



# City of Appleton

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

## Meeting Minutes - Final Common Council

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Wednesday, July 15, 2020

7:00 PM

Council Chambers

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A. CALL TO ORDER

*The meeting was called to order by Mayor Woodford at 7:00 pm*

B. INVOCATION

*The invocation was offered by Alderperson Siebers*

C. PLEDGE OF ALLEGIANCE TO THE FLAG

D. ROLL CALL OF ALDERPERSONS

**Present:** 15 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Nate Wolff, Alderperson Kyle Lobner, Alderperson Joe Prohaska, Alderperson Corey Otis and Mayor Jake Woodford

**Absent:** 1 - Alderperson Patti Coenen

E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS

*City Attorney Behrens, Deputy City Attorney Abshire, City Clerk Lynch, Director of Community & Economic Development Harkness, Director of Finance Saucerman, Fire Chief Hansen, Health Officer Eggebrecht, Director of Human Resources Matz, Director of Information Technology Fox, Library Director Rortvedt, Director of Parks, Recreation & Facilities Gazza, Police Chief Thomas, Director of Public Works Vandehey, Director of Utilities Shaw, Valley Transit General Manager McDonald*

F. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[20-0907](#)

Common Council Meeting Minutes of July 1, 2020

**Attachments:** [CC Minutes 7-1-2020.pdf](#)

**Alderperson Otis moved, seconded by Alderperson Reed, that the Minutes be adjourned. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Nate Wolff, Alderperson Kyle Lobner, Alderperson Joe Prohaska and Alderperson Corey Otis

**Absent:** 1 - Alderperson Patti Coenen

**Abstained:** 1 - Mayor Jake Woodford

G. BUSINESS PRESENTED BY THE MAYOR

[20-0914](#) COVID-19 Update

**Attachments:** [COVID-19 Update 7-15-20.pdf](#)

The item was presented

H. PUBLIC PARTICIPATION

I. PUBLIC HEARINGS

[20-0860](#) Public Hearing for Rezoning #4-20: Plamann Park

**Attachments:** [ClassIIPublicHearingNoticeNewspaper\\_PlamannParkAnnex\\_Rezoning #4-20.pdf](#)

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

J. SPECIAL RESOLUTIONS

[20-0908](#) Resolution Authorizing the Sale of \$15,000,000 General Obligation Promissory Notes

**Attachments:** [Appleton 2020 G.O. Promissory Notes - Award Resolution.pdf](#)  
[REV. Appleton 2020 G.O. Promissory Notes - Award Resolution.pdf](#)

**Alderperson Reed moved, seconded by Alderperson Otis, that the Resolution be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Nate Wolff, Alderperson Kyle Lobner, Alderperson Joe Prohaska and Alderperson Corey Otis

**Absent:** 1 - Alderperson Patti Coenen

**Abstained:** 1 - Mayor Jake Woodford

[20-0909](#)

Resolution Authorizing the Sale of \$10,995,000 Sewerage System Revenue Refunding Bonds

**Attachments:** [Appleton 2020 Sewer Revenue Refunding Bonds - Award Resolution.pdf](#)  
[REV. Appleton 2020 Sewer Revenue Refunding Bonds - Award Resolution.pdf](#)

**Alderson Lobner moved, seconded by Alderson Otis, that the Resolution be amended to change the amount to \$10,850,000. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderson William Siebers, Alderson Vered Meltzer, Alderson Brad Firkus, Alderson Joe Martin, Alderson Katie Van Zeeland, Alderson Denise Fenton, Alderson Maiyoua Thao, Alderson Matthew Reed, Alderson Alex Schultz, Alderson Mike Smith, Alderson Nate Wolff, Alderson Kyle Lobner, Alderson Joe Prohaska and Alderson Corey Otis

