



# City of Appleton

100 North Appleton Street  
Appleton, WI 54911-4799  
www.appleton.org

## Meeting Minutes - Final Common Council

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Wednesday, June 3, 2015

7:00 PM

Council Chambers

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A. CALL TO ORDER

*Meeting called to order at 7:02 pm.*

B. INVOCATION

*Offered by Alderperson Martin.*

C. PLEDGE OF ALLEGIANCE TO THE FLAG

D. ROLL CALL OF ALDERPERSONS

**Present:** 16 - Alderperson Chris Croatt, Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Cathy Spears, Mayor Timothy Hanna, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Ed Baranowski, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS

*PRESENT: City Attorney Walsh, Deputy City Attorney Behrens, City Clerk Collins, Deputy Finance Director Rogers, Fire Chief Vander Wyst, Director of Parks, Recreation and Facilities Gazza, Police Chief Thomas, Director of Public Works Vandehey, Director of Utilities Shaw, Director of Community and Economic Development Harkness, Library Director Rortvedt, Director of Human Resources Behnke, Health Officer Eggebrecht, Valley Transit General Manager Wetter.*  
*EXCUSED: Director of Information Technology Fox.*

F. PUBLIC PARTICIPATION

*Name -- Address -- Topic*  
*Dennis LeMere - 1604 W Rogers Ave - Douglas Rebuild*  
*John Peterson - 126 Alton Ct - Library*  
*Helen Comperini - 1522 W Pine St - Douglas Rebuild*  
*Cindy Carter - 1102 N Superior - Park & Library*  
*Bob Phillips - 1337 N Manson - Library*  
*Nina Cook - 23 Winona Ct - Winona Rebuild*  
*John Edwards - 22 Winona Ct - Winona Rebuild*  
*Mark Hackstock - 1605 W Rogers Ave - Douglas Rebuild*

## G. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[15-885](#) Common Council Meeting Minutes from May 20, 2015.

**Attachments:** [CC Minutes 05-20-2015.pdf](#)

**Aldersperson Croatt moved, seconded by Aldersperson Konetzke, that the Meeting Minutes be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Aldersperson Croatt, Aldersperson Dannecker, Aldersperson Martin, Aldersperson Dalton, Aldersperson Williams, Aldersperson Meltzer, Aldersperson Plank, Aldersperson Siebers, Aldersperson Konetzke, Aldersperson Baranowski, Aldersperson Mann, Aldersperson Coenen, Aldersperson Lobner and Aldersperson Jirschele

**Abstained:** 2 - Aldersperson Spears and Mayor Hanna

## H. BUSINESS PRESENTED BY THE MAYOR

[15-913](#) Presentation on Fox Cities Visitor Spending by Pam Seidl, Executive Director of the Fox Cities Convention and Visitors Bureau.

**Attachments:** [CC 06-03-2015-Fox Cities Visitor Spending 2014 Summary.pdf](#)

## I. PUBLIC HEARINGS

[15-886](#) Public Hearing - 1-P-15

**Attachments:** [CC 06-03-2015- PH - 1-P-15.pdf](#)

*Name -- Address*

*Jerod VanLanen - 2228 E Stirling Pkwy*

*Derek Taylor - 7021 N Purdy Pkwy*

*Richard Baxter - 6734 N Gullwing*

*Ravi Vir - 2210 E Stirling Pkwy*

*Cindy Carter - 1102 N Superior*

*David Krueger - 2701 Apple Hill Blvd*

## J. SPECIAL RESOLUTIONS

[15-915](#)

Adopt Final Resolution 1-P-15 authorizing street improvements and levying Special Assessments against benefited property.

