



# City of Appleton

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

## Meeting Minutes - Final Common Council

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Wednesday, March 21, 2018

7:00 PM

Council Chambers

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A. CALL TO ORDER

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

B. INVOCATION

*The Invocation was offered by Alderperson Meltzer*

C. PLEDGE OF ALLEGIANCE TO THE FLAG

D. ROLL CALL OF ALDERPERSONS

**Present:** 13 - Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konezke, Alderperson Patti Coenen, Alderperson Kyle Lobner, Alderperson Matt Reed, Alderperson Vered Meltzer, Alderperson Joe Martin, Alderperson Greg Dannecker, Alderperson Christine Williams, Alderperson Cathy Spears, Mayor Timothy Hanna and Alderperson Keir Dvorachek

**Excused:** 3 - Alderperson Ed Baranowski, Alderperson Chris Croatt and Alderperson Bob Baker

E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS

*Deputy City Attorney Behrens, Assistant City Attorney Abshire, City Clerk Lynch, Diversity & Inclusion Coordinator Nelson, Director of Finance Saucerman, Health Officer Eggebrecht, 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, Information Technology, Library*

**F. PUBLIC PARTICIPATION**

*The following spoke during public participation on Item: 18-0166 Noise Variance:*

*Marie Luna, 1401 S Nicolet  
Cassidy Evers, 742 W Prospect Ave  
Renee Millard, 500 E Eagle Flats  
Christopher Gold, 1508 W Pershing St  
Ben Mollen, 311 E College Ave  
Tyler Streeter, 1900 E Newberry  
Jason Burget, 415 N Durkee St  
Connemara McDonough, 710 W Spring St  
Patti Coenen, 410 W Prospect Ave  
Elizabeth Laux, 303 S Walnut St  
Brian Post, 711 N Canterbury  
John Adams, 425 E Circle St*

**G. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES**

[18-0407](#)

Common Council meeting minutes of March 7, 2018

**Attachments:** [CC Minutes 3-7-18.pdf](#)

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

**Aye:** 12 - Aldersperson Kathleen Plank, Aldersperson William Siebers, Aldersperson Curt Konetzke, Aldersperson Patti Coenen, Aldersperson Kyle Lobner, Aldersperson Matt Reed, Aldersperson Vered Meltzer, Aldersperson Joe Martin, Aldersperson Greg Dannecker, Aldersperson Christine Williams, Aldersperson Cathy Spears and Aldersperson Keir Dvorachek

**Excused:** 3 - Aldersperson Ed Baranowski, Aldersperson Chris Croatt and Aldersperson Bob Baker

**Abstained:** 1 - Mayor Timothy Hanna

**H. BUSINESS PRESENTED BY THE MAYOR**

[18-0406](#)

Announcement of the winning poems for the 2018 sidewalk poetry program

**The winning sidewalk poems were presented and read.**

**I. PUBLIC HEARINGS**

[18-0221](#)

Public Hearing - Rezoning #1-18

**Attachments:** [RZ #1-18 Public Hearing Notice.pdf](#)

*The public hearing was held, no person spoke during the public hearing.*

[18-0332](#)

Public Hearing on Special Resolution 1-P-18; Telulah Avenue from Calumet Street to Marion Street Sanitary Laterals

**Attachments:** [1-P-18 Public Hearing Notice.pdf](#)

*The following spoke during the public hearing:*

*Michael Bergen, 1625 S Telulah*

*Brad Jousma, 1425 S Telulah*

## J. SPECIAL RESOLUTIONS

[18-0333](#)

Resolution 1-P-18 Telulah Avenue from Calumet Street to Marion Street Sanitary Laterals

**Attachments:** [1-P-18 Final Resolution.pdf](#)

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

**Aye:** 12 - Aldersperson Kathleen Plank, Aldersperson William Siebers, Aldersperson Curt Konetzke, Aldersperson Patti Coenen, Aldersperson Kyle Lobner, Aldersperson Matt Reed, Aldersperson Vered Meltzer, Aldersperson Joe Martin, Aldersperson Greg Dannecker, Aldersperson Christine Williams, Aldersperson Cathy Spears and Aldersperson Keir Dvorachek

**Excused:** 3 - Aldersperson Ed Baranowski, Aldersperson Chris Croatt and Aldersperson Bob Baker

**Abstained:** 1 - Mayor Timothy Hanna

[18-0409](#)

Resolution Approving a Lease, Transfer of Exhibition Center Property, and Amendment to Redevelopment Plan for the Fox Cities Exhibition Center

