



City of Appleton

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

Meeting Minutes - Final Common Council

Wednesday, August 7, 2019

7:00 PM

Council Chambers

A. CALL TO ORDER

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

B. INVOCATION

The Invocation was offered by Alderperson Spears.

C. PLEDGE OF ALLEGIANCE TO THE FLAG

D. ROLL CALL OF ALDERPERSONS

Present: 13 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Maiyoua Thao, Alderperson Matt Reed, Alderperson Christine Williams, Alderperson Patti Coenen, Alderperson Cathy Spears, Alderperson Kyle Lobner, Alderperson Chris Croatt and Mayor Timothy Hanna

Excused: 1 - Alderperson Alex Schultz

E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS

City Attorney Walsh, Deputy City Attorney Behrens, City Clerk Lynch, Community & Economic Development Director Harkness, Director of Finance Saucerman, Fire Chief Hansen, Health Officer Eggebrecht, Police Chief Thomas, Director of Public Works Vandehey

The following were excused:

*Human Resources
Parks, Recreation & Facilities
Information Technology
Utilities
Valley Transit
Library*

F. BUSINESS PRESENTED BY THE MAYOR

G. PUBLIC PARTICIPATION

Peter Thillman, 125 N Superior St, spoke on Item 19-1021 TIF Funding Request for the FCRP

H. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[19-1149](#)

Common Council Meeting Minutes of July 24, 2019

Attachments: [CC Minutes 7-24-19.pdf](#)

Alderson Martin moved, seconded by Alderson Reed, that the Minutes be approved. Roll Call. Motion carried by the following vote:

Aye: 11 - Alderson William Siebers, Alderson Vered Meltzer, Alderson Brad Firkus, Alderson Joe Martin, Alderson Katie Van Zeeland, Alderson Maiyoua Thao, Alderson Matt Reed, Alderson Christine Williams, Alderson Patti Coenen, Alderson Kyle Lobner and Alderson Chris Croatt

Excused: 1 - Alderson Alex Schultz

Abstained: 2 - Alderson Cathy Spears and Mayor Timothy Hanna

I. PUBLIC HEARINGS

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

[19-1085](#)

Request from Bethany Hietpas, 1304 S. Jackson Street, for a variance to Municipal code 19-91(f)(5) to widen the driveway 14'2" for a total driveway width of 23'.

Attachments: [Driveway variance 1304 S. Jackson St.pdf](#)

Alderson Croatt moved, seconded by Alderson Martin, that the variance request be approved. Roll Call. Motion carried by the following vote:

Aye: 12 - Alderson William Siebers, Alderson Vered Meltzer, Alderson Brad Firkus, Alderson Joe Martin, Alderson Katie Van Zeeland, Alderson Maiyoua Thao, Alderson Matt Reed, Alderson Christine Williams, Alderson Patti Coenen, Alderson Cathy Spears, Alderson Kyle Lobner and Alderson Chris Croatt

Excused: 1 - Alderson Alex Schultz

Abstained: 1 - Mayor Timothy Hanna

[19-1021](#)

Request to approve \$30,000 payment to the Fox Cities Regional Partnership and approve the related 2019 Budget adjustment:

TIF Capital Project Funds

Other Contracts/Obligations - TIF 7	+ \$5,256
Other Contracts/Obligations - TIF 8	+ \$5,971
Other Contracts/Obligations - TIF 9	+ \$2,629
Other Contracts/Obligations - TIF 10	+ \$2,848
Other Contracts/Obligations - TIF 11	+\$10,625
Other Contracts/Obligations - TIF 12	+ \$2,671
Fund Balance (Each Individual TIF Fund)	- \$30,000

to provide funding for payment to the Fox Cities Regional Partnership (2/3 vote of Common Council required)

Attachments: [Finance Committee Fox Cities Regional Partnership.pdf](#)

Aldersperson Croatt moved, seconded by Aldersperson Firkus that the payment request be approved. Roll Call. Motion failed by the following vote:

Aye: 2 - Aldersperson William Siebers and Aldersperson Chris Croatt

Nay: 10 - Aldersperson Vered Meltzer, Aldersperson Brad Firkus, Aldersperson Joe Martin, Aldersperson Katie Van Zeeland, Aldersperson Maiyoua Thao, Aldersperson Matt Reed, Aldersperson Christine Williams, Aldersperson Patti Coenen, Aldersperson Cathy Spears and Aldersperson Kyle Lobner

Excused: 1 - Aldersperson Alex Schultz

Abstained: 1 - Mayor Timothy Hanna

L. COMMITTEE REPORTS

Balance of the action items on the agenda.

Aldersperson Martin moved, Aldersperson Coenen seconded, to approve the balance of the agenda. The motion carried by the following vote:

Aye: 12 - Aldersperson William Siebers, Aldersperson Vered Meltzer, Aldersperson Brad Firkus, Aldersperson Joe Martin, Aldersperson Katie Van Zeeland, Aldersperson Maiyoua Thao, Aldersperson Matt Reed, Aldersperson Christine Williams, Aldersperson Patti Coenen, Aldersperson Cathy Spears, Aldersperson Kyle Lobner and Aldersperson Chris Croatt

Excused: 1 - Aldersperson Alex Schultz

Abstained: 1 - Mayor Timothy Hanna

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[19-0988](#)

R/B-Approve proposed "Yellow Meter Loading Zone" for the first three parking stalls on the southside of College Avenue east of Appleton Street similar to the zone of Oneida Street near City Center.

