

AMENDED LEGISLATIVE COMMITTEE MEETING

City of Kaukauna
Council Chambers
Municipal Services Building
144 W. Second Street, Kaukauna



Monday, June 16, 2025 at 6:25 PM

AGENDA

In-Person and Remote Teleconference via ZOOM

1. Correspondence.
2. Discussion Topics.
 - [a.](#) Ordinance 1932-2025 Ordinance Repealing and Replacing Section 19.30.
 - [b.](#) Ordinance 1933-2025 Ordinance Repealing Section 1.51.
 - [c.](#) Ordinance 1934-2025 An Ordinance Amending Ordinance 1929-2025 Rezoning Parcel 322111500 from Industrial (IND) to Commercial Highway District (CHD).
 - [d.](#) Motor and Electric Vehicle Discussion.
 - [e.](#) Resolution 2025-5472 Final Resolution Authorizing Public Improvements to alleys abutting properties along East 9th Street, West 9th Street, East 10th Street, West 10th Street, Eden Avenue, Kenneth Avenue, Sullivan Avenue, Hendricks Avenue, Main Avenue, and Crooks Avenue.
 - [f.](#) Resolution 2025-5473 2024 Compliance Maintenance Annual Report (CMAR) Resolution.
 - [g.](#) Resolution 2025-5474 Resolution of Support for 2025 Safe Streets and Roads for all (SS4A) Grant Application.
 - [h.](#) * Resolution 2025-5475 Resolution Canceling the Regular Meetings of the Standing Committees and the Common Council Scheduled for June 30, 2025, and July 1, 2025.
3. Adjourn.

NOTICES

Notice is hereby given that a majority of the City Council will be present at the meeting of the Legislative Committee scheduled for Monday, June 16, 2025, at 6:25 P.M. to gather information about a subject over which they have decision making responsibility.

IF REQUESTED THREE (3) DAYS PRIOR TO THE MEETING, A SIGN LANGUAGE INTERPRETER WILL BE MADE AVAILABLE AT NO CHARGE.

MEETING ACCESS INFORMATION:

You can access this meeting by one of three methods: from your telephone, computer, or by an app. Instructions are below.

To access the meeting by telephone:

1. Dial 1-312-626-6799
2. When prompted, enter Meeting ID 234 605 4161 followed by #
3. When prompted, enter Password 54130 followed by #

To access the meeting by computer:

1. Go to <http://www.zoom.us>
2. Click the blue link in the upper right hand side that says Join a Meeting
3. Enter Meeting ID 234 605 4161
4. Enter Password 54130
5. Allow Zoom to access your microphone or camera if you wish to speak during the meeting

To access the meeting by smartphone or tablet:

1. Download the free Zoom app to your device
2. Click the blue button that says Join a Meeting
3. Enter Meeting ID 234 605 4161
4. Enter Password 54130
5. Allow the app to access your microphone or camera if you wish to speak during the meeting

Members of the public will be muted unless there is an agenda item that allows for public comment or if a motion is made to open the floor to public comment.

ORDINANCE NO. 1932-2025

ORDINANCE REPEALING AND REPLACING SECTION 19.30.

WHEREAS, on January 16, 2024, the Common Council of the City of Kaukauna passed and adopted Ordinance 1900-2024 repealing and replacing Section 19.30(1) of the City of Kaukauna Municipal Code; and,

WHEREAS, an error within the language of Ordinance 1900-2024 may be misconstrued or cause confusion; and,

WHEREAS, it was not intended to remove Section 19.30(1)(b) from the City of Kaukauna Municipal Code; and

WHEREAS, the matter having come before the Legislative Committee, and having been recommended for approval to the Common Council of the City of Kaukauna;

NOW, THEREFORE, the Common Council of the City of Kaukauna, Wisconsin, do ordain as follows:

SECTION 19.30 is hereby repealed and replaced as follows:

The building inspector or code enforcement officer, ~~as the case may be~~, shall take the necessary action to see to it that violations of this chapter are prosecuted in the municipal court. However, nothing in this chapter shall preclude the building inspector or code enforcement officer, ~~as the case may be~~, from commencing actions directly under Wis. Stats. § 66.0413 under local ordinances relating to the abatement of nuisances or under Wis. Stats. § 823.02. In any court action or legal proceeding, any error, oversight, or declaration of duty on the part of the building inspector or code enforcement officer, ~~as the case may be~~, shall not constitute a defense.

