COUNCIL PROCEEDINGS - Council Chambers - Kaukauna, Wisconsin – June 19, 2018

Pursuant to adjournment on June 5, 2018, meeting of the Common Council of the City of Kaukauna called to order by Mayor Penterman at 7:00 P.M. on Tuesday, June 19, 2018.

Roll call present: Coenen, DeCoster, Driessen, Duda, Kohne, McGinnis, Roehrig and Thiele.

Also present: Atty. Davidson, DPW/Eng. Sundelius, Planner Jakel, Principal Planner Watson, Police Chief Manion, Rec. Dir. Malloy, Fire Chief Hirte, Fin. Dir. VanRossum, and interested citizens.

One minute of silent prayer and the Pledge of Allegiance to the American Flag observed by the assembly present.

Motion by Coenen, seconded by Kohne to suspend the rules and waive the reading of the minutes of the previous meeting of June 5, 2018. All Ald. voted aye. Motion carried.

Motion made by Coenen, seconded by McGinnis to approve the minutes of the June 5, 2018 meeting as presented. All Ald. voted aye. Motion carried.

Mayor Penterman made note of a couple of clerical errors to be corrected.

Motion by Driessen, seconded by Kohne to approve the minutes of the June 5, 2018 meeting as amended. All Ald. Voted aye. Motion carried.

Presentation of letters, petitions, remonstrances, memorials, and accounts – none.

Bills Payable - Coenen made a motion, seconded by DeCoster to pay bills out of the proper accounts. All Ald. voted aye. Motion carried

Public Appearances – Andy J. Ogden, 1141 Ben's Way, spoke regarding the cost of administering the ordinance concerning the Tractor Man. Mayor Penterman reported the cost as \$25.55 which included a filing fee and processing fee. He brought up case law vs. ordinance laws and any law that is in direct conflict with the US constitution is null and void and should be treated as never written. Mr. Ogden inquired about sidewalk and curbs that are cracked and having them repaired. Mayor Penterman asked him to contact his Alderperson to investigate these matters further. Another matter of water service sticking out of the grass. Mayor Penterman informed Mr. Ogden to contact the Kaukauna Utilities regarding this matter.

Kathy Keating spoke up and stated she called the Kaukauna Utilities regarding a water service sticking up and it was taken care of.

Leon Lutje, 918 Desnoyer Street, spoke regarding the traffic issues with the construction on Hwy 55. Concerns about unexpected traffic that is using Desnoyer street as a detour. Mr. Lutje suggested posting streets with no parking signs and no semi signs. DPW./Eng. Sundelius addressed these issues with recommended solutions.

Business Presented by the Mayor

Mayor Penterman thanked the City of Kaukauna Police Department, the City of Kaukauna Fire Department,

and Jason Lipsky with the School of Rock, Alderman DeCoster from the KARMA group and all other service organizations who made Electric City a huge event.

Appointment of Olivia Fischer to Library Board.

Motion made by Kohne, seconded by Coenen to appoint Olivia Fischer to the Library Board. All Ald. voted aye. Motion carried.

Re-appointment of Ken Schoenike to City Plan Commission – item pulled from the agenda.

Appointment of Mike Weaver to the Fox Cities Hotel Room Tax Commission.

Motion made by McGinnis, seconded by Kohne to appoint Mike Weaver to the Fox Cities Hotel Room Tax Commission. All Ald. Voted aye. Motion carried.

Report of Standing and Special Committees

Presentation of the Board of Public Works by Chairman McGinnis

BOARD OF PUBLIC WORKS

Meeting of the Board of Public Works called to order by Chairman McGinnis at 6:00 P.M. on Monday, June 18, 2018.

Members present: Coenen, DeCoster, Driessen, Duda, Kohne, McGinnis, Roehrig and Thiele.

Also present: Mayor Penterman, Atty. Davidson, DPW/Eng. Sundelius, Police Chief Manion, Rec. Dir. Malloy, Eng./GIS Spec. Neumeier, Fire Chief Hirte, Planner Jakel, Principal Planner Allyson Watson, Fin. Dir. Van Rossum, Lib. Dir. Wieczorek, S.E.H Architect Trevor Frank, and interested citizens.

