



City of Appleton

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

Meeting Minutes - Final-revised Common Council

Wednesday, August 3, 2022

7:00 PM

Council Chambers

A. CALL TO ORDER

The meeting was called to order by Council President Van Zeeland at 7:00 p.m.

B. INVOCATION

The Invocation was offered by Alderperson Alfheim.

C. PLEDGE OF ALLEGIANCE TO THE FLAG

D. ROLL CALL OF ALDERPERSONS

Mayor Woodford arrived at 7:15 p.m.

Present: 14 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Joss Thyssen, Alderperson Alex Schultz, Alderperson Vaya Jones, Alderperson Kristin Alfheim, Alderperson Nate Wolff, Alderperson Sheri Hartzheim, Alderperson Christopher Croatt, Alderperson Chad Doran and Mayor Jake Woodford

Excused: 2 - Alderperson Brad Firkus and Alderperson Maiyoua Thao

E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS

All Departments were represented.

F. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[22-0972](#)

Common Council Meeting Minutes of July 20, 2022

Attachments: [CC Minutes 7-20-22.pdf](#)

Alderperson Hartzheim moved, seconded by Alderperson Meltzer, that the Minutes be approved. Roll Call. Motion carried by the following vote:

Aye: 13 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Joss Thyssen, Alderperson Alex Schultz, Alderperson Vaya Jones, Alderperson Kristin Alfheim, Alderperson Nate Wolff, Alderperson Sheri Hartzheim, Alderperson Christopher Croatt and Alderperson Chad Doran

Excused: 2 - Alderperson Brad Firkus and Alderperson Maiyoua Thao

Abstained: 1 - Mayor Jake Woodford

G. BUSINESS PRESENTED BY THE MAYOR

[22-1008](#) Library Project Status Update

[22-0985](#) Proclamations
- Breastfeeding Awareness Month
- Creative Economy Week

Attachments: [Breastfeeding Awareness Month Proclamation.pdf](#)
[Creative Economy Week Proclamation.pdf](#)

H. PUBLIC PARTICIPATION

The following spoke regarding Item 22-0940 Trout Museum location in Ellen Kort Peace Park Discussion:

*Cindy Kort, 405 S Olde Oneida St #203
Curt Detjen, 3348 S Scarlet Oak Ln
Joe Martin, 415 S Olde Oneida St #101
Christina Turner, 111 W College Ave
Dan Van Daalwyk, 200 E College Ave
Elisa DeGroot, 335 W Prospect Ave
Clint Dusenbery, 505 E 17th St, Kaukauna
Beth Flaherty, 1703 W Reid Dr
Brian Hess, 507 W Prospect Ave
Jennifer Stephany, 333 W College Ave Ste. 100
Peggy Saurson, 331 W 6th St*

I. PUBLIC HEARINGS

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

[22-0940](#)

Action Item: Authorize staff to engage in further discussions with Trout Museum of Art representatives in order to continue exploring the feasibility of locating the museum within Ellen Kort Peace Park and, if feasible, further develop plans and agreements for subsequent approval by the Common Council during future steps in the process

Attachments: [2022 Ellen Kort Park Proposal.docx](#)

Aldersperson Del Toro moved, seconded by Aldersperson Meltzer, that the Item be amended to state: Authorize staff to engage in further discussions with Trout Museum of Art representatives in order to continue exploring the feasibility of a Public Private Partnership with the City of Appleton and supporters of the Trout Museum and, if feasible, further develop plans and agreements for subsequent approval by the Common Council during future steps in the process.