**Absent:** 1 - Alderson Patti Coenen

**Abstained:** 1 - Mayor Jake Woodford

**Alderson Prohaska moved, seconded by Alderson Otis, that the Resolution as amended be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderson William Siebers, Alderson Vered Meltzer, Alderson Brad Firkus, Alderson Joe Martin, Alderson Katie Van Zeeland, Alderson Denise Fenton, Alderson Maiyoua Thao, Alderson Matthew Reed, Alderson Alex Schultz, Alderson Mike Smith, Alderson Nate Wolff, Alderson Kyle Lobner, Alderson Joe Prohaska and Alderson Corey Otis

**Absent:** 1 - Alderson Patti Coenen

**Abstained:** 1 - Mayor Jake Woodford

[20-0910](#)

Resolution Authorizing the Sale of \$2,850,000 Storm Water Revenue Bonds

**Attachments:** [Appleton 2020 Storm Water Revenue Bonds - Award Resolution.pdf](#)  
[REV. Appleton 2020 Storm Water Revenue Bonds - Award Resolution.pdf](#)

**Alderson Lobner moved, seconded by Alderson Otis, that the Resolution be amended to change the amount to \$2,965,000. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Nate Wolff, Alderperson Kyle Lobner, Alderperson Joe Prohaska and Alderperson Corey Otis

**Absent:** 1 - Alderperson Patti Coenen

**Abstained:** 1 - Mayor Jake Woodford

**Alderperson Fenton moved, seconded by Alderperson Otis, that the Resolution as amended be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Nate Wolff, Alderperson Kyle Lobner, Alderperson Joe Prohaska and Alderperson Corey Otis

**Absent:** 1 - Alderperson Patti Coenen

**Abstained:** 1 - Mayor Jake Woodford

[20-0911](#)

Resolution Authorizing the Sale of \$6,620,000 Water System Revenue Bonds

**Attachments:** [Appleton 2020 Water Revenue Bonds - Award Resolution.pdf](#)  
[REV. Appleton 2020 Water Revenue Bonds - Award Resolution.pdf](#)

**Alderperson Lobner moved, seconded by Alderperson Otis, that the Resolution be amended to change the amount to \$6,865,000. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Nate Wolff, Alderperson Kyle Lobner, Alderperson Joe Prohaska and Alderperson Corey Otis

**Absent:** 1 - Alderperson Patti Coenen

**Abstained:** 1 - Mayor Jake Woodford

**Alderperson Prohaska moved, seconded by Alderperson Otis, that the Resolution as amended be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 13 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Nate Wolff, Alderperson Kyle Lobner, Alderperson Joe Prohaska and Alderperson Corey Otis

**Nay:** 1 - Alderperson Joe Martin

**Absent:** 1 - Alderperson Patti Coenen

**Abstained:** 1 - Mayor Jake Woodford

## K. ESTABLISH ORDER OF THE DAY

### [20-0833](#)

Request from Nadine Van Lieshout on behalf of the Marigold Mile for a Street Occupancy Permit to place small signs within the Marigold Mile planting areas during 2020 as a fund raising opportunity.

**Attachments:** [Marigold Mile Signage.pdf](#)

**Alderperson Otis moved, seconded by Alderperson Reed, that the Request be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Nate Wolff, Alderperson Kyle Lobner, Alderperson Joe Prohaska and Alderperson Corey Otis

**Absent:** 1 - Alderperson Patti Coenen

**Abstained:** 1 - Mayor Jake Woodford

### [20-0834](#)

Request from Nadine Van Lieshout for a street occupancy permit to create a butterfly habitat in the terrace area in front of the mural at the corner of Jackman Street and Water Street contingent upon all installation, maintenance and watering being the responsibility of Nadine Van Lieshout or other volunteers, and not the responsibility of the City of Appleton.

