



# City of Appleton

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

## Meeting Minutes - Final Common Council

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Wednesday, April 18, 2018

7:00 PM

Council Chambers

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A. CALL TO ORDER

*The meeting was called to order by Mayor Hanna at 7:00 p.m.*

B. INVOCATION

*The Invocation was offered by Alderperson Croatt.*

C. PLEDGE OF ALLEGIANCE TO THE FLAG

D. ROLL CALL OF ALDERPERSONS

**Present:** 15 - Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Ed Baranowski, Alderperson Patti Coenen, Alderperson Kyle Lobner, Alderperson Matt Reed, Alderperson Vered Meltzer, Alderperson Joe Martin, Alderperson Christine Williams, Alderperson Cathy Spears, Alderperson Chris Croatt, Mayor Timothy Hanna, Alderperson Keir Dvorachek, Alderperson Bob Baker and Alderperson Rachel Raasch

**Excused:** 1 - Alderperson Kathleen Plank

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, Deputy Fire Chief Baker, Director of Human Resources Matz, Environmental Health Supervisor Mirkes, Parks, Recreation & Facilities Director Gazza, Police Chief Thomas, Public Works Director Vandehey, Director of Utilities Shaw, Valley Transit General Manager Mc Donald.*

*The following were excused:*

*Library*

*Information Technology*

F. PUBLIC PARTICIPATION

G. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[18-0537](#)

Common Council Meeting Minutes of April 4, 2018

**Attachments:** [CC Minutes 4-4-18.pdf](#)

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

**Aye:** 14 - Aldersperson William Siebers, Aldersperson Curt Konetzke, Aldersperson Ed Baranowski, Aldersperson Patti Coenen, Aldersperson Kyle Lobner, Aldersperson Matt Reed, Aldersperson Vered Meltzer, Aldersperson Joe Martin, Aldersperson Christine Williams, Aldersperson Cathy Spears, Aldersperson Chris Croatt, Aldersperson Keir Dvorachek, Aldersperson Bob Baker and Aldersperson Rachel Raasch

**Excused:** 1 - Aldersperson Kathleen Plank

**Abstained:** 1 - Mayor Timothy Hanna

H. BUSINESS PRESENTED BY THE MAYOR

[18-0545](#)

Recognition of Appleton East and Appleton North DECA Students

[18-0539](#)

Reappointment of Pamela Rae De Leest to the Police & Fire Commission

**Aldersperson Croatt moved, seconded by Aldersperson Baranowski, that the Reappointment be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Aldersperson William Siebers, Aldersperson Curt Konetzke, Aldersperson Ed Baranowski, Aldersperson Patti Coenen, Aldersperson Kyle Lobner, Aldersperson Matt Reed, Aldersperson Vered Meltzer, Aldersperson Joe Martin, Aldersperson Christine Williams, Aldersperson Cathy Spears, Aldersperson Chris Croatt, Aldersperson Keir Dvorachek, Aldersperson Bob Baker and Aldersperson Rachel Raasch

**Excused:** 1 - Aldersperson Kathleen Plank

**Abstained:** 1 - Mayor Timothy Hanna

[18-0540](#)

Reappointment of Diane Dexter to the Valley Transit Commission

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

**Aye:** 14 - Aldersperson William Siebers, Aldersperson Curt Konetzke, Aldersperson Ed Baranowski, Aldersperson Patti Coenen, Aldersperson Kyle Lobner, Aldersperson Matt Reed, Aldersperson Vered Meltzer, Aldersperson Joe Martin, Aldersperson Christine Williams, Aldersperson Cathy Spears, Aldersperson Chris Croatt, Aldersperson Keir Dvorachek, Aldersperson Bob Baker and Aldersperson Rachel Raasch

**Excused:** 1 - Aldersperson Kathleen Plank

**Abstained:** 1 - Mayor Timothy Hanna

## I. PUBLIC HEARINGS

[18-0453](#) Public Hearing on Special Resolution 2-P-18; Sanitary Laterals, Storm Laterals and Storm Main

Center Street from North Street to Atlantic Street  
Durkee Street from Atlantic Street to Summer Street  
Hall Street from Woodland Avenue to Grant Street  
Roosevelt Street from Morrison Street to Durkee Street  
Summit Street from Spencer Street to College Avenue

