



City of Appleton

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

Meeting Agenda - Final-revised Common Council

Wednesday, July 19, 2017

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
[17-1097](#) Common Council Meeting Minutes of June 21, 2017
Attachments: [CC Minutes 6-21-17.pdf](#)
- H. BUSINESS PRESENTED BY THE MAYOR
- I. PUBLIC HEARINGS
[17-970](#) Public Hearing for Rezoning #3-17
Attachments: [Public Hearing RZ #3-17.pdf](#)
- J. SPECIAL RESOLUTIONS
[17-1110](#) Initial Resolution- South Locust Street Vacation
Attachments: [Locust Street RR Xing - Initial Resolution.pdf](#)
- K. ESTABLISH ORDER OF THE DAY
- L. COMMITTEE REPORTS
- 1. **MINUTES OF THE MUNICIPAL SERVICES COMMITTEE**

[17-990](#) Approve proposed change to Section 9-262 of Municipal Code related to sidewalk cafes.

Attachments: [Proposed change to Section 9-262.pdf](#)

Legislative History

7/10/17 Municipal Services recommended for approval
Committee

[17-991](#) Approve Discontinuance of Locust Street at the CN Railroad Crossing Number 179 919F.

Attachments: [Discontinuance of Locust St at the CN Railroad crossing.pdf](#)

Legislative History

7/10/17 Municipal Services recommended for approval
Committee

[17-992](#) Approve Amendment No. 1 to Patrick Engineering for additional services related to the Oneida Street Bridge over Jones Park for roadway, parking lot, pedestrian ramp and shared use path design in the amount of \$125,000 for a revised not to exceed contract amount of \$353,861.

Attachments: [Patrick Engineering.pdf](#)

Legislative History

7/10/17 Municipal Services recommended for approval
Committee

[17-1031](#) Request to approve functional classification change for portions of Conkey Street and Capitol Drive.

Attachments: [Conkey St and Capitol Dr.pdf](#)

Legislative History

7/10/17 Municipal Services recommended for approval
Committee

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[17-948](#) Operator's Licenses, contingent upon approval from the Police Department

Attachments: [Operator's Licenses for 07-12-17 S & L.pdf](#)

Legislative History

7/12/17 Safety and Licensing recommended for approval
Committee

[17-949](#) Renewal Operator's Licenses, contingent upon approval from the Police Department

Attachments: [Renewal Operator's Licenses for 7-12-17 S & L.pdf](#)

Legislative History

7/12/17 Safety and Licensing Committee recommended for approval

[17-983](#) Class "B" Beer/"Class C" Wine License temporary change of premise description of Vers Venture, LLC d/b/a Mr Brews Taphouse, Tammy L. Verhagen, agent, 201 S. Riverheath Way, Suite 1100, July 22, 2017, contingent upon approval from all departments.

Attachments: [Mr Brews Taphouse amendment.pdf](#)

Legislative History

7/12/17 Safety and Licensing Committee recommended for approval

[17-987](#) Class "B" Beer/"Class C" Wine License temporary change of premise description of Tempest Coffee Collective LLC, Tyler A. Lonadier, Agent, 181 S. Riverheath Way, Suite 1100, July 22, 2017, contingent upon approval from all departments.

Attachments: [Change of Description-Tempest Coffee Collective.pdf](#)

Legislative History

7/12/17 Safety and Licensing Committee recommended for approval

[17-1017](#) Winter Farm Market application of Appleton Downtown, Inc., Djuanna Hugdahl, 116 N. Appleton Street, contingent upon approvals from all departments.

Legislative History

7/12/17 Safety and Licensing Committee recommended for approval

[17-938](#) "Class B" Beer/Liquor License application of Strange Case d/b/a Dr Jekylls, Thomas M. Ales III, Agent, 314 E. College Ave., contingent upon approval from all departments.

Attachments: [Dr Jekylls application.pdf](#)

