

COUNCIL PROCEEDINGS - Council Chambers - Kaukauna, Wisconsin – November 7, 2018

Pursuant to adjournment on October 16, 2018, meeting of the Common Council of the City of Kaukauna called to order by Mayor Penterman at 7:00 P.M. on Wednesday, November 7, 2018.

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

Absent: Kohne

Also present: Attorney Davidson, DPW Sundelius, Planner Jakel, Fire Chief Hirte, Police Chief Manion, Fin. Dir. Van Rossum, HR Director Vanderloop, Rec. Dir. Malloy, and interested citizens.

Motion by Coenen, seconded by Driessen to excuse the absent member.

All Ald. present voted aye.

Motion carried.

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

Motion by Coenen, seconded by DeCoster to suspend the rules and waive the reading of the minutes of the previous meeting of October 16, 2018.

All Ald. present voted aye.

Motion carried.

Motion by Coenen, seconded by McGinnis to adopt the minutes of the meeting of October 16, 2018 as presented.

All Ald. present voted aye.

Motion carried.

Presentation of letters, petitions, remonstrances, memorials, and accounts.

Bills Payable - Coenen made a motion, seconded by Thiele to pay bills out of the proper accounts.

All Ald. present voted aye.

Motion carried

Public Appearances – David Rohloff, home address 209 W. Morningside Drive, business address 400 Gertrude Street requested that Council members review the detailed 2019 proposed budget fully. If possible the Council should try to find ways to decrease or at the least not increase the budget. He also thanked the Council for their service to the community and suggested that they be given an increase in pay.

Business Presented by the Mayor

The Committee of the Whole meeting to review the 2019 Proposed Budget will be held on Monday, November 12, 2018 at 6:00 p.m.

Appoint Anna Neumeier to Library Board to fulfill remainder of Gary Keating's term.

Motion by Coenen, seconded by Duda to appoint Anna Neumeier to the Library Board to fulfill remainder of Gary Keating's term.

All Ald. present voted aye.

Motion carried.

Review the Repealing and Recreating Section 9.26 and Section 9.29 of the Kaukauna Municipal Code Prohibiting Use of Tobacco and E-Cigarettes.

Attorney Davidson gave background information on these proposed ordinance changes. The Kaukauna Police Department and the Kaukauna School Board were working together to address the increasing problem of vaping and e-cigarettes in the schools. These revisions are additions to existing tobacco ordinance to cover e-cigarette delivery devices by prohibition on school grounds and sale to minors.

Ald. Roehrig said the school district has contacted him looking for help in preventing the use of these devices on school property. He thanked all involved working on resolving these issues.

Clerk/Treasurer's Office Financial Irregularities Investigators Report.

Mayor Penterman introduced Julie Russell of Diversified Investigations. Russell stated Diversified Investigations was asked to look into financial records examination and analysis at the City of Kaukauna. Russell gave a summary of the findings. Council asked questions and gave comments.

Motion by Coenen, seconded by Thiele to direct the Mayor and staff to put a committee together and list the pros and cons of both elected and appointed Clerk/Treasurer position and come back with a recommendation to the Legislative Committee.

All Ald. present voted aye.

Motion carried.

Reports of Standing and Special Committees

Plan Commission Meeting of September 20, 2018.

Motion by McGinnis, seconded by Thiele to receive and place on file the minutes of the Plan Commission Meeting of September 20, 2018.

All Ald. present voted aye.

Motion carried.

Grignon Mansion Board Meeting of September 9, 2018

Motion by Coenen, seconded by McGinnis to receive and place on file the meeting minutes from the Grignon Mansion Board Meeting of September 9, 2018.

All Ald. present voted aye.

Motion carried.

Amended Kaukauna Veterans Memorial Park Association Minutes of October 9, 2018.

Motion by Coenen, seconded by Thiele to receive and place on file the meeting amended minutes from the Kaukauna Veterans Memorial Park Association of October 9, 2018.

All Ald. present voted aye.

Motion carried.

KATODA Board Meeting Minutes of September 19, 2018.

Motion by DeCoster, seconded by Duda to receive and place on file the meeting minutes from the KATODA Board of September 19, 2018.

All Ald. present 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.

