



City of Appleton

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

Meeting Minutes - Final Common Council

Wednesday, November 4, 2015

7:00 PM

Council Chambers

A. CALL TO ORDER

The meeting was called to order at 8:01 p.m.

B. INVOCATION

The Invocation was offered by Alderperson Spears

C. PLEDGE OF ALLEGIANCE TO THE FLAG

D. ROLL CALL OF ALDERPERSONS

Present: 14 - Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Cathy Spears, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Ed Baranowski, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Excused: 1 - Alderperson Chris Croatt

Presiding: 1 - Mayor Timothy Hanna

E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS

PRESENT: Deputy City Clerk Griesbach, City Attorney Walsh, Deputy City Attorney Behrens, Director of Community and Economic Development Harkness, Director of Finance Saucerman, Fire Chief Vander Wyst, Health Officer Eggebrecht, Director of Human Resources Behnke, Director of Parks, Recreation and Facilities Gazza, Police Chief Thomas, Director of Public Works Vandehey, Director of Information Technology Fox, Valley Transit General Manager Wetter, Director of Utilities Shaw, Communications Coordinator Doran.

EXCUSED: Library Director Rortvedt

F. PUBLIC PARTICIPATION

Name - Address - Topic

Scott Peebles - 527 East Calumet Street - Permits for Drinking in Appleton Parks

G. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[15-1811](#)

Common Council Meeting Minutes of October 21, 2015

Alderson Baranowski moved, seconded by Alderson Coenen, that the Minutes of October 21, 2015 be approved. Roll Call. Motion carried by the following vote:

Aye: 14 - Alderson Greg Dannecker, Alderson Joe Martin, Alderson Cathy Spears, Alderson Polly Dalton, Alderson Christine Williams, Alderson Vered Meltzer, Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Margret Mann, Alderson Patti Coenen, Alderson Kyle Lobner and Alderson Jeffrey Jirschele

Excused: 1 - Alderson Chris Croatt

Abstained: 1 - Mayor Timothy Hanna

[15-1827](#)

Common Council Meeting Minutes from October 28, 2015 Special Meeting

Alderson Baranowski moved, seconded by Alderson Coenen, that the Minutes of October 28, 2015 be approved. Roll Call. Motion carried by the following vote:

Aye: 14 - Alderson Greg Dannecker, Alderson Joe Martin, Alderson Cathy Spears, Alderson Polly Dalton, Alderson Christine Williams, Alderson Vered Meltzer, Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Margret Mann, Alderson Patti Coenen, Alderson Kyle Lobner and Alderson Jeffrey Jirschele

Excused: 1 - Alderson Chris Croatt

H. BUSINESS PRESENTED BY THE MAYOR

I. PUBLIC HEARINGS

J. SPECIAL RESOLUTIONS

[15-1834](#)

Initial Resolution - South Lynndale Drive Street Vacation

This item was approved under the Consolidated Action Items

K. ESTABLISH ORDER OF THE DAY

[15-1703](#)

Operator's License application of John M. McGee, 716 W. Bell Avenue.

Notwithstanding vote taken. This Operator's License is approved.

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

Aye: 9 - Alderperson Joe Martin, Alderperson Cathy Spears, Alderperson Polly Dalton, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson Curt Konetzke, Alderperson Margret Mann, Alderperson Patti Coenen and Alderperson Kyle Lobner

Nay: 5 - Alderperson Greg Dannecker, Alderperson Christine Williams, Alderperson William Siebers, Alderperson Ed Baranowski and Alderperson Jeffrey Jirschele

Excused: 1 - Alderperson Chris Croatt

Abstained: 1 - Mayor Timothy Hanna

[15-1637](#)

Request to approve the Aldermanic salary for the election year 2017.

A motion was made by Alderperson Meltzer, seconded by Alderperson Lobner to amend this item.

Amendment No. 1 (Meltzer): Amend this item to increase the alderperson salary by 5% for the election year 2017.

A vote was taken on the amendment and failed. This item was then referred back to the Human Resources Committee by Alderperson Baranowski.

Alderperson Baranowski referred this item back to the Human Resources Committee.

[15-1812](#)

Operator's License application of Amber R. LaBorde, 1304 Oakridge Avenue, Kaukauna.