**Attachments:** [Plantings by mural.pdf](#)

**Alderperson Prohaska moved, seconded by Alderperson Reed, that the Request be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Nate Wolff, Alderperson Kyle Lobner, Alderperson Joe Prohaska and Alderperson Corey Otis

**Absent:** 1 - Alderperson Patti Coenen

**Abstained:** 1 - Mayor Jake Woodford

## L. COMMITTEE REPORTS

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

**Alderperson Reed moved, Alderperson Otis seconded, to approve the report. The motion carried by the following vote:**

**Aye:** 14 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Nate Wolff, Alderperson Kyle Lobner, Alderperson Joe Prohaska and Alderperson Corey Otis

**Absent:** 1 - Alderperson Patti Coenen

**Abstained:** 1 - Mayor Jake Woodford

## 1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[20-0835](#)

Request from Leyton Burk, 4721 N. Meade Street, for a variance to Municipal Code 19-91(f)(3) to extend driveway 16 feet.

**Attachments:** [4731 N. Meade St.pdf](#)

This Report Action Item was approved.

## 2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[20-0806](#)

Class "A" Beer License Change of Agent application for Kwik Trip Inc d/b/a Kwik Trip #639, Ron W Hoffmeyer, NEW Agent, located at 2175 S Memorial Dr, contingent upon approval from Police Department.

**Attachments:** [Ron W Hoffmeyer S&L.pdf](#)

This Report Action Item was approved.

[20-0811](#)

Pet Store Renewal Application for Petco #1656, located at 3829 E Calumet St, contingent upon approval from all departments.

**Attachments:** [Petco S&L.pdf](#)

This Report Action Item was approved.

[20-0813](#)

Pet Store Renewal Application for HSA Corporation d/b/a Pet Supplies Plus, Angela DeHaan, applicant, located at 702 W Northland Ave, contingent upon approval from all departments.

**Attachments:** [Pet Supplies Plus S&L.pdf](#)

This Report Action Item was approved.

[20-0817](#)

Pet Store Renewal Application for Just Pets, Craig Weborg, applicant, located at 2009 N Richmond St, contingent upon approval from all departments.

**Attachments:** [Just Pets S&L.pdf](#)

This Report Action Item was approved.

[20-0858](#)

Renewal application for Mobile Home Park License for Fox Valley Estates, Moore Enterprises, Inc., located at 106 E Primrose Lane, contingent on approval from all departments.

**Attachments:** [Fox Valley Estates.pdf](#)

**This Report Action Item was approved.**

[20-0859](#)

Cigarette and Tobacco Product License application for Marley's Smoke Shop, Andrew Thornell, Person in Charge, located at 530 W College Ave.

**Attachments:** [Marley's Smoke Shop S&L.pdf](#)

**This Report Action Item was approved.**

### 3. MINUTES OF THE CITY PLAN COMMISSION

[20-0742](#)

Request to approve Rezoning #4-20 to rezone the Plamann Park Annexation, formerly part of the Town of Grand Chute, located east of Meade Street and south of Broadway Drive, including to the centerline of the adjacent Meade Street, Broadway Drive, and Ballard Road right-of-way from Temporary AG Agricultural District, R-1A Single-Family District, and R-1B Single-Family District to P-I Public Institutional District as shown on the attached maps

**Attachments:** [StaffReport\\_PlamannPark\\_Rezoning\\_For06-23-20.pdf](#)  
[EmailSubmittedKaraHoman06-22-20\\_PlamannPark\\_Rezoning.pdf](#)

**This Report Action Item was approved.**

[20-0815](#)

Request to approve the Broadway Hills Estates Annexation consisting of approximately 39.427 acres located at the northwest corner of the intersection of East Broadway Drive and North French Road, currently in the Town of Freedom, as shown on the attached maps

**Attachments:** [StaffReport\\_BroadwayHillsEstates\\_Annexation\\_For07-07-20.pdf](#)

**This Report Action Item was approved.**

[20-0816](#)

Request to approve the Trail View Estates South Annexation consisting of approximately 5.8958 acres located between North French Road and North Cherryvale Avenue, south of the creek/trail corridor, currently in the Town of Grand Chute, as shown on the attached maps, subject to the stipulation in the attached staff report

