

Item 23-0664: Resolution #6-R-23, Addition of Bird Safe Glass requirements to Appleton Municipal Code

Common Council

Wed, Sep 20, 2023 7:00PM

Mayor Jake Woodford 1:44:44

All right. Next. From Community and Economic Development. This is item 23-0664 Resolution 6-R-23 addition of bird safe glass requirements to the Appleton municipal Code. All right, we have a motion and a second to approve. All right, Alder Schultz.

Aldersperson Alex Schultz (District 9) 1:45:12

Thank you, Mayor. I've been relatively quiet this evening. But it's not because I don't have opinions on all the matters we discussed and voted on, but my colleagues do a really good job of voicing those same concerns. So, saving my voice for this one.

Aldersperson Alex Schultz (District 9) 1:45:26

Just wanted to recognize the great work that was done at the committee level. We did hash out significant changes to the initial resolution, and that process was heartening for everyone involved, including staff. We've actually accomplished some of the things in this resolution even though we're not putting ourselves forward on a legal—a challenging legal basis by trying to modify our building or zoning code. If in the future, something does change with the way this looks from another city that we're referencing, maybe that comes back, but at least now, one of the goals of this resolution, which is to educate the public and the city itself on bird strikes and bird death in our small town, I guess I'll phrase it, compared to like Chicago and Milwaukee.

Aldersperson Alex Schultz (District 9) 1:46:18

Know most of what we do here is working with our building codes and our municipal codes and zoning to create safe habitable workspaces for us humans. We do a lot to protect ourselves from our own mistakes, I would I would say. So, consider the fact that building code requires a four-hour secondary egress, even in a space that isn't a public space, maybe it's a private event space, that has a six-foot wide, primary stairwell for escape. We still require a four-hour fire rating from a secondary exit to get out of that building. We require sprinklers systems in all commercial buildings. We do a lot of stuff as a city to protect ourselves from our own built urban environments. But there's very little in our building code that gives the same deference to the other creatures on the planet and the wildlife that exists in the city, and the code that exists for those is usually about abatement or management.

Aldersperson Alex Schultz (District 9) 1:47:26

And so, when we have an opportunity to do something here, which is really, how does it affect any of us if some bird strikes a window and perish? There's not a direct influence on any of us necessarily, but we have an opportunity to say that there are other species on the planet and they are important. And this small measure, which can be a really inexpensive tool to abate these bird deaths, is something we can do. And it's it doesn't take a lot of effort. And the work by the staff to determine which of these buildings meet that criteria was very relevant, very important, and I appreciate the work that was done. But we discovered we don't have a lot of public infrastructure that meets the criteria. And we could probably manage that relatively easily. And with not a lot of expense.

Aldersperson Alex Schultz (District 9) 1:48:12

On the flip side, we need to educate the public, because there's a lot of private development and private land holdings and buildings and structures that would also meet that criteria. And those are the people we want to reach and say that this is important. So, I'm very happy we are where we are with this resolution. Again, all thanks to the committee for action, you know, and staff for getting through that process and doing the work behind this, and also for Attorney Behrens for, you know, kind of leading me and then wondering why I wasn't following his lead. But good work was done, and I'm happy where we are. Thank you.

Mayor Jake Woodford 1:48:50

Alder Hartzheim.

Aldersperson Sheri Hartzheim (District 13) 1:48:53

Thank you, chair. I was present at the CEDC meeting, or should we say workshop? I—if you will permit me, please, I would like to address a question to Director Gazza, and then if you would return, I have, I believe, an amendment to propose. If I could ask Director Gazza, please, what are the estimated costs of satisfying the final paragraph of the amended resolution as is?

Mayor Jake Woodford 1:49:24

Okay. Director Gazza.

Director Dean Gazza (Parks, Recreation, and Facilities) 1:49:26

Thank you much. The overall costs I don't have exact estimates. But one of the things when I looked at the resolution and I looked at the cost of implementing this resolution, I broke it down into two areas. One is buying the product which the product is relatively cheap. They're kind of cling or stickers that you can put on a window. The problem, as I looked at some of the sites, was just the access to some of these locations—so requiring ladders or lifts to get up there.

