



City of Appleton

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

Meeting Agenda - Final-revised Common Council

Wednesday, November 6, 2013

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

[13-1624](#) Approve October 16, 2013 Mid-Year Organizational Meeting Minutes and the October 16, 2013 Meeting Minutes.

Attachments: [CC Minutes 10-16-2013 Org. Meeting.pdf](#)
[CC Minutes 10-16-2013 7pm.pdf](#)

- H. BUSINESS PRESENTED BY THE MAYOR

[13-1619](#) Appointment of one member to fill the expired term of Daniel Densow: Scott J Nickel - Remainder of 2-year term to expire April 2014.

Attachments: [CC 11-06-2013 Bd of Health Appointment.pdf](#)

[13-1620](#) Appointment of Len Gestout, Alan Lemons, Brad McCarville, Pete Schwanke, Mike Spencer, Deb Toll, Mary Vandeberg & Tommy Wendt to the Golf Advisory Committee.

Attachments: [CC 11-06-2013 Golf Advisory Committee Appointment.pdf](#)

- I. PUBLIC HEARINGS
- J. SPECIAL RESOLUTIONS
- K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[13-1462](#)

R/B-Oswald-Operator's License application of Brandon D. Abrahamzon, 511 N. Wisconsin Avenue.

Legislative History

10/10/13 Safety and Licensing Committee recommended for denial
Felony #1 - Possess w/Intent THC - is substantially related. Vote: 3-2; Nay-Oswald, Trauger
Felony #2 - Possession of THC - is not substantially related. Vote: 3-2; Nay-Plank, Smith
Felony #3 - Bail Jumping - is not substantially related. Vote: 3-2; Nay-Plank, Smith
Felony #4 - Bail Jumping - is not substantially related. Vote: 3-2; Nay-Plank, Smith
Felony #5 - OWI - is substantially related. Vote: 5-0

10/16/13 Common Council referred to the Safety and Licensing Committee
Referred back by Alderperson Oswald

10/24/13 Safety and Licensing Committee recommended for denial
The committee reaffirmed the actions taken at the October 10, 2013 meeting.

[13-1541](#)

Operator's License application of Sarah N. Ebertsch, 1122 W Weiland Lane.

Legislative History

10/24/13 Safety and Licensing Committee recommended for approval
Felony #1 - Deliver/Manufacture Marijuana - is not substantially related. Vote: 4-1; Nay-Garb
Felony #2 - Fraudulent Checks - is not substantially related. Vote: 4-1; Nay-Garb

[13-1543](#)

Operator's License application of Matthew J. Vandenberg, 400 N Richmond Street, #404.

Legislative History

10/24/13 Safety and Licensing Committee recommended for denial

[13-1544](#)

Operator's Licenses.

Attachments: [Operator's Licenses for 10-24-13 S & L.pdf](#)

Legislative History

10/24/13 Safety and Licensing Committee recommended for approval

2. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[13-1444](#) R/B-Smith-Proposed modifications to Municipal Code Section 16-10 Snow and Ice Removal.

Attachments: [Amendment Municipal Code 16-10.pdf](#)

Legislative History

10/8/13	Municipal Services Committee	recommended for approval
10/16/13	Common Council	referred to the Municipal Services Committee
	<i>Referred back by Alderperson Smith</i>	
10/22/13	Municipal Services Committee	recommended for approval

3. MINUTES OF THE CITY PLAN COMMISSION

[13-1521](#) Special Use Permit #14-13 - Wireless Planning, LLC, 1050 S. Grider Street (M-2 General Industrial District) to construct a 195' monopole wireless telecommunication tower with related ground equipment on the southern portion of the subject site. (Associated with Action Item #13-1518)

Attachments: [Special Use 14-13 Attachment.pdf](#)

Legislative History

10/21/13	City Plan Commission	approved
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4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

5. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[13-1554](#) Appeal to Current Subordination Policy

Attachments: [CDC Memo - subordination3.docx](#)
[Subordination Policy 2009.docx](#)

Legislative History

10/28/13	Community & Economic Development Committee	denied
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6. MINUTES OF THE UTILITIES COMMITTEE

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[13-1506](#)

Request to approve the following 2013 Budget adjustment:

General Fund	
Facilities Charges - Parks	+ \$140,000
Facilities Charges - Recreation	- \$10,000
Facilities Charges - MSB	- \$45,000
Facilities Charges - City Center	- \$85,000

To transfer funds from other City facilities charges to cover the cost of higher priority Park facility maintenance projects (2/3 vote required).

Attachments: [2013 Facilities Charges Budget Adjustment rev 2.doc](#)

[FMD Charge Estimate 2013 Gen Fund.xlsx](#)

Legislative History

10/23/13 Finance Committee recommended for approval

[13-1520](#)

Request to award "Appleton MSB Boiler Replacement" to J. F. Ahern Co. for a contract amount of \$41,436.

Attachments: [MSB Boiler Approval.docx](#)

Legislative History

10/23/13 Finance Committee recommended for approval

[13-1523](#)

Request to Award "Memorial Park Restroom Facility" to "Ko-Bra Buildings" in the amount of \$258,975 with a 3% contingency of \$7,769 for a contract total not to exceed \$266,744 in addition to budget adjustment required (2/3 vote required).

Capital Projects Fund - Facilities and Construction Management	
Buildings	+ \$111,000
Fund Balance	- \$111,000

Attachments: [Memorial Park Restroom Facility Bid \(final\).doc](#)

Legislative History

10/23/13 Finance Committee recommended for approval

[13-1443](#)

Approve Contract Amendment and Change Order No. 1 to Contract 22-13 for Unit U-13 Cherryvale Avenue Sanitary, Storm, Water Main, Grading & Graveling with Carl Bowers & Sons Construction Co., Inc. to increase for changes to the size of storm laterals and water services made by the landowner and the addition of a 42" storm sewer to serve areas to the west in the amount of \$13,909.00 resulting in no change to contract contingency. Overall Contract Amount to increase from \$344,970.00 to \$358,879.00.

Attachments: [Unit U-13 Contract Amendment - Change Order No.1.pdf](#)

Legislative History

10/23/13 Finance Committee recommended for approval

[13-1617](#) Recommendation to sole source purchase \$35,771 of external camera equipment Avigilon Video Management System (VMS) from Lappen Security in Little Chute, WI.

Attachments: [VMS Memo 2.docx](#)

[Camera's for Exterior PD 5mp.pdf](#)

[13-1623](#) The following 2013 Budget Adjustment be approved -

General Fund - Health	
Other reimbursements	+\$18,700
Salaries and benefits	+\$18,700

To record funds to be received to increase the hours of the Onedia Heights nursing services (2/3 vote required).

M. CONSOLIDATED ACTION ITEMS

O. ITEMS HELD

P. ORDINANCES

[13-1621](#) Ordinances #91-13 through 97-13.

Attachments: [Ordinances going to 11-06-2013.docx](#)

Q. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION

R. RESOLUTIONS SUBMITTED BY ALDPERSONS REFERRED TO COMMITTEES OF JURISDICTION

S. OTHER BUSINESS

T. ADJOURN

CHARLENE M. PETERSON, CMC/WCMC
City Clerk

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