemed a separate offense.

ORDINANCE #10-noxious weeds

REPEALING AND RECREATING SECTION 74-10 DE PERE MUNICIPAL CODE REGARDING NOXIOUS WEEDS

THE COMMON COUNCIL OF THE CITY OF DE PERE DO ORDAIN AS

FOLLOWS:

Section 1: §74-10 De Pere Municipal Code is hereby repealed and recreated as follows:

Sec. 74-10. Noxious Weeds.

- (a) Definitions
 - 1. "Noxious weed" means, in addition to those noxious weeds enumerated in Wis. Stats. §66.0407, the following:
 - A. Sow thistle:
 - B. Wild and Indian mustard;
 - C. Quack grass;
 - D. All Ragweed;
 - E. Burdock;
 - F. All hay fever producing grasses and weeds;
 - G. Any grass or weed or combination thereof over 9 inches in height.
 - 2. "Destroy" means the elimination of the noxious weed by use of filling, cutting, chemicals or a combination of those methods, at such times and in such manner as will effectively prevent such plants from pollinization or prevent them from reaching the bloom or flower stage.
- (b) Noxious weeds to be destroyed
 - 1. The owner, occupant or person in control of every lot, place or area within the city shall destroy all noxious weeds growing or located thereon.
 - 2. If the owner, occupant or person in control of such lot, place or area fails to destroy such noxious weeds, the Weed Commissioner shall, in accordance with Wis. Stats. §66.0517 destroy or have destroyed such noxious weeds.
 - To aid in the destruction or control of noxious weeds, no owner, occupant or person in control of any lot, place or area within the city shall deposit any fill or debris thereon and allow the same to

- remain without being leveled off or removed within 15 days after deposit of the same.
- 4. Property in the city but not served by city sewer or water shall be exempt from the provisions of this section except for such noxious weeds as are enumerated in Wis. Stats. §66.0407.
- (c) Municipal Ordinance Citations, Charges and Costs
 - 1. Violations of the provisions of this section may result in the issuance of a municipal citation, with such forfeiture assessed as determined by resolution of the Common Council. Each day the violation continues shall be considered a separate offense.
 - 2. If a person is found to be in violation of the requirements of this section after inspection by the Weed Commissioner, the person shall be subject to the following special charges as authorized under Wis. Stats. §66.0517.
 - A. \$50.00 to cover the costs of the initial investigation by the Weed Commissioner.
 - B. An additional \$75.00 for failure to mow or otherwise destroy the noxious weeds that remain in violation of this section.
 - C. \$100 for each subsequent failure to comply with this section in the same calendar year.
 - D. All costs actually incurred by the city in cutting or otherwise destroying the noxious weeds.

Section 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3: This ordinance shall take effect on and after its passage and publication as provide by law.

provide by law.	
Adopted by the Common Counc	cil of the City of De Pere, Wisconsin, this day of
, 2010.	
	APPROVED:
	Michael J. Walsh, Mayor
	ATTEST:
Ayes:	Charlene M. Peterson, Clerk-Treasurer
Nays:	Chancie ivi. i cicroni, Cicia ficasuici



Memorandum

To: Honorable Mayor Walsh

Members of the Board of Public Works

From: Karen Heyrman, P.E.

Assistant City Engineer

Re: Grant Street Railroad Crossing

Date: August 4, 2010

Discussion: Alderperson Donovan called me on July 28, 2010, because he received a

complaint about the railroad crossing on Grant Street and wanted to know when/if this could be addressed. E-mail was sent to Aaron Knuth with CN and his response was that the crossing would be replaced this year. He could not give me a date but said it would be done before November.

City of De Pere Public Works Department

Memo

To: Honorable Mayor Walsh

Members of the Board of Public Works

From: Scott J. Thoresen, Director of Public Works S. J. T.

Date: August 4, 2010

Subject: Revocable Occupancy Permit – Main Street De Pere Art Walk

The Main Street De Pere has requested a revocable occupancy permit to place easels with foam core boards of artist renderings for their Main Street De Pere Art Walk on August 24, 2010. (See attached request)

Staff recommends granting a revocable occupancy permit as requested.

If you have any questions on this matter please feel free to contact me.



441 Main Avenue PO Box 5142 De Pere WI 54115 p 920.338.0000 f 920.338.1833 www.deperechamber.org

August 4, 2010 sent via email

Scott Thoreson
Department of Public Works
236 6th Street
De Pere WI 54115

RE: Revocable Occupancy Permit for Main Street De Pere Art Walk

Scott:

Please accept this letter as a formal request for a Revocable Occupancy Permit for our Main Street De Pere Art Walk on Tuesday, August 24, 2010, to allow us to place easels with foam core boards of artist renderings of our Pier Art: Fins & Feathers public art pieces as a preview to the full event next summer that we have discussed via email.

We would like to place them locations on the east downtown sidewalks: seven in the 100 Broadway blocks of Broadway (one is just outside the Union Hotel so in the 200 block), 2 places on Front Street, 1 in the 400 block of George Street and 2 in the 100 block of North Wisconsin.

I understand we will have to provide a certificate of insurance for the permit, but as we already do one for the holiday decorations, that is not a concern for us.

If you need anything else to facilitate this process, please don't hesitate to contact me.

Best regards,

Cheryl Detrick President/C.E.O.



CITY OF DE PERE

335 South Broadway
De Pere, WI 54115
Fax No.: 920/339-4049
Web: http://www.de-pere.org



Parking and Traffic Team July 8, 2010 Minutes

Items for the Board of Public Works:

1. Street light for Killarny

A request was made by residents for an additional street light on Killarny. The City has lighting criteria that are used to determine if a light is needed. It was determined that a light was needed for this area.

