



City of Appleton

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

Meeting Agenda - Final Common Council

Wednesday, October 1, 2014

7:00 PM

Council Chambers

- A. CALL TO ORDER
- B. INVOCATION
- C. PLEDGE OF ALLEGIANCE TO THE FLAG
- D. ROLL CALL OF ALDERPERSONS
- E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS
- F. PUBLIC PARTICIPATION
- G. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[14-1651](#)

Attachments: [CC Minutes 09-17-2014.pdf](#)

- H. BUSINESS PRESENTED BY THE MAYOR

[14-1647](#)

Presentation of Fire Prevention Week Proclamation and Fire Department Awards.

- I. PUBLIC HEARINGS

[14-1648](#)

Public Hearing on Special Assessment 8-P-14, Sanitary Sewer Laterals.

Attachments: [CC 10-01-2014 - Public Hearing - 8-P-14.pdf](#)

- J. SPECIAL RESOLUTIONS

[14-1649](#)

Adopt Final Resolution 8-P-14 authorizing street improvements and levying Special Assessments against benefited property.

Attachments: [CC 10-01-2014 - Final Resolution - 8-P-14.pdf](#)

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[14-1636](#) Taxicab Driver's License application of Thomas J. Jury, 1632 W. Capitol Drive.

Legislative History

9/25/14 Safety and Licensing Committee recommended for approval

[14-1634](#) Taxicab Driver's License application of Bobbie Jo M.T. Reed, 1013 S. Midpark Drive.

Legislative History

9/25/14 Safety and Licensing Committee recommended for approval

[14-1577](#) Secondhand Article application of Scooter G Sports, Scott A. Gonnering, Applicant, 621 W. Northland Avenue, contingent upon approvals from all departments.

Legislative History

9/25/14 Safety and Licensing Committee recommended for approval

[14-1608](#) Saturday Winter Farm Market application of Appleton Downtown, Inc., Djuanna Hugdahl, 116 N. Appleton Street from November 1, 2014 to May 30, 2015.

Legislative History

9/25/14 Safety and Licensing Committee recommended for approval

[14-1606](#) Operator's License application of Ashley A. Kunstman, 1126 W. Spencer Street.

Legislative History

9/25/14 Safety and Licensing Committee recommended for denial

[14-1641](#) Operator's Licenses

Attachments: [Operator's Licenses for 09-25-2014.pdf](#)

Legislative History

9/25/14 Safety and Licensing Committee recommended for approval

14-1632

Resolution introduced by Alderpersons Dalton/Meltzer at the 09-17-2014 Common Council meeting.

#26-R-14 - Dalton/Meltzer

~~“Whereas crime rates have decreased in the City of Appleton over the last 6 years;~~

~~Whereas the city budget requires allocation for costs of maintaining infrequently used equipment,~~

~~Whereas training for use of infrequently used equipment demands staff time and resources;~~

~~Whereas effective civilian law enforcement does not require the use of military equipment;~~

~~Whereas military equipment is not designed for civilian law enforcement;~~

~~Whereas equipment discontinued for ineffectiveness in urban environments is not conducive to Appleton’s infrastructure~~

~~And whereas civilian law enforcement have used military equipment inappropriately in the United States and in other countries;~~

Be it resolved,

1. Staff return with a budgetary review for the costs of maintenance, insurance, and training resources related to the Mine Resistant Ambush Protected (MRAP Vehicle) within 45 days, and

~~2. Staff return with options for returning or disposing of the Mine Resistant Ambush Protected vehicle in most expeditious and low cost manner within 60 days~~

~~3.—A review of donated or surplus material acquisition noticing guidelines be presented to council to assure any major donated or surplus material acquisitions by any department are reviewed by the Common Council."~~

~~4. A public update be presented on public safety issues related to active shooter situations and warrants, and alternatives be considered that do not require the re-purposing of a military vehicle.”~~

Legislative History

9/25/14 Safety and Licensing Committee recommended for approval

Amend (Jirschele) the Resolution to read the following: "Whereas the city budget requires allocation for costs of maintaining infrequently used equipment; Be it resolved, 1. Staff return with a budgetary review for the costs of maintenance, insurance, and training resources related to the Mine Resistant Ambush Protected (MRAP) Vehicle within 45 days, and 2. A review of donated or surplus material acquisition noticing guidelines be presented to council to assure any major donated or surplus material acquisitions by any department are reviewed by the Common Council." Moved by Alderperson Jirschele, seconded by Alderperson Lobner to approve the amendment. Roll call. Ayes - 4. Noes - 1 (Garb). Motion carried.

2. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE**14-1610**

Request from Thao Vue for a variance to Municipal Code, Section 19-91 Front Yard Parking, for the property at 1335 W. Glendale Avenue **up to the original expansion. New expansion to be removed.**

Attachments: [Thao Vue variance.pdf](#)

Legislative History

9/23/14 Municipal Services Committee recommended for approval

Alderperson Dannecker moved, seconded by Alderperson Coenen, that the Report Action item be approved as amended. Roll Call. Motion carried by the following vote:

Aye: 4-Alderperson Dannecker, Alderperson Garb and Alderperson Martin

Nay: 1-Alderperson Dalton

[14-1611](#) Approve proposed modifications to the City of Appleton Snow Removal Policy.

Attachments: [Snow Removal Policy.pdf](#)

Legislative History

9/23/14 Municipal Services recommended for approval
Committee

[14-1535](#) Approve proposed changes to Municipal Code Section 12-59 Landscape Maintenance.

Attachments: [Terrace Mowing Ord.pdf](#)

Legislative History

9/9/14 Municipal Services held
Committee
Held until September 23, 2014 meeting.

