



City of Appleton

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

Meeting Minutes - Final Common Council

Wednesday, October 7, 2015

7:00 PM

Council Chambers

A. CALL TO ORDER

The meeting was called to order at 7:01 p.m.

B. INVOCATION

The Invocation was 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: Deputy City Clerk Griesbach, City Attorney Walsh, Deputy City Attorney Behrens, Deputy Director of Community and Economic Development Stage, Director of Finance Saucerman, Fire Chief Vander Wyst, Public Health Nurse Supervisor Jensen, Director of Human Resources Behnke, Director of Parks, Recreation and Facilities Gazza, Police Chief Thomas, Director of Public Works Vandehey, Director of Information Technology Fox, Valley Transit General Manager Wetter, Library Director Rortvedt, Director of Utilities Shaw.

F. PUBLIC PARTICIPATION

Name - Address - Topic
Jessica Ahrens - 218 South Outagamie Street - Bartenders License
Pam Seidl - 3433 West College Avenue - Expo Center Documents
Chris Rowland - 624 Woodcrest Drive - Midway Road
Mike Muoio - 3609 South Barker Lane - Midway Road
Robert Klemp (Todd) - 633 North Linwood Avenue - Bushes
Walter Rugland - 1225 West Cedar Street - Exhibition Center
Rodney Chaganos - 3601 Bob-o-Link Lane - Midway Road

G. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[15-1525](#)

Common Council Meeting Minutes from September 16, 2015

Alderson Coenen moved, seconded by Alderson Plank, that the Meeting Minutes of September 16, 2015 and the Meeting Minutes of the Special Council Meeting of September 29, 2015 be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderson Chris Croatt, Alderson Greg Dannecker, Alderson Joe Martin, Alderson Cathy Spears, Alderson Polly Dalton, Alderson Christine Williams, Alderson Vered Meltzer, Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Margret Mann, Alderson Patti Coenen, Alderson Kyle Lobner and Alderson Jeffrey Jirschele

Abstained: 1 - Mayor Timothy Hanna

[15-1577](#)

Common Council Meeting Minutes from September 29, 2015

Alderson Coenen moved, seconded by Alderson Plank, that the Meeting Minutes of September 16, 2015 and the Meeting Minutes of the Special Council Meeting of September 29, 2015 be approved. Roll Call. Motion carried by a vote of 15-0.

H. BUSINESS PRESENTED BY THE MAYOR

[15-1578](#)

Presentation of Fire Prevention Week Proclamation

This Proclamation was presented to Fire Chief Vander Wyst

[15-1579](#)

Presentation of Fire Department Good Samaritan Award to Lexie Hein and Sylvia Petsinger

I. PUBLIC HEARINGS

J. SPECIAL RESOLUTIONS

[15-1556](#)

A Resolution authorizing and providing for the sale and issuance of \$5,830,000 \$5,775,000 General Obligation Promissory Notes, Series 2015, and all related details.

Amendment No. 1 (Plank): Amend the bond amount to \$5,775,000

Alderson Plank moved, seconded by Alderson Coenen, that the Report Action Item be amended. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderperson Chris Croatt, Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Cathy Spears, 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

Abstained: 1 - Mayor Timothy Hanna

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

Aye: 15 - Alderperson Chris Croatt, Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Cathy Spears, 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

Abstained: 1 - Mayor Timothy Hanna

[15-1557](#)

A Resolution authorizing and providing for the sale and issuance of \$9,335,000 \$9,425,000 Storm Water System Revenue Bonds, Series 2015, and all related details.

Amendment No. 1 (Plank): Amend the bond amount to \$9,425,000

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

Aye: 15 - Alderperson Chris Croatt, Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Cathy Spears, 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

Abstained: 1 - Mayor Timothy Hanna

Alderperson Coenen moved, seconded by Alderperson Spears, that the Report Action Item be approved as amended. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderperson Chris Croatt, Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Cathy Spears, 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

Abstained: 1 - Mayor Timothy Hanna

[15-1558](#)

A Resolution authorizing and providing for the sale and issuance of \$22,735,000 Water System Revenue Bonds, Series 2015, and all related details.