**Attachments:** [Appleton RDA 2018 Exhibition Center City Resolution Approving Lease ARA Plan and Bonds.pdf](#)  
[Appleton RDA 2018 Fox Cities Exhibition Center - Lease.pdf](#)

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

**Aye:** 12 - Aldersperson Kathleen Plank, Aldersperson William Siebers, Aldersperson Curt Konetzke, Aldersperson Patti Coenen, Aldersperson Kyle Lobner, Aldersperson Matt Reed, Aldersperson Vered Meltzer, Aldersperson Joe Martin, Aldersperson Greg Dannecker, Aldersperson Christine Williams, Aldersperson Cathy Spears and Aldersperson Keir Dvorachek

**Excused:** 3 - Aldersperson Ed Baranowski, Aldersperson Chris Croatt and Aldersperson Bob Baker

**Abstained:** 1 - Mayor Timothy Hanna

## K. ESTABLISH ORDER OF THE DAY

[18-0379](#)

Request to allow short sale of 1426 N. Durkee Street by Hillary Minor (n/k/a Hillary Line) based on a payment to the City of Appleton of at least 50% of our outstanding homeowner rehabilitation loan

**Attachments:** [Memo\\_Short Sale Appeal\\_Hillary Minor \(Line\).pdf](#)

**Alderson Coenen moved, seconded by Alderson Lobner, that allowing the short sale of the property be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 12 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Patti Coenen, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears and Alderson Keir Dvorachek

**Excused:** 3 - Alderson Ed Baranowski, Alderson Chris Croatt and Alderson Bob Baker

**Abstained:** 1 - Mayor Timothy Hanna

[18-0242](#)

Request to approve Rezoning #1-18 for the Fifth Addition to Emerald Valley, as shown on the attached maps, from AG Agricultural District to R-1B Single-Family District

**Attachments:** [StaffReport\\_Rezoning #1-18\\_5thAddEmeraldValley\\_2-27-18.pdf](#)

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

**Aye:** 12 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Patti Coenen, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears and Alderson Keir Dvorachek

**Excused:** 3 - Alderson Ed Baranowski, Alderson Chris Croatt and Alderson Bob Baker

**Abstained:** 1 - Mayor Timothy Hanna

[18-0243](#)

Request to approve the Fifth Addition to Emerald Valley Preliminary Plat as shown on the attached maps and subject to the attached conditions

**Attachments:** [StaffReport\\_PreliminaryPlat\\_5thAddEmeraldValley\\_2-27-18.pdf](#)

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

**Aye:** 12 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Patti Coenen, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears and Alderson Keir Dvorachek

**Excused:** 3 - Alderson Ed Baranowski, Alderson Chris Croatt and Alderson Bob Baker

**Abstained:** 1 - Mayor Timothy Hanna

[18-0363](#)

Request to approve the Fourth Addition to Emerald Valley Final Plat as shown on the attached maps and subject to the attached conditions

**Attachments:** [StaffReport\\_FinalPlat\\_4thAddEmeraldValley\\_3-13-18.pdf](#)

**Alderson Dannecker moved, seconded by Alderson Plank, that the Final Plat be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 12 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Patti Coenen, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears and Alderson Keir Dvorachek

**Excused:** 3 - Alderson Ed Baranowski, Alderson Chris Croatt and Alderson Bob Baker

**Abstained:** 1 - Mayor Timothy Hanna

[18-0391](#)

Request to approve the 2017-2018 Budget appropriations:

1. Items not under contract \$7,236,198
2. Special consideration \$22,000

**Attachments:** [Consolidated 17-18 carryover FINAL - N.pdf](#)

[Consolidated 17-18 carryover FINAL - S.pdf](#)

**Alderson Martin moved, seconded by Alderson Plank, that the budget appropriations be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 12 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Patti Coenen, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears and Alderson Keir Dvorachek

**Excused:** 3 - Alderson Ed Baranowski, Alderson Chris Croatt and Alderson Bob Baker

**Abstained:** 1 - Mayor Timothy Hanna

[18-0166](#)

## Fox River House Noise Variance Request

**Attachments:** [Fox River House Noise Variance Request.pdf](#)  
[Fox River House Noise Variance Email.pdf](#)  
[Fox River House Noise Variance Email \(2\).pdf](#)  
[Letters-Fox River House Noise Variance Request 3-14-18.pdf](#)  
[Letters-Fox River House Noise Variance Request 3-19-18.pdf](#)  
[Compromised Special Community Event Variance Request.pdf](#)

**Alderson Lobner moved, seconded by Alderson Meltzer, that the Noise Variance be amended back to as it was originally proposed. Roll Call. Motion failed by the following vote:**

