



# City of Appleton

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

## Meeting Minutes - Final Common Council

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Wednesday, December 6, 2017

7:00 PM

Council Chambers

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A. CALL TO ORDER

*The meeting was called to order by Mayor Hanna at 7:01 p.m.*

B. INVOCATION

*The Invocation was given by Alderperson Martin*

C. PLEDGE OF ALLEGIANCE TO THE FLAG

D. ROLL CALL OF ALDERPERSONS

**Present:** 13 - Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Ed Baranowski, Alderperson Kyle Lobner, Alderperson Matt Reed, Alderperson Vered Meltzer, Alderperson Joe Martin, Alderperson Christine Williams, Alderperson Cathy Spears, Mayor Timothy Hanna, Alderperson Keir Dvorachek and Alderperson Bob Baker

**Excused:** 3 - Alderperson Patti Coenen, Alderperson Greg Dannecker and Alderperson Chris Croatt

E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS

*City Attorney Walsh, Deputy City Attorney Behrens, City Clerk Lynch, Director of Community & Economic Development Harkness, Diversity Coordinator Nelson, Director of Finance Saucerman, Health Officer Eggebrecht, Library Director Rortvedt, Director of Parks, Recreation & Facilities Gazza, Police Chief Thomas, Director of Public Works Vandehey, Director of Utilities Shaw, Valley Transit General Manager Mc Donald*

*The following departments were excused:*

*Fire*

*Human Resources*

*Information Technology*

F. PUBLIC PARTICIPATION

*The following spoke during public participation regarding Item 17-1728 Lease of Space in Vulcan Heritage Park:*

*Heidi & Jay Supple, 501 W Water Street*

G. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[17-1880](#)

Common Council Meeting Minutes of November 15, 2017

**Attachments:**     [CC Minutes 11-15-17.pdf](#)

**Alderson Baranowski moved, seconded by Alderson Martin, that the Minutes be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 12 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Christine Williams, Alderson Cathy Spears, Alderson Keir Dvorachek and Alderson Bob Baker

**Excused:** 3 - Alderson Patti Coenen, Alderson Greg Dannecker and Alderson Chris Croatt

**Abstained:** 1 - Mayor Timothy Hanna

H. BUSINESS PRESENTED BY THE MAYOR

[17-1886](#)

Rotary Club Proclamation

**The Proclamation was presented**

[17-1887](#)

Appointment of Election Inspectors for the 2018-2019 Election Term

**Attachments:**     [Election Inspectors 2018-2019 Term- DP Add.pdf](#)

**Alderson Baranowski moved, seconded by Alderson Konetzke, that the Election Inspector Appointments be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 12 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Christine Williams, Alderson Cathy Spears, Alderson Keir Dvorachek and Alderson Bob Baker

**Excused:** 3 - Alderson Patti Coenen, Alderson Greg Dannecker and Alderson Chris Croatt

**Abstained:** 1 - Mayor Timothy Hanna

I. PUBLIC HEARINGS

[17-1711](#)

Public Hearing of Proposed Street Vacation - 100 block of S. Locust

**Attachments:**     [Public Hearing - S Locust.pdf](#)

*The public hearing was held. There were no speakers during the public hearing.*

J. SPECIAL RESOLUTIONS

[17-1714](#)

Final Resolution for South Locust Street to be vacated and discontinued

**Attachments:** [Locust Street RR Xing - Final Resolution.pdf](#)

**Alderson Konetzke moved, seconded by Alderson Baranowski, that the Final Resolution be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 12 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Christine Williams, Alderson Cathy Spears, Alderson Keir Dvorachek and Alderson Bob Baker

**Excused:** 3 - Alderson Patti Coenen, Alderson Greg Dannecker and Alderson Chris Croatt

**Abstained:** 1 - Mayor Timothy Hanna

K. ESTABLISH ORDER OF THE DAY

[17-1728](#)

Action Item: Approve J Restaurant Patio Premise to Lease Space in Vulcan Heritage Park for 2018-2020

**Attachments:** [2017 Supple Lease Renewal.doc](#)

**Alderson Baranowski moved, seconded by Alderson Konetzke, that the Lease be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 12 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Christine Williams, Alderson Cathy Spears, Alderson Keir Dvorachek and Alderson Bob Baker

**Excused:** 3 - Alderson Patti Coenen, Alderson Greg Dannecker and Alderson Chris Croatt

**Abstained:** 1 - Mayor Timothy Hanna

L. COMMITTEE REPORTS

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

**Alderson Konetzke moved, Alderson Lobner seconded, to approve the balance of the agenda. The motion carried by the following vote:**

**Aye:** 12 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Christine Williams, Alderson Cathy Spears, Alderson Keir Dvorachek and Alderson Bob Baker

**Excused:** 3 - Alderperson Patti Coenen, Alderperson Greg Dannecker and Alderperson Chris Croatt

**Abstained:** 1 - Mayor Timothy Hanna

## 1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

### [17-1842](#)

Alvin Street, from Evergreen Drive to cul-de-sac, be reconstructed with concrete pavement and curb and gutter to a width of 33' from back of curb to back of curb. New 5' sidewalk to be constructed along entire length of project.

