



City of Appleton

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

Meeting Minutes - Final Common Council

Wednesday, August 16, 2017

7:00 PM

Council Chambers

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: 16 - Alderperson Kathleen Plank, 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 Greg Dannecker, Alderperson Christine Williams, Alderperson Cathy Spears, Alderperson Chris Croatt, Mayor Timothy Hanna, Alderperson Keir Dvorachek and Alderperson Bob Baker

E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS

City Clerk Lynch, City Attorney Walsh, Deputy City Attorney Behrens, Director of Finance Saucerman, Health Officer Eggebrecht, Director of Parks, Recreation & Facilities Gazza, Police Chief Thomas, Director of Public Works Vandehey, and Valley Transit General Manager Mc Donald

*The following departments were excused:
Community & Economic Development, Fire, Human Resources,
Information Technology, Utilities, & Library*

F. PUBLIC PARTICIPATION

No one was signed up to speak during Public Participation.

G. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[17-1279](#)

Common Council Meeting Minutes of August 2, 2017

Attachments: [CC Minutes 8-2-17.pdf](#)

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

Aye: 14 - Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Patti Coenen, Alderson Kyle Lobner, Alderson Vered Meltzer, Alderson Joe Martin, Alderson Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears, Alderson Chris Croatt, Alderson Keir Dvorachek and Alderson Bob Baker

Abstained: 2 - Alderson Matt Reed and Mayor Timothy Hanna

- H. BUSINESS PRESENTED BY THE MAYOR
- I. PUBLIC HEARINGS
- J. SPECIAL RESOLUTIONS
- K. ESTABLISH ORDER OF THE DAY
- L. COMMITTEE REPORTS

[17-1197](#)

Approve Relocation Order for demolition of the Blue Ramp

Attachments: [Relocation Order.pdf](#)

Alderson Baranowski moved, seconded by Alderson Lobner, that the Relocation Order be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderson Kathleen Plank, 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 Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears, Alderson Chris Croatt, Alderson Keir Dvorachek and Alderson Bob Baker

Abstained: 1 - Mayor Timothy Hanna

[17-1202](#)

Request for Finance Director to sell \$13,885,000 General Obligation Notes

Alderson Croatt moved, seconded by Alderson Baranowski, that the sale of the General Obligation Notes be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderperson Kathleen Plank, 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 Greg Dannecker, Alderperson Christine Williams, Alderperson Cathy Spears, Alderperson Chris Croatt, Alderperson Keir Dvorachek and Alderperson Bob Baker

Abstained: 1 - Mayor Timothy Hanna

[17-1203](#)

Request for Finance Director to sell \$5,000,000 Storm Water Revenue Bonds

Alderperson Croatt moved, seconded by Alderperson Martin, that the sale of the Storm Water Revenue Bonds be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderperson Kathleen Plank, 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 Greg Dannecker, Alderperson Christine Williams, Alderperson Cathy Spears, Alderperson Chris Croatt, Alderperson Keir Dvorachek and Alderperson Bob Baker

Abstained: 1 - Mayor Timothy Hanna

[17-1208](#)

Approve Leona Pond Relocation Order

Attachments: [Leona Pond - Relocation Order \(07-31-2017\).pdf](#)

Alderperson Croatt moved, seconded by Alderperson Baranowski, that the Relocation Order be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderperson Kathleen Plank, 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 Greg Dannecker, Alderperson Christine Williams, Alderperson Cathy Spears, Alderperson Chris Croatt, Alderperson Keir Dvorachek and Alderperson Bob Baker

Abstained: 1 - Mayor Timothy Hanna

[17-1243](#)

Request to Delay the 2017 Water Revenue Bond Issue.

Attachments: [Water Bond Issue Delay 2017.pdf](#)

Alderperson Croatt moved, seconded by Alderperson Martin, that the delay of the Water Revenue Bond Issue be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderperson Kathleen Plank, 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 Greg Dannecker, Alderperson Christine Williams, Alderperson Cathy Spears, Alderperson Chris Croatt, Alderperson Keir Dvorachek and Alderperson Bob Baker

Abstained: 1 - Mayor Timothy Hanna

[17-1247](#)

Resolution #17-R-17

August 2, 2017

Submitted by: Alderperson Meltzer - District 2

Referred to: Municipal Services Committee

WHEREAS the City of Appleton supports and encourages bicycle riding, as evinced by our newly updated comprehensive plan, as well as by earning the distinction of one of the four Silver level Bicycle Friendly Communities in the State of Wisconsin and;

WHEREAS a very common complaint of bicyclists in Appleton is a lack of bike racks at local businesses;

THEREFORE BE IT RESOLVED that if a business is approved for a street occupancy permit for a bicycle rack, the fee be waived, as recognition that additional bike racks are an asset to the community and to surrounding businesses as well.