1. *Notice of violation and order.* As a complete alternative to the direct commencement of a court action, the building inspector or code enforcement officer may serve a notice of violation and order on the owner or any person responsible for the use or occupancy of a building or structure in violation of the provisions of this chapter. If a notice of violation and order is not complied with promptly, the building inspector shall see to the enforcement under this subsection. Where circumstances warrant, the building inspector or code enforcement officer may grant reasonable extensions of time for the completion of any remedial action required.
 - a. The notice and order provided for herein shall:
 1. Be in writing.
 2. Include a description of the real estate sufficient for identification.
 3. Specify the violations which exist, and the remedial action required.
 4. Allow a reasonable time for the performance of any act it requires.
 5. Include a copy of the appeal procedure.
 - b. Notice of violation shall be served upon the owner of record or other responsible

person by certified mail or by direct delivery. Where the owner of record cannot be found, notice of violation shall be deemed to have been delivered by leaving a copy of the notice of violation at the individual's usual place of abode with a person of suitable age and discretion, who shall be informed of the contents, by posting a copy of the notice of violation in a conspicuous place in or about the structure affected by the notice or by causing such notice to be published in a newspaper of general circulation in the area as a Class 2 notice.

2. *Appeals.* Any person aggrieved by an order entered by the building inspector under subsection (1) of this section shall have the right to appeal the order under the provisions of subsection 14.23(4).
3. *Assistance from other officials.* The building inspector in the performance of his duties shall receive the assistance of the chiefs of the police and fire departments and of all other appropriate city officials, including the city attorney, in prosecuting violations of this chapter.

Introduced and reenacted by Common Council on the _____ day of _____, 2025.

APPROVED: _____
Anthony J. Penterman, Mayor

ATTTEST: _____
Kayla Nessmann, Clerk

ORDINANCE NO. 1900-2024

ORDINANCE CREATING SECTION 8.09 AND REPEALING AND REPLACING SECTIONS 10.07(2), 10.07(3)(a)(b) and (c), 10.13(1), 17.56, 19.30 and 19.30(1)

WHEREAS, the City of Kaukauna Common Council approved a Code Enforcement position to handle all code enforcement issues; and

WHEREAS, many sections of the City of Kaukauna Municipal Code allow for the Police Department or the Building Inspector to enforce such codes, but do not allow for the Code Enforcement Officer to do such duties;

NOW, THEREFORE, the Common Council of the City of Kaukauna, Wisconsin, do ordain as follows:

Sections 8.19, 10.07(2), 10.07(3)(a)(b) and (c), 10.13(1), 17.56, 19.30 and 19.30(1) are hereby created and/or repealed and replaced to read as follows:

8.19 Enforcement.

The Director of Public Works or his or her designee shall have the authority to enforce the provisions of this Chapter. The Code Enforcement Officer shall additionally have authority to enforce Section 8.08.

10.07 Storage Of Junk Vehicles

1. No disassembled, inoperable, unlicensed, junked or wrecked motor vehicles shall be stored or allowed to remain in the open upon public or private property within the city for a period in excess of three consecutive days, unless it is in connection with an automotive sales or repair business enterprise located in an area zoned to allow for such business use. Any violation of this subsection is declared to be a public nuisance.
2. Whenever an officer of the police department or the building inspector or code enforcement officer shall find any such vehicles placed or stored in the open upon public property within the corporate limits of the city, he shall cause such vehicles to be removed by a junkyard or salvage yard and stored in such junkyard or salvage yard for a period of 30 days, at the end of which time such junkyard or salvage yard shall dispose of the vehicles unless previously claimed by the owner. In order to correctly claim the vehicles, the owner must pay all reasonable removal and storage costs applicable to such vehicles.
3. *Storage upon private property within the city; notice.*
 - a. Whenever an officer of the police department or building inspector or code enforcement officer shall find any such vehicles placed or stored in the open upon private property within the corporate limits of the city, he shall

notify the owner or the occupant/tenant of the premises upon which such vehicles are placed or stored or notify the owner of the vehicles of the violations of this section. If the vehicles are not removed within five days of delivery of notice, as provided in subsection (3)(b) of this section, an officer of the police department shall cause a citation to be issued to the person who had been so notified. Each such vehicle shall constitute a separate violation, and each succeeding day that such vehicle is not removed shall be considered a separate violation.