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

Aye: 9 - Alderperson Joe Martin, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Patti Coenen and Alderperson Kyle Lobner

Nay: 5 - Alderperson Greg Dannecker, Alderperson Cathy Spears, Alderperson Ed Baranowski, Alderperson Margret Mann and Alderperson Jeffrey Jirschele

Excused: 1 - Alderperson Chris Croatt

Abstained: 1 - Mayor Timothy Hanna

[15-1669](#)

Change of Agent of Ultimate Mart LLC d/b/a Cops Food Center #8187, 511 W. Calumet St., Michael L. Kilburg, Agent, contingent upon approval from the Police Department.

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

Aye: 14 - Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Cathy Spears, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Ed Baranowski, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Excused: 1 - Alderperson Chris Croatt

Abstained: 1 - Mayor Timothy Hanna

[15-1729](#)

Change of Premise Description - "Class B" Beer/Liquor License of S C Carrow Corp d/b/a Rookies, Steven C. Carrow, Agent, 325 N. Appleton St., contingent upon approval from all departments.

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

Aye: 14 - Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Cathy Spears, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Ed Baranowski, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Excused: 1 - Alderperson Chris Croatt

Abstained: 1 - Mayor Timothy Hanna

[15-1806](#)

Approval of Inter-Municipal Traffic Enforcement Agreements.

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

Aye: 14 - Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Cathy Spears, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Ed Baranowski, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Excused: 1 - Alderperson Chris Croatt

Abstained: 1 - Mayor Timothy Hanna

[15-1320](#)

Resolution Introduced by Alderperson Jirschele and Alderperson Martin at the Common Council meeting of August 5, 2015:

#11-R-15

Whereas, City of Appleton Parks are developed and managed for the greatest possible benefit of, and use by, the people of the city, and;

Whereas, alcohol abuse and the dysfunctional behavior associated with such use has become an obstacle to the full enjoyment of our parks by the broader citizenry;

Be it resolved that alcoholic beverages and their consumption be permitted in City of Appleton Parks only by permit as provided through a revised, simple reservation/registration process administered by the Parks, Recreation and Facilities Department and the Appleton Police Department.

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

Aye: 12 - Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Ed Baranowski, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Nay: 2 - Alderperson Cathy Spears and Alderperson Curt Konetzke

Excused: 1 - Alderperson Chris Croatt

Abstained: 1 - Mayor Timothy Hanna

[15-1831](#)

Convene into Committee of the Whole

The Common Council convened into Committee of the Whole at 8:33 p.m.

Alderperson Williams moved, seconded by Alderperson Coenen, that the Common Council convene into Committee of the Whole. Roll Call. Motion carried by the following vote:

Aye: 14 - Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Cathy Spears, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Ed Baranowski, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Excused: 1 - Alderperson Chris Croatt

Abstained: 1 - Mayor Timothy Hanna

[15-1713](#)

Approval of the Management Agreement (Exhibition Center)

After a number of questions/answers on this agreement, Alderperson Siebers, seconded by Alderperson Martin, called the question at 9:37 p.m. A voice vote was taken on the motion. Question called by a vote of 10-4. A vote was then taken on this item.

Alderperson Konetzke moved, seconded by Alderperson Mann, that the Management Agreement (Exhibition Center) be approved. Roll Call. Motion carried by the following vote:

Aye: 10 - Alderperson Joe Martin, Alderperson Cathy Spears, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Nay: 4 - Alderperson Greg Dannecker, Alderperson Polly Dalton, Alderperson Kathleen Plank and Alderperson Ed Baranowski

Excused: 1 - Alderperson Chris Croatt

Abstained: 1 - Mayor Timothy Hanna

[15-1832](#)

Reconvene to Common Council

The Committee of the Whole reconvened into the Common Council at 9:38 p.m.

Alderperson Baranowski moved, seconded by Alderperson Martin, that the Committee of the Whole reconvene into the Common Council. Roll Call. Motion carried by the following vote:

Aye: 14 - Alderperson Greg Dannecker, Alderperson Joe Martin, Alderperson Cathy Spears, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Ed Baranowski, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Excused: 1 - Alderperson Chris Croatt

Abstained: 1 - Mayor Timothy Hanna

[15-1833](#)

Report of Committee of the Whole

Alderperson Baranowski moved, seconded by Alderperson Konetzke, that the Report of the Committee of the Whole be approved. Roll Call. Motion carried by the following vote:

Aye: 11 - Alderperson Joe Martin, Alderperson Cathy Spears, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Margret Mann, Alderperson Patti Coenen, Alderperson Kyle Lobner and Alderperson Jeffrey Jirschele

Nay: 3 - Alderperson Greg Dannecker, Alderperson Kathleen Plank and Alderperson Ed Baranowski

Excused: 1 - Alderperson Chris Croatt

Abstained: 1 - Mayor Timothy Hanna

L. COMMITTEE REPORTS

Balance of the action items on the agenda.