**Attachments:** [2-P-18 Public Hearing Notice.pdf](#)

*Dale Sontag, 230 E Winnebago St spoke during the public hearing*

[18-0532](#) Public Hearing - Rezoning #2-18

**Attachments:** [RZ #2-18 Public Hearing Notice N. Edgewood.pdf](#)

*The public hearing was held and no one spoke during the hearing.*

[18-0533](#)

Public Hearing - Rezoning #3-18

**Attachments:** [RZ #3-18 Public Hearing Notice Applewood.pdf](#)

*The public hearing was held and no one spoke during the hearing.*

## J. SPECIAL RESOLUTIONS

[18-0531](#) Resolution 2-P-18; Sanitary Laterals, Storm Laterals and Storm Main  
Center Street from North Street to Atlantic Street  
Durkee Street from Atlantic Street to Summer Street  
Hall Street from Woodland Avenue to Grant Street  
Roosevelt Street from Morrison Street to Durkee Street  
Summit Street from Spencer Street to College Avenue

**Attachments:** [2-P-18 Final Resolution.pdf](#)

**Aldersperson Croatt moved, seconded by Aldersperson Lobner, that the Resolution be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Aldersperson William Siebers, Aldersperson Curt Konetzke, Aldersperson Ed Baranowski, Aldersperson Patti Coenen, Aldersperson Kyle Lobner, Aldersperson Matt Reed, Aldersperson Vered Meltzer, Aldersperson Joe Martin, Aldersperson Christine Williams, Aldersperson Cathy Spears, Aldersperson Chris Croatt, Aldersperson Keir Dvorachek, Aldersperson Bob Baker and Aldersperson Rachel Raasch

**Excused:** 1 - Aldersperson Kathleen Plank

**Abstained:** 1 - Mayor Timothy Hanna

## K. ESTABLISH ORDER OF THE DAY

[18-0435](#)

Request to approve Rezoning #2-18 for the North Edgewood Estates Annexation, formerly part of Town of Grand Chute, located east of N. French Road between E. Edgewood Drive and E. Broadway Drive, including to the centerline of the adjacent right-of-way, as shown on the attached maps, from Temporary AG Agricultural District and P-I Public Institutional District to R-1B Single-Family District

**Attachments:** [StaffReport\\_NorthEdgewoodEstates\\_Rezoning\\_For03-27-18.pdf](#)

**Alderson Croatt moved, seconded by Alderson Lobner, that the Rezoning be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Patti Coenen, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Christine Williams, Alderson Cathy Spears, Alderson Chris Croatt, Alderson Keir Dvorachek, Alderson Bob Baker and Alderson Rachel Raasch

**Excused:** 1 - Alderson Kathleen Plank

**Abstained:** 1 - Mayor Timothy Hanna

[18-0439](#)

Request to approve the North Edgewood Estates Preliminary Plat as shown on the attached maps and subject to the attached conditions

**Attachments:** [StaffReport\\_NorthEdgewoodEstates\\_PrePlat\\_For03-27-18.pdf](#)

**Alderson Croatt moved, seconded by Alderson Dvorachek, that the Preliminary Plat be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Patti Coenen, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Christine Williams, Alderson Cathy Spears, Alderson Chris Croatt, Alderson Keir Dvorachek, Alderson Bob Baker and Alderson Rachel Raasch

**Excused:** 1 - Alderson Kathleen Plank

**Abstained:** 1 - Mayor Timothy Hanna

[18-0481](#)

Request to approve Special Use Permit #1-18 for a personal storage facility located at 2400 W. College Avenue (Tax Id #31-7-0026-00), as shown on the attached maps and per attached plan of operation, to run with the land subject to the conditions in the attached staff report and approve attached Resolution (2/3 vote required)

**Attachments:** [StaffReport\\_PrimeStorageGroup\\_SUP\\_For04-10-18.pdf](#)

**Alderson Meltzer moved, seconded by Alderson Lobner, that the Special Use Permit be held until the next Council meeting. Roll Call. Motion carried by the following vote:**

**Aye:** 10 - Alderson William Siebers, Alderson Ed Baranowski, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Christine Williams, Alderson Cathy Spears, Alderson Keir Dvorachek, Alderson Bob Baker and Alderson Rachel Raasch

**Nay:** 4 - Alderson Curt Konetzke, Alderson Patti Coenen, Alderson Joe Martin and Alderson Chris Croatt

**Excused:** 1 - Alderson Kathleen Plank

**Abstained:** 1 - Mayor Timothy Hanna

[18-0489](#)

Request for City of Appleton to waive 710 feet of sidewalk and concrete paving special assessments for the Trail View Estates Development (east side of Cherryvale Drive) as long as that portion of the parcels remain undeveloped.