- b. Notice shall be served upon any or all of the vehicle owners, the premises owner, or the occupant/tenant of the premises upon which the vehicle is located, provided that the notice shall be deemed properly served upon such vehicle owner, premises owner or occupant/tenant of the premises either by mailing a copy to such person's last known address or by delivering a copy to such person or the registered agent of the property personally or, if not found, by leaving a copy at such premises in the presence of some competent member of the family at least 14 years of age, who shall be informed of the contents thereof. It shall be deemed sufficient notice to the vehicle owner if a copy of the notice is mailed to the last known address of the vehicle owner as identified by the record of the state department of transportation. It shall be deemed sufficient notice to the premises owner if a copy of the notice is mailed to the last known address of the premises owner as identified by the inspecting officer as the case may be. When service has been completed as prescribed in this subsection, the notice shall be effective as to anyone having an interest in the vehicle or premises, whether recorded or not, at the time the notice was issued and shall be effective against any subsequent owner of the vehicle or premises as long as such violation exists and there remains a city record of the notice in a public file maintained by the police department or the building inspector.
- c. If such vehicle is not removed within 20 days after issuance of a citation to the registered owner of the vehicle, the chief of police or building inspector or code enforcement officer shall cause the vehicle to be removed and impounded and it shall be disposed of as prescribed in section 10.06 by the chief of police or his duly authorized representative.
- d. Any costs incurred in the removal, storage, and sale of the vehicle shall be recovered from the sale proceeds or charged to the registered owner of the vehicle or the owner of the premises as follows:
 1. If the citation was issued to the registered owner of the vehicle, from the owner.
 2. If unable to identify or to locate the vehicle owner, and the citation was issued to the owner of the premises, this charge, if unpaid as of the November 1 following billing of costs incurred to the real property owner, shall be handled as a special charge on the tax roll.

10.13 Abatement Of Public Nuisances

1. *Enforcement.* The chief of police, the fire chief, building inspector, code enforcement officer, and health officer shall enforce those provisions of this chapter that come within the jurisdiction of their offices, and they shall make periodic inspections and inspections upon complaint to ensure that such provisions are not violated. No action shall be taken under this section to abate a public nuisance unless the officer shall have inspected or cause to be inspected the premises where the nuisance is alleged to exist and have satisfied himself that a nuisance does, in fact, exist.

17.56 Penalty

Any person who violates any provision of this chapter, or any order, rule, or regulation made under this chapter, shall be subject to a penalty as provided in section 25.04. In floodplain districts, violators shall be subject to penalties as provided in Wis. Stats. § 87.30. Whenever a person shall have been notified in writing by the building inspector or code enforcement officer that he is in violation of the provisions of this chapter, such person shall commence correction of all violations within seven days after notice and shall correct all violations within 30 days after notice. If corrections are not commenced within seven days of written notice, each day that a violation continues shall be considered a separate offense.


19.30 Prosecutions


The building inspector or code enforcement officer, as the case may be, shall take the necessary action to see to it that violations of this chapter are prosecuted in the municipal court. However, nothing in this chapter shall preclude the building inspector or code enforcement officer, as the case may be, from commencing actions directly under Wis. Stats. § 66.0413, under local ordinances relating to the abatement of nuisances, or under Wis. Stats. § 823.02 ~~or 823.33~~. In any court action or legal proceeding, any error, oversight, or declaration of duty on the part of the building inspector or code enforcement officer, as the case may be, shall not constitute a defense.

1. *Notice of violation and order.* As a complete alternative to the direct commencement of a court action, the building inspector or code enforcement officer may serve a notice of violation and order on the owner or any person responsible for the use or occupancy of a building or structure in violation of the provisions of this chapter. If a notice of violation and order is not complied with promptly, the building inspector shall see to the enforcement under this subsection. Where circumstances warrant, the building inspector or code enforcement officer may grant reasonable extensions of time for the completion of any remedial action required.
 - A. The notice and order provided for herein shall:

- (1) Be in writing.
- (2) Include a description of the real estate sufficient for identification.
- (3) Specify the violations which exist and the remedial action required.
- (4) Allow a reasonable time for the performance of any act it requires.
- (5) Include a copy of the appeal procedure.

Passed and adopted by Council on the 16th day of January, 2024.