Director Dean Gazza (Parks, Recreation, and Facilities) 1:50:01

So, I think the product will be relatively cheap. It's the labor to add—add 'em in certain areas would be expensive. So, an estimation that I came up with would be around \$10,000 across different fund sources. So, the ramp is a different fund source, then the water plant is a different source—fund source then City Hall and library. So, the money wouldn't be coming from one source. It would have to be determined how it would come out of three different sources, and each three faced different challenges.

Mayor Jake Woodford 1:50:39

Alder Meltzer. Oh, I'm sorry. Alder Hartzheim, back to you.

Aldersperson Sheri Hartzheim (District 13) 1:50:46

Thank you, Chair. It's late.

Mayor Jake Woodford 1:50:49

Yes, thank you.

Aldersperson Sheri Hartzheim (District 13) 1:50:50

With that in mind, I came out of this this committee meeting saying "This looks like a good compromise." But with that in mind, I was very concerned about that additional cost. So, if you'll permit me, please, I would like to amend as follows. And I will speak slowly for clerk Lynch, if that's required. Strike "addition of" in the first, in the—in the description of this particular resolution. Strike "requirements to Appleton Municipal Code" and

replace it with "recommendations." Strike the summary in its entirety. In the second last, "Be it resolved" clause there's a "and" sticking out there; strike that "and", please. And strike in its entirety the final "Be it resolved" clause. Thank you.

Mayor Jake Woodford 1:52:05

We have a motion to amend. Is there a second? We have a motion and a second to amend. Open the floor for discussion. All right, we're just going to clear this queue and start over on the discussion. So, apologies. All right, Alder Meltzer.

Aldersperson Vered Meltzer (District 2) 1:52:28

Thank you. I definitely appreciate the beginning of the amendment. I do think it's—you know, after we amended out the municipal code stuff to have left that in the in the title is worth cleaning up. But I have concerns with doing away with the entire final "Be it further resolved". I think that if \$10,000 is a concern, I would assume that since the language says as soon as practicable and within budget and staffing constraints, that means that when action would come forward, that items still would need to be approved by Council. So, at the time, in context, we could decide whether or not \$10,000 is practical and within budget constraints at that time. So, I think that this resolution can pass without that amendment and hang on to its teeth that way. Because I think that, you know, the work that we did with identifying the public buildings, and establishing the intention, even if it's very incremental and slow progress, to work towards this direction, I think is important to the heart of the resolution. Thank you.

Mayor Jake Woodford 1:53:43

Alder Del Toro.

Aldersperson Israel Del Toro (District 4) 1:53:45

Thank you, Mr. Mayor. Yeah, we might jest about the committee meeting being more of a workshop, but I think a lot of really good committee work was done in committee. We result—resulted here in a compromising ordinance that took into account various stakeholders, modified as necessary, and pose little to no impact on city staff and resources. I believe that the amended request here is inadequate and inappropriate and takes away any of the action—well, the majority of the action proposed by this resolution, and I cannot support this amendment. I encourage you all to vote against this amendment. Thank you.

Mayor Jake Woodford 1:54:31

Alder Hartzheim.

Aldersperson Sheri Hartzheim (District 13) 1:54:33

Thank you, chair. As Director Gazza mentioned very briefly, I'm not sure that everyone caught what he was saying. But there are four buildings that are involved in this particular thing. I'm not even certain—I know that staff has done a review of those four buildings and that there is some large glass on those four buildings, but I'm not even certain that those four buildings even warrant this particular thing based on the bird safe city Standards—Bird City USA standards. So that in itself is a concern to me. So perhaps this paragraph isn't even needed if those four buildings really don't have the—don't meet the criteria that require bird safe glass adhesion of films, etc.

Aldersperson Sheri Hartzheim (District 13) 1:55:17

But the other thing that concerns me is, for example, the water utility—if that is needed, that falls upon ratepayers in order to manage the expense of adding bird safe glass film to that particular building. The parking utility we already know is so underwater; now we're going to add a—even if it's small, we're going to add an

additional expense to the parking utility to manage the yellow ramp for some lift—scissors lift etc., to do some film work. Those are things that concern me. And I think that that is not clear enough in this particular thing. I'd rather be stay with—which is why I proposed this amendment—I'd rather we stay with educating the community and making sure that we all are aware of what those standards are, and move forward from there. If another resolution is required to do those things, once we know the specifics of those things, then I would encourage that to be drafted, but I would prefer that we stay with this amended version. Thank you.

