



# City of Appleton

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

## Meeting Minutes - Final Common Council

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Wednesday, February 18, 2015

7:00 PM

Council Chambers

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A. CALL TO ORDER

*Meeting called to order at 7 pm.*

B. INVOCATION

*Offered by Alderperson Williams.*

C. PLEDGE OF ALLEGIANCE TO THE FLAG

D. ROLL CALL OF ALDERPERSONS

**Present:** 16 - Alderperson Patti Coenen, Alderperson Chris Croatt, Alderperson Greg Dannecker, Alderperson Sarah Garb, Alderperson Jeffrey Jirschele, Alderperson Curt Konetzke, Alderperson Kyle Lobner, Alderperson Joe Martin, Alderperson Kathleen Plank, Alderperson Cathy Spears, Alderperson Peter Stueck, Mayor Timothy Hanna, Alderperson Tim Trauger, Alderperson Polly Dalton, Alderperson Christine Williams and Alderperson Vered Meltzer

E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS

*PRESENT: City Clerk Collins; City Attorney Walsh; Deputy City Attorney Behrens; Director of Community & Economic Development Harkness; Director of Finance Saucerman; Fire Chief Vander Wyst; Health Officer Eggebrecht; Police Chief Thomas; Director of Public Works Vandehey; Director of Information Technology Fox; Director of Utilities Shaw; Valley Transit General Manager Wetter; Library Director Rortvedt.  
EXCUSED: Director of Human Resources Behnke; Director of Parks, Recreation & Facilities Gazza.*

F. PUBLIC PARTICIPATION

*Name - Address - Topic  
Kendra Vandertie - 2224 N Ullman St - Neighborhood Grant Program  
Judy Hintz - 2517 Beechwood Ct - Neighborhood Grant Program  
Andrew Hicks - 1101 E Sunset Ave - Smart Water Meter Opt-Out  
Becky Salzman - 1607 E Marquette St - Neighborhood Grant Program  
Jim Wendricks - 1526 N Mennen Ct - Special Use Permit, Neenah Paper*

G. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

**15-246** Common Council Meeting Minutes from February 4, 2015

**Attachments:** [CC Minutes 02-04-2015.pdf](#)

**Alderson Konetzke moved, seconded by Alderson Trauger, that the Meeting Minutes be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Alderson Coenen, Alderson Croatt, Alderson Dannecker, Alderson Garb, Alderson Jirschele, Alderson Konetzke, Alderson Lobner, Alderson Martin, Alderson Plank, Alderson Stueck, Alderson Trauger, Alderson Dalton, Alderson Williams and Alderson Meltzer

**Abstained:** 2 - Alderson Spears and Mayor Hanna

H. BUSINESS PRESENTED BY THE MAYOR

**15-244** Fox Cities P.A.C. Community Impact Update - presented by Maria Van Laanen

I. PUBLIC HEARINGS

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

**15-226** Request to approve the Neighborhood Grant Program request submitted by the Huntley Houses Neighborhood

**Attachments:** [Memo\\_RequestForTNGP\\_HuntleyHouses\\_02-09-15.pdf](#)

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

**Aye:** 15 - Alderson Coenen, Alderson Croatt, Alderson Dannecker, Alderson Garb, Alderson Jirschele, Alderson Konetzke, Alderson Lobner, Alderson Martin, Alderson Plank, Alderson Spears, Alderson Stueck, Alderson Trauger, Alderson Dalton, Alderson Williams and Alderson Meltzer

**Abstained:** 1 - Mayor Hanna

- 15-197** Request from Mr. Andrew Hicks to opt-out of the smart meter technology program.

**Attachments:** [A Hicks Smart Meter Opt Out.pdf](#)

*Mayor Hanna stated that an Aye vote will support the recommendation to deny the opt-out and a Nay vote will support the opt-out. Request denied.*

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

**Aye:** 13 - Alderson Coenen, Alderson Croatt, Alderson Dannecker, Alderson Garb, Alderson Jirschele, Alderson Konetzke, Alderson Lobner, Alderson Martin, Alderson Plank, Alderson Spears, Alderson Stueck, Alderson Dalton and Alderson Williams

**Nay:** 2 - Alderson Trauger and Alderson Meltzer

**Abstained:** 1 - Mayor Hanna

- 15-033** Operator's License application of Hashiem L. Spoke, 119 N. Rankin Street.