James K. Brunette – 8066 County Rd. D, Kaukauna
Carrie A. Butler – 915 Wilson St., Kaukauna
Monica L. Earl – 644 Fern St., Kaukauna
April L. Hudson – 211 Oak St., Kaukauna
Linda L. Kaufert – 901 Saunders Rd., Apt. 11, Kaukauna
Crystal R. Smith – 216 E. Ducharme St., Kaukauna
Shyla D. Theel – 309 W. 6th St., Kaukauna
Nicholas D. VandeHey – W2541 Cty Rd. JJ, Kaukauna
Scott C. Veith – 208 Island St., Kaukauna
Victoria M. Wheelock – 220 ½ Dodge St., Kaukauna

Motion made by Roehrig, seconded by Thiele to approve the Operators/Bartenders license.
All Ald. present voted aye.
Motion carried.

Reports of City Officers

Deferred Compensation Committee Investment Policy Statement. HR Director Vanderloop gave an overview of the statement.

Motion by McGinnis, seconded by Roehrig to approve the adoption of the Deferred Compensation Investment Policy Statement.
All Ald. present voted aye.
Motion carried.

Update on Fox River Boardwalk fundraising progress, as well as entry into final design and engineering contract with Graef. Planner Jakel reviewed the memo and agreement regarding the Fox River Boardwalk Project. Further details will need to be worked out within the agreement.

Motion by Coenen, seconded by Roehrig to enter into an agreement with Graef Engineering for the design portion of the boardwalk project for a cost share of \$81,750.
All Ald. present voted aye.
Motion carried.

Presentation of Ordinances and Resolutions.

Motion made by Coenen, seconded by Roehrig to suspend the rules and wave the reading of Ordinance Repealing and Recreating Section 9.26 of the Kaukauna Municipal Code Prohibiting Use of Tobacco and E-Cigarettes on School Premises.
All Ald. present voted aye.
Motion carried.

Motion by Coenen seconded by Roehrig to adopt Ordinance Repealing and Recreating Section 9.26 of the Kaukauna Municipal Code Prohibiting Use of Tobacco and E-Cigarettes on School Premises.
All Ald. present voted aye.
Motion carried.

Motion made by Coenen, seconded by Driessen to suspend the rules and wave the reading of Ordinance Repealing and Recreating Section 9.29 of the Kaukauna Municipal Code Prohibiting Sale of Tobacco and E-Cigarettes on School Premises.
All Ald. present voted aye.
Motion carried.

Motion by Coenen seconded by Roehrig to adopt Ordinance Repealing and Recreating Section 9.29 of the Kaukauna Municipal Code Prohibiting Sale of Tobacco and E-Cigarettes on School Premises.

All Ald. present voted aye.

Motion carried.

Consideration of Miscellaneous Business – Ald. Roehrig asked Fire Chief Hirte to give an outline of the changes happening with the Outagamie County Emergency Management Plan with regards to outdoor warning sirens. Fire Chief Hirte informed the Council that in 2022/2023 Outagamie County will no longer be covering the cost of providing and maintaining the five outdoor warning sirens. The cost will be turned over to the local government if they choose to keep the sirens. The County is moving away from the use of sirens and will alternatively be using a phone contact system. This will be a shift in the significant cost from the County to the individual municipalities. Mayor Penterman will keep the Council informed of developments with this issue.

Convene to closed session pursuant to Wisconsin Statutes 19.85(1)(g) to confer with legal counsel over litigation the City is or may be involved in with regard to Days Inn operating without a license and delinquent room tax arrears.

Motion by McGinnis, seconded by DeCoster to adjourn to closed session pursuant to Wisconsin Statutes 19.85(1)(g) to confer with legal counsel over litigation the City is or may be involved in with regard to Days Inn operating without a license and delinquent room tax arrears.

Adjourned to closed session at 8:05 pm.

All Ald. present voted aye.

Motion carried.

Motion by McGinnis, seconded by Roehrig to return to open session. Returned to open session at 8:30 pm.

All Ald. present voted aye.

Motion carried.

Adjourn

Motion by DeCoster, seconded by McGinnis to adjourn.

All Ald. present voted aye.

Motion carried.

Meeting adjourned at 8:31 pm.

Sally A. Kenney

Clerk/Treasurer