(Removes the Ellen Kort Peace Park part of the discussions)

Roll Call. Motion failed by the following vote:

Aye: 4 - Aldersperson William Siebers, Aldersperson Vered Meltzer, Aldersperson Israel Del Toro and Aldersperson Nate Wolff

Nay: 9 - Aldersperson Katie Van Zeeland, Aldersperson Denise Fenton, Aldersperson Joss Thyssen, Aldersperson Alex Schultz, Aldersperson Vaya Jones, Aldersperson Kristin Alfheim, Aldersperson Sheri Hartzheim, Aldersperson Christopher Croatt and Aldersperson Chad Doran

Excused: 2 - Aldersperson Brad Firkus and Aldersperson Maiyoua Thao

Abstained: 1 - Mayor Jake Woodford

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

Aye: 9 - Aldersperson Katie Van Zeeland, Aldersperson Denise Fenton, Aldersperson Joss Thyssen, Aldersperson Alex Schultz, Aldersperson Kristin Alfheim, Aldersperson Nate Wolff, Aldersperson Sheri Hartzheim, Aldersperson Christopher Croatt and Aldersperson Chad Doran

Nay: 3 - Aldersperson Vered Meltzer, Aldersperson Israel Del Toro and Aldersperson Vaya Jones

Excused: 2 - Aldersperson Brad Firkus and Aldersperson Maiyoua Thao

Abstained: 2 - Aldersperson William Siebers and Mayor Jake Woodford

[22-1017](#)

Refer back objection for Item 22-0968

Item 22-0968 (Resolution #8-R-22) was referred back to Committee by Aldersperson Doran.

Aldersperson Fenton moved, seconded by Aldersperson Wolff, to object to the refer-back. Roll Call. Motion carried, and the objection was sustained by the following vote:

The item is not referred back.

Aye: 9 - Alderperson Vered Meltzer, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Joss Thyssen, Alderperson Alex Schultz, Alderperson Vaya Jones, Alderperson Kristin Alfheim and Alderperson Nate Wolff

Nay: 4 - Alderperson William Siebers, Alderperson Sheri Hartzheim, Alderperson Christopher Croatt and Alderperson Chad Doran

Excused: 2 - Alderperson Brad Firkus and Alderperson Maiyoua Thao

Abstained: 1 - Mayor Jake Woodford

[22-0968](#)

Resolution #8-R-22 Requesting an Advisory Referendum related to Marijuana Legalization for the November 8, 2022 election ballot

Attachments: [#8-R-22 Advisory Referendum Res- Marijuana Legalization..pdf](#)
[Memo RE Res 8-R-22 Advisory Referendum.pdf](#)

Alderperson Schultz moved, seconded by Alderperson Wolff, that the Resolution be amended as follows:

Section 1. remove the words "full adult" and add "by those 21 and over" to read:

..."for the purpose of submitting to the qualified electors of Appleton the proposition of whether the State of Wisconsin should legalize and regulate the use of marijuana in Wisconsin by those 21 and over"

Add Section 3. to read: "The City Clerk is directed to send results of the referendum to the Governor of the State of Wisconsin, the Wisconsin Towns Association, the Wisconsin League of Municipalities, and all members of the State Legislature"

Roll Call. Motion carried by the following vote:

Aye: 11 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Joss Thyssen, Alderperson Alex Schultz, Alderperson Vaya Jones, Alderperson Kristin Alfheim, Alderperson Nate Wolff and Alderperson Christopher Croatt

Nay: 2 - Alderperson Sheri Hartzheim and Alderperson Chad Doran

Excused: 2 - Alderperson Brad Firkus and Alderperson Maiyoua Thao

Abstained: 1 - Mayor Jake Woodford

Alderperson Fenton moved, seconded by Alderperson Meltzer, that the Exhibit A portion (Referendum Question) of the Resolution be amended as follows: "Should marijuana be legalized for use by those 21 and over in the State of Wisconsin?"

Roll Call. Motion carried by the following vote:

Aye: 11 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Joss Thyssen, Alderperson Alex Schultz, Alderperson Vaya Jones, Alderperson Kristin Alfheim, Alderperson Nate Wolff and Alderperson Christopher Croatt

Nay: 2 - Alderperson Sheri Hartzheim and Alderperson Chad Doran

Excused: 2 - Alderperson Brad Firkus and Alderperson Maiyoua Thao

Abstained: 1 - Mayor Jake Woodford

Alderperson Hartzheim moved, seconded by Alderperson Doran, that the Resolution be referred back to the Safety & Licensing Committee. Roll Call. Motion failed by the following vote:

Aye: 4 - Alderperson William Siebers, Alderperson Sheri Hartzheim, Alderperson Christopher Croatt and Alderperson Chad Doran