Alderson Konetzke moved, Alderson Dannecker seconded, to approve the report. The motion carried by the following vote:

Aye: 14 - Alderson Greg Dannecker, Alderson Joe Martin, Alderson Cathy Spears, Alderson Polly Dalton, Alderson Christine Williams, Alderson Vered Meltzer, Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Margret Mann, Alderson Patti Coenen, Alderson Kyle Lobner and Alderson Jeffrey Jirschele

Excused: 1 - Alderson Chris Croatt

Abstained: 1 - Mayor Timothy Hanna

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

[15-1796](#)

Approve Lynndale Drive Vacation between Wisconsin Central Railroad and Leonard Street.

This Report Action Item was approved.

[15-1797](#)

Approve intersection control change from "YIELD" signs to "STOP" signs on Pine Street at Mason Street.

This Report Action Item was approved.

[15-1798](#)

Approve Contract Amendment to Brickline Inc. for Unit P-15, Epoxy Pavement Marking, for the Roemer Road bike lanes in an amount of \$27,370.30 for a new contract amount of \$113,000.

This Report Action Item was approved.

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

[15-1801](#)

Operator's Licenses

This Report Action Item was approved.

3. **MINUTES OF THE CITY PLAN COMMISSION**

[15-1715](#)

Request to approve Special Use Permit #14-15 for a restaurant with alcohol sales and service, at 111 N. Walnut Street, 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

This Report Action Item was approved.

[15-1719](#)

Request to approve the street discontinuance to vacate a portion of South Lynndale Drive public right-of-way, generally located south of West Leonard Street to the railroad right-of-way, as shown on the attached map and legal description, pending approval by the Municipal Services Committee, and adopt the Initial Resolution

This Report Action Item was approved.

[15-1722](#)

Request to approve the Spartan Drive Lift Station Annexation as shown on the attached map Exhibit A, located between Richmond Street and future Haymeadow Avenue currently in the Town of Grand Chute, subject to the stipulation in the attached staff report

This Report Action Item was approved.

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

5. MINUTES OF THE FINANCE COMMITTEE

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[15-1805](#)

Request to approve the Offer to Purchase from Romenesko Developments, Inc., or assigns for Lot 8, Northeast Industrial Park Plat Number 4, comprised of approximately 2.17 acres for a price of \$75,950 (\$35,000 per acre)

This Report Action Item was approved.

7. MINUTES OF THE UTILITIES COMMITTEE

8. MINUTES OF THE HUMAN RESOURCES COMMITTEE

9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

10. MINUTES OF THE BOARD OF HEALTH

M. CONSOLIDATED ACTION ITEMS

[15-1835](#)

Consolidated Action Item:
15-1796 - Municipal Services Committee
15-1719 - City Plan Commission
15-1834 - Initial Resolution

This Report Action Item was approved.

O. ITEMS HELD

P. ORDINANCES

[15-1813](#)

Ordinance 98-15

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

S. OTHER COUNCIL BUSINESS

[15-1830](#)

FOR INFORMATION ONLY: Radisson Paper Valley Hotel Property Improvement Plan

T. ADJOURN

The meeting adjourned at 9:43 p.m.

Alderson Baranowski moved, seconded by Alderson Lobner, that the meeting be adjourned. Roll Call. Motion carried by the following vote:

Aye: 15 - Alderson Greg Dannecker, Alderson Joe Martin, Alderson Cathy Spears, Mayor Timothy Hanna, Alderson Polly Dalton, Alderson Christine Williams, Alderson Vered Meltzer, Alderson Kathleen Plank, Alderson William Siebers, Alderson Curt Konetzke, Alderson Ed Baranowski, Alderson Margret Mann, Alderson Patti Coenen, Alderson Kyle Lobner and Alderson Jeffrey Jirschele

Excused: 1 - Alderson Chris Croatt

Jamie L. Griesbach, Deputy City Clerk