Amendment No. 1 (Plank): Amend the bond amount to be \$22,735,000

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

Aye: 15 - Aldersperson Chris Croatt, Aldersperson Greg Dannecker, Aldersperson Joe Martin, Aldersperson Cathy Spears, Aldersperson Polly Dalton, Aldersperson Christine Williams, Aldersperson Vered Meltzer, Aldersperson Kathleen Plank, Aldersperson William Siebers, Aldersperson Curt Konetzke, Aldersperson Ed Baranowski, Aldersperson Margret Mann, Aldersperson Patti Coenen, Aldersperson Kyle Lobner and Aldersperson Jeffrey Jirschele

Abstained: 1 - Mayor Timothy Hanna

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

Aye: 15 - Aldersperson Chris Croatt, Aldersperson Greg Dannecker, Aldersperson Joe Martin, Aldersperson Cathy Spears, Aldersperson Polly Dalton, Aldersperson Christine Williams, Aldersperson Vered Meltzer, Aldersperson Kathleen Plank, Aldersperson William Siebers, Aldersperson Curt Konetzke, Aldersperson Ed Baranowski, Aldersperson Margret Mann, Aldersperson Patti Coenen, Aldersperson Kyle Lobner and Aldersperson Jeffrey Jirschele

Abstained: 1 - Mayor Timothy Hanna

K. ESTABLISH ORDER OF THE DAY

[15-1507](#)

Approve Inter-Governmental Agreement for Midway Road Pedestrian Improvements at the Hemlock/Southfield Intersection with the City of Menasha and Calumet County.

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

Aye: 13 - Aldersperson Chris Croatt, Aldersperson Greg Dannecker, Aldersperson Joe Martin, Aldersperson Cathy Spears, Aldersperson Polly Dalton, Aldersperson Vered Meltzer, Aldersperson Kathleen Plank, Aldersperson William Siebers, Aldersperson Curt Konetzke, Aldersperson Margret Mann, Aldersperson Patti Coenen, Aldersperson Kyle Lobner and Aldersperson Jeffrey Jirschele

Nay: 2 - Aldersperson Christine Williams and Aldersperson Ed Baranowski

Abstained: 1 - Mayor Timothy Hanna

[15-1431](#)

Request from Mr. Robert Klemp for a variance to the Street Terrace Policy for his fence and bushes outside of the 60-foot 25-foot obstruction zone. The remaining bushes required to be maintained at 3 feet or less.

Amendment No. 1 (Coenen): Amend to change the "25" feet obstruction zone to 10 feet. Item to read: Request from Mr. Robert Klemp for a variance to the Street Terrace Policy for his fence and bushes outside of the 10-foot obstruction zone. The remaining bushes required to be maintained at 3 feet or less.

Alderson Coenen moved, seconded by Alderson Plank, that the Report Action Item be amended. Roll Call. Motion carried by the following vote:

Aye: 12 - Alderson Joe Martin, Alderson Cathy Spears, Alderson Polly Dalton, Alderson Christine Williams, Alderson Vered Meltzer, Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Margret Mann, Alderson Patti Coenen, Alderson Kyle Lobner and Alderson Jeffrey Jirschele

Nay: 3 - Alderson Chris Croatt, Alderson Greg Dannecker and Alderson Ed Baranowski

Abstained: 1 - Mayor Timothy Hanna

Alderson Coenen moved, seconded by Alderson Meltzer, that the Report Action Item be approved as amended. Roll Call. Motion carried by the following vote:

Aye: 14 - Alderson Chris Croatt, Alderson Joe Martin, Alderson Cathy Spears, Alderson Polly Dalton, Alderson Christine Williams, Alderson Vered Meltzer, Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Margret Mann, Alderson Patti Coenen, Alderson Kyle Lobner and Alderson Jeffrey Jirschele

Nay: 1 - Alderson Greg Dannecker

Abstained: 1 - Mayor Timothy Hanna

[15-1320](#)

Resolution Introduced by Alderperson Jirschele and Alderperson Martin at the Common Council meeting of August 5, 2015:

#11-R-15

Whereas, City of Appleton Parks are developed and managed for the greatest possible benefit of, and use by, the people of the city, and;

Whereas, alcohol abuse and the dysfunctional behavior associated with such use has become an obstacle to the full enjoyment of our parks by the broader citizenry;

Be it resolved that alcoholic beverages and their consumption be permitted in City of Appleton Parks only by permit as provided through a revised, simple reservation/registration process administered by the Parks, Recreation and Facilities Department and the Appleton Police Department.

This Report Action Item was referred to the Parks and Recreation Committee

[15-1492](#)

Operator's License application of Chad D. Dishno, 617 Kenneth Avenue, Kaukauna.