1. Correspondence – None

2. Compliance Maintenance Annual Report (CMAR)

Eng./GIS Spec. Neumeier gave an overview of the project and answered questions from Council members.

Motion made by Driessen, seconded by Roehrig to adopt the "City of Kaukauna – 2017 Wisconsin Department of Natural Resources NR 208 - Compliance Maintenance Annual Report and recommend approval of resolution to Common Council.

All voted aye.

Motion carried.

3. Maintenance of City Installed Landscaping at Wisconsin Avenue/Lawe Street

DPW/Eng. Sundelius gave an overview of the project and answered questions from the Common Council.

Motion by Coenen, seconded by Driessen to direct the City Attorney to develop a maintenance agreement authorizing the City to perform maintenance work at 107 W. Wisconsin Avenue. All voted aye. Motion carried.

4. Capital Improvement Plan Borrowing List and Debt Capacity Review.

Fin. Dir. Van Rossum gave an overview of the 2018 borrowing projections and assumptions and answered questions from the Common Council.

Motion made by Coenen, seconded by Roehrig to direct the Finance Director to begin the process of bonding for the list of projects for the 2018 borrowing both G.O. and Revenue bonds for Storm Water and Sanitary Utility. All voted aye. Motion carried.

5. Authorization to bid Library's Interactive Learning Garden.

Planner Jakel gave an overview of the Kaukauna Library Interactive Reading Garden Estimate of Probable Cost and answered questions from the Common Council.

Motion by Coenen, seconded by Driessen to authorize the bidding of the Library's Interactive Learning Garden. All voted aye. Motion carried.

6. Permission to bid Project 5-18: Konkapot Creek Streambank Restoration.

Eng./GIS Spec. Neumeier gave an overview of the project and answered questions from Council members.

Motion made by Koehne, seconded by Driessen to authorize the Engineering Department to seek bids for Project #5-18: Konkapot Creek Streambank Restoration. All voted aye. Motion carried.

7. General Matters – none.

Motion by Driessen, seconded by DeCoster to adjourn. All voted aye. Motion carried.

Meeting adjourned at 6:35 P.M.

Sally Kenney Clerk/Treasurer Motion made by McGinnis, seconded by Kohne to adopt the minutes of the Board of Public Works as presented. All Ald. voted aye. Motion carried.

Presentation of the Health and Recreation Committee by Chairman Roehrig.

HEALTH AND RECREATION COMMITTEE

A meeting of the Health and Recreation Committee was called to order by Chairman Roehrig on Monday, June 18, 2018 at 6:30 p.m.

Members present: Duda, Kohne, McGinnis and Roehrig.

- Also present: Mayor Penterman, Ald. Duda, Kohne, McGinnis, Thiele, Atty. Davidson, DPW/Eng. Sundelius, Police Chief Manion, Rec. Dir. Malloy, Eng./GIS Spec. Neumeier, Fire Chief Hirte, Planner Jakel, Principal Planner Allyson Watson, Fin. Dir. Van Rossum, Lib. Dir. Wieczorek, S.E.H Architect Trevor Frank, and interested citizens.
- 1. Correspondence None.

2. Non-Display Fireworks Permit to Matt Mastey, 237 Jackson Street, Brillion, to be sold in Piggly Wiggly parking lot, 300 E. Ann Street, June 20-July 6, 2018.

Roehrig received the approved permit.

Motion made by McGinnis, seconded by Kohne to approve the Non-Display Firework Permit to Matt Mastey, 237 Jackson Street, Brillion, to be sold in Piggly Wiggly parking lot, 300 E. Ann Street, June 20-July 6, 2018 pending approval by the Kaukauna Fire and Kaukauna Police Department for a proper stand and storage of the fireworks. Department.

All members voted aye. Motion carried.

3. Temporary Class "B"/"Class B" Retailer's License to St. Paul Elder Service, 316 E. 14th Street, Kaukauna

Roehrig received the approved permit. Motion made by Duda, seconded by Kohne to approve the Temporary Class "B"/"Class B Retailer's License to St. Paul Elder Service, 316 E. 14th Street, Kaukauna. All members voted aye Motion carried.

4. Tavern Report

Motion made by McGinnis, seconded by Kohne to receive and place on file the presented Tavern Report. All members voted aye. Motion carried.