Nay: 9 - Alderperson Vered Meltzer, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Joss Thyssen, Alderperson Alex Schultz, Alderperson Vaya Jones, Alderperson Kristin Alfheim and Alderperson Nate Wolff

Excused: 2 - Alderperson Brad Firkus and Alderperson Maiyoua Thao

Abstained: 1 - Mayor Jake Woodford

**Alderperson Doran moved, seconded by Alderperson Hartzheim, that the Resolution be amended to add:
"Be It Further Resolved, that the costs of the Advisory Referendum are funded with account 620600 of the Council budget" which is the remaining parking passes budget for the Council members.**

Roll Call. Motion failed by the following vote:

Aye: 2 - Alderperson Sheri Hartzheim and Alderperson Chad Doran

Nay: 11 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Joss Thyssen, Alderperson Alex Schultz, Alderperson Vaya Jones, Alderperson Kristin Alfheim, Alderperson Nate Wolff and Alderperson Christopher Croatt

Excused: 2 - Alderperson Brad Firkus and Alderperson Maiyoua Thao

Abstained: 1 - Mayor Jake Woodford

Alderperson Fenton moved, seconded by Alderperson Thyssen, that the Resolution for an Advisory Referendum be approved as amended. Roll Call. Motion carried by the following vote:

Aye: 9 - Alderperson Vered Meltzer, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Joss Thyssen, Alderperson Alex Schultz, Alderperson Vaya Jones, Alderperson Kristin Alfheim and Alderperson Nate Wolff

Nay: 4 - Alderperson William Siebers, Alderperson Sheri Hartzheim, Alderperson Christopher Croatt and Alderperson Chad Doran

Excused: 2 - Alderperson Brad Firkus and Alderperson Maiyoua Thao

Abstained: 1 - Mayor Jake Woodford

[22-0952](#)

APS Evaluation-Meade St/Wisconsin Av Traffic Signal. Follow-Up to a One-Year Period

Attachments: [Meade St-Wisconsin Ave.pdf](#)

Alderperson Croatt moved, seconded by Alderperson Del Toro, that the APS Evaluation follow-up be approved. Roll Call. Motion carried by the following vote:

Aye: 13 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Joss Thyssen, Alderperson Alex Schultz, Alderperson Vaya Jones, Alderperson Kristin Alfheim, Alderperson Nate Wolff, Alderperson Sheri Hartzheim, Alderperson Christopher Croatt and Alderperson Chad Doran

Excused: 2 - Alderperson Brad Firkus and Alderperson Maiyoua Thao

Abstained: 1 - Mayor Jake Woodford

L. COMMITTEE REPORTS

Balance of the action items on the agenda.

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

Aye: 13 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Joss Thyssen, Alderperson Alex Schultz, Alderperson Vaya Jones, Alderperson Kristin Alfheim, Alderperson Nate Wolff, Alderperson Sheri Hartzheim, Alderperson Christopher Croatt and Alderperson Chad Doran

Excused: 2 - Alderperson Brad Firkus and Alderperson Maiyoua Thao

Abstained: 1 - Mayor Jake Woodford

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[22-0950](#)

Apple Fields Subdivision traffic control

Attachments: [Apple Fields Subdivision traffic control.pdf](#)

This Report Action Item was approved.

[22-0951](#) Change to intersection traffic control at the Cedar Ridge Dr/Woodendale Way intersection. Follow up to Six-Month Trial Period

Attachments: [Cedar Ridge-Woodendale Way.pdf](#)

This Report Action Item was approved.

[22-0953](#) Request from Positive Ventures, LLC to have their street snow removal assessments totaling \$397.25 for properties at 1200 & 1216 S. Oneida Street waived.

Attachments: [Positive Ventures LLC- Snow assessments.pdf](#)

This Report Action Item was approved.

[22-0965](#) Request from AT&T for a permanent Street Occupancy Permit to install a 54" x 54" utility cabinet at the end of Kernan Avenue near 3201 S Kernan Avenue.

