



City of Appleton

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

Meeting Minutes Common Council

Wednesday, April 16, 2014

6:00 PM

Council Chambers

2014 ORGANIZATIONAL MEETING

A. ROLL CALL OF ALDERPERSONS

Present: 15 - 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 Peter Stueck, Mayor Timothy Hanna, Alderperson Tim Trauger, Alderperson Polly Dalton, Alderperson Christine Williams and Alderperson Vered Meltzer

Excused: 1 - Alderperson Cathy Spears

B. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS

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

C. REPORT OF THE INFORMAL COUNCIL MEETING

1. Rules of Council
2. Department and Committee Functions
3. Resolutions submitted by Alderpersons

1. RULES OF COUNCIL: Creation of a new rule by Alderperson Lobner - "Any council, committee, board or commission meeting lasting longer than two hours shall take a brief recess every two hours. The chair of the meeting shall determine the duration of the recess. Members of the meeting body may decide not to take a recess by unanimous vote."

A motion was made by Alderperson Kyle Lobner, seconded by Alderperson Patti Coenen, that the amendment be approved. The motion carried by the following vote:

Aye: 13 - Alderperson Coenen, Alderperson Croatt, Alderperson Dannecker, Alderperson Garb, Alderperson Jirschele, Alderperson Konetzke, Alderperson Lobner, Alderperson Martin, Alderperson Plank, Alderperson Trauger, Alderperson Dalton, Alderperson Williams and Alderperson Meltzer

Nay: 1 - Alderperson Stueck

Excused: 2 - Alderperson Spears and Mayor Hanna

[14-669](#)

Rules of Council

Attachments: [Council Rules - Adopted 04-16-14.pdf](#)
[Council Rules - \(Redlined\) Proposed 04-16-14.pdf](#)
[Council Rules - \(Redlined\) 04-11-14.pdf](#)

Aldersperson Croatt moved, seconded by Aldersperson Stueck, that the Rules of Council be approved as amended. Roll Call. Motion carried by the following vote:

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

Excused: 2 - Aldersperson Spears and Mayor Hanna

C. REPORT OF THE INFORMAL COUNCIL MEETING

1. Rules of Council
2. Department and Committee Functions
3. Resolutions submitted by Alderspersons

2. DEPARTMENT AND COMMITTEE FUNCTIONS: Amendment by Aldersperson Lobner - Section 13 - Amend the final sentence to: "Recommendations of all committees including reconsiderations to refer to staff shall be approved by Common Council before going into effect."

A motion was made by Aldersperson Kyle Lobner, seconded by Aldersperson Polly Dalton, to approve the amendment. The motion failed by the following vote:

Aye: 4 - Aldersperson Croatt, Aldersperson Jirschele, Aldersperson Lobner and Aldersperson Stueck

Nay: 10 - Aldersperson Coenen, Aldersperson Dannecker, Aldersperson Garb, Aldersperson Konetzke, Aldersperson Martin, Aldersperson Plank, Aldersperson Trauger, Aldersperson Dalton, Aldersperson Williams and Aldersperson Meltzer

Excused: 2 - Aldersperson Spears and Mayor Hanna

C. REPORT OF THE INFORMAL COUNCIL MEETING

1. Rules of Council
2. Department and Committee Functions
3. Resolutions submitted by Alderspersons

2. DEPARTMENT AND COMMITTEE FUNCTIONS: Amendment by Aldersperson Croatt - Section 12 - Amend the last sentence by striking through "a simple majority" and replace with "suspension of rules (2/3 vote)". The Mayor clarified it would be a 2/3 vote of those present.

A motion was made by Aldersperson Chris Croatt, seconded by Aldersperson Peter Stueck, that the amendment be approved. The motion carried by the following vote:

Aye: 13 - Alderperson Coenen, Alderperson Croatt, Alderperson Dannecker, Alderperson Garb, Alderperson Jirschele, Alderperson Lobner, Alderperson Martin, Alderperson Plank, Alderperson Stueck, Alderperson Trauger, Alderperson Dalton, Alderperson Williams and Alderperson Meltzer

Nay: 1 - Alderperson Konetzke

Excused: 2 - Alderperson Spears and Mayor Hanna

C. REPORT OF THE INFORMAL COUNCIL MEETING

1. Rules of Council
2. Department and Committee Functions
3. Resolutions submitted by Alderpersons

2. DEPARTMENT AND COMMITTEE FUNCTIONS: - Alderperson Lobner - Amend Section 22 to add "Technology Committee" to the list of standing committees, with five committee members.

Add an entry to the list of Department and Committee Functions titled "Technology Committee." Shall have jurisdiction over the Department of Information Technology, the city website, extensions of the city's internet presence such as social media accounts, and dissemination of public information through technology. The Director of Information Technology or a designee shall attend all Technology Committee meetings in an advisory capacity.

Amend the section titled "Finance Committee" to strike the phrases "and Information Technology," and "the Director of Information Technology."

A motion was made by Alderperson Kyle Lobner, seconded by Alderperson Chris Croatt, that this amendment be approved. The motion failed by the following vote:

Aye: 5 - Alderperson Croatt, Alderperson Jirschele, Alderperson Lobner, Alderperson Dalton and Alderperson Meltzer

Nay: 9 - Alderperson Coenen, Alderperson Dannecker, Alderperson Garb, Alderperson Konetzke, Alderperson Martin, Alderperson Plank, Alderperson Stueck, Alderperson Trauger and Alderperson Williams

Excused: 2 - Alderperson Spears and Mayor Hanna

C. REPORT OF THE INFORMAL COUNCIL MEETING

1. Rules of Council
2. Department and Committee Functions
3. Resolutions submitted by Alderpersons

A motion was made by Alderperson Curt Konetzke, seconded by Alderperson Kathleen Plank, that the Department and Committee Functions be approved as amended. The motion carried by the following vote:

Aye: 13 - Alderperson Coenen, Alderperson Croatt, Alderperson Dannecker, Alderperson Garb, Alderperson Jirschele, Alderperson Konetzke, Alderperson Lobner, Alderperson Martin, Alderperson Plank, Alderperson Stueck, Alderperson Trauger, Alderperson Dalton and Alderperson Meltzer

Nay: 1 - Alderperson Williams

Excused: 2 - Alderperson Spears and Mayor Hanna

[14-651](#)

#19-R-13 - Smith - Submitted at the July 10, 2013 Council meeting.
REFERRED TO: 2014 Organizational Meeting.