Mayor Jake Woodford 1:56:20

Alder Hayden.

Alderman Patrick Hayden (District 7) 1:56:21

Thank you, Mayor. I think the reasoning behind this amendment is to save our city's resources. And I had a question for Director Gazza about how we might be able to do that. May I address Director Gazza?

Mayor Jake Woodford 1:56:34

Just ask the question, and we'll take care of it.

Alderman Patrick Hayden (District 7) 1:56:35

Okay. Since it seems like the big expense around this is the scissor lifts and getting up there, I'm assuming that there is a time at—like if we're doing window cleaning, or other times—we do have those things on hand, and there is no need to do a one-off rental or purchase of these items to get this adhesive there. Is there the option to kind of do this in pairing with other work that's happening?

Mayor Jake Woodford 1:57:05

What I'll say is this: if the Council as the legislative body approves a resolution or an action that then requires action on the part of the executive branch to execute then we will do that. You know, and in terms of the mechanics of how these things get done that that is part of understanding, you know, what is the cost involved and what's possible, those are—that's analysis that would need to be done further. One of the things that I believe I noted in the memo that that was included in the materials is we have not done significant analysis on this item. I've not directed staff to conduct significant analysis on this item until such time as it's necessary, to try and save staff time and keep our staff focused on the task at hand. So, if the Council takes an action that then requires further action on the part of the city, then then we'll get into the nitty gritty and figure out the resources required, and that'll be back in front of Council to prioritize. What I—what I'll say on the priority side is we will—well I don't want to engage in debate. I'm gonna stop myself. But just to be clear, we would take that up if the Council passes something that requires action. All right, Alder Alfheim.

Alderman Kristin Alfheim (District 11) 1:58:36

I think that without this amendment, I would just plain vote "no" to be honest. The idea of saving birds is great. I get it. But \$10,000 is a lot of money. Just think of the hours we've spent already in discussing the idea. And there are so many things that we need \$10,000 for. In our last budget, we argued for hours about \$1,500—\$1,500. We went for days on \$2,500. We're talking about 10 grand, that in my opinion, if we want to start a discussion—and I did share this with my colleague—if we wanted to start a discussion on windows and birds, let's start in the public. Because there's an awful lot of windows on an awful lot of residences and high rises, and just utilizing our bird city information and just share some knowledge we could start to make some progress, and it isn't going to spend any money. Can we just go there for now? So, either we accept the amendment which says we believe in the concept where we can't do anything but share a little resource, or we say "no." We are not in a situation to be trying to help the birds when there are people that we should be helping with \$10,000. Thank you.

Mayor Jake Woodford 1:59:55

Alder Del Toro.

Aldersperson Israel Del Toro (District 4) 1:59:59

First off, I find it troubling that we are placing a dollar value on life that's just not human life. That's a very, very concerning issue. In regards to the amendment, a critical part of the amended resolution says "as soon as practicable and within budget and staffing constraints". That empowers the executive and the executive branch and the staff to do so appropriately in a way that minimizes expenses. Alder Hayden, for example, pointed out can we do two things at once? Clean windows and install glass? That's a great way to save money. Just because it can be \$10,000 doesn't mean it will be. We are just simply allowing ourselves room to make positive environmental impact in our community that goes beyond just simple education. I encourage you all to vote down this amendment, and let's vote on the resolution as originally proposed, and recommended by the committee. Thank you.

Mayor Jake Woodford 2:01:02

Alder Van Zeeland?

Aldersperson Katie Van Zeeland (District 5) 2:01:05

Thank you, Chair. I actually agree with Alder Alfheim. You know we've—I'm glad that this wasn't how because I think this is something that we needed to deal with. But I still maintain that adding the information about the stickers and the discounts to our website can be done without a resolution. And I think that there's a lot of confusion. When I left that day, I thought that there actually were not any surfaces—window surfaces—in our facilities that qualified as being dangerous for birds. And if we're getting to this point where we're not sure, where there's different recommendations, I think we're not in the window business. And I think that we should just vote this down. Thank you.