APPROVED: 
Anthony J. Penterman, Mayor

ATTEST: 
Sally Kenney, Clerk

CITY OF KAUKAUNA
ORDINANCE NO. 1933-2025
ORDINANCE REPEALING SECTION 1.51

WHEREAS, the Legislative Committee has recommended the following ordinance changes; and,

WHEREAS, attempting to enforce this ordinance would be legally concerning for the City of Kaukauna considering the Age Discrimination in Employment Act of 1967;

WHEREAS, the Common Council finds the following ordinance changes to be in the public interest;

NOW THEREFORE, it is ordained by the Common Council of the City of Kaukauna, Wisconsin, that Ordinance Section 1.51 of the Kaukauna Municipal Code be repealed as follows:

BEFORE REPEAL

1.51 Retirement

1. *State retirement fund.* See section 1.09.
2. *Mandatory.* All employees of the city shall be subject to mandatory retirement at the end of the month in which they become 70 years of age.

AFTER REPEAL

Section 1.51 (Reserved)

Introduced and adopted by Common Council on the ____ day of _____, 2025.

APPROVED: _____

Anthony J. Penterman, Mayor

ATTEST: _____

Kayla Nessmann, Clerk

ORDINANCE NO. 1934-2025**AN ORDINANCE AMENDING ORDINANCE NO. 1929-2025 REZONING PARCEL 322111500,
FROM INDUSTRIAL (IND) TO COMMERCIAL HIGHWAY DISTRICT (CHD)**

WHEREAS, the Common Council of the City of Kaukauna, having reviewed the recommendation of the City Plan Commission regarding the proposed change in zoning classification for the property described below and having scheduled a public hearing then to be decided by the Common Council; and

WHEREAS, a Class 2 Notice of Public Hearing regarding such proposed zoning change and, pursuant thereto, a public hearing having been held on the 3rd of June, 2025 at 7:00 p.m., and the Common Council having heard all interested parties or their agents and attorneys; and

WHEREAS, the rezoning is in compliance with the comprehensive plan;

NOW, THEREFORE, the Common Council of the City of Kaukauna, Wisconsin, do ordain as follows:

SECTION 1: That the following described property:

Commencing at the West 1/4 Corner of Section 7, Township 21 North, Range 19 East; thence S88°42'14"E along the North line of the Southwest 1/4 of said Section 7, 2635.76 feet; thence S01°17'46"W, 33.00 feet to the South right-of-way of Kelso Road, also the Point of Beginning of the parcel to be described; thence S20°40'43"E, 75.46 feet to the Northerly right-of-way of Interstate "41"; thence S69°19'17"W along said right-of-way line, 1000.00 feet; thence S85°32'30"W along said right-of-way line, 646.78 feet; thence N64°44'14"W along said right-of-way line, 205.97 feet to the easterly right-of-way line of C.T.H. "J"; thence N27°02'55"W along said right-of-way line, 210.62 feet; thence N15°57'20"W along said right-of-way line, 204.51 feet; thence N45°55'26"E along said right-of-way line, 62.78 feet to the south right-of-way line of Kelso Road; thence S88°42'14"E along said right-of-way line, 1847.39 feet to the Point Of Beginning.

Shall be and the same is hereby rezoned from the present zoning classification of Industrial (IND) to Commercial Highway District (CHD), as set forth in and regulated by the provisions of §17.22 of the Kaukauna Zoning Code, conditioned upon compliance with the approval conditions of the Plan Commission, if any, and the provisions of Chapter 17, Kaukauna Municipal Code.

SECTION 2: That the Clerk is directed to amend the City of Kaukauna Zoning Map in conformity with the provisions of this ordinance.

SECTION 3: That all other ordinances in conflict herewith are hereby repealed.

SECTION 4: That this ordinance shall take effect upon its passage and publication according to law.

Adopted by the Common Council of the City of Kaukauna, Wisconsin, on this 17th day of June, 2025.

APPROVED: _____

Anthony J. Penterman, Mayor

ATTEST: _____

Kayla Nessmann, City Clerk



MEMO

Engineering Department

To: Legislative Committee
From: Tim Greenwood, City Attorney
Date: 6/16/2025
Re: **Electric vehicles/bicycles - Discussion**

Background information:

At the Common Council meeting of June 3, 2025, Alder Moore and Antoine requested a discussion regarding motorized vehicles and the City's ordinances. To aid in that discussion, I have attached different sections of the municipal code that have an impact on motorized vehicles, with electric vehicles specifically in mind.