**Attachments:** [Hashiem Spoke Attachments.pdf](#)

*Vote notwithstanding. License denied.*

**Alderson Williams moved, seconded by Alderson Garb, that the Report Action Item be approved. Roll Call. Motion failed by the following vote:**

**Aye:** 4 - Alderson Lobner, Alderson Trauger, Alderson Dalton and Alderson Meltzer

**Nay:** 11 - Alderson Coenen, Alderson Croatt, Alderson Dannecker, Alderson Garb, Alderson Jirschele, Alderson Konetzke, Alderson Martin, Alderson Plank, Alderson Spears, Alderson Stueck and Alderson Williams

**Abstained:** 1 - Mayor Hanna

- 15-200** Request to approve Special Use Permit #1-15 for Neenah Paper, Inc. for a heavy manufacturing facility (paper manufacturing facility from raw materials) located on Tax Parcel Numbers 31-4-0270-00, 31-4-0270-02, 31-4-0271-02, 31-4-0271-00 and 31-4-0273-00 to run with the land and subject to the attached two conditions

**Attachments:** [SUP #1-15 Staff Review.pdf](#)

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

**Aye:** 14 - Alderperson Coenen, Alderperson Croatt, Alderperson Dannecker, Alderperson Garb, Alderperson Jirschele, Alderperson Konetzke, Alderperson Lobner, Alderperson Martin, Alderperson Spears, Alderperson Stueck, Alderperson Trauger, Alderperson Dalton, Alderperson Williams and Alderperson Meltzer

**Abstained:** 2 - Alderperson Plank and Mayor Hanna

**15-227** Request to award contract for Disaster Recovery (DR) implementation project to Heartland Business Systems of Little Chute not to exceed \$142,494.

**Attachments:** [Disaster Recovery Finance Memo.docx](#)

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

**Aye:** 14 - Alderperson Coenen, Alderperson Dannecker, Alderperson Garb, Alderperson Jirschele, Alderperson Konetzke, Alderperson Lobner, Alderperson Martin, Alderperson Plank, Alderperson Spears, Alderperson Stueck, Alderperson Trauger, Alderperson Dalton, Alderperson Williams and Alderperson Meltzer

**Abstained:** 2 - Alderperson Croatt and Mayor Hanna

**L. COMMITTEE REPORTS**

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

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

**Aye:** 15 - Alderperson Coenen, Alderperson Croatt, Alderperson Dannecker, Alderperson Garb, Alderperson Jirschele, Alderperson Konetzke, Alderperson Lobner, Alderperson Martin, Alderperson Plank, Alderperson Spears, Alderperson Stueck, Alderperson Trauger, Alderperson Dalton, Alderperson Williams and Alderperson Meltzer

**Abstained:** 1 - Mayor Hanna

**1. MINUTES OF THE SAFETY AND LICENSING COMMITTEE**

**15-219** Operator's Licenses

**Attachments:** [Operator's Licenses for 02-12-2015 S&L.pdf](#)

**This Report Action Item was approved.**

- 15-179** Change of Agent for "Class B" Beer/Liquor License of Super Bowl Inc., David L. Bardon, New Agent, contingent upon approval from the Police Department.

This Report Action Item was approved.

- 15-191** "Class B" Beer/Liquor License application of Riverview Gardens Inc., Cindy L. Sahotsky, Agent, 1101 S. Oneida St., contingent upon approvals from all departments.

This Report Action Item was approved.

## 2. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

- 15-230** Award of 2015 Materials Testing Contract to OMNNI Associates, Inc. in an amount not to exceed \$50,000.

Attachments: [Award of 2015 Materials Testing Contract to OMNNI.pdf](#)

This Report Action Item was approved.