Legislative History

7/12/17 Safety and Licensing Committee recommended for approval

3. MINUTES OF THE CITY PLAN COMMISSION

- [17-820](#) Request to approve Rezoning #3-17 for the Fourth Addition to Emerald Valley, as shown on the attached maps, from AG Agricultural District to R-1B Single-Family District
Attachments: [StaffReport_Rezoning #3-17_FourthAddtoEmeraldValley.pdf](#)
Legislative History
6/13/17 City Plan Commission recommended for approval
Proceeds to Council on July 19, 2017.
- [17-821](#) Request to approve the Fourth Addition to Emerald Valley Preliminary Plat as shown on the attached maps and subject to the attached conditions
Attachments: [StaffReport_Preliminary Plat_FourthAddtoEmeraldValley.pdf](#)
Legislative History
6/13/17 City Plan Commission recommended for approval
Proceeds to Council on July 19, 2017.
- [17-1001](#) Request to approve Special Use Permit #7-17 to expand an existing group home facility located at 720 W. Fifth Street (Tax Id #31-3-0623-00 and #31-3-0624-00), as shown on the attached maps and per attached plan of operation, to run with the land subject to the conditions in the attached staff report and approve attached Resolution (2/3 vote required)
Attachments: [StaffReport_HarborHouse_SUP_For07-11-17.pdf](#)
Legislative History
7/11/17 City Plan Commission recommended for approval
- [17-1003](#) Request to approve the street discontinuance to vacate a portion of South Locust Street public right-of-way in the 100 block at the CN Railroad Crossing Number 179 919F, as shown on the attached maps and legal description, pending approval by the Municipal Services Committee, and adopt the Initial Resolution
Attachments: [StaffReport_StreetVacation_SLocustStreet.pdf](#)
Legislative History
7/11/17 City Plan Commission recommended for approval
- [17-1010](#) Request to approve Extraterritorial Final Plat for White Hawk Meadows North 4 located in the Town of Grand Chute as shown on the attached maps
Attachments: [StaffReport_WhiteHawkMeadowsNorth4_ExtraFinalPlat.pdf](#)
Legislative History
7/11/17 City Plan Commission recommended for approval

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

[17-1055](#) Action Item: Approval of Ellen Kort Peace Park Conceptual Plan

Attachments: [Action-Ellen Kort Peace Park Memo.doc](#)
[Ellen Kort Peace Park Master Plan.pdf](#)

Legislative History

7/10/17 Parks and Recreation recommended for approval
Committee

5. MINUTES OF THE FINANCE COMMITTEE

[17-957](#) Request to award the 2017 Wastewater Water Lateral replacement project to Degroot, Inc. in the amount of \$93,816 with a contingency of \$10,000 for a project total not to exceed \$103,816.

Attachments: [2017 Wastewater Water Lateral Replacement.pdf](#)

Legislative History

6/26/17 Finance Committee recommended for approval

[17-967](#) Request to approve retaining outside counsel for personnel issues.

Attachments: [WC Matters with Retained Counsel.pdf](#)

Legislative History

6/26/17 Finance Committee recommended for approval

[17-955](#) Request to award the City of Appleton 2017 Parks Hardscape repairs project contract to MCC, Inc. in the amount of \$99,539 with a contingency of 10% for a project total not to exceed \$109,493.

Attachments: [2017 Parks Hardscape Repairs.pdf](#)

Legislative History

6/26/17 Finance Committee recommended for approval

[17-956](#) Request to award the City of Appleton 2017 Fire Stations #3 and #5 Hardscape repairs project contract to MCC, Inc. in the amount of \$78,088 with a contingency of \$3,500 for a project total not to exceed \$81,588.

Attachments: [2017 Fire Stations #3 and #5 Hardscape Repairs.pdf](#)

Legislative History

6/26/17 Finance Committee recommended for approval

[17-1019](#) Request to approve Finance Committee Report 4-P-17 for Sanitary Laterals, Storm Laterals and Storm Main.

Attachments: [Report 4-P-17.pdf](#)

Legislative History

7/10/17 Finance Committee recommended for approval

[17-1020](#)

Request to award the City of Appleton Parks, Recreation, and Facilities Management Building 2107 HVAC replacement project contract to B & P Mechanical, Inc. in the amount of \$401,000 with a contingency of \$20,500 for a contract total not to exceed \$421,500; and approval of the following 2018 budget adjustment:

Facilities & Construction Management Capital Projects Fund

| | |
|--------------------------------|-------------|
| Erb Park and Pool Project | - \$206,000 |
| PRFMD HVAC Replacement Project | +\$206,000 |

to reflect transfer of positive balance from the Erb Park and Pool project to the PRFMD HVAC Replacement project (2/3 vote required).

Attachments: [2017 PRFMD HVAC replacement award and budget adjustemnt.pdf](#)

Legislative History

7/10/17 Finance Committee recommended for approval

[17-1021](#)

Request to award the Exhibition Center design and development of Exhibition Center artwork contract to Rob Neilson in the amount of \$85,000.

Attachments: [2017 Expo Center Artwork .pdf](#)

Legislative History

7/10/17 Finance Committee recommended for approval

[17-1030](#)

Request approval of Bid packages and project related expenses into the Guaranteed Maximum Price Amendment to Miron Construction for the Fox Cities Exhibition Center for a contract not to exceed \$646,415.