**Attachments:** [CC 06-03-2015-Final Resolution - 1-P-15.pdf](#)

*Public Hearing held on June 3, 2015.*

**Aldersperson Martin moved, seconded by Aldersperson Konetzke, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 13 - Aldersperson Dannecker, Aldersperson Martin, Aldersperson Spears, Aldersperson Dalton, Aldersperson Williams, Aldersperson Meltzer, Aldersperson Plank, Aldersperson Siebers, Aldersperson Konetzke, Aldersperson Baranowski, Aldersperson Mann, Aldersperson Coenen and Aldersperson Lobner

**Nay:** 2 - Aldersperson Croatt and Aldersperson Jirschele

**Abstained:** 1 - Mayor Hanna

## K. ESTABLISH ORDER OF THE DAY

[15-756](#)**Douglas Street:**

Douglas Street, from Pine Street to Haskell Street, be reconstructed with asphalt pavement and concrete curb and gutter to a width of 33' from back of curb to back of curb, which is the same width as the existing street. ~~New sidewalk would be constructed to the Right of Way line along the west side of Douglas from Pine Street to Haskell Street.~~ New sidewalk would be constructed to the Right-of-Way line along the east side of Douglas from Pine Street to Rogers Avenue. Current on-street parking would remain unchanged.

**Attachments:** [Douglas Street.pdf](#)

**Aldersperson Konetzke moved, seconded by Aldersperson Croatt, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Aldersperson Croatt, Aldersperson Dannecker, Aldersperson Martin, Aldersperson Spears, Aldersperson Dalton, Aldersperson Williams, Aldersperson Meltzer, Aldersperson Plank, Aldersperson Siebers, Aldersperson Konetzke, Aldersperson Baranowski, Aldersperson Mann, Aldersperson Coenen and Aldersperson Lobner

**Nay:** 1 - Aldersperson Jirschele

**Abstained:** 1 - Mayor Hanna

[15-762](#)**Winona Court:**

Winona Court, from Nawada Street to Nawada Street, be reconstructed with asphalt pavement and concrete curb and gutter to a width of ~~21'~~ **23'** from back of curb to back of curb, which is approximately ~~2'~~ **4'** wider than the existing street. ~~New 4' sidewalk would be constructed along the curb of the west leg of Winona Court. On-street parking during non-winter months would remain unchanged. During winter months, on-street parking would be prohibited along both sides of Winona Court.~~

**Attachments:** [Winona Court.pdf](#)

**Aldersperson Croatt moved, seconded by Aldersperson Konetzke, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Aldersperson Croatt, Aldersperson Martin, Aldersperson Spears, Aldersperson Dalton, Aldersperson Williams, Aldersperson Meltzer, Aldersperson Plank, Aldersperson Siebers, Aldersperson Konetzke, Aldersperson Baranowski, Aldersperson Mann, Aldersperson Coenen, Aldersperson Lobner and Aldersperson Jirschele

**Nay:** 1 - Aldersperson Dannecker

**Abstained:** 1 - Mayor Hanna

[15-766](#)

Implement the following downtown parking changes in summer 2015:

a. Change on-street meter hours from 9:00 a.m.-9:00 p.m. to 9:00 a.m.-6:00 p.m. Monday through Saturday, with Sundays remaining free.

b. Change on-street meter limit from 2-hours to 12 hours and the rate from \$0.75/hour to \$0.20/hour for all **on-street** meters north of Washington Street.

**c. Change Library Park Lot meter hours from 9:00 a.m.-9:00 p.m. to 9 a.m. -6:00 p.m. Monday through Saturday, with Sundays remaining free.**

**Attachments:** [Parking meter changes summer 2015.pdf](#)

[Parking Meters.pdf](#)

**Aldersperson Dannecker moved, seconded by Aldersperson Martin, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderperson Croatt, Alderperson Dannecker, Alderperson Martin, Alderperson Spears, Alderperson Dalton, Alderperson Williams, Alderperson Meltzer, Alderperson Plank, Alderperson Konetzke, Alderperson Baranowski, Alderperson Mann, Alderperson Coenen, Alderperson Lobner and Alderperson Jirschele

**Nay:** 1 - Alderperson Siebers

**Abstained:** 1 - Mayor Hanna

[15-894](#)

2015-2016 Beer/Liquor License Renewal applications, contingent upon approvals from all departments.