**Aye:** 2 - Alderson Kyle Lobner and Alderson Vered Meltzer

**Nay:** 9 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Matt Reed, Alderson Joe Martin, Alderson Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears and Alderson Keir Dvorachek

**Excused:** 3 - Alderson Ed Baranowski, Alderson Chris Croatt and Alderson Bob Baker

**Abstained:** 2 - Alderson Patti Coenen and Mayor Timothy Hanna

**Alderson Meltzer moved, seconded by Alderson Lobner, that the Agreement reached for the Noise Variance be amended to allow music until 9 p.m. on Saturdays. Roll Call. Motion failed by the following vote:**

**Aye:** 2 - Alderson Kyle Lobner and Alderson Vered Meltzer

**Nay:** 9 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Matt Reed, Alderson Joe Martin, Alderson Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears and Alderson Keir Dvorachek

**Excused:** 3 - Alderson Ed Baranowski, Alderson Chris Croatt and Alderson Bob Baker

**Abstained:** 2 - Alderson Patti Coenen and Mayor Timothy Hanna

**Alderson Martin moved, seconded by Alderson Spears, that the Noise Variance Compromise as recommended by the Board of Health be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 10 - Alderson Kathleen Plank, Alderson Curt Konetzke, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears and Alderson Keir Dvorachek

**Nay:** 1 - Alderson William Siebers

**Excused:** 3 - Alderson Ed Baranowski, Alderson Chris Croatt and Alderson Bob Baker

**Abstained:** 2 - Alderson Patti Coenen and Mayor Timothy Hanna

## L. COMMITTEE REPORTS

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

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

**Aye:** 12 - Aldersperson Kathleen Plank, Aldersperson William Siebers, Aldersperson Curt Konetzke, Aldersperson Patti Coenen, Aldersperson Kyle Lobner, Aldersperson Matt Reed, Aldersperson Vered Meltzer, Aldersperson Joe Martin, Aldersperson Greg Dannecker, Aldersperson Christine Williams, Aldersperson Cathy Spears and Aldersperson Keir Dvorachek

**Excused:** 3 - Aldersperson Ed Baranowski, Aldersperson Chris Croatt and Aldersperson Bob Baker

**Abstained:** 1 - Mayor Timothy Hanna

## 1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[18-0372](#)

Approve Amendment No. 1 to OMNNI Associates, Inc. for additional services related to the Banta Court stairs and Jackman Street retaining wall in an amount of \$2,300 for a revised not to exceed contract of \$65,000.

**Attachments:** [Amendment No. 1 to OMNNI Associates Inc..pdf](#)

**This Report Action Item was approved.**

[18-0373](#)

Approve proposed Six-Month Trial Period for parking changes on streets near Erb Park.

**Attachments:** [Proposed parking change near Erb Park.pdf](#)

**This Report Action Item was approved.**

## 2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[18-0364](#)

Operator's Licenses

**Attachments:** [Operator's Licenses for 3-14-18 S & L.pdf](#)

**This Report Action Item was approved.**

[18-0365](#)

Request to Apply for the Leary Foundation Grant

Attachments: [The Leary Foundation Grant application-Fire.pdf](#)

This Report Action Item was approved.

3. **MINUTES OF THE CITY PLAN COMMISSION**
4. **MINUTES OF THE PARKS AND RECREATION COMMITTEE**
5. **MINUTES OF THE FINANCE COMMITTEE**



[18-0354](#)

Request to approve the following 2017 Budget adjustments:

**Police Grants Fund**

State Grants	+\$96,531
Grant Payments	+\$96,531

to record additional seatbelt and drug enforcement grant revenue and related expenditures

**Room Tax Fund**

Room Taxes Received	+\$123,654
Debt Premium	+\$123,654

to record additional room taxes received in 2017 and related payment to the FCCVB

**Debt Service Fund**

Debt Issuance Costs	+\$27,173
Debt Premium	+\$27,173

to record debt service costs funded by current year premiums received on debt issuance

**General Fund**

Fringe Benefits - Health Department	+\$3,418
Fringe Benefits - Finance Department	+\$10,664
Fringe Benefits - HR Department	+\$18,873
Fringe Benefits - Parks & Recreation Department	+\$18,932
Fringe Benefits - Police Department	+\$172,791
Fringe Benefits - Fire Department	+\$276,462
Fund Balance	-\$501,140

to record the use of general fund balance to cover the cost of health care costs

**General Fund**

Salaries/Fringe Benefits - HR Department	+\$2,845
Salaries/Fringe Benefits - Police Department	+\$181,824
Salaries/Fringe Benefits - Fire Department	+\$66,428
Wage Reserve	-\$251,097

to allocate wage reserve funds

**Information Technology Capital Projects Fund**

Transfer Out - Facilities Capital Projects Fund	+\$90,000
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Fund Balance - \$90,000