5. 2018 – 2019 Beer and Liquor Licenses.

Motion made by Kohne, seconded by Duda to approve the 2018 – 2019 Beer and Liquor Licenses as presented.

All members voted aye. Motion carried.

6. Outdoor Alcoholic Beverage Area Permit for Paula Ashauer, Hyland House, LLC, Cash & Swillies, 701 Hyland Avenue.

Motion made by McGinnis, seconded by Duda to approve the Outdoor Alcoholic Beverage Area Permit to Paula Ashauer, Hyland House, LLC, Cash & Swillies, 701 Hyland Avenue. All members voted aye.

Motion carried.

7. Outdoor Alcoholic Beverage Area Permit to Randy Calmes, Calmes' Tavern, LLC, Calmes' Pub, 1441 Arbor Way.

Motion made by Duda, seconded by Kohne to approve the Outdoor Alcoholic Beverage Area Permit to Randy Calmes, Calmes' Tavern, LLC, Calmes' Pub, 1441 Arbor Way. All members voted aye.

Motion carried.

8. Outdoor Alcoholic Beverage Area Permit to Dan Nicholson, Skyview Acquisition Corporation, Skyview Club, 3108 Green Bay Road.

Motion made by Duda, seconded by Kohne to approve the Outdoor Alcoholic Beverage Area Permit to Dan Nicholson, Skyview Acquisition Corporation, Skyview Club, 3108 Green Bay Road. All members voted aye. Motion carried.

9. Outdoor Alcoholic Beverage Area Permit to Ken Zastrow, Benchwarmers Inc., Benchwarmers, 701 Dodge Street.

Motion made by McGinnis, seconded by Duda to approve the Outdoor Alcoholic Beverage Area Permit to Ken Zastrow, Benchwarmers Inc., Benchwarmers, 701 Dodge Street. All members voted aye.

Motion carried.

10. General Matters - None

Motion made by Kohne, seconded by Duda to adjourn. Meeting adjourned at 6:55 P.M.

Sally Kenney Clerk/Treasurer

Motion made by Roerhig seconded by DeCoster to adopt minutes of the Health & Recreation Committee Meeting of June 18, 2018. Mayor Penterman stated that the Kaukauna Police and Fire Departments will be inspecting the fire work display permit by Mat Mastey on June 20. All Ald voted aye. Motion carried. Presentation of the Legislative Committee by Chairman Coenen.

LEGISLATIVE COMMITTEE

A meeting of the Legislative Committee was called to order by Chairman Coenen on Monday, June 18, 2018, at 6:15 P.M.

Members present: Coenen, Driessen, DeCoster, and Roehrig.

- Also present: Mayor Penterman, Ald. Duda, Kohne, McGinnis, Thiele, Atty. Davidson, DPW/Eng. Sundelius, Police Chief Manion, Rec. Dir. Malloy, Eng./GIS Spec. Neumeier, Fire Chief Hirte, Planner Jakel, Principal Planner Allyson Watson, Fin. Dir. Van Rossum, Lib. Dir. Wieczorek, S.E.H Architect Trevor Frank, and interested citizens.
- 1. Correspondence None.

2. Ordinance pertaining to Sidewalk Display and Outdoor Café Licensing.

Planner Jakel gave an overview of the proposed Sidewalk display and sidewalk café permit and answered questions from the Common Council.

Motion made by Driessen, seconded by DeCoster to make suggested changes and recommend approval from the Common Council the Ordinance pertaining to Sidewalk Display and Outdoor Café Licensing. All voted aye. Motion carried.

3. General Matters – None.

Motion by Driessen, seconded by DeCoster to adjourn. Meeting adjourned at 6:43 PM

Sally Kenney Clerk/Treasurer

Motion made by Coenen, seconded by DeCoster to adopt minutes of the Legislative Committee Meeting of June 18, 2018. All Ald voted aye. Motion carried.

1000 Islands Environmental Center Committee of May 17, 2018

Motion made by McGinnis, seconded by Kohne to suspend the rules and waive the reading of the minutes of the 1000 Islands Environmental Center Committee meeting of May 17, 2018. All Ald. voted aye. Motion carried.