Attachments: [Yellow Meter Loading Zone.pdf](#)

This Report Action Item was approved.

[19-1084](#)

Approve permanent street occupancy permit for the southwest corner of the new US Venture Public Parking Ramp within Rocky Bleier Run right-of-way.

Attachments: [Permanent Street Occupancy US Venture Public Parking Ramp.pdf](#)

This Report Action Item was approved.

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[19-1115](#)

Class "B" Beer and Reserve "Class B" Liquor Temporary Premise Amendment application for the Fox Cities Performing Arts Center, located at 400 W College Ave, August 20, 2019, contingent upon approval from all departments.

Attachments: [Fox Cities PAC.pdf](#)

This Report Action Item was approved.

[19-1135](#)

Operator's Licenses

Attachments: [Operator's Licenses for 8-7 S & L.pdf](#)

This Report Action Item was approved.

3. MINUTES OF THE CITY PLAN COMMISSION

[19-1045](#)

Request to approve the Perez Annexation consisting of 1.3 acres m/l located at 219 West Edgewood Drive (which includes adjacent Edgewood Drive right-of-way), currently in the Town of Grand Chute, as shown on the attached maps, subject to the stipulation in the attached staff report

Attachments: [StaffReport Perez Annexation For07-23-19.pdf](#)

This Report Action Item was approved.

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

[19-1097](#)

Action Item: Request Approval of #4-R-19 Bee City USA Resolution

Attachments: [Bee City USA Appleton RESOLUTION.pdf](#)

This Report Action Item was approved.

[19-1099](#)

Action Item: Request Approval of the recommendation by the Appleton Public Art Committee to install the Metamorphosis Sculpture on S. Lawe Street

Attachments: [Action Item - Metamorphosis Sculpture.pdf](#)

This Report Action Item was approved.

5. MINUTES OF THE FINANCE COMMITTEE

[19-1110](#)

Request to approve Contract Amendment/Change Order No. 1 to Contract No. 35-19 for Miscellaneous Concrete & Street Excavation Repair for concrete sidewalk and street panel repairs on Washington and Oneida Streets following the demolition of the Blue Parking Ramp in the amount of \$50,000 with no change to the contingency. Overall contract increases from \$701,300 to \$751,300

Attachments: [Unit E-19 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

[19-1091](#)

Fourth Amendment to the 2018 Stormwater Management Plan Review contract with raSmith by an increase of \$15,000 for a total contract amount not to exceed \$132,500.

Attachments: [2018A SWM Plan Review Fourth Amendment Memo Util Cmte.pdf](#)

This Report Action Item was approved.

[19-1092](#)

Approve clarification language to Sanitary Lateral Repair Policy.

Attachments: [Proposed clarification to Sanitary Lateral Repair Policy.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

[19-1120](#)

Ordinances 76-19 Perez Annexation, 77-19 to 82-19

Attachments: [Ordinances going to Council 8-7-19.pdf](#)

This Report Action Item was approved.

P. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION

Q. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION

*Resolution #10-R-19
Changing Beekeeping Permit Process*

*Submitted By: Alderperson Meltzer District 2 & Alderperson Schultz District 9
Date: August 7, 2019*

Referred to: Board of Health

WHEREAS the health of bees and the health of our community is interdependent, and beekeeping is a necessary part of restoring collapsing bee populations that we rely on; and

WHEREAS Appleton has recently attained Bee City USA status; and

WHEREAS Appleton residents have provided feedback over the years since residential beekeeping was approved indicating that our regulations are extreme compared to surrounding communities, there are obstacles to accessing beekeeping in Appleton, and there are no incentives to remain in Appleton rather than move to our surrounding communities if one wants to keep bees at their residence;

THEREFORE be it resolved, that the City of Appleton make the following changes to our beekeeping permit requirements:

- 1. Change the permit cycle to November - November to align with timeline of purchasing bees and setting up hives*
- 2. Remove notification and neighbor veto*
- 3. Bring permit fees into alignment with other Wisconsin communities*
- 4. Replace the calculation for hives per acre with a set number of hives per lot*
- 5. Remove excessive detail from flyaway barrier requirements*
- 6. Allow keeping Top Bar hives in addition to Removable Frame hives and recommend hives face SE direction if possible*

R. OTHER COUNCIL BUSINESS

S. ADJOURN

Alderperson Croatt moved, seconded by Alderperson Coenen, that the meeting be adjourned at 7:22 p.m. Roll Call. Motion carried by the following vote:

Aye: 13 - Alderperson William Siebers, Alderperson Vered Meltzer, Alderperson Brad Firkus, Alderperson Joe Martin, Alderperson Katie Van Zeeland, Alderperson Maiyoua Thao, Alderperson Matt Reed, Alderperson Christine Williams, Alderperson Patti Coenen, Alderperson Cathy Spears, Alderperson Kyle Lobner, Alderperson Chris Croatt and Mayor Timothy Hanna

Excused: 1 - Alderperson Alex Schultz

Kami Lynch, City Clerk