**Facilities Capital Projects Fund**

Transfer In - Information Technology Cap Project Fund +\$90,000

Fund Balance +\$90,000

to transfer remaining proceeds from the 2016 G.O. Note borrowing from the IT Capital Projects fund to the Facilities Capital Projects Fund in order to meet spend down requirements

**Attachments:** [2017 Final budget adjustments.pdf](#)

**This Report Action Item was approved.**

[18-0376](#)

Request to approve award Unit O-18 Sanitary Sewer CIPP Lining to Visu-Sewer, Inc. in the amount of \$145,834.70 with a 9.7% contingency of \$14,165.30 for a project total not to exceed \$160,000.00.

**Attachments:** [Award of Contract Unit O-18.pdf](#)

**This Report Action Item was approved.**

[18-0377](#)

Request to approve award Unit Z-18 Sewer & Water Main Reconstruction No. 3 to Van Straten Construction Co., Inc. in the amount of \$1,193,933.33 with a 5.0% contingency of \$59,696.67 for a project total not to exceed \$1,253,630.00.

**Attachments:** [Award of Contract Unit Z-18.pdf](#)

**This Report Action Item was approved.**

[18-0378](#)

Request to approve Finance Committee Report 2-P-18 for Sanitary Laterals, Storm Laterals and Storm Main.

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

**This Report Action Item was approved.**

[18-0387](#)

Request to approve waiving the City's interest in future annexation of 3236 E Northland Ave

**Attachments:** [Annexation Feasibility Study - 3236 E Northland Ave - RMB Comments.pdf](#)

**This Report Action Item was approved.**

[18-0395](#)

Request to approve Resolution accepting Petition for Annexation for the Leona Pond.

**Attachments:** [Leona Pond Annexation - Resolution.pdf](#)

This Report Action Item was approved.

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

[18-0152](#)

Request to approve recommended funding of \$25,000 for 2018 sponsorship of Talent Upload program to the Fox Cities Regional Partnership

**Attachments:** [Memo to CEDC on Talent Upload Sponsorship 2018.pdf](#)  
[Talent Upload Sponsorship Request 2018.pdf](#)

This Report Action Item was approved.

[18-0321](#)

Request to grant staff authority to authorize or approve administratively the use of insulated metal panels with the appearance of exterior insulation and finish systems (EIFS) or stucco as requested in the Northeast Business Park, Northeast Industrial Park and Southpoint Commerce Park

**Attachments:** [Memo Building Materials Standards Bus-Ind Parks.pdf](#)  
[Southpoint Deed Restrictions.pdf](#)  
[Insulated Panel Brochure.pdf](#)

This Report Action Item was approved.

[18-0325](#)

The "low profile design" language in the Deed Restrictions and Covenants as it relates to signs in the Northeast Business Park, Northeast Industrial Park and Southpoint Commerce Park, be interpreted to mean monument style signs, not to exceed 10 feet in height

**Attachments:** [Memo Signage Standards Bus-Ind Parks.pdf](#)  
[Southpoint Deed Restrictions.pdf](#)  
[Examples of Single-Multi Tenant Signage.pdf](#)

This Report Action Item was approved.

[18-0326](#)

Request to approve the City of Appleton maintain its current selling prices for business/industrial park land as described in the attached documents

**Attachments:**    [Memo on Business-Industrial Park Land Value.pdf](#)  
[Exhibit A-Ind Land Sales Comparison.pdf](#)  
[Exhibit B-Ind Land Asking Price Comparison.pdf](#)  
[Southpoint11-17.pdf](#)

**This Report Action Item was approved.**

## 7. MINUTES OF THE UTILITIES COMMITTEE

[18-0344](#)

Approve 2017 Annual Stormwater Report to the Wisconsin Department of Natural Resources.

**Attachments:**    [2017 MS4 Annual Report to Utilities Committee.pdf](#)

**This Report Action Item was approved.**

[18-0345](#)

Preliminary Resolution 2-P-18 for Sanitary Laterals, Storm Laterals and Storm Main be adopted and refer the matter to the Finance Committee to determine the assessment rate.

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

**This Report Action Item was approved.**

[18-0346](#)

Award Water System Distribution Master Planning Study Update to AECOM in an amount not to exceed \$125,000.

