



City of Appleton

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

Meeting Minutes - Final Common Council

Wednesday, June 21, 2023

7:00 PM

Council Chambers

A. CALL TO ORDER

The meeting was called to order by Mayor Woodford at 7:00 p.m.

B. INVOCATION

The Invocation was offered by Alderperson Wolff.

C. PLEDGE OF ALLEGIANCE TO THE FLAG

D. ROLL CALL OF ALDERPERSONS

Present: 16 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Patrick Hayden, 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

E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS

All Departments were represented.

F. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[23-0686](#)

Common Council Meeting Minutes of June 7, 2023

Attachments: [CC Minutes 6-7-23.pdf](#)

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

Aye: 15 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Patrick Hayden, 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

Abstained: 1 - Mayor Jake Woodford

G. BUSINESS PRESENTED BY THE MAYOR

[23-0728](#)

Proclamations:

- Pollinator Week
- Make Music Day

Attachments: [Pollinator Week Proclamation.pdf](#)
[Make Music Day Appleton.pdf](#)

H. PUBLIC PARTICIPATION

*The following spoke regarding Item 23-0726 Library Bid Packages:
Walt Rugland, 1225 W Cedar St
Don Hietpas, 5570 N Osprey Dr*

I. PUBLIC HEARINGS

[23-0621](#)

Public Hearing for Rezoning #2-23 Future Providence Ave & Baldeagle Drive Annexation

Attachments: [RZ #2-23 Notice of Public Hearing.pdf](#)

The public hearing was held. No one spoke during the hearing.

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

[23-0662](#)

Resolution #5-R-23, Joining the Wisconsin Local Government Climate Coalition

Attachments: [#5-R-23 WLGCC Resolution.pdf](#)
[#5-R-23 WLGCC Resolution - AMENDED.pdf](#)

Aldersperson Fenton moved, seconded by Aldersperson Hayden, that the Resolution be amended to reinstate the original language that was removed in Committee. Roll Call. Motion carried by the following vote:

Aye: 9 - Aldersperson Vered Meltzer, Aldersperson Brad Firkus, Aldersperson Israel Del Toro, Aldersperson Denise Fenton, Aldersperson Patrick Hayden, Aldersperson Joss Thyssen, Aldersperson Alex Schultz, Aldersperson Vaya Jones and Aldersperson Nate Wolf

Nay: 6 - Aldersperson William Siebers, Aldersperson Katie Van Zeeland, Aldersperson Kristin Alfheim, Aldersperson Sheri Hartzheim, Aldersperson Christopher Croatt and Aldersperson Chad Doran

Abstained: 1 - Mayor Jake Woodford

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

Aye: 13 - Alderson William Siebers, Alderson Vered Meltzer, Alderson Brad Firkus, Alderson Israel Del Toro, Alderson Katie Van Zeeland, Alderson Denise Fenton, Alderson Patrick Hayden, Alderson Joss Thyssen, Alderson Alex Schultz, Alderson Vaya Jones, Alderson Kristin Alfheim, Alderson Nate Wolff and Alderson Christopher Croatt

Nay: 2 - Alderson Sheri Hartzheim and Alderson Chad Doran

Abstained: 1 - Mayor Jake Woodford

[23-0727](#)

Request to approve increase of contract to Skidmore, Owings & Merrill (SOM) from \$2,892,633 to \$4,272,451.

Attachments: [2023 Architectural Contract 6.16.23.pdf](#)

Alderson Alfheim moved, seconded by Alderson Meltzer, that the contract increase be approved. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderson William Siebers, Alderson Vered Meltzer, Alderson Brad Firkus, Alderson Israel Del Toro, Alderson Katie Van Zeeland, Alderson Denise Fenton, Alderson Patrick Hayden, Alderson Joss Thyssen, Alderson Alex Schultz, Alderson Vaya Jones, Alderson Kristin Alfheim, Alderson Nate Wolff, Alderson Sheri Hartzheim, Alderson Christopher Croatt and Alderson Chad Doran

Abstained: 1 - Mayor Jake Woodford

[23-0726](#)

Request to approve Bid Packages and project related expenses into the Guaranteed Maximum Price Amendment to the Boldt Company for the Library Construction Project for a contract not to exceed \$30,928,427.