Alderperson Croatt moved, seconded by Alderperson Dvorachek, that the Resolution be approved. A notwithstanding vote was taken. Roll Call. Motion failed by the following vote and the Resolution was not passed:

Aye: 6 - Alderperson William Siebers, Alderperson Patti Coenen, Alderperson Kyle Lobner, Alderperson Vered Meltzer, Alderperson Christine Williams and Alderperson Bob Baker

Nay: 9 - Alderperson Kathleen Plank, Alderperson Curt Konetzke, Alderperson Ed Baranowski, Alderperson Matt Reed, Alderperson Joe Martin, Alderperson Greg Dannecker, Alderperson Cathy Spears, Alderperson Chris Croatt and Alderperson Keir Dvorachek

Abstained: 1 - Mayor Timothy Hanna

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

Balance of the action items on the agenda.

Alderperson Croatt moved, Alderperson Konetzke seconded, to approve the balance of the agenda. The motion carried by the following vote:

Aye: 15 - Alderperson Kathleen Plank, 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 Greg Dannecker, Alderperson Christine Williams, Alderperson Cathy Spears, Alderperson Chris Croatt, Alderperson Keir Dvorachek and Alderperson Bob Baker

Abstained: 1 - Mayor Timothy Hanna

[17-1212](#)

Approve a Special Event Parking Fee Rate of \$5 per vehicle.

Attachments: [Special Event parking rate of \\$5.pdf](#)

This Report Action Item was approved.

[17-1213](#)

Request from Appleton Downtown Inc. to install a Pet Waste Station in the flower planter on College Avenue adjacent to Houdini Plaza.

Attachments: [Pet Waste Station.pdf](#)

This Report Action Item was approved.

[17-1214](#)

Request from Appleton Downtown Inc. to install free libraries at the following locations:

1. Valley Transit area
2. 513 W. College (Riverview Gardens)
3. 122 E. College (Hoffman Office)
4. Atlas Mills area

Attachments: [Free Libraries.pdf](#)

This Report Action Item was approved.

[17-1215](#)

Approve revised State/Municipal Agreement for the Oneida Street Reconstruction Project to include \$26,400 in non-participating costs for adjustments of sanitary sewer manholes.

Attachments: [Oneida Street Reconstruction.pdf](#)

This Report Action Item was approved.

[17-1216](#)

Request from Dairy Queen to relocate their sign as part of the S. Oneida Street Reconstruction Project to a location approximately 1 foot within the street right-of-way.

Attachments: [Dairy Queen.pdf](#)

This Report Action Item was approved.

[17-1248](#)

Approve changes to Municipal Code Section 7-100(d)(1) regarding smoking in the city parking ramps.

Attachments: [Changes to Municipal Code Section 7-100\(d\)\(1\).pdf](#)

This Report Action Item was approved.

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[17-1056](#)

Class "B" Beer License application of King Brokerage LTD d/b/a Outer Edge Stage, Lyssa M. King, Agent, 303 N. Oneida St., contingent upon approval from all departments.

Attachments: [King Brokerage LTD application.pdf](#)

This Report Action Item was approved.

[17-1169](#)

Salvage Dealer's License Renewal application of Appleton Aluminum Recycling Inc., Charles O. Desten, Applicant, 300 N. Kensington Dr., contingent upon approval from all departments.

This Report Action Item was approved.

[17-1176](#)

"Class B" Beer/Liquor License application of H&S Investment Group LLC, Roger W. Hager, Agent, 2639 S. Oneida St., contingent upon approval from all departments.

Attachments: [H&S Investment Group LLC application.pdf](#)

This Report Action Item was approved.

[17-1177](#)

Reserve "Class B" Beer/Liquor License temporary change of premise description of The Fox Cities Performing Arts Center, Maria S. Van Laanen, Agent, August 23, 2017, contingent upon approval from all departments.

Attachments: [Fox Cities PAC temporary amendment.pdf](#)

This Report Action Item was approved.

[17-1192](#)

Salvage Dealer's License Renewal application of Green Meadow Recycling, Inc., Neil D. Novak, Applicant, 2220 W. Everett St., contingent upon approval from all departments.