Recommendation:

An additional light should be installed on Killarny to match the City standards for safety. The light would be added to the 2011 budget and installed in spring of 2011.

2. Thilmany Parking (River Parking Lot)

A request was made to change five of the stalls in the Riverview Parking lot from long term to short term. Staff reviewed the request with Thilmany since it is part of our lease agreement with Thilmany. Thilmany did approve the request.

Recommendation:

Five of the parking stalls from the Riverview Parking lot be changed from long term to short term parking.

3. Westwood Street Parking / Signage

A request was made by the West De Pere School District to update the signage on Westwood since changes were made to student drop off and pick up. In addition, the crosswalk was moved which also requires changes to the parking areas.

Recommendation:

The following recommendations are being made:

- 1. Parking on the south side of Westwood Dr by the school would be signed with No Parking from 8:00 am to 3:00 pm.
- 2. Westwood Drive would be re-signed for parking based on the requirements for safety from driveways and crosswalks.
- 3. A pedestrian crossing sign would be added near the new crosswalk location.

4. Broadway / Merrill / Wisconsin Intersection

When the work was completed on Wisconsin and Merrill, the signage was not updated. There is currently parking on Merrill (west of the bumpout), which is creating a safety issue for both motor vehicles and pedestrians.

Recommendation:

The signage on Merrill should be updated to have no parking from Broadway east until after the first school entrance. In 2011, Engineering will budget for fully improving the intersection for pedestrian crossings.

5. Parking on Grant (near 4th)

The Wisconsin International School has requested that the 20-minute parking on the north side of Grant be changed to two hour parking. The 20-minute parking was added when SNC use the building for the bookstore. At this time, they do not have any specific plans where the 20-minute parking would be needed. WI International School also requested that the parking in front of the school be changed so it is safer for student drop off and pick ups.

Recommendation:

The 20-minute parking on the north side of grant (near 4th) is changed to 2 hour parking. On the south side, the parking in front of the school should be signed as a loading zone with specific hours posted.

6. Waterview Road Stop Sign at Red Tail Glen Intersection

When the subdivision was constructed the stop sign for Waterview was not installed. For safety and consistency with the subdivision design, at stop sign should be added on Waterview Road.

Recommendation:

A stop sign should be install on Waterview Road at the intersection of Red Tail Glen.

7. Apollo and Grant Intersection

Apollo Way and Grant Street connect in a "T" intersection with a stop condition on Apollo Way. To improve traffic flow and decrease driver delays, dedicated left and right turn lanes are proposed at this intersection on Apollo Way. To install the lanes, parking will need to be restricted on Apollo Way from Grant Street to approximately 100 feet north of the Grant Street right-of-way.

Recommendation:

Eliminate parking from the Grant Street right-of-way to approximately 100 feet north of the right-way on Apollo Way.

8. Apollo and Morning Glory Intersection

The intersection was redesigned as part of Project 10-07 to better define traffic movement/control at the intersection with north and southbound traffic having right of way The signage needs to be updated to match the new design.

Recommendation:

The stop and right turn no stop for eastbound Morning Glory Lane should be removed.

Items that were reviewed (No action needed):

1. 8th and Main Intersection

With the new roundabout on 8^{th} and Ashland there will be more traffic directed to the intersection of 8^{th} and Main. The Team discussed the short and long terms needs for the intersection.

Next Steps:

Short term, the Engineering department will determine if any improvements can be made to the intersection (ie lane painting, signage, etc). Long term, the Engineering department will schedule a meeting with WI DOT to discuss the long term redesign of the intersection.

2. Speed concern on Spruce

Police observed the speeds on the street at various times and it was determined not be an issue at this time.

Next Steps: Closed issue.

3. Speed on Charles between Brule and Desplaine

Police and Public Works observed the speeds on the street at various times and it was determined not be an issue at this time. The addition of a stop sign is not needed.

Next Steps: Closed issue. This area will be added to the rotation for the speed board.

4. Signage / Parking at the Fairgrounds

Public Works was concerned with having to place temporary signage on Fairview, River, and Foxyiew.

Next Steps:

Engineering will check the streets to see if they can be safely signed with permanent signage.

5. O'Hearn - no left turn and speed

Staff has reviewed this concern over the past three years. Some residents want a no left turn installed on O'Hearn and Chicago. While other residents have expressed concern with wanting the movement left open. In 2010 staff collected data and also observed the street and turning movements on multiple occasions.

Next Steps:

At this time, no action is required. Police and Public Works will continue to monitor the intersection.

6. WI International School Crossing on 4th

The Wisconsin International School has requested information on ways to make the crossing safer at College and 4th.

Next Steps:

Engineering will work with the school on obtaining a "Yield to Pedestrian" sign that is similar to the ones that SNC has used. It has been very effective at slowing down traffic.

7. Foxview School

The Wisconsin International School has requested information on ways to make the crossing safer at College and 4th.

Next Steps:

Engineering will work with the school on obtaining a "Yield to Pedestrian" sign that is similar to the ones that SNC has used. It has been very effective at slowing down traffic.

8. Crestview Parking

Residents have expressed concern with students parking on the street and the impact it has on city services (plowing, refuse collection). This was reviewed in the past and the team recommended no action at the time since it was determined that there was no significant impact on services and that the street was used in a legal manner.

Next Steps:

Public Works will monitor the street to see if there is any issue with the provision of services. If needed, the City could consider limiting the time when parking could occur; however it does create an enforcement issue and request for similar signage on other streets in the area.

Respectfully Submitted:

Captain Dale Haagen Lieutenant Chad Opicka Eric Rakers Ken Pabich De Pere Police Department De Pere Police Department De Pere Engineering De Pere City Planner