Mayor Jake Woodford 2:01:57

Alder Schultz.

Aldersperson Alex Schultz (District 9) 2:01:59

Thank you, Mayor. We were provided with a initial metric for the window surfaces that met criteria that was part of the Madison attempt to pass their municipal code change or zoning code change. So, there was some, just an initial sort of evaluation to get us some sense of what we're talking about. And so that's the reference point with the four buildings. Certainly, it's not a deep dive, and I understand that.

Aldersperson Alex Schultz (District 9) 2:02:30

You know, we can do a lot of things to educate this community, but as Council members, we know that the best education typically comes from the action that the city takes or the things that happened in this chamber. If this resolution wasn't introduced, and we just said, "We're going to try and educate the community about birds safe and bird strikes," not much would happen. But the fact that we're having this conversation, it gets in the newspaper, people start contacting you via alder mail. That's the conversation that these resolutions precipitate, and they're very important.

Aldersperson Alex Schultz (District 9) 2:03:05

But one of the more important thing is, I think, small hanging fruit like this, that shows that we're concerned about the future of not just us but environment and our species. I know it's a small thing. But this is a very visible step the city can take. And yes, it's an estimate of \$10,000. I suspect if every time the windows were cleaned on

any of these buildings, we had some bird safe glass on hand, you clean five windows, you put some film on and check it off. I don't expect it would cost that much. But again, I don't know. And it's up to the staff and city to determine when that happens.

Aldersperson Alex Schultz (District 9) 2:03:43

So, language is added to the resolution at committee to allow or give staff some time to do this on their own accord and within sort of budget constraints. If there's no money for it and we want to have a discussion that budget time about whether we're going to do that this year, that's a discussion at this point—at that point. The language is there. I think it's incumbent upon us to take a leadership role in this so that we can show that, you know, communities of a scale such as Madison are not alone in moving these initiatives forward, and I think would be a great thing for Appleton to pass this this evening. Thank you.

Mayor Jake Woodford 2:04:19

Alder Hartzheim.

Aldersperson Sheri Hartzheim (District 13) 2:04:22

Thank you, Chair. Coming back to the amendment as that's what we're discussing. The striking of that last paragraph is not just simply because of \$10,000. As you mentioned, we do not know yet what is impacted or how much these are impacted. We do not know what that cost is. I understand that the verbiage of "as soon as practicable" is there, but I prefer for us to fry some bigger fish in this city. This amendment will allow us to still educate the public, show them that we care as a Bird City, and not end up having to worry about staff access time to try to figure out what bird—what windows need to be treated and what don't and when they need to be cleaned, etc., etc., and how that coordinates. This amendment will do what we want without all of those additional unknown expenses, and without this flexi-timeline. Thank you.

Mayor Jake Woodford 2:05:30

Alder Fenton.

Aldersperson Denise Fenton (District 6) 2:05:32

Thank you, Your Honor. Just want to point out that the remaining "therefore be it resolved" is not free. Assuming that—we just had a really informative session on the redesign of the website. And while the new website is going to be very, very flexible in allowing city employees to add relevant content, we're not at—someone's time is—we are legislating that someone's spend time to put something on a website that is not specified in the resolution. So, I only want to speak for the amendment. I am with my colleagues. I've had buyer's remorse on the resolution in general. And to be honest, I'm not in favor of the amendment, because I think we should start over on the whole thing. But since I'm only to speak to the amendment, I'm not in favor of the amendment, and I would urge that my colleagues to vote against the amendment, and then we would take up the whole item. Thank you.

Mayor Jake Woodford 2:07:03

Alder Siebers.

Aldersperson William Siebers (District 1) 2:07:06

Thank you, Your Honor. I'm not in favor of talking about this any further. So, I'm going to call the question.