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

Aye: 14 - Alderperson Chris Croatt, Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Cathy Spears, 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 and Alderperson Jeffrey Jirschele

Nay: 1 - Alderperson Kyle Lobner

Abstained: 1 - Mayor Timothy Hanna

[15-1534](#)

Adopt the 2016 City of Appleton Policy for Special Assessments

This Report Action Item was referred to the Finance Committee

[15-1581](#)

Approval of the Fifth Amendment to the RiverHeath Development Agreement

Action (Baranowski): Baranowski requested that this item not be taken up during the Committee of the Whole but referred to the appropriate committees of jurisdiction, Community and Economic Development Committee and the Finance Committee.

Alderperson Baranowski moved, seconded by Alderperson Croatt, that this Action be approved. Roll Call. Motion failed by the following vote:

Aye: 6 - Alderperson Chris Croatt, Alderperson Greg Dannecker, Alderperson Cathy Spears, Alderperson Kathleen Plank, Alderperson William Siebers and Alderperson Ed Baranowski

Nay: 9 - Alderperson Joe Martin, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Curt Konetzke, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Abstained: 1 - Mayor Timothy Hanna

[15-1580](#)

Convene into Committee of the Whole

The Common Council convened into Committee of the Whole at 7:57 p.m.

Alderperson Konetzke moved, seconded by Alderperson Jirschele, that the Common Council convene into Committee of the Whole. Roll Call. Motion carried by the following vote:

Aye: 12 - Alderperson Chris Croatt, Alderperson Joe Martin, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Nay: 3 - Alderperson Greg Dannecker, Alderperson Cathy Spears and Alderperson Ed Baranowski

Abstained: 1 - Mayor Timothy Hanna

[15-1581](#)

Approval of the Fifth Amendment to the RiverHeath Development Agreement

Amendment No. 1 (Plank): Restore the stricken language in Section 3.6 of the Development Agreement and amend the date. Third sentence to read: "Developer shall be solely responsible for costs of any infrastructure improvements recommended in the TIA and installment of any such improvements shall be completed by February 1, 2016. The City reserves the right to withhold issuance of building and/or occupancy permits in the event the TIA is not completed by the date established in this section and in the event that infrastructure improvements required under this section have not been installed.

After discussion on this item, Alderperson Meltzer made a motion to call the question, seconded by Alderperson Plank. A voice vote was taken. Motion approved by a vote of 15-0. Vote taken on the amendment.

Alderperson Plank moved, seconded by Alderperson Spears, that the Report Action Item be amended. Roll Call. Motion failed by the following vote:

Aye: 5 - Alderperson Chris Croatt, Alderperson Cathy Spears, Alderperson Christine Williams, Alderperson Kathleen Plank and Alderperson Ed Baranowski

Nay: 10 - Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Polly Dalton, Alderperson Vered Meltzer, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Abstained: 1 - Mayor Timothy Hanna

Amendment No. 2 (Croatt): Amend the same language in Section 3.6 of the Development Agreement to read, "Developer shall be responsible for fifty percent (50%) of the costs of any infrastructure improvements recommended in the TIA and installment of any such improvements shall be completed by July 1, 2016. The City reserves the right to withhold issuance of building and/or occupancy permits in the event the TIA is not completed by the date established in this section and in the event that infrastructure improvements required under this section have not been installed.

After discussion on this amendment, Alderperson Baranowski called the question, seconded by Alderperson Martin. A voice vote was taken. The motion to call the question was approved by a vote of 14-1.

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

Aye: 4 - Alderperson Chris Croatt, Alderperson Cathy Spears, Alderperson Kathleen Plank and Alderperson Ed Baranowski

Nay: 11 - Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Abstained: 1 - Mayor Timothy Hanna

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

Aye: 11 - Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Nay: 4 - Alderperson Chris Croatt, Alderperson Cathy Spears, Alderperson Kathleen Plank and Alderperson Ed Baranowski

Abstained: 1 - Mayor Timothy Hanna

[15-1582](#)

Reconvene to Common Council

The Common Council reconvened at 9:15 p.m.