Attachments: [2023 Library Bid Guaranteed Maximum Price Approval 6.16.23.pdf](#)
[Capital Campaign Spotlight - June 2023.pdf](#)
[Library Q A 6-19-2023 \(1\).pdf](#)

Alderson Firkus moved, seconded by Alderson Meltzer, that the Item be amended to reject the bids for polished concrete. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderson William Siebers, Alderson Vered Meltzer, Alderson Brad Firkus, Alderson Israel Del Toro, Alderson Katie Van Zeeland, Alderson Denise Fenton, Alderson Patrick Hayden, Alderson Joss Thyssen, Alderson Alex Schultz, Alderson Vaya Jones, Alderson Kristin Alfheim, Alderson Nate Wolff, Alderson Sheri Hartzheim, Alderson Christopher Croatt and Alderson Chad Doran

Abstained: 1 - Mayor Jake Woodford

Alderson Doran moved, seconded by Alderson Hartzheim, to convene into the Committee of the Whole to develop a contingency plan for a shortfall of funds raised/received. Roll Call. Motion failed by the following vote:

Aye: 2 - Alderson Sheri Hartzheim and Alderson Chad Doran

Nay: 13 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Patrick Hayden, Alderperson Joss Thyssen, Alderperson Alex Schultz, Alderperson Vaya Jones, Alderperson Kristin Alfheim, Alderperson Nate Wolff and Alderperson Christopher Croatt

Abstained: 1 - Mayor Jake Woodford

Alderperson Croatt moved, seconded by Alderperson Meltzer, that the Library Bid Package be approved. Roll Call. Motion carried by the following vote:

Aye: 13 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Patrick Hayden, 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

Abstained: 1 - Mayor Jake Woodford

L. COMMITTEE REPORTS

Balance of the action items on the agenda.

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

Aye: 15 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Israel Del Toro, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Patrick Hayden, 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

Abstained: 1 - Mayor Jake Woodford

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[23-0659](#)

Anticipated award of Unit P-23 Pavement Marking Contract (Epoxy). Quotes to be opened Thursday, June 8, 2023. **Memo distributed at meeting.**

Attachments: [Unit P-23 Contract Award.pdf](#)

This Report Action Item was approved

[23-0660](#)

Anticipated award of Unit Q-23 Pavement Marking Contract (Paint). Quotes to be opened Thursday, June 8, 2023. ***Memo distributed at meeting.***

Attachments: [Unit Q-23 Contract Award.pdf](#)

This Report Action Item was approved.

[23-0661](#)

Approve new parking restriction on the 2500-2700 block of N Roemer Road (adjacent The Boldt Company). Follow-Up to Six-Month Trial Period.

Attachments: [2500-2700 N Roemer Road Parking Change \(Boldt\)\(post 6-month trial\).pdf](#)

This Report Action Item was approved.

[23-0663](#)

Approve parking and traffic-related ordinance changes related to the A-23 Bluff Street Reconstruction Project.

Attachments: [Bluff Site A-23 Ordinance Changes.pdf](#)

This Report Action Item was approved.

[23-0665](#)

Approve parking ordinance change related to the College Avenue 4-to-3 Lane Conversion Project.

Attachments: [College Av 4-to-3 Lane Conversion \(CC-23\) Parking Change \(002\).pdf](#)

This Report Action Item was approved.

[23-0666](#)

Approve change to intersection traffic control at the Homestead Drive/Linwood Avenue intersection.

Attachments: [Homestead Dr - Linwood Av \(2-way stop control reversal\).pdf](#)

This Report Action Item was approved.

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[23-0473](#)

Temporary Class "B" Beer and Reserve "Class B" Liquor License Premise Amendment application for Trout Museum of Art, Christina Turner, Agent, to include Houdini Plaza, on August 25, 2023, contingent upon approval from the Community Development, Fire, Health and Inspections departments.

Attachments: [Trout Museum.pdf](#)

This Report Action Item was approved.

[23-0610](#)

Cigarette and Tobacco Products Retail License application for Appleton Liquor LLC, Heidi Guta, Applicant, located at 2727 N Meade St.

Attachments: [Appleton Liquor S&L.pdf](#)

This Report Action Item was approved.