**Attachments:** [StaffReport\\_TrailViewEstatesSouth\\_Annexation\\_For07-07-20.pdf](#)

**This Report Action Item was approved.**

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

[20-0830](#)

Action Item: Request to accept a grant from the David L. and Rita E. Nelson Family Fund within the Community Foundation of the Fox Valley Region in the amount of \$500,000 for the construction of the Edison Trestle

**Attachments:** [Action item communittee foundation grant.pdf](#)

**This Report Action Item was approved.**

#### 5. MINUTES OF THE FINANCE COMMITTEE

[20-0902](#)

Request to approve a resolution authorizing and providing for the sale and issuance of \$15,000,000 General Obligation Promissory Notes, Series 2020, and all related details

**Attachments:** [Appleton 2020 G.O. Promissory Notes - Award Resolution.pdf](#)

**This Report Action Item was approved.**

[20-0903](#)

Request to approve a resolution authorizing and providing for the sale and issuance of ~~\$6,620,000~~ \$6,865,000 Water System Revenue Bonds, Series 2020, and all related details

**Attachments:** [Appleton 2020 Water Revenue Bonds - Award Resolution.pdf](#)

**This Report Action Item was approved.**

[20-0904](#)

Request to approve a resolution authorizing and providing for the sale and issuance of ~~\$10,995,000~~ \$10,850,000 Sewerage System Revenue Refunding Bonds, Series 2020, and all related details

**Attachments:** [Appleton 2020 Sewer Revenue Refunding Bonds - Award Resolution.pdf](#)

**This Report Action Item was approved.**

[20-0905](#)

Request to approve a resolution authorizing and providing for the sale and issuance of ~~\$2,850,000~~ \$2,965,000 Storm Water System Revenue Bonds, Series 2020, and all related details

**Attachments:** [Appleton 2020 Storm Water Revenue Bonds - Award Resolution.pdf](#)

**This Report Action Item was approved.**

[20-0828](#)

Request to accept a grant from the *David L and Rita E Nelson Family Fund within the Community Foundation of the Fox Valley Region* in the amount of \$500,000 for the construction of the Edison Trestle

**Attachments:**     [2020 Community Foundation.pdf](#)  
                                  [City of Appleton Grant.pdf](#)

**This Report Action Item was approved.**

[20-0827](#)

Request to award the City of Appleton's 2020 MSB Cold Storage Roof Replacement project contract to Northeastern Roofing, Inc in the amount of \$160,000 with a contingency of 10% for a project total not to exceed \$176,000

**Attachments:**     [2020 MSB Cold Storage Roof Replacement .pdf](#)

**This Report Action Item was approved.**

[20-0843](#)

Request to award the City of Appleton's 2020 Appleton Wastewater Treatment Plant Painting project contract to Berglund Construction, Co in the amount of \$80,000 with a contingency of \$10,000 for a project total not to exceed \$90,000

**Attachments:**     [2020 AWWTP Painting.pdf](#)

**This Report Action Item was approved.**

[20-0844](#)

Request to award the 2020 PRFMD Fire Alarm project to VOE Power and Systems, LLC in the amount of \$37,697 with a contingency of 10% for a project total not to exceed \$41,467

**Attachments:**     [2020 PRFMD Fire Alarm.pdf](#)

**This Report Action Item was approved.**

[20-0845](#)

Request to approve Contract Amendment/Change Order No. 1 to Contract No. 63-20, Unit E-20 Miscellaneous Concrete & Street Excavation Repair for additional quantities of water related street patches and the addition of Memorial Park Universal Playground sidewalk installations at the request of PRFMD in the amount of \$40,000. Project contingency decreases from \$36,000 to \$26,000. Overall contract increases from \$754,066 to \$784,066

**Attachments:** [Unit E-20 Change Order No. 1.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**

[20-0839](#)

Request Authorization to issue a P.O. for New Flyer Buses

**Attachments:** [Request Authorization to Issue PO for Buses 07.2020.pdf](#)

This Report Action Item was approved.