Mayor Jake Woodford 2:07:13

We have a motion and a second to call the quest—

Mayor Jake Woodford 2:07:15

Yes. We have a motion in a second to call the question. All those in favor of calling the question please signify by saying aye. Any opposed? All right. The question has been called. We have one speaker in the queue.

Mayor Jake Woodford 2:07:32

This is on the amendment. Motion and a second to approve the amendment. Please cast your votes. Motion fails five to 10. So, the item has not been amended. We're back to the item. Alder Fenton.

Aldersperson Denise Fenton (District 6) 2:08:00

Thank you, Your Honor. Um, now that we are considering the original amendment. So, this amendment was first submitted back in June, at which point taking some action might have meant something. The Bird City USA, Audubon Society is sending out a lot of messages to folks saying that, you know, September in our area is the peak migratory period and asking us to take measures like turnout our outside lights at night.

Aldersperson Denise Fenton (District 6) 2:08:34

So, the amendment was submitted in June. City staff did a lot of work for which I am grateful. And as the mayor referred it to Community and Economic Development committee of which I'm chair, gave me a heads up on the recommendations of the city attorney and other city staff and the work. So, a lot of work went into this amendment before it ever came to committee by staff. And we appreciate that.

Aldersperson Denise Fenton (District 6) 2:09:01

So, the amendment came up and before—it came to committee in August, on August 9. None of the authors—well, one of the author was, one of the authors appeared at the committee. One of the authors who is part of the committee was excused that night, and the other author wasn't was not available. So, at the request of the one author who was present, we held it for two meetings.

Aldersperson Denise Fenton (District 6) 2:09:38

Subsequent to that time I reached out to—as chair, I reached out to all of the authors of the resolution with my concerns. And mostly those concerns were those that were outlined by the attorney's office in that we were, you know, attempting to make a change to the municipal code that another community had tried to end around by putting it in their zoning code, and it passed the first lawsuit but had been appealed. I felt pretty confident that if we passed that—the resolution as it was written—we would also be facing a legal challenge to that. So, I was hoping that the author's would get back to me. But I—but before the day of the committee only heard from one, and that was with another request to hold it until after the budget process when we could focus.

Aldersperson Denise Fenton (District 6) 2:10:40

So, I came to committee fully prepared to make a motion to deny. We were short a member because of illness. And Alder Schultz did appear at that committee. And at that point, we commence the workshopping. And I left that night feeling reasonably comfortable that we were no longer proposing to break the law of the State of Wisconsin. But upon rereading it, the language is really vague, and it doesn't—we don't lay out any specific measures to be taken other than you know, when "when it's possible and within budget." We didn't do any staff work at that time to find out how much the cost would be.

Aldersperson Denise Fenton (District 6) 2:11:47

So in in the spirit of Alder Hartzheim, not being sure whether she was going to vote in favor of her own resolution earlier this evening, I would like my colleagues to vote against this resolution. And we are past the point this year where we can actually probably have much effect on the migrating birds at this point in time. I understand reconsideration—we wouldn't be able to take something up again until next spring. But I would

welcome any of my colleagues to work on a resolution that would lay out the plans, lay out the costs, do some—make some provisions for possibly allocating funding to do that. But in the meantime, I think that this is a resolution whose time has come. I'm frankly somewhat disappointed that the authors just expected us to blindly accept it, and—without even appearing at the first committee where it was discussed. So, I'm going to vote against it, and I would urge my colleagues to do the same. Thank you.

Mayor Jake Woodford 2:13:12
Alder Del Toro.

Aldersperson Israel Del Toro (District 4) 2:13:14

Thank you, Mayor. Migration season will come again next year. And as I've learned a couple things about city government over the last couple of years is things move at a relatively slow pace. Takes time to come up with a plan and takes time to strategize. It takes time to budget. Takes staff time. Takes discussions. Takes effort. We have to get this ball rolling now if we want to make an effect for next year.

Aldersperson Israel Del Toro (District 4) 2:13:46

Yeah, I'm bummed that we missed this year's deadline, but it was frankly trying to do too much with not enough resources and not enough time. So, this is the right time to start enacting change for the 2024 migration season. The change that's been proposed here allows for flexibility from staff and from the executives to actually implement this in a responsible timeline with appropriate resources. Please, please, please move forward and accept this resolution as has been amended and suggested now by my committee.