[23-0611](#)

Pet Store License Renewal application for Petco Animal Supplies Stores, Inc. d/b/a Petco #1656, located at 3829 E Calumet St, contingent upon approval from the Inspections department.

Attachments: [Petco #1656 S&L.pdf](#)

This Report Action Item was approved.

[23-0612](#)

Salvage Dealer's License Renewal application for Golper Supply Co, David Golper, Applicant, located at 1810 W Edgewood Dr, Grand Chute WI 54913, contingent upon approval from the Inspections department.

Attachments: [Golper Supply Co S&L.pdf](#)

This Report Action Item was approved.

[23-0616](#)

Class "B" Beer License application for United Sports Association for Youth d/b/a USA Sports Complex, Eric Gebhard, Agent, located at 3300 E Evergreen Dr, contingent upon approval from the Community Development and Inspections departments.

Attachments: [USA Sports Complex.pdf](#)

This Report Action Item was approved.

[23-0617](#)

Salvage Dealer License renewal application for Mach IV Motors LLC, Kara Tullberg, Applicant, located at 600 E Hancock St.

Attachments: [Mach IV Motors S&L.pdf](#)

This Report Action Item was approved.

[23-0620](#) Additional 2023-2024 Alcohol License Renewal applications, contingent upon approval from all departments by 12:00 p.m. on June 30, 2023.

Attachments: [2023-24 Alcohol License Renewals-3rd set.pdf](#)

This Report Action Item was approved.

[23-0637](#) 2023-2024 Cigarette and Tobacco Products Renewal application for Andrew Thornell d/b/a Marleys Smoke Shop, located at 530 W College Avenue.

Attachments: [Marleys Smoke Shop S&L.pdf](#)

This Report Action Item was approved.

[23-0650](#) Class "B" Beer and "Class C" Wine application for Wild River Cafe LLC d/b/a Wild River Cafe, Randall Stadtmueller, Agent, located at 425 W Water St Suite 100, contingent upon approval from the Community Development, Finance, Health and Inspections departments.

Attachments: [Wild River Cafe.pdf](#)

This Report Action Item was approved.

[23-0651](#) Shared Equipment Agreement

Attachments: [Equipment Sharing Agreement.pdf](#)

This Report Action Item was approved.

[23-0652](#) Request Approval of the Agreement Between the City of Appleton and Wisconsin Emergency Management for Hazardous Materials Response for Northeast Wisconsin

Attachments: [North East Wisconsin Hazmat Response System Services Agreement 23-25.pdf](#)

This Report Action Item was approved.

3. MINUTES OF THE CITY PLAN COMMISSION

[23-0556](#) Request to approve Rezoning #2-23 to rezone the Future Providence Avenue and Baldeagle Drive (Right-of-Way) Annexation, formerly in the Town of Grand Chute, consisting of approximately 1.63 acres north of East Edgewood Drive, as shown on the attached maps, from Temporary AG Agricultural District to P-I Public Institutional District

Attachments: [StaffReport_FutureProvidenceandBaldeagleAnnex_Rezoning_For5-24-23.pdf](#)

This Report Action Item was approved.

[23-0629](#)

Request to approve Special Use Permit #6-23 to expand the existing microbrewery/ brewpub operations by occupying the 3rd floor of the building for event space with alcohol sales and consumption located at 1004 S. Olde Oneida Street (Tax Id #31-4-0323-01), as shown on the attached maps and per attached operational plans, to run with the land subject to the conditions in the attached staff report and approve attached Resolution (2/3 vote of Common Council required for approval)

Attachments: [StaffReport_1004SOldeOneidaSt_SUP_For6-14-23.pdf](#)

This Report Action Item was approved.

[23-0631](#)

Request to approve Special Use Permit #7-23 to expand the existing tavern with a proposed outdoor patio with alcohol sales and consumption located at 336 W. Wisconsin Avenue (Tax Id #31-6-0599-00) and 1312 N. Division Street (Tax Id #31-6-0598-00), 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 and approve attached Resolution (2/3 vote of Common Council required for approval)

Attachments: [StaffReport_336WWisconsinAv_SUP_For6-14-23.pdf](#)

This Report Action Item was approved.