**Attachments:** [Alvin Street from Evergreen Dr to cul-de-sac.pdf](#)

**This Report Action Item was approved**

### [17-1843](#)

Evergreen Drive, from Alvin Street to Haymeadow Avenue, be reconstructed with concrete pavement and curb and gutter to a width of 38' from back of curb to back of curb. In addition:

- Bike lanes to be incorporated as part of the project.
- New 5' wide concrete sidewalk to be constructed 3' north of the south right-of-way of Evergreen Drive.
- New 10' wide concrete sidewalk/trail to be constructed 4' south of the north right-of-way of Evergreen Drive.

**Attachments:** [Evergreen Drive Questions and Responses.pdf](#)

**This Report Action Item was approved.**

### [17-1856](#)

Approve permanent street occupancy permit for Blue Sky Contractors to place a dumpster in the alley south of 423 W. College Avenue for the period beginning November 27, 2017 through February 23, 2018 for interior remodeling.

**Attachments:** [423 W College Avenue-Street Occupany.pdf](#)

**This Report Action Item was approved.**

### [17-1860](#)

Approve Amendment No. 2 to Patrick Engineering for additional services related to the Oneida Street Bridge over Jones Park for lighting design and additional sewer design.

**Attachments:** [Amendment No. 2 Patrick Engineering.pdf](#)

**This Report Action Item was approved.**

**2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE****3. MINUTES OF THE CITY PLAN COMMISSION****4. MINUTES OF THE PARKS AND RECREATION COMMITTEE**[17-1750](#)

Request Approval of the Proposed 2018 Reid Golf Course Rates and Policy

**Attachments:**    [2018 Golf Rates Memo.doc](#)  
[2018 Golf Rates Policy-Redline.pdf](#)  
[2018 Golf Rates Policy-Draft.doc](#)

This Report Action Item was approved.

[17-1852](#)

Action: Request Approval of Aquatics Special Event Policy

**Attachments:**    [2017 Pool Special Event Policy.doc](#)  
[Aquatic Special Event Policy \(11-20-17\).docx](#)

This Report Action Item was approved.

[17-1855](#)

Action Item: Approve Bazil's Pub and Provisions Request to Lease Space in Houdini Plaza for 2018-2022

**Attachments:**    [2017 Bazils Lease Renewal.doc](#)

This Report Action Item was approved.

**5. MINUTES OF THE FINANCE COMMITTEE**[17-1778](#)

Request to award the Appleton Wastewater Treatment Iron Salt Room Rehabilitation Project to August Winter & Sons, Inc. Construction in the amount of \$398,575 with a 15% contingency of \$59,786 for a project total not to exceed \$458,361 (this item also appears on the Utilities Committee agenda as an informational item).

**Attachments:**    [AWWTP Iron Salt Room Rehab Contract.pdf](#)

This Report Action Item was approved.

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

[17-1863](#)

Request approval of contract with MCC, Inc. for soils relocation within Southpoint Commerce Park in an amount not to exceed \$33,111.47 under the terms outlined in the proposal dated October 26, 2017

**Attachments:**    [Soil Relocation in Southpoint Memo 11-20-17.pdf](#)  
[Southpoint Eisenhower Stockpile Relocation RFP 10-13-2017.pdf](#)  
[MCC Proposal 10-26-17.pdf](#)

This Report Action Item was approved.

7.    **MINUTES OF THE UTILITIES COMMITTEE**

8.    **MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE**

9.    **MINUTES OF THE FOX CITIES TRANSIT COMMISSION**

10. **MINUTES OF THE BOARD OF HEALTH**

M.    **CONSOLIDATED ACTION ITEMS**

N.    **ITEMS HELD**

[17-1837](#)

CONSOLIDATED ACTION ITEMS:  
[17-1754](#) Municipal Services Committee - recommended for denial 11/20/17  
[17-1716](#) Board of Health - recommended for approval 11/08/17  
[17-1740](#) Community & Economic Development Committee - recommended for denial 11/29/17

**The Consolidated Action Items were held until the December 20th Council Meeting.**

[17-1754](#)

R/B- Approve Article V of Chapter 7 of the Municipal Code relating to Health in All Policies.

