



# City of Appleton

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

## Meeting Minutes - Final Common Council

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Wednesday, August 19, 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 p.m.*

B. INVOCATION

*The Invocation was offered by Alderperson Fenton.*

C. PLEDGE OF ALLEGIANCE TO THE FLAG

D. ROLL CALL OF ALDERPERSONS

**Present:** 16 - 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 Patti Coenen, Alderperson Nate Wolff, Alderperson Kyle Lobner, Alderperson Joe Prohaska, Alderperson Corey Otis and Mayor Jake Woodford

E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS

*All Departments were represented.*

F. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[20-1070](#)

Common Council Meeting Minutes of August 5, 2020

**Attachments:** [CC Minutes 8-5-2020.pdf](#)

**Alderperson Meltzer moved, seconded by Alderperson Otis, 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 Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Patti Coenen, Alderperson Nate Wolff, Alderperson Kyle Lobner, Alderperson Joe Prohaska and Alderperson Corey Otis

**Abstained:** 1 - Mayor Jake Woodford

G. BUSINESS PRESENTED BY THE MAYOR

[20-1074](#) Previously Presented Proclamations:  
-Purple Heart City Proclamation

**Attachments:** [Purple Heart City Proclamation.pdf](#)

[20-1073](#) Appointment to the Board of Health

**Attachments:** [BOH C Spears Appointment Memo.pdf](#)

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

**Aye:** 15 - 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 Patti Coenen, Aldersperson Nate Wolff, Aldersperson Kyle Lobner, Aldersperson Joe Prohaska and Aldersperson Corey Otis

**Abstained:** 1 - Mayor Jake Woodford

[20-1072](#) COVID-19 Update

**Attachments:** [COVID -19 CC 8-19-20.pdf](#)

**This Item was presented**

H. PUBLIC PARTICIPATION

*The following spoke during public participation:  
Terry Dawson, 1131 S Oneida St; Re: Item 20-0854 Fossil Fuels Resolution  
Dan Cowell, Luther Group Representative; Re: Item 20-1015 Northeast Business Park Repurchase Rights*

I. PUBLIC HEARINGS

[20-0988](#) Public Hearing for proposed Rezoning #5-20: Broadway Hills Estates Annexation

**Attachments:** [Class II Public Hearing Notice Newspaper Broadway Hills Estates Rezoning.pdf](#)

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

J. SPECIAL RESOLUTIONS

## K. ESTABLISH ORDER OF THE DAY

[20-1054](#)

Resolution #14-R-20 Trestle Naming

**Attachments:** [#14-R-20 Trestle Naming.pdf](#)**Aldersperson Smith moved, seconded by Aldersperson Otis, that the Resolution be approved. Roll Call. Motion carried by the following vote:****Aye:** 15 - 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 Patti Coenen, Aldersperson Nate Wolff, Aldersperson Kyle Lobner, Aldersperson Joe Prohaska and Aldersperson Corey Otis**Abstained:** 1 - Mayor Jake Woodford[20-0854](#)

Resolution #12-R-20 - Fossil Fuels

**Attachments:** [#12-R-20 Fossil Fuels SUBSTITUTE version.pdf](#)**Aldersperson Fenton moved, seconded by Aldersperson Otis, that the Resolution be approved. Roll Call. Motion carried by the following vote:****Aye:** 12 - Aldersperson Vered Meltzer, Aldersperson Brad Firkus, Aldersperson Joe Martin, Aldersperson Katie Van Zeeland, Aldersperson Denise Fenton, Aldersperson Maiyoua Thao, Aldersperson Alex Schultz, Aldersperson Patti Coenen, Aldersperson Nate Wolff, Aldersperson Kyle Lobner, Aldersperson Joe Prohaska and Aldersperson Corey Otis**Nay:** 3 - Aldersperson William Siebers, Aldersperson Matthew Reed and Aldersperson Mike Smith**Abstained:** 1 - Mayor Jake Woodford[20-1039](#)

Request to approve the Renaissance/Rennes Settlement Agreements related to claim for excessive assessment

**Attachments:** [Rennes settlement memo for committee.pdf](#)[2019 tax bill for 301 E Florida.pdf](#)[2019 tax bill for 325 E Florida.pdf](#)**Aldersperson Fenton moved, seconded by Aldersperson Otis, that the Agreements be approved. Roll Call. Motion carried by the following vote:****Aye:** 15 - 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 Patti Coenen, Aldersperson Nate Wolff, Aldersperson Kyle Lobner, Aldersperson Joe Prohaska and Aldersperson Corey Otis

**Abstained:** 1 - Mayor Jake Woodford

20-1042

RIVERSIDE CEMETERY ASSOCIATION submitting a request for payment for maintenance of Veteran's graves

**Attachments:** [Riverside Cemetery - Veteran Grave Care Reimbursement 2019-2020.pdf](#)

**Aldersperson Smith moved, seconded by Aldersperson Fenton, that the Reimbursement Request be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 15 - 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 Patti Coenen, Aldersperson Nate Wolff, Aldersperson Kyle Lobner, Aldersperson Joe Prohaska and Aldersperson Corey Otis