Alderperson Coenen moved, seconded by Alderperson Croatt, that the Committee of the Whole reconvene into the Common Council. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderperson Chris Croatt, Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Cathy Spears, 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

Abstained: 1 - Mayor Timothy Hanna

[15-1583](#)

Report of Committee of the Whole

Aldersperson Coenen moved, seconded by Aldersperson Lobner, that the Report of the Committee of the Whole be approved. Roll Call. Motion carried by the following vote:

Aye: 10 - Aldersperson Joe Martin, Aldersperson Polly Dalton, Aldersperson Christine Williams, Aldersperson Vered Meltzer, Aldersperson William Siebers, Aldersperson Curt Konetzke, Aldersperson Margret Mann, Aldersperson Patti Coenen, Aldersperson Kyle Lobner and Aldersperson Jeffrey Jirschele

Nay: 5 - Aldersperson Chris Croatt, Aldersperson Greg Dannecker, Aldersperson Cathy Spears, Aldersperson Kathleen Plank and Aldersperson Ed Baranowski

Abstained: 1 - Mayor Timothy Hanna

[15-1622](#)

Convene into Committee of the Whole

At 9:18 p.m., Aldersperson Konezke moved, seconded by Aldersperson Martin, that the Common Council convene into a second Committee of the Whole session. A voice vote was taken. The motion was approved by a vote of 10-5.

At 9:20 p.m. a short recess was taken.

At 9:30 p.m. a vote was taken that the Common Council reconvene into a second Committee of the Whole session to discuss item 15-463.

Aldersperson Konetzke moved, seconded by Aldersperson Martin, that the Common Council convene into a second Committee of the Whole. Roll Call. Motion carried by the following vote:

Aye: 10 - Aldersperson Greg Dannecker, Aldersperson Joe Martin, Aldersperson Polly Dalton, Aldersperson Christine Williams, Aldersperson Vered Meltzer, Aldersperson Curt Konetzke, Aldersperson Margret Mann, Aldersperson Patti Coenen, Aldersperson Kyle Lobner and Aldersperson Jeffrey Jirschele

Nay: 5 - Aldersperson Chris Croatt, Aldersperson Cathy Spears, Aldersperson Kathleen Plank, Aldersperson William Siebers and Aldersperson Ed Baranowski

Abstained: 1 - Mayor Timothy Hanna

[15-463](#)

Request to approve Mayor salary for
2016 - 2017
2017 - 2018
2018 - 2019
2019 - 2020

Amendment No. 1 (Konetzke): Amend the item to the following proposal: Mayor to receive a 1.5% increase across the board all 4 years. The salary will be as follows: 2016-2017: \$96,106; 2017-2018: \$97,548; 2018-2019: \$99,011; 2019-2020: \$100,496.

After discussion on this amendment, Alderperson Lobner, seconded by Alderperson Martin to call the question. A voice vote was taken. Motion to call the question failed by a vote of 9-6.

Discussion continued.

Alderperson Croatt, seconded by Alderperson Konetzke, to call the question. A voice vote was taken. Motion to call the question carried by a vote of 15-0.

Alderperson Konetzke moved, seconded by Alderperson Spears, that the Report Action Item be amended. Roll Call. Motion carried by the following vote:

Aye: 12 - Alderperson Chris Croatt, Alderperson Joe Martin, Alderperson Cathy Spears, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Margret Mann, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Nay: 3 - Alderperson Greg Dannecker, Alderperson Ed Baranowski and Alderperson Patti Coenen

Abstained: 1 - Mayor Timothy Hanna

Alderperson Konetzke moved, seconded by Alderperson Jirschele, that the Report Action Item be approved as amended. Roll Call. Motion carried by the following vote:

Aye: 13 - Alderperson Chris Croatt, Alderperson Greg Dannecker, Alderperson Cathy Spears, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Nay: 2 - Alderperson Joe Martin and Alderperson Ed Baranowski

Excused: 1 - Mayor Timothy Hanna

[15-1623](#)

Reconvene into Common Council

Common Council reconvened at 9:56 p.m.

Alderperson Coenen moved, seconded by Alderperson Lobner, that the Common Council reconvene. Roll Call. Motion carried by the following vote:

Aye: 14 - Alderperson Chris Croatt, Alderperson Greg Dannecker, Alderperson Cathy Spears, 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

Nay: 1 - Alderperson Joe Martin

Abstained: 1 - Mayor Timothy Hanna

[15-1624](#)

Report of the Committee of the Whole (second session)

Alderperson Lobner moved, seconded by Alderperson Meltzer, that the Report of the Committee of the Whole (second session) be approved. Roll Call. Motion carried by the following vote:

Aye: 13 - Alderperson Chris Croatt, Alderperson Greg Dannecker, Alderperson Cathy Spears, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Nay: 2 - Alderperson Joe Martin and Alderperson Ed Baranowski

Abstained: 1 - Mayor Timothy Hanna

L. COMMITTEE REPORTS

Balance of the action items on the agenda.