Strategic Plan:

Providing a safe community for Kaukauna's residents.

Budget:
NA

Staff Recommended Action:

Discuss motorized/electric vehicles within the City of Kaukauna.

7.09 Neighborhood Electric Vehicles And Other Motorized Vehicles

1. *Definition.* The term "*Neighborhood electric vehicle*" means any self-propelled electrically-powered motor vehicle, excluding golf carts, that has a maximum speed of 20 to 25 miles per hour, that has successfully completed the Neighborhood Electric Vehicle America Test Program conducted by the federal department of energy, and that conforms to the definition and requirements for low-speed vehicles as adopted in the Federal Motor Vehicle Safety Standards for Low-Speed Vehicles under 49 CFR 571.3(b) and 571.500.
2. *Limitations.* Neighborhood electric vehicles, authorized pursuant to Wis. Stats. § 349.26, are allowed to be operated on all public roads with posted speeds of 35 miles per hour or less within the city, except not on those city streets on the state trunk network, marked with S.T.H. or U.S.H. route. Notwithstanding the above, such operation is permitted on: S.T.H. "55" north of C.T.H. "CE" and south of Desnoyer Street and on S.T.H. "96" from the west city limits to Claribel Street.
3. *State driver's license and registration required.*
 1. Any person who operates a neighborhood electric vehicle on any city street must hold a valid state driver's license.
 2. Any person who operates a neighborhood electric vehicle on any city street must register the neighborhood electric vehicle with the state, if required by state law.
4. *Other motorized vehicles.* Except as provided for neighborhood electric vehicles within this section, no person shall operate any motorized vehicle on any city highway or sidewalk, or within any park or recreation areas in the city, except in areas specifically designated and marked for such use by the city. This section shall not apply to the operation of a properly licensed vehicle on any highway, or to the operation of motorized farm, lawn, or garden equipment.

7.10 Snowmobiles

1. *State snowmobile laws adopted.* Except as otherwise provided in this chapter, the statutory provisions describing and defining regulations with respect to snowmobiles in the following sections of the state statutes are hereby adopted by reference and made part of this section as if fully set forth herein. Acts required to be performed or prohibited by such statutes are required or prohibited by this section: Wis. Stats. §§ 350.02 to 350.05, 350.07 to 350.107, 350.11, 350.12, 350.13, 350.135, 350.15 to 350.17, 350.19 and 350.99.
2. *Applicability of the rules of the road to snowmobiles.* The operator of a snowmobile upon a roadway shall, in addition to the provisions of Wis. Stats. ch. 350, be subject to Wis. Stats. § 346.04, 346.06, 346.11, 346.14(1), 346.18, 346.19, 346.20, 346.21, 346.26, 346.27, 346.33, 346.35, 346.37, 346.39, 346.40, 346.44, 346.46, 346.47, 346.48, 346.50(1)(b), 346.51, 346.52, 346.53, 346.54, 346.55, 346.87, 346.88, 346.89, 346.90, 346.91, 346.92(1) and 346.94(1) and (9).
3. *Written consent of owner required.* The consent required under Wis. Stats. §§ 350.10(6), (11) through (13) shall be written consent, dated, and limited to the year in which the consent was given. If the property is owned or leased by more than one person, the consent of each must be obtained.
4. *Snowmobiles prohibited on public property.* Except as provided in Wis. Stats. § 350.02 and 350.03 or for snowmobile events authorized in accordance with Wis. Stats. § 350.04, no person shall operate a snowmobile upon a public right-of-way, in any public park, or on any public property in the city.

5. *Future amendments, revisions, or modifications.* Any future amendments, revisions, or modifications of the state statutes incorporated in this section are intended to be and hereby are made part of this chapter.