Motion made by McGinnis, seconded by Kohne to approve the minutes of the 1000 Islands Environmental Center Committee meeting of May 17, 2018 as presented. All Ald. voted aye. Motion carried.

City Plan Commission of May 24, 2018

Motion by McGinnis, seconded by Kohne to suspend the rules and waive the reading of the minutes of the City Plan Commission Meeting of May 24, 2018. Attorney Davidson asked to amend minutes. Under item number 3, minutes stated that City Attorney Davidson explained that the City could adjust the start time for alcohol sales as the special use requires a permit and is not subject to state statues. The accurate statement should read –is not subject to state statues but may be governed by local code per state statues.

Motion made by McGinnis, seconded by Coenen to approve the minutes of the City Plan Commission Meeting of May 24, 2018 as amended. All Ald. voted aye. Motion carried.

Heart of the Valley Metropolitan Sewage District of May 8, 2018

Motion by Coenen, seconded by Kohne to receive and place on file the minutes of the Heart of the Valley Metropolitan Sewage District of May 8, 2018. All Ald. voted aye. Motion carried.

KATODA meeting of May 16, 2018

Motion by DeCoster, seconded by Kohne to receive and place on file the minutes of the KATODA meeting of May 16, 2018. All Ald. voted aye. Motion carried.

Board of Review of June 11, 2018 Board of Review of June 11, 2018

Motion by Coenen, seconded by Kohne to receive and place on file the minutes of the Board of Review of June 11, 2018. All Ald. voted aye. Motion carried.

Operators/Bar Tenders License - The following operators have applied for an operator's license for 2018-2020 and has been recommended for approval based upon the records check done by the Kaukauna Police Department.

Jonathan M. Bayless - 1127 W. Wisconsin Ave., Clintonville Theresa M. Biesterveld - 321 W. 12th St., Kaukauna Tracy A. Block - 428 W. 9th St., Kaukauna Karly M. Bork - E9364 Church Rd., New London Kathleen A. Catrine - 177 Raught St., Kaukauna Alisha A. Corbett - 164 Lamplighter Dr., Kaukauna Sabrena L. Cortazzo - 1608 Main Ave., Kaukauna Mary J. Cox - 1013 Lawe St., Kaukauna Rachel C. DeValk - N7757 Sundown Ct., Sherwood Amber R. Ebert - 2051 Mayflower St., Kaukauna Sharon A. Eagen - 1652 Sand Acres Dr., De Pere Laura A. Fjellerad - 103 ½ W. 9th St. Eric R. Forbes - W6069 Paige Way, Appleton Christie E. Fortemps - 115 Darboy Rd., Combined Locks