Attachments: [3201 S Kernan Ave-Perm St Occ.pdf](#)

This Report Action Item was approved.

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[22-0238](#) Class "B" Beer and "Class B" Liquor License application for Chandelier LLC d/b/a Broken Chandelier, Kyle E Jones, Agent, located at 215 W College Ave, contingent upon approval from the Health and Inspections departments.

Attachments: [Broken Chandelier.pdf](#)

[SUP 13-08 Transfer_Report_3-18-22_final- Broken Chandelier.pdf](#)

This Report Action Item was approved.

[22-0593](#) Temporary Class "B" Beer and "Class B" Liquor License Premise Amendment application for Stone Arch Brewpub, Steve Lonsway, Agent, located at 1004 S Olde Oneida St, on August 4-7, 2022, contingent upon approval from the Community Development and Inspections departments.

Attachments: [Stone Arch Brewpub.pdf](#)

This Report Action Item was approved.

[22-0872](#)

Class "B" Beer License application for The Breaking Point LLC d/b/a Breaking Point, Courtney Hayden, Agent, located at 2011 N Richmond St, contingent upon approval from the Health and Inspections departments.

Attachments: [Breaking Point -1.pdf](#)
[Resolution_The Breaking Point_SUP#5-21_SIGNED_LiquorLicense.pdf](#)

This Report Action Item was approved.

[22-0902](#)

Temporary Class "B" Beer and "Class B" Liquor Premise Amendment application for S C Carrow Corp d/b/a Rookies Sports Bar & Grill, Steve Carrow, Agent, located at 325 N Appleton St, on August 4-7, 2022, contingent upon approval from the Inspections department.

Attachments: [Rookies Sports Bar & Grill S&L.pdf](#)

This Report Action Item was approved.

[22-0945](#)

Taxicab Company & Limousine Service License Application for Dynasty Limousine Service LLC, 1900 Vandenberg Ln, Kaukauna, WI 54130, Diana & John Wolters.

Attachments: [Diana Wolters- Dynasty Limousine Service LLC.pdf](#)

This Report Action Item was approved.

[22-0961](#)

Class "A" Beer / "Class A" Liquor - Cider Only License Change of Agent application for True North Energy LLC d/b/a True North #822, Michelle A Knox, New Agent, located at 3411 N Ballard Rd.

Attachments: [Michelle A Knox S&L.pdf](#)

This Report Action Item was approved.

[22-0963](#)

Class "B" Beer and "Class B" Liquor License application for Topsy Taco & Tequila Bar LLC d/b/a Topsy Taco & Tequila Bar, Sarah J Gregory, Agent, located at 127 S Memorial Dr, contingent upon approval from the Inspections department.

Attachments: [Topsy Taco & Tequila Bar-1.pdf](#)

This Report Action Item was approved.

3. MINUTES OF THE CITY PLAN COMMISSION

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

[22-0930](#)

Action Item: Approve contract with Shade Systems for \$49,664.87 to purchase shade structures for Jones Park

Attachments: [Action-2022 Jones Park Shade Systems.docx](#)

This Report Action Item was approved.

5. MINUTES OF THE FINANCE COMMITTEE

[22-0904](#)

Request to approve the following 2022 Budget amendments:

General Fund - Police

Insurance Proceeds	+\$ 27,106
Miscellaneous Equipment	+\$ 27,106

to record the insurance proceeds for the replacement of a damaged drone (2/3 vote of Council required)

General Fund - Police

Miscellaneous State Aids	+\$225,618
Miscellaneous Equipment	+\$225,618

to record funds received from a Department of Administration grant for Safer Communities to support purchase of Cradlepoint wireless router system (2/3 vote of Council required)

Attachments: [Drone Memo.pdf](#)
[Safer Communities Memo.pdf](#)

This Report Action Item was approved.

[22-0958](#)

Request to approve the following 2022 Budget amendment:

Facilities Management Capital Projects Fund

Telulah Park Pickleball Complex Project	+\$27,000
Einstein Park Land Improvement Project	-\$27,000

to reallocate excess budget funds from the Einstein Park Land Improvement project to the Telulah Park Pickleball Complex project (2/3 vote of Council required)

Attachments: [Budget Transfer Einstein Park to Telulah Park.pdf](#)

This Report Action Item was approved.