**Attachments:**    [Article V of Chapter 7.pdf](#)

This Item was held

[17-1740](#)

Health in All Policies Ordinance

**Attachments:** [HiAP Ordinance - Official Form \(Clean\) - 10-31-2017.pdf](#)  
[HealthinAllPolicies\\_LOS\\_ECWRPC.pdf](#)  
[HealthinAllPolicies\\_LOS\\_ThedaCare.pdf](#)  
[HealthinAllPolicies\\_LOS\\_United Way.pdf](#)

**This Item was held**

[17-1716](#)

Health in All Policies Ordinance

**Attachments:** [HiAP Ordinance-Official Form.pdf](#)

**This Item was held**

O. ORDINANCES

[17-1884](#)

Ordinance 84-17

**Attachments:** [Ordinance going to Council 12-6-17.pdf](#)

**This Report Action Item was approved.**

P. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION

**Q. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION**

*City of Appleton – Resolution #23-R-17*

*December 6, 2017*

*Resolution Regarding Financing Option for the Fox Cities Exhibition Center*

*Submitted by: Alderperson Plank – District 7 & Alderperson Baranowski – District 5*

*Referred to: Mayor’s Office*

*Be It Resolved:*

*Upon receipt of work performed by R.W. Baird with respect to financing of the Fox Cities Exhibition Center, a report of their findings be presented to the Finance Committee and/or the full Common Council in a timely manner.*

*The presentation will be conducted by a representative employed by R.W. Baird. The City Attorney and Finance Director of the City of Appleton will be present for consultation.*

*The Finance Committee and/or Common Council will then determine and authorize the financing mechanism to be used to fund the Fox Cities Exhibition Center.*

*City of Appleton – Resolution #24-R-17*

*December 6, 2017*

*Resolution Regarding Pledge & Security Agreement with Respect to Financing of the Fox Cities Exhibition Center*

*Submitted by: Alderperson Plank – District 7 & Alderperson Baranowski – District 5*

*Referred to: Attorney’s Office*

*Be It Resolved:*

*The Finance Committee and/or Common Council, with consultation from the Office of the City Attorney of Appleton, review the Pledge and Security Agreement document authorizing financing of the Fox Cities Exhibition Center.*

*Upon this review, the Common Council will approve the document in final form prior to its execution.*

**R. OTHER COUNCIL BUSINESS**

**S. CLOSED SESSION**

**[17-1892](#)**

The Common Council may convene into closed session pursuant to State Statute §19.85(1)(e) for the purpose of deliberating the purchasing of public properties and/or investing of public funds in certain property located in downtown Appleton and then will reconvene into open session.

**Alderperson Baranowski moved, seconded by Alderperson Martin, that the Council convene in closed session at 7:20 p.m. Roll Call. Motion carried by the following vote:**



**Aye:** 12 - Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Ed Baranowski, Alderperson Kyle Lobner, Alderperson Matt Reed, Alderperson Vered Meltzer, Alderperson Joe Martin, Alderperson Christine Williams, Alderperson Cathy Spears, Alderperson Keir Dvorachek and Alderperson Bob Baker

**Excused:** 3 - Alderperson Patti Coenen, Alderperson Greg Dannecker and Alderperson Chris Croatt

**Abstained:** 1 - Mayor Timothy Hanna

T. ADJOURN

*Motion by Alderperson Baranowski, seconded by Alderperson Baker to reconvene in open session. Roll Call. Motion carried 12/0 and at 8:04 p.m. the Council reconvened in open session.*

*No action was taken in Closed Session.*

**Alderperson Baranowski moved, seconded by Alderperson Konetzke, that the meeting be adjourned at 8:04 p.m.. Roll Call. Motion carried by the following vote:**

**Aye:** 13 - Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Ed Baranowski, Alderperson Kyle Lobner, Alderperson Matt Reed, Alderperson Vered Meltzer, Alderperson Joe Martin, Alderperson Christine Williams, Alderperson Cathy Spears, Mayor Timothy Hanna, Alderperson Keir Dvorachek and Alderperson Bob Baker

**Excused:** 3 - Alderperson Patti Coenen, Alderperson Greg Dannecker and Alderperson Chris Croatt

Kami Lynch, City Clerk