Aldersperson Israel Del Toro (District 4) 2:14:27

Yes, a lot of work went into it. I appreciate all the staff work and I think all of the concerns that were red flags were edited out during the CEDC meeting, which took time but we appreciate the effort and the willingness of authors present there and our head to actually get that committee work done in committee. So please vote in support of this recommendation.

Mayor Jake Woodford 2:14:58
Alder Meltzer.

Aldersperson Vered Meltzer (District 2) 2:15:00

Thank you. I think it's important to clarify that I never had any intention of anyone blindly accepting anything. And I was the one who had made the request to hold this until after budget time so that I could work on time to rewrite an appropriate amended version. I actually was incredibly heartened, and it really was a beautiful moment at that CEDC, when instead of seeing the resolution be voted for, recommended for denial, or held which, you know, as disappointing—you know, even though that is what I was requesting, I requested it knowing that that is a disappointment. We actually reworked it, and I thought we did some really valuable work that turned it into something that was, that was good and actionable and was a good compromise.

Aldersperson Vered Meltzer (District 2) 2:15:52

I think that, you know, that the timing of the fact that that case in Madison was not actually as close to conclusion as it was thought to be when this resolution was initially submitted, certainly, you know, changed things for us. And given that that wasn't, that case, wasn't resolved with the resolution as written, I was—I wanted to hold it, knowing that that was something that needed to be cleaned up. But I do feel that we did some very valuable work. I think that if you—if Council all votes against this tonight, then we've basically shown how great doing committee work in committee is, and then we've also shown how futile it can be. And I'd rather there be a happier moral to the story. Thank you.

Mayor Jake Woodford 2:16:41

All right, we've still have a number of folks in the queue. And this conversation has gone on for a bit. I think just about everybody's had the opportunity to weigh in. So just want to remind us, we have an item before us, and if there's more discussion that will aid in the decision making of colleagues then by all means stay in queue or add yourself to the queue. But otherwise, I'd encourage us to move along to a vote in—

[Someone spoke off microphone.]

Mayor Jake Woodford 2:17:18

It has been two hours, and a request has been made to take a brief recess. We'll take a five-minute break and be back at nine—we'll call it six minutes at 9:15. Thank you.

Mayor Jake Woodford 2:17:34

All right, we're gonna come back to order please. I thank you. All right, as I was saying before that break, if you've not yet contributed to the conversation and would like to please do. We're going to move on in the queue. We'll just keep going in order here. Alder Schultz.

Aldersperson Alex Schultz (District 9) 2:17:59

Thank you, Mayor. One of the suggestions for an amendment that was brought up previously has some relevance. So, I'd like to motion to amend by striking that summary paragraph as it's no longer relevant so we can have a clean vote on a clean resolution.

Mayor Jake Woodford 2:18:21

We have a motion and a second. Any discussion on the amendment?

Mayor Jake Woodford 2:18:34

All right, this is on the amendment. All right. Hearing none, please cast your votes. Motion passes 10-5. Item has been amended and is back before you. Alder Alfheim

Aldersperson Kristin Alfheim (District 11) 2:19:03

Thank you, Chair. This will be my last comment on this issue. I believe that we need to vote this down for a number of reasons that have already stated. But I would say that if we're intending to bring it back in the future, then I would strongly suggest that maybe some time is spent on finding some grant opportunities. If there are organizations out there that believe in this cause, which I believe there are, beyond the city taxpayer, let's ask them to help. Perhaps we can find funding for this program from outside of the city, and if we could bring that back with this opportunity next year, maybe we can pass it. But until then, if we're looking at holding a potential bill out over at some point in time when the department thinks they might be ready for it, it's just not going to happen. And I don't want that to happen. We're either going to do it or we're not. We're gonna fund it or we're not. But I would suggest we look at all outside opportunities to fund it beyond just the education, which I think we could do. Thank you.

Mayor Jake Woodford 2:20:06

Alder Van Zeeland.