Alderperson Croatt moved, Alderperson Meltzer seconded, to approve the report. The motion carried by the following vote:

Aye: 15 - Alderperson Chris Croatt, Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Cathy Spears, 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

Abstained: 1 - Mayor Timothy Hanna

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[15-1430](#)

Request from Hearthstone to appeal the "Guidelines for Signs in the Street Right -of-Way" to install a ground sign in the Memorial Drive right-of-way. If approved, sign shall be installed in location approved by the Department of Public Works and comply with the Zoning Code standards regarding animation.

This Report Action Item was approved.

- [15-1512](#) Approve traffic ordinance changes for the Emerald Valley 2nd Addition subdivision.
This Report Action Item was approved.
- [15-1514](#) Approve parking ordinance changes for Ashbury Drive intersection bumpouts.
This Report Action Item was approved.
- [15-1515](#) Approve parking ordinance changes for Fox Valley Estates.
This Report Action Item was approved.
- [15-1516](#) Award Downtown Appleton Mobility Plan to AECOM Technical Services, Inc. in an amount not to exceed \$105,000.
This Report Action Item was approved.
- [15-1517](#) Approve amendments to Municipal Code Section 19-91, Parking in front and side yard in residential district.
This Report Action Item was approved.
- [15-1518](#) Approve revised State/Municipal Agreement for the construction of the Lawe Street Bridge over the power canal.
This Report Action Item was approved.

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

- [15-1414](#) Operator's License application of Jessica L. Ahrens, 218 S. Outagamie Street.
This Report Action Item was approved.
- [15-1413](#) Operator's License application of Brian L. Strebe, 1318 N. Division Street.
This Report Action Item was approved.
- [15-1491](#) Operator's Licenses
This Report Action Item was approved.
- [15-1481](#) Class "A" Beer License application of Shopko Stores Operating Co., LLC, Mark Grasmick, Agent, 1000 West Northland Avenue, contingent upon approval from all departments.
This Report Action Item was approved.

[15-1505](#) Class "B" Beer and Class "C" Wine License application of The Cozy Corner LLC, d/b/a Cozy Corner, Natasha M. Banks, Agent, 111 North Walnut Street, contingent upon approvals from all departments.

This Report Action Item was approved.

[15-1526](#) "Class A" Liquor (Cider only) License application of Van Zeeland Oil Co Inc, d/b/a Valley Mobil, Todd G. Van Zeeland, Agent, 2661 S. Oneida St., contingent upon approval from all departments.

This Report Action Item was approved.

[15-1527](#) "Class A" Liquor (Cider only) License application of Van Zeeland Oil Co Inc, d/b/a Apple Creek Mobil, Todd G. Van Zeeland, Agent, 2000 E. Edgewood Dr., contingent upon approval from all departments.

This Report Action Item was approved.

[15-1528](#) "Class A" Liquor (Cider only) License application of Van Zeeland Oil Co Inc, d/b/a Northgate Mobil, Todd G. Van Zeeland, Agent, 105 W. Northland Ave., contingent upon approval from all departments.

This Report Action Item was approved.

[15-1530](#) "Class A" Liquor (Cider only) License application of Van Zeeland Oil Co Inc, d/b/a Richmond Street Mobil, Todd G. Van Zeeland, Agent, 3401 N. Richmond St., contingent upon approval from all departments.

This Report Action Item was approved.

3. MINUTES OF THE CITY PLAN COMMISSION

[15-1500](#) Request to approve Special Use Permit #12-15 for a car wash in conjunction with an existing convenience store/gas station, at 320 S. Kensington Drive, 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

This Report Action Item was approved.

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

5. MINUTES OF THE FINANCE COMMITTEE

[15-1482](#) Request to award contract for Fire Station #4 Air Handler Replacement to EGI Mechanical, Inc in the amount of \$30,297 with a contingency of \$1,500 for a contract total not to exceed \$31,797.

This Report Action Item was approved.

[15-1484](#) Request to award contract for Municipal Services Salt Shed Door Replacement to Silvercrest Construction Group, Inc in the amount of \$42,990 with a contingency of \$500 for a contract total not to exceed \$43,490.

This Report Action Item was approved.