7.11 Bicycles

1. *Registration.*

1. No person shall operate a bicycle, customarily kept within the city, upon any street in the city unless the bicycle is registered and tagged as provided in this section.
 2. Registration shall be made by filing with the police department the name and address of the owner, together with a complete description of the bicycle, on forms provided by the department and paying a registration fee of \$2.00. Registration shall be serially numbered and kept on file in the police department as a public record. Upon such registration, the police department shall affix an identification tag to the bicycle registered and serially numbered to correspond to the registration number. Such tag shall remain affixed to the bicycle unless removed by the police department for cause or upon re-registration by a new owner of the bicycle. All bicycle registrations, and therefore all bicycle tags, shall be issued on a permanent licensing fee basis.
 3. Bicycle owners will be required to obtain a new tag if the original tag was painted over, obliterated, or defaced in any manner.
 4. No bicycle in unsafe mechanical condition shall be registered. The chief of police may suspend registration and remove the identification tag from any bicycle operated contrary to any state law or city ordinance, or operated while in unsafe mechanical condition, such suspension or removal to continue for not to exceed ten days, provided that such registration shall not be reinstated or such identification tag replaced while such bicycle is in unsafe mechanical condition. Such suspension and removal shall be in addition to other penalties provided in this section.
 5. No person shall willfully remove, deface, or destroy any such identification tag.
 6. Within ten days after any bicycle registered under this section shall have changed ownership or been dismantled and taken out of operation, the person in whose name the bicycle has been registered shall report such information to the police department. In case of change of ownership, new registration shall be obtained by the new owner.
2. *Rental agencies.* A rental agency shall not rent or offer any bicycle for rent unless the bicycle is licensed and a license plate is attached thereto as provided in this section and such bicycle is equipped with the lamps and other equipment required by the state motor vehicle code.
 3. *Bicycle dealers.* Every person engaged in the business of buying or selling secondhand bicycles shall make a report to the chief of police of every bicycle purchased or sold by such dealer, giving the name and address of the person from whom purchased or to whom sold, a description of such bicycle by name or make, the frame number thereof, and the number of the license plate, if any, found thereon.
 4. *Applicable traffic laws.* Every person riding a bicycle upon a roadway shall have all of the rights and shall be subject to all of the duties applicable to the driver of a motor vehicle, except as to the special regulations and provisions of laws and ordinances which, by their nature, can have no application.

5. *Obedience to traffic control device.*

1. Any person operating a bicycle shall obey the instructions of official traffic control devices applicable to vehicles, unless otherwise directed by a police officer.
2. Whenever authorized signs are erected indicating no right, left, or U-turn is permitted, no person operating a bicycle shall disobey any such sign, except where such person dismounts from the bicycle to make any such turn, in which case such person shall then obey the regulations applicable to pedestrians.

6. *Parking.* No person shall park a bicycle upon a street other than upon the roadway against the curb, upon the sidewalk in a rack to support the bicycle, or against a building or at the curb in such manner as to afford the least obstruction to pedestrian traffic.

7. *State traffic forfeiture laws adopted.* Except as otherwise specifically provided in this section, all the provisions of Wis. Stats. §§ 346.77, 346.78, 346.79, 346.80, 346.803, 346.804, 346.82 and 347.489, relating to bicycles and play vehicles, are hereby adopted by reference and made a part of this section as if fully set forth herein. Any act required to be performed or prohibited by any statute is required or prohibited by this section.

8. *Sidewalks.*

1. *Business district.* No person shall operate or ride a bicycle on the sidewalks in any business district in the downtown area, on the Lawe Street Bridge, on the Veteran's Memorial Bridge, and on connecting sidewalks between the north side and south side business districts from Wisconsin Avenue to Second Street on Main Avenue or Crooks Avenue.
2. *Other districts.* On sidewalks in districts other than described in subsection (8)(a) of this section, no person may operate or ride a bicycle except for the following:
 1. A person under the age of 13 years.
 2. A person over the age of 12 years who is accompanying a bicycle rider who is under the age of 13 years.
 3. Newspaper carriers in the performance of their duties.
3. *Physically handicapped persons.* A physically handicapped person with a motor-driven three-wheel scooter, wheelchair, or three-wheel bicycle is not affected by this subsection (8).
4. *Right-of way.* All persons operating or riding a bicycle on a sidewalk shall yield the right-of-way to any pedestrian and, within a crosswalk, to any motor vehicle, and shall give an audible signal before passing any pedestrian or bicycle rider proceeding in the same direction.
5. *Penalty.* Any person violating this subsection (8) may be required to forfeit not more than \$10.00.