9/23/14 Municipal Services recommended for approval
Committee

[14-1612](#) Approve funding reallocation request to purchase bicycle counters.

Attachments: [Request to purchase bicycle counters.pdf](#)

Legislative History

9/23/14 Municipal Services recommended for approval
Committee

[14-1622](#) The request from Graphic Homes, Inc. for a permanent street occupancy permit to install a sign 4'-7" within the Durkee Street right-of-way at 218 E. Lawrence Street with a minimum clearance of 12 feet.

Attachments: [Graphic Homes Street Occupancy.pdf](#)

Legislative History

9/23/14 Municipal Services recommended for approval
Committee

[14-1633](#) The request from United Sign for a permanent street occupancy permit to install a sign within the right-of-way at 318 W. College with a minimum clearance of 12 feet.

Attachments: [318 W College sign.pdf](#)

Legislative History

9/23/14 Municipal Services recommended for approval
Committee

3. MINUTES OF THE CITY PLAN COMMISSION

[14-1502](#)

Request to approve changes to the Zoning Ordinance.

#23-R-14 - Martin/Dalton/Trauger/Konetzke/Meltzer

“**WHEREAS**, Signs and murals painted on the sides of buildings have long been a part of Appleton’s landscape and historical examples can still be seen on the sides of Harmony Café, the former Wichman Furniture building and many others throughout the city.

WHEREAS, Hand painted signs and murals are considered works of art, adding beauty and interest to the exteriors of buildings.

WHEREAS, The City of Appleton encourages owners to take pride in their businesses by maintaining and making improvements to their property.

AND WHEREAS, The City of Appleton encourages its citizens to enjoy all forms of art.

THEREFORE, BE IT RESOLVED, that City of Appleton staff review its policy on painted signs and murals. Any murals and signs that currently exist are not in violation until further review.”

Attachments: [Painted Sign- Mural Memo to PC 8-25-14.pdf](#)

[Revised Mural Language Memo 9-22-14.pdf](#)

Legislative History

8/25/14	City Plan Commission	referred <i>referred to staff until second meeting in September</i>
9/22/14	City Plan Commission	recommended for approval

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

[14-1619](#)

The approval of ~~Approve~~ the repurposing of Lions Park to address stormwater flooding issues in the Theodore Street drainage area, with a target construction date of 2020, **be postponed for two years and for the Department of Public Works to focus their resources on other drainage areas.**

Attachments: [Repurposing of Lions Park .pdf](#)

Legislative History

9/24/14	Utilities Committee	recommended for approval <i>The item was amended to "The approval of the repurposing of Lions Park to address stormwater flooding issues in the Theodore Street drainage area, with a target construction date of 2020, BE POSTPONED FOR TWO YEARS AND FOR THE DEPARTMENT OF PUBLIC WORKS TO FOCUS THEIR RESOURCES ON OTHER DRAINAGE AREAS."</i>
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5. **MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE**

6. **MINUTES OF THE UTILITIES COMMITTEE**

[14-1619](#)

The approval of Approve the repurposing of Lions Park to address stormwater flooding issues in the Theodore Street drainage area, with a target construction date of 2020, **be postponed for two years and for the Department of Public Works to focus their resources on other drainage areas.**

Attachments: [Repurposing of Lions Park .pdf](#)

Legislative History

9/24/14 Utilities Committee recommended for approval
The item was amended to "The approval of the repurposing of Lions Park to address stormwater flooding issues in the Theodore Street drainage area, with a target construction date of 2020, BE POSTPONED FOR TWO YEARS AND FOR THE DEPARTMENT OF PUBLIC WORKS TO FOCUS THEIR RESOURCES ON OTHER DRAINAGE AREAS."

7. **MINUTES OF THE FOX CITIES TRANSIT COMMISSION**

8. **MINUTES OF THE BOARD OF HEALTH**

9. **MINUTES OF THE HUMAN RESOURCES COMMITTEE**

10. **MINUTES OF THE FINANCE COMMITTEE**

[14-1624](#)

Request to award contract to Ultimate Cleaning to provide Housekeeping Services for the years 2014-2019. The contract totals are 2015 (\$357,243), 2016 (\$364,703), 2017 (\$375,808), 2018 (\$387,082) and 2019 (\$398,696) annually

Attachments: [Housekeeping Contract 2015-2019.doc](#)

Legislative History

9/24/14 Finance Committee recommended for approval

[14-1626](#)

Request to award the Telulah Park Skateboard Park and Parking Lot Lighting Project to Faith Technologies, Inc. in the amount of \$39,500 with a contingency of \$3,950 for a contract total not to exceed \$43,450.

Attachments: [Bid Recommendation-Telulah Skate Park Project Lighting 9-15-2014.doc](#)

Legislative History

9/24/14 Finance Committee recommended for approval

[14-1637](#) Request to adopt the 2015 Special Assessment Policy language in accordance with Council action of September 3, 2014.

Attachments: [Spec Asmt Policy Revised 09-24-14 Mtg.pdf](#)

Legislative History

9/24/14 Finance Committee recommended for approval

M. CONSOLIDATED ACTION ITEMS

[14-1653](#) Consolidated Action Item - Lions Park stormwater flooding issues:
a. Item 14-1619 - Parks and Recreation Committee
b. Item 14-1619 - Utilities Committee

O. ITEMS HELD

P. ORDINANCES

[14-1650](#) Ordinances #62-14 and #66-14 - #72-14.

Attachments: [Ordinances going to 10-01-2014 Council.pdf](#)

Q. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION

R. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION

S. OTHER BUSINESS

T. ADJOURN

Dawn A. Collins, City Clerk

Reasonable accommodations for persons with disabilities will be made upon request and if feasible.