Attachments: [2017 Expo Center Bid Package #6 .pdf](#)

Legislative History

7/10/17 Finance Committee recommended for approval

[17-1044](#) Request to approve the following 2017 Budget adjustment for additional services related to the Oneida Street Bridge over Jones Park for roadway, parking lot, pedestrian ramp and shared use path design:

| | |
|---|------------|
| Facilities Management Capital Projects Fund | - \$54,000 |
| Public Works Capital Projects Funds | + \$54,000 |

to transfer funds from the Facilities Management Capital Projects fund to the Public Works Capital Projects fund for phase 2 design work at the north end of Oneida Street bridge (2/3 vote required).

Attachments: [Oneida St Bridge.pdf](#)

Legislative History

7/10/17 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[17-962](#) ****CRITICAL TIMING**** Request to approve the allocation of 2017 Community Development Block Grant funding as described in the attached memorandum

Attachments: [Alloc Recs Memo to CEDC Final Award 06-28-17.pdf](#)

[Alloc Recs Memo to CEDC 10-26-16 mtg.pdf](#)

[2017 Revised CDBG Award Recommendations.pdf](#)

[2017 Revised Executive Summary of CDBG Award Recommendations.pdf](#)

Legislative History

6/28/17 Community & Economic Development Committee recommended for approval

[17-963](#) Request to approve the remaining Economic Development Pledge for 2017 to the Fox Cities Regional Partnership

Attachments: [Fox Cities Regional Partnership Sponsorship Opportunities Memo.pdf](#)

[Funding Request From Fox Cities Regional Partnership.pdf](#)

Legislative History

6/28/17 Community & Economic Development Committee recommended for approval

7. MINUTES OF THE UTILITIES COMMITTEE

[17-972](#) Award the North Reservoir Painting Project to L C United Painting Company in the amount of \$569,000 with a 10% contingency of \$56,900 for a project total not to exceed \$625,900.

Attachments: [North Reservoir Project - Contractor Award 06-26-17.pdf](#)

Legislative History

7/11/17 Utilities Committee recommended for approval

[17-974](#)

Preliminary Resolution 4-P-17 for Sanitary Laterals, Storm Laterals and Storm Sewer Main be adopted and refer the matter to the Finance Committee to determine the assessment rate.

Attachments: [4-P-17 Sanitary and Storm.pdf](#)

Legislative History

7/11/17 Utilities Committee recommended for approval

[17-975](#)

Award the Water Meter Customer Portal System to American Conservation and Billing Solutions, Inc. (AquaHawk) in the amount of \$65,300 with a 10% contingency of \$6,530 for a project total cost not to exceed \$71,830.

Attachments: [AquaHawk memo.pdf](#)

Legislative History

7/11/17 Utilities Committee recommended for approval

[17-982](#)

Award engineering contract for AWTF Chemical Systems Rehabilitation Project to McMahon in the amount of \$39,200 with a 10% contingency of \$3,920 for a project total not to exceed \$43,120.

Attachments: [utilities memo - Chemical Systems Rehabilitation Engineering Contract Award 06](#)

Legislative History

7/11/17 Utilities Committee recommended for approval

[17-985](#)

Approval of a 3% Rate Increase for Receiving Station Waste Haulers effective January 1, 2018.

Attachments: [utilities memo Receiving Station Rates Changes 06-27-17.pdf](#)

Legislative History

7/11/17 Utilities Committee recommended for approval

8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE

9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

[17-1041](#)

New Hope Temporary Six Month Extension

Attachments: [FCTC 2017 New Hope Extension.pdf](#)

[2017 New Hope Extension.pdf](#)

[2012 New Hope Contract.pdf](#)

Legislative History

7/12/17 Fox Cities Transit Commission recommended for approval

[17-1042](#) Outagamie County Emergency Management Letter of Agreement

Attachments: [Outagamie County Emergency Management Letter of Agreement 2017.pdf](#)

Legislative History

7/12/17 Fox Cities Transit Commission recommended for approval

[17-1043](#) Resolution Submitted to Appleton Common Council by Alderperson Referred to Committee of Jurisdiction - #13-R-17

Attachments: [Resolution #13-R-17.pdf](#)

Legislative History

7/12/17 Fox Cities Transit Commission recommended for approval

10. MINUTES OF THE BOARD OF HEALTH

M. CONSOLIDATED ACTION ITEMS

[17-1112](#) Finance Committee Item 17-1019
Utilities Committee Item 17-974

[17-1111](#) Municipal Services Item 17-991
City Plan Commission Item 17-1003
Initial Resolution Item 17-1110

N. ITEMS HELD

O. ORDINANCES

[17-969](#) Ordinances 42-17 to 51-17

Attachments: [Ordinances going to Council 7-19-17.pdf](#)

P. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION

Q. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION

R. OTHER COUNCIL BUSINESS

S. ADJOURN

Kami Lynch, City Clerk

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