**Attachments:** [Trail View Estates.pdf](#)

**Alderson Lobner moved, seconded by Alderson Croatt, that the request be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Patti Coenen, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Christine Williams, Alderson Cathy Spears, Alderson Chris Croatt, Alderson Keir Dvorachek, Alderson Bob Baker and Alderson Rachel Raasch

**Excused:** 1 - Alderson Kathleen Plank

**Abstained:** 1 - Mayor Timothy Hanna

## L. COMMITTEE REPORTS

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

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

**Aye:** 14 - Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Ed Baranowski, Alderperson Patti Coenen, Alderperson Kyle Lobner, Alderperson Matt Reed, Alderperson Vered Meltzer, Alderperson Joe Martin, Alderperson Christine Williams, Alderperson Cathy Spears, Alderperson Chris Croatt, Alderperson Keir Dvorachek, Alderperson Bob Baker and Alderperson Rachel Raasch

**Excused:** 1 - Alderperson Kathleen Plank

**Abstained:** 1 - Mayor Timothy Hanna

**1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE**

[18-0503](#)

Request from McFleshman's Commons, Inc. for a permanent street occupancy permit to install a sign that extends 6 feet into State Street right-of-way at 115 S. State Street be approved with a minimum clearance of 8 feet.

**Attachments:** [McFleshman's Commons, Inc..pdf](#)

**This Report Action Item was approved.**

[18-0504](#)

Request from Sarah Semrow, 2023 N. Oneida Street, for a variance to Municipal Code 19-91 (f)(5) to extend the driveway 6 feet into the front yard.

**Attachments:** [Variance-Sarah Semrow.pdf](#)

**This Report Action Item was approved.**

**2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE**

[18-0410](#)

Operator's Licenses

**Attachments:** [Operator's Licenses for 04-11-2018 S&L.pdf](#)

[18-0415](#)

"Class B" Beer/Liquor License application of Bark Entertainment LLC d/b/a Skyline Comedy Club, Hailee Sturm, Agent, 1004 S. Old Oneida St., contingent upon approval from all departments.

**Attachments:** [Skyline Comedy Club application.pdf](#)

**This Report Action Item was approved.**

[18-0416](#) "Class B" Beer/Liquor License Premise Amendment application of Sangrias Mexican Grill 2 LLC, Sarah Gregory, Agent, 215 S. Memorial Dr., contingent upon approval from all departments.

**Attachments:** [Sangria's Mexican Grill-change of description.pdf](#)

This Report Action Item was approved.

[18-0473](#) Reserve "Class B" Beer/Liquor License - Change of Agent of Player 2 LLC, Anna M. Goelz, Agent, 215 E. College Ave., contingent upon approval from the Police Department.

This Report Action Item was approved.

[18-0474](#) Class "A" Beer License - Change of Agent of FKG Oil Company d/b/a Motomart, Anne M. Stichman, Agent, 320 S. Kensington Dr., contingent upon approval from the Police Department.

This Report Action Item was approved.

### 3. MINUTES OF THE CITY PLAN COMMISSION

[18-0437](#) Request to approve Rezoning #3-18 for the Applewood Properties, LLC/Ronald Viaene Annexation, formerly part of Town of Grand Chute, located at 1712 E. Edgewood Drive, as shown on the attached maps, from Temporary AG Agricultural District to R-1B Single-Family District

**Attachments:** [StaffReport Rezoning ViaeneAnnexation 3-27-18.pdf](#)

This Report Action Item was approved.

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

### 5. MINUTES OF THE FINANCE COMMITTEE

[18-0508](#) Request for approval of Amended and Restated Municipal Room Tax Ordinance

**Attachments:** [Exhibition Center - Amended Restated Municipal Room Tax Ordinance .pdf](#)

This Report Action Item was approved.