This Report Action Item was approved.

[17-1193](#) Salvage Dealer's License Renewal application of Golper Supply Co., Inc., David B. Golper, Applicant, 1810 W. Edgewood Dr., contingent upon approval from all departments.

This Report Action Item was approved.

[17-1250](#) Salvage Dealer's License Renewal application of Mach IV Motors, LLC, Kara L. Tullberg, Applicant, 600 E. Hancock St., contingent upon approval from all departments.

This Report Action Item was approved.

[17-1251](#) Operator's Licenses

Attachments: [Operator's Licenses for 08-9-17 S & L.pdf](#)

This Report Action Item was approved.

[17-1252](#) Special Class "B" Beer License application of Pulse Young Professionals Network, Nikki L. Hessel, Applicant, 125 N. Superior St., September 20, 2017, contingent upon approval from all departments.

Attachments: [Pulse Young Professionals Network application.pdf](#)

This Report Action Item was approved.

3. MINUTES OF THE CITY PLAN COMMISSION

[17-1224](#) Request to approve Extraterritorial Preliminary Plat for West Integrity Way Plat located in the Town of Grand Chute as shown on the attached maps subject to waiving the policy which requires a minimum of a 14-day waiting period before the Final Plat can be submitted for action pursuant to Resolution #64-R-04 (Associated with Action Item #17-1225)

Attachments: [StaffReport_ExtraPrePlat_IntegrityWay.pdf](#)

This Report Action Item was approved.

[17-1225](#)

Request to approve Extraterritorial Final Plat for West Integrity Way Plat located in the Town of Grand Chute as shown on the attached maps subject to waiving the policy which requires a minimum of a 14-day waiting period before the Final Plat can be submitted for action pursuant to Resolution #64-R-04 (Associated with Action Item #17-1224)

Attachments: [StaffReport_ExtraFinalPlat_IntegrityWay.pdf](#)

This Report Action Item was approved.

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

5. MINUTES OF THE FINANCE COMMITTEE

[17-1238](#)

Request to sole source contract to Calnin & Goss, Inc for a contract fee of \$34,782 and a contingency of \$3,500 for the removal of the ramp in Jones Park for a contract not to exceed \$38,282.

Attachments: [2017 Jones Park Stair Removal Sole Source.pdf](#)

This Report Action Item was approved.

[17-1241](#)

Request to award the 2017 Wastewater Asbestos removal and remodeling project to Cardinal Construction Co., Inc. in the amount of \$111,415 with a contingency of 10% for a project total not to exceed \$122,556 and approve the following 2017 Budget adjustment:

Wastewater Treatment Plant Capital Projects Funds

Wastewater Water Lateral Replacement Project	- \$68,000
Wastewater Asbestos Removal & Remodeling Project	+\$68,000

to reflect the positive balance transfer from WWTP water lateral replacement project to WWTP asbestos removal & remodeling project.

Attachments: [2017 Wastewater Asbestos Removal and Remodeling Project with Budget Adjustment.pdf](#)

This Report Action Item was approved.

[17-1242](#)

Request to award the 2017 Police Department Parking Deck Re-surfacing project to Ram Construction Services of MI, Inc in the amount of \$143,750 with a contingency of 10% for a project total not to exceed \$158,125.

Attachments: [2017 Police Department Parking Deck Surfacing.pdf](#)

This Report Action Item was approved.

[17-1244](#)

Request to approve payment to von Briesen & Roper, S.C. for real estate services performed under the “Hourly Services” provision of the Phase III agreement related to the construction of the Fox Cities Exhibition Center, and approve the following related 2017 Budget adjustment:

Exhibition Center Capital Projects Fund

Consulting Services	+\$570
Debt Proceeds/Room Tax	+\$570

to provide funding for real estate services related to the construction of the Fox Cities Exhibition Center.

Attachments: [vB Invoice PhIII Update 7-21-17.PDF](#)
 [vB Invoice PhIII 6-27-17.pdf](#)

This Report Action Item was approved.

[17-1245](#)

Request to award contract for Unit HH-17 Northland Avenue Frontage Road Sidewalk Construction to Fischer Ulman Construction, Inc in the amount of \$86,609 with a 3.5% contingency of \$3000 for a project total not to exceed \$89,609.