7.14 Skateboards, Roller Skates, Roller Skis, And Play Vehicles

1. No person shall operate or ride a skateboard, roller skates, roller skis or play vehicle, as defined in Wis. Stats. § 340.01, in any of the following places:
 1. On any sidewalk and street in any business district. For purposes of this section, the term "business district" shall be defined as any area primarily commercial in nature.
 2. On any public property where signs prohibit it.
 3. On private property, unless permission has been received from the owner, lessee

person in charge of that property.

2. Operators or riders of skateboards, roller skates, roller skis, or play vehicles shall yield the right-of-way to other pedestrians using city sidewalks and shall not otherwise endanger or interfere with pedestrian traffic on those sidewalks.

RESOLUTION NO. 2025-5472

FINAL RESOLUTION AUTHORIZING PUBLIC IMPROVEMENTS TO ALLEYS ABUTTING PROPERTIES ALONG EAST 9TH STREET, WEST 9TH STREET, EAST 10TH STREET, WEST 10TH STREET, EDEN AVENUE, KENNETH AVENUE, SULLIVAN AVENUE, HENDRICKS AVENUE, MAIN AVENUE, AND CROOKS AVENUE.

WHEREAS, the Board of Public Works of the Common Council of the City of Kaukauna, Wisconsin, held a public hearing in the Council Chambers at 6:00 p.m. on June 16th, 2025, for the purpose of hearing all interested persons concerning the Report of the Board of Public Works and the City Engineer on the installation of asphalt alleys, grading, gravel base, excavation, landscaping and topsoil including engineering charges related thereto, and the amount that should be assessed to each parcel of real estate by reason of such improvement on the following streets:

- Alley Between E 9TH Street and E 10TH Street–Crooks Avenue to Main Avenue
- Alley Between W 9TH Street W 10TH Street– Main Avenue to Eden Avenue

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Kaukauna, Wisconsin:

(1) That the report of the City Engineer and the Board of Public Works pertaining to the public improvements as indicated above, including the final plans and specifications thereof, is hereby adopted and approved and that said work and improvements be carried out in accordance with said report.

(2) That payment for the improvements is to be made by assessing the cost against the property as indicated in the report.

(3) That the Schedule of Assessments, as shown on the report is true and correct and, in accordance therewith, abutting property on the above streets shall be assessed for installation of asphalt alleys, grading, gravel base, excavation, landscaping and topsoil including engineering charges as set forth above, at the rate of:

- \$38.21 / Frontage Foot

(4) That assessments against any parcel related to the installation of asphalt alleys, grading, gravel base, shouldering, excavation, landscaping, may be paid in cash or over a period of 10 years or less. All deferred payments shall bear interest at the rate paid by the City on the borrowed money plus one percent (1%).

(5) That the City Clerk is hereby directed to publish this Resolution in the Times-Villager, the official newspaper of the City of Kaukauna.

(6) That the City Clerk is further directed to mail a copy of this Resolution to every interested person whose post office address is known or can with reasonable diligence be ascertained.

Introduced and adopted this 17th day of June, 2025.

APPROVED: _____
Anthony J. Penterman, Mayor

ATTEST: _____
Kayla Nessman, Clerk

RESOLUTION NO. 2025-5473**2024 COMPLIANCE MAINTENANCE ANNUAL REPORT (CMAR) RESOLUTION**

WHEREAS, it is a requirement under a Wisconsin Pollutant Discharge Elimination System (WPDES) permit issued by the Department of Natural Resources for the governing body to file a Compliance Maintenance Annual Report (CMAR) for its wastewater collection system under Wisconsin Administrative Code NR 208:

WHEREAS, the governing body has reviewed the Compliance Maintenance Annual Report (CMAR);

WHEREAS, it is necessary to provide recommendations or an action response plan for the Collection Systems CMAR section grades of "C" or less and/or an overall grade point average <3.00, or if a Sanitary Sewer Overflow was reported;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Kaukauna that the following recommendations or actions will be taken to address or correct problems/deficiencies of the wastewater treatment or collection system as identified in the Compliance Maintenance Annual Report (CMAR):

- 1) Continue systematic inspection, rehabilitation, and replacement of sanitary sewer collection system to maintain zero sanitary sewer overflows and assure capacity of the system for future growth.

Introduced and adopted this 17th day of June 2025.