**Abstained:** 1 - Mayor Jake Woodford

20-1015

Request to waive the City's repurchase rights for Tax Id #31-1-6510-51, Lot 1 of CSM 7369, in the Northeast Business Park, allowing the transfer from Fox Valley Investment Properties, LLC to Luther Group, LLC and/or assigns and the City's repurchase rights would no longer remain on the property

**Attachments:** [NEBP Lot 1 of CSM 7369 Waiver to Repurchase Memo 8-12-20.pdf](#)  
[Waiver of Restrictions to Repurchase Lot 1 CSM 7369 NEBP.pdf](#)  
[Purchase and Sale Agreement SE Evergreen & Lightning Parcel.pdf](#)  
[CSM7369.pdf](#)

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

**Aye:** 9 - Aldersperson William Siebers, Aldersperson Brad Firkus, Aldersperson Joe Martin, Aldersperson Denise Fenton, Aldersperson Maiyoua Thao, Aldersperson Matthew Reed, Aldersperson Mike Smith, Aldersperson Patti Coenen and Aldersperson Corey Otis

**Nay:** 6 - Aldersperson Vered Meltzer, Aldersperson Katie Van Zeeland, Aldersperson Alex Schultz, Aldersperson Nate Wolff, Aldersperson Kyle Lobner and Aldersperson Joe Prohaska

**Abstained:** 1 - Mayor Jake Woodford

L. COMMITTEE REPORTS

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

**Aldersperson Fenton moved, Aldersperson Otis 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 Joe Martin, Alderperson Katie Van Zeeland, Alderperson Denise Fenton, Alderperson Maiyoua Thao, Alderperson Matthew Reed, Alderperson Alex Schultz, Alderperson Mike Smith, Alderperson Patti Coenen, Alderperson Nate Wolff, Alderperson Kyle Lobner, Alderperson Joe Prohaska and Alderperson Corey Otis

**Abstained:** 1 - Mayor Jake Woodford

**1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE**

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

[20-0972](#)

Resolution #13-R-20 - Modification to Fraudulent Emergency Calls

**Attachments:** [#13-R-20 Modification to Fraudulent Emergency Calls.pdf](#)  
[Memo Resolution #13-R-20 Modification to Fraudulent Emergency Calls.pdf](#)

**This Report Action Item was approved.**

[20-1063](#)

Update to Section 19-91 of the Municipal Code

**Attachments:** [19-91 Update letter.pdf](#)

**This Report Action Item was approved.**

[20-0836](#)

Class "B" Beer License application for Lilac Enterprise LLC d/b/a May's Kitchen, May Vang, Agent, located at 1804 S Lawe St #204, contingent upon approval from all departments.

**Attachments:** [May's Kitchen.pdf](#)

**This Report Action Item was approved.**

[20-0975](#)

Class "A" Beer License application for BSS Corporation d/b/a Richmond Mobil, Buddi S Subedi, Agent, located at 3401 N Richmond St, contingent upon approval from all departments.

**Attachments:** [Richmond Mobil.pdf](#)

**This Report Action Item was approved.**

[20-0980](#)

Salvage Dealer License application for Golper Supply Co., Inc, David Golper, Applicant, located at 1810 W Edgewood Dr, contingent upon approval from all departments.

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

**This Report Action Item was approved.**

[20-0982](#)

Class "A" Beer License application for Depu LLC, Chiranjibi Lamichhane, Agent, located at 105 W Northland Ave, contingent upon approval from all departments.

**Attachments:** [Depu LLC.pdf](#)

**This Report Action Item was approved.**

[20-0983](#)

Mechanical Amusement Device License application for Depu LLC, Chiranjibi Lamichhane, Agent, located at 105 W Northland Ave, contingent upon approval from all departments.

**Attachments:** [Depu LLC.pdf](#)

**This Report Action Item was approved.**

[20-0984](#)

Mechanical Amusement Device License application for BSS Corporation d/b/a Richmond Mobil, Buddi S. Subedi, Agent, located at 3401 N Richmond St, contingent upon approval from all departments.

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

**This Report Action Item was approved.**

[20-0985](#)

Cigarette and Tobacco Products License application for Depu LLC, Chiranjibi Lamichhane, Agent, located at 105 W Northland Ave.

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

**This Report Action Item was approved.**

[20-0986](#)

Cigarette and Tobacco Products License application for BSS Corporation d/b/a Richmond Mobil, Buddi S Subedi, Agent, located at 3401 N Richmond St.

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

**This Report Action Item was approved.**

[20-0987](#)

Salvage Dealer's License application for Appleton Aluminum Recycling Inc., Delores B Desten, Applicant, located at 300 N Kensington Dr, contingent upon approval from all departments.

**Attachments:** [Appleton Aluminum Recycling Inc S&L.pdf](#)

**This Report Action Item was approved.**

[20-0993](#) Mechanical Amusement Device License application for Fronteras LLC d/b/a Fronteras, Eric Mosqueda-Lopez, Agent, located at 2311 W College Ave, contingent upon approval from all departments.