**Attachments:** [2015-2016 Beer-Liquor Renewal list for S&L 5-27-2015.docx](#)

**Alderperson Dannecker moved, seconded by Alderperson Lobner, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderperson Croatt, Alderperson Dannecker, Alderperson Martin, Alderperson Spears, Alderperson Dalton, Alderperson Williams, Alderperson Meltzer, Alderperson Plank, Alderperson Siebers, Alderperson Konetzke, Alderperson Baranowski, Alderperson Mann, Alderperson Lobner and Alderperson Jirschele

**Abstained:** 2 - Mayor Hanna and Alderperson Coenen

[15-887](#)

Resolution introduced by Alderperson Baranowski at the April 22, 2015 Common Council meeting relating to a referendum for the April 5, 2016 ballot regarding the new municipal library:

#6-R-15 - Baranowski

“Whereas the cost of the proposed re-siting of the municipal library to a completely new building on one of Appleton’s most commercially desirable downtown locations is a major expenditure by the city, and;

Whereas the currently budgeted city contribution is \$30 million dollars, a cost figure that likely does not include collateral and related costs for developments connected to serving the new construction and site, and, thus, is likely to increase as a total project cost, and;

Whereas the citizens of Appleton deserve an opportunity to directly influence an expenditure of this magnitude for a nontaxable municipal building;

Be it resolved that the following be placed as an advisory referendum question on the ballots for the 2016 Spring Election & Presidential Preference Vote to be held on April 05, 2016:

"Should at least \$30 million be spent by the taxpayers of the City of Appleton to construct a new municipal library?"

**Alderperson Baranowski moved, seconded by Alderperson Croatt, that the Report Action Item be held. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderperson Croatt, Alderperson Dannecker, Alderperson Martin, Alderperson Spears, Alderperson Dalton, Alderperson Williams, Alderperson Meltzer, Alderperson Plank, Alderperson Konetzke, Alderperson Baranowski, Alderperson Mann, Alderperson Coenen, Alderperson Lobner and Alderperson Jirschele

**Nay:** 1 - Alderperson Siebers

**Abstained:** 1 - Mayor Hanna

## L. COMMITTEE REPORTS

### **Balance of the action items on the agenda.**

**A motion was made by Alderperson Curt Konetzke, seconded by Alderperson Joe Martin, to approve the Balance of the Agenda. The motion carried by the following vote:**

**Aye:** 15 - Alderperson Croatt, Alderperson Dannecker, Alderperson Martin, Alderperson Spears, Alderperson Dalton, Alderperson Williams, Alderperson Meltzer, Alderperson Plank, Alderperson Siebers, Alderperson Konezke, Alderperson Baranowski, Alderperson Mann, Alderperson Coenen, Alderperson Lobner and Alderperson Jirschele

**Abstained:** 1 - Mayor Hanna

## 1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[15-864](#) Request from Randy Breckheimer to waive the reinspection fee for Electrical Permit E86-943.

**Attachments:** [Request from Randy Breckheimer.pdf](#)

**This Report Action Item was approved.**

## 2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[15-798](#) Taxicab Company License Renewal of A2B Taxi LLC, Bradley C. Pingel, 1348 W. Summer Street, contingent upon approvals from all departments.

**This Report Action Item was approved.**

[15-799](#) Pet Store License Renewal application of Just Pets, Craig L. Weborg, Applicant, 2009 N. Richmond St., contingent upon approvals from all departments.

**This Report Action Item was approved.**

[15-800](#) Operator's License application of Chris Tomlinson, 1897 1/2 Newberry Street.

**This Report Action Item was approved.**

[15-841](#) Taxicab Company and Limousine Service renewal application of Dynasty Limousine Service LLC, John Wolters, 314 E. Wilson Avenue, contingent upon approvals from all departments.

**This Report Action Item was approved.**

[15-851](#) Change of Agent - "Class B" Beer/Liquor License application of VFW Post 2778, 501 N. Richmond St., Tiffany A. Nunenkamp, Agent, contingent upon approval from the Police Department.

**This Report Action Item was approved.**

[15-853](#) Mobile Home Park License renewal application of Richard Moore, Moore Enterprises, 106 Primrose Lane, contingent upon approvals from all departments.