APPROVED: _____
Anthony J. Penterman, Mayor

ATTEST: _____
Kayla Nessmann, Clerk

RESOLUTION NO. 2025-5474**RESOLUTION OF SUPPORT FOR 2025 SAFE STREETS AND ROADS FOR ALL (SS4A)
GRANT APPLICATION**

WHEREAS the Safe Streets and Roads for All (hereafter, SS4A) Transportation Grants Program provides dedicated, discretionary funding for transportation infrastructure projects of local or regional significance; and

WHEREAS eligible projects for Federal Fiscal Year 2025 SS4A Grants Program include Planning and Demonstration projects to prevent roadway fatalities and serious injuries in a locality or region or on Tribal land; and

WHEREAS the East Central Wisconsin Regional Planning Commission (ECWRPC) adopted a Comprehensive Safety Action Plan (CSAP) 1-25-2024 for the Appleton (Fox Cities) and Oshkosh Metropolitan Planning Organizations (MPOs) and was amended on 3-28-2024 to align with newer requirements of the SS4A program; and

WHEREAS the CSAP identifies High-Injury Networks (HIN) for each MPO and individual municipalities that pinpoint dangerous road corridors and intersections based on crash analysis modeling that indexes crashes with fatalities or serious injuries and environmental factors that increase crash risk; and

WHEREAS the County Highway (CTH) KK corridor was identified on page 335 in the CSAP as the top priority project with 823 crashes: 9 serious injuries and 3 fatalities, between 2018 and 2022; and

WHEREAS the CTH KK corridor is the boundary between two counties; Calumet and Outagamie, and stretches through four municipalities: the City of Appleton, the Village of Harrison, the Town of Buchanan, and the City of Kaukauna; and

WHEREAS the ECWRPC, as the MPO, intends to apply for an \$800,000 SS4A grant for the development of a corridor study to include an updated road safety audit and recommendations for a roadway safety plan to prevent transportation-related deaths and injuries along the CTH KK corridor; and

WHEREAS each municipality will provide their portion of local match funding of the 20% required by the SS4A Grant Program as approximated in the chart; and

	PERCENT	AMOUNT					
TOTAL PROJECT COST		\$ 800,000					
FED	80%	\$ 640,000					
LOCAL MATCH	20%	\$ 160,000					
LOCAL MATCH PRORATION							
OUTAGAMIE	25%	\$ 40,000					
CALUMET	25%	\$ 40,000					
		\$ 80,000					
				%	Length (Miles)	MCD	
APPLETON	11.5%	\$ 18,348		22.9%	2.074182	City of Appleton	
HARRISON	17.6%	\$ 28,089		35.1%	3.175418	Village of Harrison	
BUCHANAN	16.6%	\$ 26,488		33.1%	2.994444	Town of Buchanan	
KAUKAUNA	4.4%	\$ 7,075		8.8%	0.799757	City of Kaukauna	
		\$ 80,000		100%	9.043801		

NOW THEREFORE BE IT RESOLVED that City of Kaukauna supports and approves the application towards FFY 2025 SS4A Planning and Demonstration funding and directs ECWRPC staff to submit the application.

Introduced and adopted this 17th day of June 2025.

APPROVED: _____
Anthony J. Penterman, Mayor

ATTEST: _____
Kayla Nessmann, Clerk

CITY OF KAUKAUNA
OUTAGAMIE COUNTY, STATE OF WISCONSIN

RESOLUTION NO. 2025-5475

**A RESOLUTION CANCELING THE REGULAR MEETINGS OF THE STANDING
 COMMITTEES AND THE COMMON COUNCIL SCHEDULED FOR JUNE 30, 2025 AND
 JULY 1, 2025**

WHEREAS, Section 2.01 of the Code of Ordinances for the City of Kaukauna provides that Common Council meetings are to be held on the first and third Tuesday in each month; and

WHEREAS, Standing Committee meetings are regularly held on the Monday before each Common Council meeting; and

WHEREAS, it has been proposed that the meetings of June 30, 2025, and July 1, 2025, be cancelled due to their proximity to the July 4th holiday.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Kaukauna, State of Wisconsin, that the regular meeting of the Standing Committees and of the Common Council scheduled for Monday, June 30, 2025, and Tuesday, July 1, 2025, are hereby canceled. The next scheduled meetings shall take place on July 14, 2025, and July 15, 2025, respectively.

Introduced and adopted this 17th day of June, 2025.

APPROVED: _____
 Anthony J. Penterman, Mayor

ATTEST: _____
 Kayla Nessmann, Clerk