[18-0509](#) Request for approval of Fox Cities Room Tax Fiscal Agency Agreement

**Attachments:** [Appleton RDA 2018 Exhibition Center - Fox Cities Room Tax Fiscal Agency Agreement.pdf](#)

**This Report Action Item was approved.**

[18-0490](#) Request permission to sell the 2006 Ford F250 3/4 Ton crew cab pickup truck to the Princeton Fire Department for \$8,000.

**Attachments:** [Request to Sell Haz-Mat Pickup Truck to Princeton Fire Department.pdf](#)

**This Report Action Item was approved.**

[18-0491](#) Request to award the 2017 Wastewater Sidewalk Repair project contract to Martell Construction, Inc in the amount of \$36,468 with a contingency of 10% for a project total not to exceed \$40,115.

**Attachments:** [2017 Wastewater Sidewalk Repairs.pdf](#)

**This Report Action Item was approved.**

[18-0496](#) Request to award contract for Unit E-18 Miscellaneous Concrete and Street Patch Repair to Fischer-Ulman Construction in an amount not to exceed \$636,000.

**Attachments:** [E-18 Misc Concrete and Street Excav Repair.pdf](#)

**This Report Action Item was approved.**

[18-0499](#) Request for City of Appleton to waive the sidewalk special assessment for 1143 W. Cedar Street in exchange for dedication of 850 SF of property needed to construct the wide sidewalk/multi-purpose sidepath.

**Attachments:** [Cedar St Memo.pdf](#)  
[Cedar Street Drawing.pdf](#)

**This Report Action Item was approved.**

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

**7. MINUTES OF THE UTILITIES COMMITTEE**



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

[18-0494](#) Request approval of the changes to the Salary Administration Policy.

**Attachments:** [Salary Administration Policy March 2018-2.pdf](#)  
[Work Rule Current versus Proposed.pdf](#)  
[Work Rule Change Cost Analysis.pdf](#)

This Report Action Item was approved.

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

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

[18-0208](#) Resolution # 2-R-18 Noise Variances

**Attachments:** [#2-R-18 Noise Variances.pdf](#)  
[Memo RE Noise Resolution dated 2018.03.08.pdf](#)  
[Appleton Municipal Code-Noise.pdf](#)

The recommendation to deny this Resolution was approved

**M. CONSOLIDATED ACTION ITEMS**

**N. ITEMS HELD**

**O. ORDINANCES**

[18-0541](#) Ordinances 38-18 to 40-18

**Attachments:** [Ordinances going to Council 4-18-18.pdf](#)

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

**Aye:** 14 - Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Patti Coenen, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Christine Williams, Alderson Cathy Spears, Alderson Chris Croatt, Alderson Keir Dvorachek, Alderson Bob Baker and Alderson Rachel Raasch

**Excused:** 1 - Alderson Kathleen Plank

**Abstained:** 1 - Mayor Timothy Hanna

P. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION

Q. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION

*Resolution #3-R-18 Solicitation Hours*

*Submitted by: Cathy Spears, District 12*

*Date: April 18, 2018*

*Referred to: Safety & Licensing Committee*

*Whereas, the City of Appleton has both Commercial Solicitation and Charitable Solicitation Licenses that allow solicitation from 8 a.m. to 9 p.m. daily. This has led to concerns and complaints from the citizens of Appleton, Therefore be it resolved that the Commercial Solicitation and Charitable Solicitation License time be changed to allow solicitation from 9 a.m. to 6 p.m.*

R. OTHER COUNCIL BUSINESS

S. ADJOURN

**Alderman Baranowski moved, seconded by Alderman Konetzke, that the meeting be adjourned at 7:43 p.m. Roll Call. Motion carried by the following vote:**

**Aye:** 15 - Alderman William Siebers, Alderman Curt Konetzke, Alderman Ed Baranowski, Alderman Patti Coenen, Alderman Kyle Lobner, Alderman Matt Reed, Alderman Vered Meltzer, Alderman Joe Martin, Alderman Christine Williams, Alderman Cathy Spears, Alderman Chris Croatt, Mayor Timothy Hanna, Alderman Keir Dvorachek, Alderman Bob Baker and Alderman Rachel Raasch

**Excused:** 1 - Alderman Kathleen Plank

Kami Lynch, City Clerk