Whereas, a resolution passed by the Common Council, the duly elected governing body for the city of Appleton, has the possible effect of changing the City Charter, ordinances, city operations, give direction for a specific action or other actions.

BE IT RESOLVED, that when a resolution has been passed, it is the expectation that said resolution will be carried out fully as the intended purpose and expectation of the Common Council and not to be modified by any committee in a way that weakens the resolution.

Once passed this resolution will affect all resolutions passed in starting in 2013.

Item fails for lack of motion.

[14-652](#)

#7-R-14 - Lobner/Croatt - Submitted at the March 19, 2014 Council Meeting
REFERRED TO: 2014 Organizational Meeting

"BE IT RESOLVED that no member of the common council shall speak on behalf of an absent member of the council unless reading directly from a written statement from the absent member with the expressed consent of said member."

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

Aye: 5 - Alderperson Croatt, Alderperson Dannecker, Alderperson Garb, Alderperson Lobner and Alderperson Plank

Nay: 9 - Alderperson Coenen, Alderperson Jirschele, Alderperson Konetzke, Alderperson Martin, Alderperson Stueck, Alderperson Trauger, Alderperson Dalton, Alderperson Williams and Alderperson Meltzer

Excused: 2 - Alderperson Spears and Mayor Hanna

[14-653](#)

#14-R-14 - Croatt - Submitted at the April 2, 2014 Council Meeting.
REFERRED TO: 2014 Organizational Meeting.

“WHEREAS, The motion to refer back is an important tool for legislators and when used appropriately, it can be vital to the decision-making process by providing the opportunity for new information to be presented for consideration and can be used for other important reasons.

AND WHEREAS, A motion to refer back results in additional meetings for committee /council members, staff members, legal professionals, members of the media, and citizens of Appleton. These additional meetings are valuable only if new information is being presented or another valid reason is provided.

AND WHEREAS, Adequate opportunity for discussion and debate should be provided in an effective and efficient manner.

AND WHEREAS, Providing clarity for extending the legislative process would assist with avoiding City of Appleton Page 16 Common Council Meeting Minutes April 2, 2014 confusion and would provide all interested parties the rationale behind the motion to refer back.

THEREFORE BE IT RESOLVED, Any Alderperson requesting an action item refer back be required to state a specific reason why the request for refer back is being made. The reason to be provided immediately after the refer back request is made.”

Item was withdrawn by Alderperson Croatt.

D. RE-COMMITMENT TO THE CODE OF CONDUCT

[14-668](#)

Code of Conduct

Attachments: [Code of Conduct.pdf](#)

Alderperson Martin moved, seconded by Alderperson Stueck, to recommit to the Code of Conduct.

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

Excused: 2 - Alderperson Spears and Mayor Hanna

E. APPOINTMENT OF COMMITTEES AND COMMITTEE CHAIRMEN

Alderson Stueck moved, seconded by Alderson Croatt, that the Appointments of Committees and Committee Chairmen be approved. Roll Call. Motion carried by the following vote:

Aye: 12 - Alderson Coenen, Alderson Croatt, Alderson Dannecker, Alderson Garb, Alderson Jirschele, Alderson Lobner, Alderson Martin, Alderson Plank, Alderson Stueck, Alderson Trauger, Alderson Dalton and Alderson Williams

Nay: 1 - Alderson Konetzke

Excused: 2 - Alderson Spears and Mayor Hanna

Abstained: 1 - Alderson Meltzer

F. ELECTION OF COMMON COUNCIL PRESIDENT

Alderson Croatt requested that Alderson Plank be placed in nomination for Council President.

Motion by Martin, seconded by Croatt, to close nominations for President of the Common Council. Voice vote. Motion carried.

Alderson Plank, having received a unanimous vote was duly elected President of the Common Council for the ensuing year.

G. ELECTION OF COMMON COUNCIL VICE-PRESIDENT

Alderson Martin requested that Alderson Stueck be placed in nomination for Council Vice-President.

Motion by Plank, seconded by Martin, to close nominations for Vice-President of the Common Council. Voice vote. Motion carried.

Alderson Stueck, having received a unanimous vote was duly elected Vice-President of the Common Council for the ensuing year.

H. ELECTION OF COMMON COUNCIL MEMBER TO THE CITY PLAN COMMISSION

Alderson Croatt requested Alderson Lobner be placed in nomination to represent the Common Council on the City Plan Commission for a term of one year.

Alderson Stueck requested Alderson Jirschele be placed in nomination to represent the Common Council on the City Plan Commission for a term of one year.

Motion by Croatt, seconded by Martin, nominations for City Plan Commission representative be closed. Voice vote. Motion carried.

Mayor Hanna announced that Alderson Lobner was the winner by a vote of 7-6-1.

I. OTHER BUSINESS**J. ADJOURNMENT**

The meeting adjourned at 7:02 P.M.

A motion was made by Alderson Joe Martin, seconded by Alderson Peter Stueck, that the meeting be adjourned. The motion carried unanimously.

CHARLENE M. PETERSON, CMC/WCMC
City Clerk