Summer G. Frick – 1600 E. Wisconsin Ave., Little Chute Jennifer M. Fulcer - 718 Main St., Wrightstown Erin E. Gadbois – 208 E. 10th St., Kaukauna Elizabeth E. Garvey - 217 Heather A. Gerrits - 2301 Olde Country Circle, Kaukauna Leslie A. Gerrits - 1650 S. Kelly Rd., Little Chute Paula A. Gerrits - 701 Meadow Lane, Kaukauna Chloe M. Griesbach - 907 Roosevelt St., Kaukauna Mike R. Hartjes - 2100 Thelen Ave., Kaukauna Josh J. Heiligenthal - 1601 N. Freedom Rd., Little Chute Melanie M. Henke - 1111 Oviatt St., Kaukauna Jeanine A. Hoffmann – 182 Plank Rd., Kaukauna Marie L. Horn - 169 Grant St., Kaukauna Christine M. Hutkowski - 519 Moasis Dr., Little Chute Hunter S. Johnson - 120 Lamplighter Dr., Kaukauna Jeana R. Johnson - 1000 Sterling Hts. Dr., Menasha Brooke C. Kaufert - 202 E. Lindbergh St., Appleton Mary J. Keberlein – 209 W 7th St., Kaukauna Tressa J. Kempf - 607 Windmill Dr., Kimberly Margo L. Keuler - 14 Red Clover Ln., Wrightstown Leah A. Kitterman - 209 W. 3rd St., Kaukauna Terian L. Klein - 327 W. 3rd St., Kaukauna Desiree N. Kriescher - 128 E. 2nd St., Kaukauna Heather L. LaRue - 409 Plank Rd., Kaukauna Jean A. Lindberg - 617 Meadow Ln., Kaukauna Debra L. Longsine - 222 Helen St., Kimberly Amanda R. Martaus - 309 Reaume Ave., Kaukauna Vickie A. Martin – 208 W. 7th St., Kaukauna Amy C. Micke - 1101 Saunders Rd., Kaukauna Sharon A. Moehring - W1290 Hwy 96, Kaukauna Wanda L. Nechkash - 805 Lawe St., Kaukauna Kelly M. Nelson - 1245 Greyhound St., Kaukauna Priscilla M. Neumeyer - 140 Lamplighter Dr., Kaukauna Kelly A. Novak - 1544 Harrison St., Kaukauna Jennifer S. Paulson – 515 Whitney St., Kaukauna Gidget M. Peerenboom - 110 Lamine Ln., Combined Locks Audrey R. Pulda - 216 E. Ducharme St., Kaukauna Jennifer M. Reybrock - 1617 Hoover Ave., Little Chute Lora K. Scheffen - 302 Frances St., Kaukauna Margaret C. Scheffler - 1675 Plank Rd., Menasha Nicole Schuelke - 202 ½ Whitney St., Kaukauna Michelle J. Seefeldt - 218 Taylor St., Little Chute Melissa M. Shomin - 702 Alyssa St., Kaukauna Denise A. Somers - N8951 Wildflower Ln., Brillion Edith M. Soto - 930 Shamrock Ct., Kaukauna Amber L. Starr - 164 Grant St., Kaukauna Megan A. Stauffacher – W386 Stumpf Ave., Sherwood Rhonda L. Stein - 712 W. 7th St., Kaukauna Andrew M. Stumbris - 217 Olde Pulley Ln., Menasha Shawn R. Thielemann - 709 Buchanan St., Little Chute Courtney J. Thoma - W5262 Arbor Vitae Ct., Sherwood Amanda M. Thompson - 1435 S. Monroe Ave., Green Bay Karen A. Tschimperle – 615 Desnover St., Kaukauna Bill J. VanAsten - 238 Ryan St., Combined Locks Michelle D. VanCuyk - 2200 E. John St., Appleton

Molly B. VandeLoo - N2218 Farrell Rd. Kaukauna Mark P. VanderSteen - 801 Matthew Ln., Kaukauna Samuel J. VanLanen - 1716 Grant St., Little Chute Jennifer Vue - 201 Elm St., Combined Locks Kali J. Walczak - 1522 Orchard Dr., Kaukauna Carissa M. Wanek-Welhouse - N1619 County Rd. J, Kaukauna Becky L. Weber - W6748 US Hwy 10 114, Menasha Douglas R. Weber - 404 E. 17th St., Kaukauna Holly A. Wells - 109 W. 9th St., Kaukauna Amanda J. Wieseler - 118 E. Randall St., Appleton Kaisha E. Wilson - 420 Wisconsin Avenue, Kaukauna Samantha J. Wippich - N9254 Hedgerow Dr., Appleton Janiece M. Zastrow - 320 Abby Ave., Neenah Sarah M. Zietlow - 209 W. Division St., Kaukauna

Motion made by Roehrig, seconded by Driessen to approve the Operators/Bar tenders license. All Ald. voted aye. Motion carried.

Denied Operators/Bar Tenders License - The following operators have applied for an operator's license for 2018-2020 and has been denied for approval based upon the records check done by the Kaukauna Police Department.

Michael D. Green - 172 Lamplighter Dr., Kaukauna -- Record

Motion made by Roehrig, seconded by McGinnis to deny the Operators/Bar tenders license. All Ald. voted aye. Motion carried.

Reports of City Officers

Motion by Coenen, seconded by Kohne to receive and place on file the Fire Report. All Ald. voted aye. Motion carried.

Motion made by Coenen, seconded by Kohne to receive and place on file the Ambulance Report. All Ald. voted aye. Motion carried.

Motion made by Coenen, seconded by Driessen to receive and place on file the Police Report. All Ald. voted aye. Motion carried.

Motion made by Coenen, seconded by McGinnis to receive and place on file the Municipal Court Report. All Ald. voted aye. Motion carried.