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

5. MINUTES OF THE FINANCE COMMITTEE

[23-0679](#)

Request to approve Change Order #2 to the 2022 Telulah Pavilion Repairs Project to RJM Construction LLC. in the amount of \$14,147, increasing the contract from \$61,050 to \$75,197, along with the following budget amendment:

2023 Parks Hardscape Repairs Project	- \$15,000
2022 Telulah Pavilion Repairs Project	+ \$15,000

To adjust for the increased cost of the project (2/3 vote of Council required)

Attachments: [Telulah Pavilion Renovation project Change Order and budget adjustment.pdf](#)

This Report Action Item was approved.

[23-0680](#)

Request to award AWTF Compressed Air System Improvements Project Base Bid to Rhode Brothers, Inc. in the amount of \$177,700 with a 10% contingency of \$17,770 for a project total not to exceed \$195,470, along with the following budget amendment:

Lake Station Intake Consulting Project	- \$50,000
AWTF Compressed Air System Improvements Project	+ \$50,000

To adjust for the increased cost of the project (2/3 vote of Council required)

Attachments: [230608 Finance Memo Compressed Air Improvements Bi Award Rhode 1.pdf](#)

This Report Action Item was approved.

[23-0681](#)

Request to approve Change Order #3 to Miron Construction contract as part of the AWWTP Sludge Storage Building Addition Construction Project totaling \$50,910 resulting in a decrease in contingency from \$741,241 to \$690,331.

Attachments: [SSB Addition Miron Change Orders No3.pdf](#)

This Report Action Item was approved.

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[23-0626](#)

Request to approve the 2022 Consolidated Annual Performance and Evaluation Report (CAPER) for the Community Development Block Grant (CDBG) Program

Attachments: [CAPER memo to CEDC 6-14-23.pdf](#)
[2022 CDBG CAPER Draft for Public Comment.pdf](#)

This Report Action Item was approved.

7. MINUTES OF THE UTILITIES COMMITTEE

[23-0654](#)

Anticipated award for Unit N-23, Spot Repairs, Protruding Tap and Mineral Deposit Removal (bids to be opened Monday, June 12, 2023).

Attachments: [Unit N-23 Anticipated Award memo.pdf](#)
[N-23 Contract Award Form.pdf](#)

This Report Action Item was approved.

[23-0655](#)

Request Approval of the Electronic Compliance Maintenance Annual Report (eCMAR) for 2022 and Request the following Resolution be presented to the Common Council for approval:

Whereas, the City of Appleton manages, operates, and maintains a sewer collection system and wastewater treatment plant; and

Whereas, the treatment efforts produce a liquid effluent and a biosolids that are returned to the environment; and

Whereas, the State of Wisconsin evaluates wastewater utilities throughout the State of Wisconsin through an electronic Compliance Maintenance Annual Report (eCMAR); and

Whereas, Appleton received the score of 4.00 GPA; and

Whereas, the State of Wisconsin requests the Common Council pass a resolution accepting the eCMAR report;

Now, therefore, be it resolved by the City Council that the City of Appleton:

Article 1. Continue supporting treatment and maintenance programs at the utility

Article 2. Continue planning efforts that will address and promote long term performance results at the facility.

Attachments: [2022 eCMAR Validated.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

[23-0685](#)

Ordinance #19-23

Attachments: [Ordinances to Council 6-21-23.pdf](#)

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

Aye: 15 - Aldersperson William Siebers, Aldersperson Vered Meltzer, Aldersperson Brad Firkus, Aldersperson Israel Del Toro, Aldersperson Katie Van Zeeland, Aldersperson Denise Fenton, Aldersperson Patrick Hayden, 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

Abstained: 1 - Mayor Jake Woodford

Q. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION

R. OTHER COUNCIL BUSINESS

S. ADJOURN

Aldersperson Hartzheim moved, seconded by Aldersperson Alfheim, that the meeting be adjourned at 8:17 p.m. Roll Call. Motion carried by the following vote:

Aye: 15 - Aldersperson William Siebers, Aldersperson Vered Meltzer, Aldersperson Brad Firkus, Aldersperson Israel Del Toro, Aldersperson Katie Van Zeeland, Aldersperson Denise Fenton, Aldersperson Patrick Hayden, 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

Abstained: 1 - Mayor Jake Woodford

Kami Lynch, City Clerk