**This Report Action Item was approved.**

[15-854](#) Change of Agent - Class "B" Beer and Class "C" Wine License for Sunrise Family Restaurant & Bakery, Inc., d/b/a Paninoteca, 2025 N. Richmond St., Kenneth J. Wolff, Agent, contingent upon approval from the Police Department.

**This Report Action Item was approved.**

[15-855](#) Pet Store Renewal application of HSA Corporation d/b/a Pet Supplies Plus, 702 W. Northland Ave., contingent upon approvals from all departments.

**This Report Action Item was approved.**

[15-857](#) Operator's License application of Chantay Riedle, 1109 Geneva Road, #4, Menasha.

**Attachments:** [Chantay Riedel attachment.pdf](#)

**This Report Action Item was approved.**

[15-858](#) Operator's License application of Brian P. Brennan, 12 N. Kurt Avenue.

**This Report Action Item was approved.**

[15-907](#) Operator's Licenses

**Attachments:** [Operator's Licenses for 05-27-2015.pdf](#)

**This Report Action Item was approved.**

[15-908](#) Renewal Operator's Licenses

**Attachments:** [Renewal Operator's Licenses for 05-27-2015.pdf](#)

This Report Action Item was approved.

**3. MINUTES OF THE CITY PLAN COMMISSION**

[15-615](#) Request to approve the proposed Zoning Ordinance Text and Map Amendments to Article X Floodplain Zoning of Chapter 23 of the Municipal Code, Section 23-206 (b)(7) Official Maps and Revisions as identified in the attached staff report

**Attachments:** [Staff Report ZO Floodplain Text&Map Amendment.pdf](#)

*Public Hearing held on May 20, 2015.*

This Report Action Item was approved.

**4. MINUTES OF THE PARKS AND RECREATION COMMITTEE**

**5. MINUTES OF THE FINANCE COMMITTEE**

[15-888](#) Request to approve the following 2015 Budget adjustment:

**Valley Transit**

Federal Grants and Aids	+\$98,451
Other Contracted Services	+\$98,451

to record federal aid received (Section 5310 funds) to provide transportation for seniors and customers with disabilities.

**Attachments:** [VT Section 5310 Grant - 2015.pdf](#)

This Report Action Item was approved.

[15-889](#) CEA Review Committee Report from May 12, 2015.

**Attachments:** [CEA Committee Report.pdf](#)

This Report Action Item was approved.

[15-890](#) Finance Committee Report 2-P-15 for Sanitary Sewer, Storm Sewer and Laterals.

**Attachments:** [Resolution 2-P-15.pdf](#)

This Report Action Item was approved.

## 6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[15-896](#) Request to proceed with the Phase III services of work related to the Fox Cities Exhibition Center as outlined in the attached Hinshaw & Culbertson Engagement Letter

**Attachments:** [Memo to CEDC ARA on H C Phase III .pdf](#)  
[HC Exhibition Center engagement letter 5-21-15.pdf](#)  
[Change-Pro Redline - Appleton Phase III Engagement Letter v10 and Appleton Phase III Engagement Letter v12.pdf](#)

This Report Action Item was approved.

## 7. MINUTES OF THE UTILITIES COMMITTEE

[15-865](#) Preliminary Resolution 2-P-15 for Sanitary Sewer, Storm Sewer, Sanitary Laterals & Storm Laterals be adopted and refer the matter to the Finance Committee to determine the assessment rate.

**Attachments:** [Resolution 2-P-15.pdf](#)

This Report Action Item was approved.

[15-880](#) Approve proposed changes to Municipal Code Chapter 20, Article VII, Illicit Discharges and Connections.

**Attachments:** [Illicit Discharges and Connections.pdf](#)

This Report Action Item was approved.

[15-881](#) Approval of an Engineering contract for the Midway Road and Scarlet Oak Lift Station Improvements Projects to McMahon in the amount of \$34,864 plus a 15% contingency of \$5,230 for a total cost of \$40,094.