Motion made by Coenen, seconded by Driessen to receive and place on file the Treasurer's Deposit Report. All Ald. voted aye. Motion carried.

Motion made by Coenen, seconded by McGinnis to receive and place on file the Building Inspection Report. All Ald. voted aye. Motion carried.

Presentation of Ordinances and Resolutions

Motion made by Coenen, seconded by DeCoster to suspend the rules and wave the reading of the Resolution Authorizing the Execution and Delivery of Documents relating to the Fox Cities Sports Facility Project. All Ald. voted aye. Motion carried.

Motion by Coenen, seconded by McGinnis to adopt Resolution Authorizing the Execution and Delivery of Documents relating to the Fox Cities Sports Facility Project. All Ald. voted aye. Motion carried.

Motion by Coenen, seconded by Roehrig to suspend the rules and waive the reading of Resolution Vacating of a Portion of Blackwell Street Northeast of Walnut Street. All Ald. voted aye. Motion carried.

Motion by Coenen, seconded by Roehrig to adopt Resolution Vacating of a Portion of Blackwell Street Northeast of Walnut Street. All Ald. voted aye. Motion carried.

Motion by Coenen, seconded by Driessen to suspend the rules and waive the reading of Resolution Designating New Kaukauna Public Library and the New Municipal Services Building as polling sites for the Primary and General Elections of August and November 2018. All Ald. voted aye. Motion carried.

Motion by Coenen, seconded by McGinnis to adopt Resolution Designating New Kaukauna Public Library and the New Municipal Services Building as polling sites for the Primary and General Elections of August and November 2018. 7 voted aye, 1 voted nay Motion carried.

Motion by Coenen, seconded by Duda to suspend the rules and waive the reading of Resolution Approving Compliance Maintenance Annual Report (CMAR). Motion carried.

Motion by Coenen, seconded by Roehrig to adopt Resolution Approving Compliance Maintenance Annual Report (CMAR). All Ald. voted aye. Motion carried.

Motion by Coenen, seconded by McGinnis to suspend the rules and waive the reading of Resolution Authorizing the Mayor and Clerk to Approve Sale of Property in Commerce Crossing to Dr. Berkers. All Ald. Voted aye. Motion carried.

Motion by Coenen, seconded by McGinnis to adopt Resolution Authorizing the Mayor and Clerk to Approve Sale of Property in Commerce Crossing to Dr. Berkers. All Ald. voted aye. Motion carried. Motion by Coenen, seconded by Roehrig to suspend the rules and waive the reading of Resolution Approving Boundaries of Tax Incremental District 10. All Ald. Voted aye. Motion carried.

Motion by Coenen, seconded by Kohne to adopt Resolution Approving Boundaries of Tax Incremental District 10. All Ald. Voted aye. Motion carried.

Motion by Coenen, seconded by Roehrig to suspend the rules and waive the reading of Resolution Approving Project Plan of Tax Incremental District 10. All Ald. Voted aye. Motion carried.

Motion by Coenen, seconded by Kohne to adopt Resolution Approving Project Plan of Tax Incremental District 10. All Ald. Voted aye. Motion carried.

Motion made by Coenen, seconded by Roehrig to suspend the rules and wave the reading of the Resolution Creating Tax Incremental District 10. All Ald. voted aye. Motion carried.

Motion by Coenen, seconded by McGinnis to adopt Resolution Creating Tax Incremental District 10. All Ald. voted aye. Motion carried.

Motion made by Coenen, seconded by Kohne to suspend the rules and wave the reading of the Ordinance Adopting Amendments to the Outdoor Display and Outdoor Café Permit. All Ald. voted aye. Motion carried.

Motion by Coenen, seconded by Kohne to adopt Ordinance Adopting Amendments to the Outdoor Display and Outdoor Café Permit. All Ald. voted aye. Motion carried.

Consideration of Miscellaneous Business

Driessen addressed the parking issue for voting at the new City of Kaukauna Library. Discussion was held as to how to resolve this issue.

DeCoster informed the Council of several concerns expressed to him from residents about the parking on Augustine Street when events are held in lower Grignon Park.

Motion by Driessen, seconded by Kohne to adjourn. All Ald. voted aye. Motion carried.

Meeting adjourned at 7:44 P.M.

Sally A. Kenney, Clerk/Treasurer