## 3. MINUTES OF THE CITY PLAN COMMISSION

- 15-202** Request to approve Special Use Permit #2-15 for a restaurant and outdoor patio with alcohol sales and consumption at 201 S. Riverheath Way, Suite 1100 to run with the land and subject to the attached four conditions

Attachments: [SUP #2-15 Staff Review.pdf](#)

This Report Action Item was approved.

## 4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

## 5. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

- 15-194** Request to approve the City of Appleton entering into a one-year extension of the Memorandum of Understanding for Southpoint Commerce Park Market Garden with Goodwill Industries of North Central Wisconsin

**Attachments:** [Memo on CGP Market Garden Extension 1-20-15.pdf](#)  
[Market Garden MOU-2015.pdf](#)  
[2014 Report Southpoint Market Garden Collaboration.pdf](#)

This Report Action Item was approved.

## 6. MINUTES OF THE UTILITIES COMMITTEE

- 15-234** Approval of a 10% Rate Increase for Receiving Station Waste Haulers effective July 1, 2015.

**Attachments:** [Receiving Station Rate Changes 02-06-15.doc](#)

This Report Action Item was approved.

## 7. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

## 8. MINUTES OF THE BOARD OF HEALTH

## 9. MINUTES OF THE HUMAN RESOURCES COMMITTEE

## 10. MINUTES OF THE FINANCE COMMITTEE

- 15-225** Request to award Wastewater Column/Wall Plate Storage Project to Oudenhoven Construction in the amount of \$125,776 with a 15% contingency of \$18,866 for a project total not to exceed \$144,642 (also appears on Utilities Committee agenda as an informational item).

**Attachments:** [Wall Plate Storage Project.doc](#)

This Report Action Item was approved.

- 15-229** *Request to award Unit A-15 Concrete Paving to Michels Corporation in the amount of \$5,072,838.93, with a contingency of \$127,115 for a project total not to exceed \$5,199,953.93.*

**Attachments:** [Unit A-15 Concrete.pdf](#)

This Report Action Item was approved.

M. CONSOLIDATED ACTION ITEMS

O. ITEMS HELD

P. ORDINANCES

**15-238** Ordinances 7-15 - 10-15.

**Attachments:** [Ordinances going to 02-18-2015 Council.pdf](#)

**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

#2-R-15

Resolution submitted by Alderpersons Lobner, Dannecker and Dalton:

WHEREAS continuing to pursue projects which do not have the clear approval of the Common Council is a misuse of valuable staff time and tax dollars,

AND WHEREAS the Appleton Common Council's last official action to support the proposed Exhibition Center project was in November of 2013,

AND WHEREAS the Appleton Common Council voted to reject a proposed land purchase for the purpose of this project, and has taken no action on this item since it was reconsidered,

THEREFORE BE IT RESOLVED that the City of Appleton shall immediately disengage from the Fox Cities Exhibition Center project and all attorneys, consultants and contractors involved in the project.

Mayor Hanna referred this item to Community & Economic Development Committee.

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#3-R-15

Resolution submitted by Alderpersons Coenen and Martin:

WHEREAS, The City of Appleton Staff created a Master Plan for Jones Park and Fox River Properties in 2006, and

WHEREAS, In said master plan the land formerly known as the Appleton Water Treatment Plant on Water Street is recommended to become a park.

THEREFORE, BE IT RESOLVED, that City of Appleton move the land formerly known as the Appleton Water Treatment Plant on Water Street to the Parks and Recreation Department.

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Mayor Hanna referred this item to Parks & Recreation Committee.

S. OTHER COUNCIL BUSINESS

T. ADJOURN

Meeting adjourned at 7:53 pm.

**A motion was made by Alderperson Joe Martin, seconded by Alderperson Sarah Garb, to adjourn the meeting. The motion carried by the following vote:**

**Aye:** 16 - Alderperson Coenen, Alderperson Croatt, Alderperson Dannecker, Alderperson Garb, Alderperson Jirschele, Alderperson Konetzke, Alderperson Lobner, Alderperson Martin, Alderperson Plank, Alderperson Spears, Alderperson Stueck, Mayor Hanna, Alderperson Trauger, Alderperson Dalton, Alderperson Williams and Alderperson Meltzer



Dawn A. Collins, City Clerk