**Attachments:** [Midway Scarlet Oak Lift Station Improvements Projects Award Memo.pdf](#)

This Report Action Item was approved.

[15-882](#) Approval of Wastewater Diffused Air Flootation Polymer Feed Pump Purchase - Three (3) Watson Marlow Peristaltic Pumps from Drydon Equipment, Inc. in the amount of \$20,811.

**Attachments:** [Polymer Pump System Purchase.pdf](#)

This Report Action Item was approved.

[15-884](#) Approve the purchase of Automated Temperature Monitoring System from REOTEMP Instruments in the amount of \$20,950.

**Attachments:** [150521\\_utilities\\_memo\\_compost\\_temperature\\_monitoring.pdf](#)

This Report Action Item was approved.

## 8. MINUTES OF THE HUMAN RESOURCES COMMITTEE

## 9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

[15-870](#) Approve Budget Amendment for Federal Transit Administration Section 5310 Grant Funds (also appears on Finance Committee agenda as an action item).

**Attachments:** [FCTC 5310 budget amendment memo.pdf](#)

This Report Action Item was approved.

[15-872](#) Authorization to Award a Contract to Compass Group USA, Inc. for the Provision of Vending Machine Services in Valley Transit's Buildings

**Attachments:** [FCTC vending machine contract memo.pdf](#)

This Report Action Item was approved.

[15-873](#) Approve Valley Transit Near Term Action Plan and Schedule

**Attachments:** [Valley Transit Strategic Plan - Near Term Action Plan.pdf](#)

This Report Action Item was approved.

## 10. MINUTES OF THE BOARD OF HEALTH

## M. CONSOLIDATED ACTION ITEMS

[15-917](#) Consolidated Action:  
Finance Committee: 15-890  
Utilities Committee: 15-865

**This Report Action Item was approved.**

[15-920](#) Consolidated Action:  
Finance Committee: 15-888  
Transit Commission: 15-870

**This Report Action Item was approved.**

O. ITEMS HELD

[15-763](#) Request from Mr. Harold Froehlich to not have a terrace tree planted at 1008 E. Marnie Lane.

**Attachments:** [1008 E Marnie Lane.pdf](#)

**This Report Action Item was approved.**

P. ORDINANCES

[15-922](#) Ordinances 51-15 and 52-15.

**Attachments:** [Ordinances going to 06-03-2015 Council.pdf](#)

**This Report Action Item was approved.**

Q. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION

R. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION

S. OTHER COUNCIL BUSINESS

[15-921](#) The Common Council will go into closed session according to State Statute §19.85(1)(e) for the purpose of discussions of real estate negotiations regarding the Library and reconvene into open session.

*Meeting convened to closed session at 8:13 pm.*

*Moved by Alderperson Lobner, seconded by Alderperson Croatt, to rise and report at 9:31 pm. Motion carried unanimously.*

**Alderperson Williams moved, seconded by Alderperson Croatt, that the meeting convene to closed session. Roll Call. Motion carried by the following vote:**

**Aye:** 15 - Alderperson Croatt, Alderperson Dannecker, Alderperson Martin, Alderperson Spears, Alderperson Dalton, Alderperson Williams, Alderperson Meltzer, Alderperson Plank, Alderperson Siebers, Alderperson Konezke, Alderperson Baranowski, Alderperson Mann, Alderperson Coenen, Alderperson Lobner and Alderperson Jirschele

**Abstained:** 1 - Mayor Hanna

**T. ADJOURN**

*Meeting adjourned at 9:35 pm.*

**Alderperson Lobner moved, seconded by Alderperson Spears, that the meeting be adjourned. Roll Call. Motion carried by the following vote:**

**Aye:** 16 - Alderperson Croatt, Alderperson Dannecker, Alderperson Martin, Alderperson Spears, Mayor Hanna, Alderperson Dalton, Alderperson Williams, Alderperson Meltzer, Alderperson Plank, Alderperson Siebers, Alderperson Konezke, Alderperson Baranowski, Alderperson Mann, Alderperson Coenen, Alderperson Lobner and Alderperson Jirschele

Dawn A. Collins, City Clerk