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

**This Report Action Item was approved.**

[20-1008](#) Secondhand Jewelry Dealer License application for Appleton Trophy & Engraving, Inc, Jay Parish, Person In Charge, located at 2401 N Richmond St, contingent upon approval from all departments.

**Attachments:** [Appleton Trophy & Engraving S&L.pdf](#)

**This Report Action Item was approved.**

[20-1009](#) Temporary Premise Amendment application for Hank & Karen's Pub & Grill, Henry Grishaber, Agent, located at 1937 E John St, contingent upon approval from all departments.

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

**This Report Action Item was approved.**

### 3. MINUTES OF THE CITY PLAN COMMISSION

[20-0964](#) Request to approve Rezoning #5-20 to rezone the Broadway Hills Estates Annexation, formerly part of Town of Freedom, (Tax Id #31-1-9210-11, #31-1-9210-12 and #31-1-9210-13), located at the northwest corner of E. Broadway Drive and N. French Road, including to the centerline of existing adjacent right-of-way, as shown on the attached maps, from Temporary AG Agricultural District to R-1B Single-Family District

**Attachments:** [StaffReport\\_Rezoning\\_BroadwayHillsEstAnnexation\\_For07-21-20.pdf](#)

**This Report Action Item was approved.**

[20-0969](#) Request to approve the Broadway Hills Estates Preliminary Plat as shown on the attached maps and subject to the conditions in the attached staff report

**Attachments:** [StaffReport\\_PrePlat\\_BroadwayHillsEstates\\_For07-21-20.pdf](#)

**This Report Action Item was approved.**

[20-1002](#)

Request to approve Resolution Designating Proposed Amended Boundaries and Approving a Project Plan Amendment for Tax Incremental District No. 3, City of Appleton, Wisconsin

**Attachments:** [MemoTIFs#3+#11Amendments\\_8-11-20.pdf](#)  
[TID 3 PC Resolution for Amended Boundaries & Project Plan.pdf](#)  
[TID No. 3 Project Plan Amendment\\_FINAL.pdf](#)  
[TID 3 CC Resolution for Amended Boundaries & Project Plan.pdf](#)

**This Report Action Item was approved.**

[20-1004](#)

Request to approve Resolution Designating Proposed Amended Boundaries and Approving a Project Plan Amendment for Tax Incremental District No. 11, City of Appleton, Wisconsin

**Attachments:** [MemoTIFs#3+#11Amendments\\_8-11-20.pdf](#)  
[TID 11 PC Resolution for Amended Boundaries & Project Plan.pdf](#)  
[TID No. 11 Project Plan Amendment\\_FINAL.pdf](#)  
[TID 11 CC Resolution for Amended Boundaries & Project Plan.pdf](#)

**This Report Action Item was approved.**

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

#### 5. MINUTES OF THE FINANCE COMMITTEE

[20-1041](#)

Request to approve the 2021 Special Assessment Policy

**Attachments:** [2021 Spec Assessment Policy.pdf](#)

**This Report Action Item was approved.**

[20-1052](#)

Request to approve Contract Amendment/Change Order No. 1 to Contract No. 86-20, Unit D-20 Sidewalk (Re)construction for additional quantities of green dot sidewalk replacement and the addition of sidewalk/handicap ramp replacement at the Green Parking Ramp in the amount of \$26,100. Project contingency remains unchanged. Overall contract increases from \$310,000 to \$336,100

**Attachments:** [Unit D-20 Change Order No. 1.pdf](#)

**This Report Action Item was approved.**



[20-1053](#)

Request to approve Contract Amendment/Change Order No. 1 to Contract No. 102-20, Unit O-20 Sanitary & Storm Sewer (CIPP) Lining for the addition of 146 linear feet of 36" diameter CIPP storm sewer liner in the amount of \$26,330. Project contingency remains unchanged. Overall contract increases from \$628,850 to \$655,180

**Attachments:** [Unit O-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**

[20-1064](#)

Amend 2020A Stormwater Management Plan Review contract with Brown and Caldwell by an increase of \$10,000 for a total contract amount not to exceed \$35,000.

**Attachments:** [2020A SWM Plan Review BC Amendment Memo Util Cmte.pdf](#)

This Report Action Item was approved.

[20-1065](#)

Amend 2020B Stormwater Management Plan Review contract with raSmith by an increase of \$10,000 for a total contract amount not to exceed \$40,000.

**Attachments:** [2020B SWM Plan Review raSmith Amendment Memo Util Cmte.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**

[20-1071](#)

Ordinances 95-20 to 98-20

**Attachments:**     [Ordinances 95-20 to 98-20.pdf](#)

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

**Aye:** 15 - 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 Patti Coenen, Alderson Nate Wolff, Alderson Kyle Lobner, Alderson Joe Prohaska and Alderson Corey Otis

**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
- R. OTHER COUNCIL BUSINESS
- S. ADJOURN

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

**Aye:** 15 - 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 Patti Coenen, Alderson Nate Wolff, Alderson Kyle Lobner, Alderson Joe Prohaska and Alderson Corey Otis

**Abstained:** 1 - Mayor Jake Woodford

Kami Lynch, City Clerk