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

**M. CONSOLIDATED ACTION ITEMS**

[20-0912](#)

Consolidated Action Items: Accepting a Grant from the Nelson Family for the Edison Trestle Construction

**Item 20-0829** Finance Committee

**Item 20-0830** Parks & Recreation Committee

**Aldersperson Lobner moved, seconded by Aldersperson Otis, that the Consolidated Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Aldersperson William Siebers, Aldersperson Vered Meltzer, Aldersperson Brad Firkus, Aldersperson Joe Martin, Aldersperson Katie Van Zeeland, Aldersperson Denise Fenton, Aldersperson Maiyoua Thao, Aldersperson Matthew Reed, Aldersperson Alex Schultz, Aldersperson Mike Smith, Aldersperson Nate Wolff, Aldersperson Kyle Lobner, Aldersperson Joe Prohaska and Aldersperson Corey Otis

**Absent:** 1 - Aldersperson Patti Coenen

**Abstained:** 1 - Mayor Jake Woodford

N. ITEMS HELD

O. ORDINANCES

[20-0913](#)

Ordinances 82-20 through 93-20

**Attachments:** [Ordinances for 7-15-2020 Council Meeting.pdf](#)

**Aldersperson Otis moved, seconded by Aldersperson Prohaska, that the Ordinances be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Aldersperson William Siebers, Aldersperson Vered Meltzer, Aldersperson Brad Firkus, Aldersperson Joe Martin, Aldersperson Katie Van Zeeland, Aldersperson Denise Fenton, Aldersperson Maiyoua Thao, Aldersperson Matthew Reed, Aldersperson Alex Schultz, Aldersperson Mike Smith, Aldersperson Nate Wolff, Aldersperson Kyle Lobner, Aldersperson Joe Prohaska and Aldersperson Corey Otis

**Absent:** 1 - Aldersperson Patti Coenen

**Abstained:** 1 - Mayor Jake Woodford

P. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION

Q. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION

*Resolution #13-R-20*

*Modification to Fraudulent Emergency Calls*

*Submitted By: Alderperson Meltzer – District 2, Alderperson Thao – District 7, Alderperson Wolff- District 12*

*Date: 7-15-2020*

*Referred To: Safety & Licensing Committee*

*WHEREAS fraudulent emergency calls based on the perception of another individual to be a threat due to their race, religion, ethnicity, gender, sexual orientation, gender identity, immigration status, or outward appearance are exploitive, put a burden on law enforcement time and resources, and cause real harm to the individuals they target; and*

*WHEREAS exploitive 911 calls of a discriminatory nature, particularly calls that are racially discriminatory, have been highlighted as a national problem; and*

*WHEREAS Appleton has always been a leader in taking innovative action to improve the quality of life in our community;*

*THEREFORE be it resolved that the City of Appleton amend the municipal code Chapter 12 Section 28 by adding a subsection that specifies “fraudulent emergency calls based on the perception of another individual to be a threat due to their race, religion, ethnicity, gender, sexual orientation, gender identity, immigration status, or outward appearance” as an act of public nuisance with civil penalty.*

R. OTHER COUNCIL BUSINESS

[20-0918](#)

Census 2020 Update

**Attachments:** [2020 Census-UPDATE 7.15.2020 Council Report.pdf](#)

**This Report was presented**

S. ADJOURN

**Alderperson Otis moved, seconded by Alderperson Reed, that the meeting be adjourned at 8:04 p.m.. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Nate Wolff, Alderperson Kyle Lobner, Alderperson Joe Prohaska and Alderperson Corey Otis

**Absent:** 1 - Alderperson Patti Coenen

**Abstained:** 1 - Mayor Jake Woodford

Kami Lynch, City Clerk