[22-0959](#) Request to approve amendment and change order of \$27,593 to contract #21-22 Telulah Park Pickleball Complex Project for the addition of geogrid and breaker stone resulting in the contract to Northeast Asphalt increasing from \$586,552 to \$614,145.

This Report Action Item was approved.

[22-0960](#) Request to approve the following 2022 Budget amendment:

ARPA Special Revenue Fund

Transfer Out - Parking Utility	+ \$1,500,000
Fund Balance Applied	+ \$1,500,000

to record use of ARPA funds as lost revenue for the Parking Utility (2/3 vote of Council required)

Attachments: [2022 ARPA Lost Revenue.pdf](#)

This Report Action Item was approved.

[22-0966](#) Request to award the Council Chamber Tech Upgrade project to Camera Corner/Connecting Point in the amount of \$49,930

Attachments: [2022 Council Chamber RFP Action and Info.pdf](#)

This Report Action Item was approved.

[22-0906](#) CEA Review Committee Report

Attachments: [CEA Review Committee MeetingMinutes11-Jul-2022-08-11-19.pdf](#)

This Report Action Item was approved.

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[22-0938](#) Request to approve the attached College North Neighborhood Plan prepared by RDG Planning & Design

Attachments: [College North Neighborhood Plan Memo to CEDC + Plan 7-27-22.pdf](#)
[ExecSummary_CollegeNorthNeighborhoodPlan_July2022.pdf](#)
[CollegeNorthNeighborhoodPlan_July2022.pdf](#)

This Report Action Item was approved.

7. MINUTES OF THE UTILITIES COMMITTEE

[22-0933](#)

Request to approve Lead and Galvanized Steel Water Service Replacement Program Eligibility and Participation Policy.

Attachments: [Attachment - Utilities Committee - 07-26-22 - Eligibility Policy for Private Lead Service Replacement Program.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

[22-0973](#)

Ordinance #52-22

Attachments: [Ordinances to Council 8-3-22.pdf](#)

Aldersperson Fenton moved, seconded by Aldersperson Hartzheim, that the Ordinance be approved. Roll Call. Motion carried by the following vote:

Aye: 13 - Aldersperson William Siebers, Aldersperson Vered Meltzer, Aldersperson Israel Del Toro, Aldersperson Katie Van Zeeland, Aldersperson Denise Fenton, Aldersperson Joss Thyssen, Aldersperson Alex Schultz, Aldersperson Vaya Jones, Aldersperson Kristin Alfheim, Aldersperson Nate Wolff, Aldersperson Sheri Hartzheim, Aldersperson Christopher Croatt and Aldersperson Chad Doran

Excused: 2 - Aldersperson Brad Firkus and Aldersperson Maiyoua Thao

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

[22-1036](#)

Resolution #9-R-22 Sustainability

Attachments: [#9-R-22 Sustainability Panel Resolution.pdf](#)

[22-1037](#)

Resolution #10-R-22 Lawe Street Truck Route

Attachments: [#10-R-22 Lawe St Truck Route.pdf](#)

R. OTHER COUNCIL BUSINESS

S. ADJOURN

Aldersperson Hartzheim moved, seconded by Aldersperson Del Toro, that the meeting be adjourned at 9:56 p.m. Roll Call. Motion carried by the following vote:

Aye: 13 - Aldersperson William Siebers, Aldersperson Vered Meltzer, Aldersperson Israel Del Toro, Aldersperson Katie Van Zeeland, Aldersperson Denise Fenton, Aldersperson Joss Thyssen, Aldersperson Alex Schultz, Aldersperson Vaya Jones, Aldersperson Kristin Alfheim, Aldersperson Nate Wolff, Aldersperson Sheri Hartzheim, Aldersperson Christopher Croatt and Aldersperson Chad Doran

Excused: 2 - Aldersperson Brad Firkus and Aldersperson Maiyoua Thao

Abstained: 1 - Mayor Jake Woodford

Kami Lynch, City Clerk