Aldersperson Katie Van Zeeland (District 5) 2:20:09

Thank you. And in that same line of discussion, I would just encourage my colleagues to be very specific about how these things are relevant to our city—not Madison, but to Appleton. Thank you.

Mayor Jake Woodford 2:20:27

Alder Doron.

Aldersperson Chad Doran (District 15) 2:20:29

Thank you. It's pretty clear, I think, a number of our colleagues are very concerned about, you know, birds and wildlife here in the city in general. And that's great. I think this is—this resolution's unnecessary. I'm gonna be voting against it. I think some great suggestions have been made for our colleagues who are interested in this topic to take this outside of Council chambers and potentially find some, maybe even quicker, and more maybe just better opportunities, I guess, to make some changes to what they're hoping to do here.

Aldersperson Chad Doran (District 15) 2:21:16

I just don't see this as any sort of priority for our community in any way, given the other bigger issues that we face. I don't want to see us spend any more tax dollars on this. I'm frustrated with how much has already been spent in terms of tax dollars and staff time on this. So, I hope that we vote it down. I hope it doesn't come back. But I do wish our colleagues success in finding other avenues to make the changes that they seek in this if it's something they feel strongly about. Thank you.

Mayor Jake Woodford 2:21:54

Alder Schultz.

Aldersperson Alex Schultz (District 9) 2:21:56

Thank you, Chair. Just a couple of things to add that maybe I probably maybe not need to be restated, but I'll state them. Number one bird strikes happen year-round. Yes, they are more frequently in spring and fall migratory seasons, but if you look out your window in December, January, there's chickadees and finches and other birds that are susceptible to the same reflections and striking glass. So, this notion that we've lost our window is essentially a false one.

Aldersperson Alex Schultz (District 9) 2:22:25

The second thing, I'm gonna remind you of that part of this direct staff to add language to the website, which will inform our citizenry of this issue. And so, I'd hate to lose this, pull the resolution, have voted down and then not have that action taken. I'm not sure whether another resolution that's basically says that same thing is would be allowed to be reintroduced so quickly after this one if it's voted down.

Aldersperson Alex Schultz (District 9) 2:22:49

Thirdly, I think, you know, we direct staff and city to manage projects and give the go ahead and greenlight, and after the fact they go out and look for grant funding. So, I think that opportunities still exist in this situation. We're asking the city to do this abatement effort and find funding for it and that can include looking for grant funding from Bird City or other nonprofits, so that this language doesn't preclude that looking for other sources of funding. And I do think there's some opportunity in the community to find maybe some support to get this done. So those conversations can happen if we vote this forward regardless. I would encourage my colleagues to pass this because of the educational component and the fact that we can show leadership in this sector. Thank you.

Mayor Jake Woodford 2:23:39

Alder Hartzheim.

Aldersperson Sheri Hartzheim (District 13) 2:23:42

Thank you, Chair. I intend to vote no on this resolution, as it wasn't amended like I wanted it to be. And that's not petulance on my part. That is because of the reasons that I offered that amendment. And I would encourage my colleagues to do the same. But not because all the work we did in CEDC was lost. Because what we came out with was better but isn't good enough yet. So, we're not negating—I don't I don't believe the arguments that we are negating committee work in voting this particular resolution down, and I would hate for us to vote for it just because of that argument. Thank you.

Mayor Jake Woodford 2:24:27

Alder Hayden.

Aldersperson Patrick Hayden (District 7) 2:24:28

Thank you, chair. When this conversation started, I know alder Schultz referred to Appleton as a small town and the impact around it wasn't going to be too great yet, but we are a growing city. And about a lifetime ago, I worked in a big city and I worked in a 20 plus story building that had bird safe glass. And what they found was that by having that it reduced the amount of mice and rats in the area because you had less bird strikes and less things for the rats and mice to consume. So, it kind of saved some money on taking care of rodents. I do like this resolution for that reason. But I do share a lot of the concerns that a lot of other people have about finding funding and that additional sources could be out there. So, I kind of feel like I'll be voting no, but I look forward to voting for voting yes when those sorts of things get cleaned up.

Mayor Jake Woodford 2:25:28

Any further discussion? Hearing none, please cast your votes. Motion fails 5 to 10.