



# City of Appleton

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

## Meeting Minutes Finance Committee

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Tuesday, May 12, 2015

4:30 PM

Council Chambers, 6th Floor

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1. Call meeting to order

**Meeting was called to order at 4:30pm.**

2. Roll call of membership

**Present:** 4 - Alderperson Coenen, Alderperson Konetzke, Alderperson Lobner and Alderperson Martin

**Excused:** 1 - Alderperson Plank

3. Approval of minutes from previous meeting

[15-711](#)

April 29, 2015 Finance Committee minutes

**Attachments:** [MeetingMinutes29-Apr-2015-04-10-38.pdf](#)

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

**Aye:** 4 - Alderperson Coenen, Alderperson Konetzke, Alderperson Lobner and Alderperson Martin

**Excused:** 1 - Alderperson Plank

4. Public Hearings/Appearances

5. Action Items

[15-713](#)

Request to award contract for Municipal Services Building Trench Drain Reconstruction to Wood Sewer & Excavating, Inc. in the amount of \$199,660 with a contingency of \$20,000 for a contract total not to exceed \$219,660.

**Attachments:** [2015 MSB Trench Drain Bid Recommendation.pdf](#)

**Alderperson Martin moved, seconded by Alderperson Lobner, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Alderperson Coenen, Alderperson Konetzke, Alderperson Lobner and Alderperson Martin

**Excused:** 1 - Alderperson Plank

[15-729](#)

Request to award contract for Highview Tennis Courts to MCC, Inc. in the amount of \$136,390 with a contingency of \$5,000 for a contract total not to exceed \$141,390 and to reallocate \$35,890 of the positive variance from the Hardscape Infrastructure Improvement/Replacement Project to this project.

**Attachments:** [2015 Highview Park Tennis Courts.pdf](#)

**Alderperson Konetzke moved, seconded by Alderperson Coenen, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 3 - Alderperson Coenen, Alderperson Konetzke and Alderperson Martin

**Nay:** 1 - Alderperson Lobner

**Excused:** 1 - Alderperson Plank

[15-733](#)

Request to award contract for Pierce Park Site Work to MCC, Inc. in the amount of \$110,191 with a contingency of \$5,000 for a contract total not to exceed \$115,191 and to reallocate \$33,355 of the positive variance from the Hardscape Infrastructure Improvement/Replacement Capital Improvement Project to this project.

**Attachments:** [2015 Pierce Park Site Redevelopment.pdf](#)

**Alderperson Lobner moved, seconded by Alderperson Martin, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 3 - Alderperson Coenen, Alderperson Lobner and Alderperson Martin

**Excused:** 1 - Alderperson Plank

**Abstained:** 1 - Alderperson Konetzke

[15-790](#)

Request to approve acceptance of a grant from the Fox Cities Convention & Visitors Bureau for design services related to the proposed exhibition center.

**Attachments:** [FCCVB Expo Ctr Grant 2015.pdf](#)

**Alderperson Martin moved, seconded by Alderperson Konetzke, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Alderperson Coenen, Alderperson Konetzke, Alderperson Lobner and Alderperson Martin

**Excused:** 1 - Alderperson Plank

[15-791](#)

Approve Finance Committee Report 1-P-15 for Concrete Pavement, Sidewalk Construction and Driveway Aprons.

**Attachments:** [Report 1-P-15.pdf](#)

**Alderperson Martin moved, seconded by Alderperson Coenen, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Alderperson Coenen, Alderperson Konetzke, Alderperson Lobner and Alderperson Martin

**Excused:** 1 - Alderperson Plank

[15-792](#)

Request to award the Glendale Water Tower Project to Caldwell Tanks in the amount of \$2,467,000 with a 10% contingency in the amount of \$246,700 for a project total not to exceed \$2,713,700.

**Attachments:** [Glendale Water tower memo - Contract Award Memo 05-06-15.pdf](#)

**Alderperson Martin moved, seconded by Alderperson Coenen, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Alderperson Coenen, Alderperson Konetzke, Alderperson Lobner and Alderperson Martin

**Excused:** 1 - Alderperson Plank

[15-734](#)

The Committee will meet in closed session to confer with legal counsel concerning strategy to be adopted by the body with respect to litigation in which it is involved or likely to become involved regarding Wis. Stat. §74.37 Excessive Assessment claims made by Walgreen Co. and H & K Partners, LLC pursuant to the exceptions contained in §19.85(1)(g) of the Wisconsin Statutes. The Committee will then reconvene into an open session and conduct further business.

**Alderperson Lobner moved, seconded by Alderperson Martin, to convene in Closed Session. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Alderperson Coenen, Alderperson Konetzke, Alderperson Lobner and Alderperson Martin

**Excused:** 1 - Alderperson Plank

**Alderperson moved, seconded by Alderperson, to rise and report, returning into open session. Upon vote, motion carried unanimously.**

**Aye:** 4 - Alderperson Coenen, Alderperson Konetzke, Alderperson Lobner and Alderperson Martin

**Excused:** 1 - Alderperson Plank

[15-735](#)

**CRITICAL TIMING ISSUE**

Request approval of the Settlement Agreement between Walgreen Co. and the City of Appleton and the refund of a portion of the 2011 - 2014 property taxes.

**Attachments:** [2014 claims Walgreens and KFC.pdf](#)  
[Walgreens Settlement 2015.pdf](#)

**Alderperson Martin moved, seconded by Alderperson Lobner, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Alderperson Coenen, Alderperson Konetzke, Alderperson Lobner and Alderperson Martin

**Excused:** 1 - Alderperson Plank

[15-736](#)

**CRITICAL TIMING ISSUE**

Request approval of the Settlement Agreement between H&K Partners, LLC and the City of Appleton and the refund of a portion of the 2014 property taxes.

**Attachments:** [KFC settlement memo 5-12-15.pdf](#)

**Alderperson Martin moved, seconded by Alderperson Lobner, that the Report Action Item be recommended for approval. Roll Call. Motion carried by the following vote:**

**Aye:** 4 - Alderperson Coenen, Alderperson Konetzke, Alderperson Lobner and Alderperson Martin

**Excused:** 1 - Alderperson Plank

## 6. Information Items

[15-794](#)

Change Order #5 to the Regulatory Upgrade and Process Improvement Project in the amount of \$43,891 resulting in \$38,776 decrease to the approved contingency of \$728,550 to \$689,774.

**Attachments:** [Change Order #5 05-07-15.pdf](#)

**This Presentation was received and filed**

[15-795](#) Change Order #6 to the Regulatory Upgrade and Process Improvement Project in the amount of \$25,021 resulting in decrease of the project contingency balance of \$689,774 to \$664,753.

**Attachments:** [Change Order #6 05-07-15.pdf](#)

**This Presentation was received and filed**

[15-793](#) Change Order #7 to the Regulatory Upgrade and Process Improvement Project in the amount of \$22,878 resulting in decrease of the project contingency balance of \$664,753 to \$641,875.

**Attachments:** [Change Order #7 05-07-15.pdf](#)

**This Presentation was received and filed**

[15-712](#) Director's Reports:

Finance  
Information Technology  
Legal Services

**This Presentation was received and filed**

## 7. Adjournment

**A motion was made by Alderperson Konetzke, seconded by Alderperson Lobner, that this meeting be adjourned. The motion carried by the following vote:**

**Aye:** 4 - Alderperson Coenen, Alderperson Konetzke, Alderperson Lobner and Alderperson Martin

**Excused:** 1 - Alderperson Plank