Attachments: [Unit HH-17.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**
9. **MINUTES OF THE FOX CITIES TRANSIT COMMISSION**
10. **MINUTES OF THE BOARD OF HEALTH**
- M. **CONSOLIDATED ACTION ITEMS**

[17-1111](#)

CONSOLIDATED ACTION ITEMS:
Municipal Services Item 17-991
City Plan Commission Item 17-1003
Initial Resolution Item 17-1110

Aldersperson Martin moved, seconded by Aldersperson Baranowski, that the Consolidated Action Items be held. Roll Call. Motion carried by the following vote:

Aye: 15 - Aldersperson Kathleen Plank, Aldersperson William Siebers, Aldersperson Curt Konezke, Aldersperson Ed Baranowski, Aldersperson Patti Coenen, Aldersperson Kyle Lobner, Aldersperson Matt Reed, Aldersperson Vered Meltzer, Aldersperson Joe Martin, Aldersperson Greg Dannecker, Aldersperson Christine Williams, Aldersperson Cathy Spears, Aldersperson Chris Croatt, Aldersperson Keir Dvorachek and Aldersperson Bob Baker

Abstained: 1 - Mayor Timothy Hanna

N. ITEMS HELD

[17-991](#)

Approve Discontinuance of Locust Street at the CN Railroad Crossing Number 179 919F.

Attachments: [Discontinuance of Locust St at the CN Railroad crossing.pdf](#)

This Report Action Item was held

[17-1003](#)

Request to approve the street discontinuance to vacate a portion of South Locust Street public right-of-way in the 100 block at the CN Railroad Crossing Number 179 919F, as shown on the attached maps and legal description, pending approval by the Municipal Services Committee, and adopt the Initial Resolution

Attachments: [StaffReport_StreetVacation_SLocustStreet.pdf](#)

This Report Action Item was held

[17-1110](#)

Initial Resolution- South Locust Street Vacation

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

This Report Action Item was held

O. ORDINANCES

P. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION

Q. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION

R. OTHER COUNCIL BUSINESS

[17-1296](#)

Convene into Committee of the Whole

Alderson Plank moved, seconded by Alderson Croatt, that the Common Council convene into Committee of the Whole acting as the Fox Cities Transit Commission. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderson Kathleen Plank, 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 Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears, Alderson Chris Croatt, Alderson Keir Dvorachek and Alderson Bob Baker

Abstained: 1 - Mayor Timothy Hanna

[17-1125](#)

Acceptance of 2016 WISDOT Capital funds transfer to Operating Grant

Attachments: [FCTC Grant acceptance memo WISDOT transfer - 2017.pdf](#)
[2017 5339 Appleton WISDOT transfer.pdf](#)

Alderson Konetzke moved, seconded by Alderson Lobner, that the Operating Grant acceptance be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderson Kathleen Plank, 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 Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears, Alderson Chris Croatt, Alderson Keir Dvorachek and Alderson Bob Baker

Absent: 1 - Mayor Timothy Hanna

[17-1253](#)

Authorization to enter into a Sole Source Radio Procurement

Attachments: [Request for Sole Source Radio Procurement.pdf](#)

Alderson Croatt moved, seconded by Alderson Dvorachek, that the Sole Source Radio Procurement be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderson Kathleen Plank, 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 Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears, Alderson Chris Croatt, Alderson Keir Dvorachek and Alderson Bob Baker

Abstained: 1 - Mayor Timothy Hanna

[17-1297](#)

Reconvene to Common Council

Alderson Lobner moved, seconded by Alderson Spears, that the Committee of the Whole Reconvene to the Common Council. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderson Kathleen Plank, 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 Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears, Alderson Chris Croatt, Alderson Keir Dvorachek and Alderson Bob Baker

Abstained: 1 - Mayor Timothy Hanna

[17-1298](#)

Report of the Committee of the Whole

Alderson Baranowski moved, seconded by Alderson Croatt, that the Report of the Committee of the Whole be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderson Kathleen Plank, 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 Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears, Alderson Chris Croatt, Alderson Keir Dvorachek and Alderson Bob Baker

Abstained: 1 - Mayor Timothy Hanna

S. ADJOURN

Alderson Baranowski moved, seconded by Alderson Croatt, that the meeting be adjourned at 7:35 p.m. Roll Call. Motion carried by the following vote:

Aye: 16 - Alderson Kathleen Plank, 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 Greg Dannecker, Alderson Christine Williams, Alderson Cathy Spears, Alderson Chris Croatt, Mayor Timothy Hanna, Alderson Keir Dvorachek and Alderson Bob Baker

Kami Lynch, City Clerk