**Attachments:**    [Water System Distribution Master Plan Study AECOM.pdf](#)

**This Report Action Item was approved.**

[18-0347](#)

Approve TMDL Compliance Summary Tables.

**Attachments:**    [TMDL Compliance Summary March 2018.pdf](#)

**This Report Action Item was approved.**

[18-0388](#)

Approval of an Engineering contract for the Briarcliff and Midway Road Lift Station Improvements Projects to McMahon in the amount of \$37,375 plus a 15% contingency of \$5,606 for a total cost of \$42,981.

**Attachments:** [UC Memo Briarcliff and Midway Road Lift Station Improve Award McMahon.pdf](#)

This Report Action Item was approved.

[18-0389](#)

Approval of an Engineering contract for the Compost Facility Preliminary Engineering Project for Design and Consulting Services to Coker Composting and Consulting in the amount of \$62,142 plus a 15% contingency of \$9,321 for a total cost not to exceed \$71,463.

**Attachments:** [UC Memo Compost Facility Prelim Design Award Coker.pdf](#)

This Report Action Item was approved.

**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**

**O. ORDINANCES**

[18-0396](#)

Ordinances 27-18 to 33-18

**Attachments:** [Ordinances going to Council 3-21-18.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**

**R. OTHER COUNCIL BUSINESS**

## S. CLOSED SESSION

[18-0408](#)

The Common Council will convene into closed session according to State Statute §19.85(1)(e) for the purpose of conferring with legal counsel regarding pending litigation concerning the Village of Fox Crossing pursuant to §19.85(1)(g) and then will reconvene in open session.

**Alderson Dannecker moved, seconded by Alderson Coenen, that the Common Council convene in closed session at 8:16 p.m.. Roll Call. Motion carried by the following vote:**

**Aye:** 12 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konezke, Alderson Patti Coenen, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears and Alderson Keir Dvorachek

**Excused:** 3 - Alderson Ed Baranowski, Alderson Chris Croatt and Alderson Bob Baker

**Abstained:** 1 - Mayor Timothy Hanna

[18-0394](#)

Request approval of agreement with the Village of Fox Crossing to settle the pending litigation. **The settlement amount agreed to in mediation be paid immediately to the City**

*Martin moved, seconded by Spears that the Common Council reconvene in open session. Roll Call. Motion carried 12/0 and at 8:44 p.m. the Common Council reconvened in open session.  
No action was taken in closed session.*

**Alderson Plank moved, seconded by Alderson Meltzer, that the agreement be amended to read:**

**Move that the Mayor be authorized to sign a Settlement Agreement with the Village of Fox Crossing where the Village shall pay the City \$250,000 within 30 days, the City and Village will be responsible for future maintenance of Red Oak Ravine drainage facilities within their respective municipalities and that the current common boundary between the Village and the City shall be permanent unless changed by future agreement between the municipalities. Roll Call. Motion carried by the following vote:**

**Aye:** 12 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konezke, Alderson Patti Coenen, Alderson Kyle Lobner, Alderson Matt Reed, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears and Alderson Keir Dvorachek

**Excused:** 3 - Alderson Ed Baranowski, Alderson Chris Croatt and Alderson Bob Baker

**Abstained:** 1 - Mayor Timothy Hanna

**Alderson Spears moved, seconded by Alderson Coenen to approve the agreement as amended. Roll Call. Motion carried by the following vote:**

**Aye:** 12 - Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Patti Coenen, Alderperson Kyle Lobner, Alderperson Matt Reed, Alderperson Vered Meltzer, Alderperson Joe Martin, Alderperson Greg Dannecker, Alderperson Christine Williams, Alderperson Cathy Spears and Alderperson Keir Dvorachek

**Excused:** 3 - Alderperson Ed Baranowski, Alderperson Chris Croatt and Alderperson Bob Baker

**Abstained:** 1 - Mayor Timothy Hanna

T. ADJOURN

**Alderperson Coenen moved, seconded by Alderperson Spears, that the meeting be adjourned at 8:46 p.m. Roll Call. Motion carried by the following vote:**

**Aye:** 13 - Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Patti Coenen, Alderperson Kyle Lobner, Alderperson Matt Reed, Alderperson Vered Meltzer, Alderperson Joe Martin, Alderperson Greg Dannecker, Alderperson Christine Williams, Alderperson Cathy Spears, Mayor Timothy Hanna and Alderperson Keir Dvorachek

**Excused:** 3 - Alderperson Ed Baranowski, Alderperson Chris Croatt and Alderperson Bob Baker

Kami Lynch, City Clerk