[15-1486](#) Request to award contract for Municipal Services Building Condensing Boiler Addition to EGI Mechanical, Inc in the amount of \$54,267 with a contingency of \$2,000 for a contract total not to exceed \$56,267, and

Request to approve the follow 2015 Budget Adjustment:

| | |
|--|------------|
| General Fund - Facilities | |
| Fire Station AHU #4 Project | - \$10,000 |
| MSB Condensing Boiler Addition Project | +\$10,000 |

to reallocate positive fund balance.

This Report Action Item was approved.

[15-1535](#) Request to award contract for Miscellaneous Maintenance in the Blue, Yellow and Green Parking Ramps to The Boldt Company in the amount of \$30,741.80, with a contingency of \$3,258.20 for a contract total not to exceed \$34,000.

This Report Action Item was approved.

[15-1548](#) Request approval to amend City ordinance regarding the collection of real estate taxes as a condition of the issuance of a business license.

This Report Action Item was approved.

[15-1524](#) Changes to the Procurement and Contract Management Policy

This Presentation was approved.

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[15-1489](#) Request to approve Amendments to Citizen Participation Plan for Community Development Block Grant (CDBG) Program

This Report Action Item was approved.

7. MINUTES OF THE UTILITIES COMMITTEE

[15-1425](#) Award rehabilitation and painting of Water Plant Softener #4 to Howard Grote and Sons in the amount of \$248,806 with a 5% contingency of \$12,440 for a project total not to exceed \$261,246.

This Report Action Item was approved.

[15-1426](#) Approve additional rehabilitation and painting of Water Plant Softener #3 to Howard Grote and Sons in the amount of \$248,806 with a 5% contingency of \$12,440 for a project total not to exceed \$261,246 pending City Council approval of the 2016 Water Utility Budget.

This Report Action Item was approved.

[15-1493](#) Award of Arbutus Park Lift Station Conditions Assessment and Alternatives Technical Memo contract, in an amount not to exceed \$8,900 and authorization to single source future design contract with Strand Associates.

This Report Action Item was approved.

[15-1497](#) Award of 2015E Stormwater Consulting Services Contract for Spartan Drive Culvert and Stormwater Practices Preliminary Design and Lift Station Stormwater Management Plan to Brown & Caldwell in an amount not to exceed \$133,855.

This Report Action Item was approved.

8. MINUTES OF THE HUMAN RESOURCES COMMITTEE

9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

[15-1540](#) Authorization to Issue and Advertise a Request for Proposal for Providing ADA Certifications

This Report Action Item was approved.

[15-1541](#) Authorization to Issue and Advertise a Request for Proposal for Providing Rural Transportation Services in Outagamie County

This Report Action Item was approved.

[15-1542](#) Authorization to Issue and Advertise a Request for Proposal for Providing Specialized Transportation Services in Outagamie County

This Report Action Item was approved.

[15-1543](#) Authorization to Issue and Advertise a Request for Proposal for Providing Northern Winnebago Dial-A-Ride Service

This Report Action Item was approved.

10. MINUTES OF THE BOARD OF HEALTH

M. CONSOLIDATED ACTION ITEMS

O. ITEMS HELD

P. ORDINANCES

[15-1595](#) Ordinances 78-15 through 82-15

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

[15-1598](#) Approval of the Intergovernmental Agreement (Cooperation Agreement) for the Fox Cities Exhibition Center

This item was held in Committee of the Whole until the October 21, 2015 meeting.

[15-1599](#) Approval of the Amended and Restated Room Tax Commission and Tourism Zone Agreement (Exhibition Center)

This item was held in Committee of the Whole until the October 21, 2015 meeting.

[15-1600](#) Approval of draft ordinance imposing a hotel/motel room tax (Exhibition Center)

This item was held in Committee of the Whole until the October 21, 2015 meeting.

T. ADJOURN

The meeting adjourned at 10:11 p.m.

Aldersperson Lobner moved, seconded by Aldersperson Dannecker, that the meeting be adjourned. Roll Call. Motion carried by the following vote:

Aye: 15 - Aldersperson Chris Croatt, Aldersperson Greg Dannecker, Aldersperson Joe Martin, Aldersperson Cathy Spears, Aldersperson Polly Dalton, Aldersperson Christine Williams, Aldersperson Vered Meltzer, Aldersperson Kathleen Plank, Aldersperson William Siebers, Aldersperson Curt Konetzke, Aldersperson Ed Baranowski, Aldersperson Margret Mann, Aldersperson Patti Coenen, Aldersperson Kyle Lobner and Aldersperson Jeffrey Jirschele

Abstained: 1 - Mayor Timothy Hanna

Jamie L. Griesbach, Deputy City Clerk