



City of Appleton

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

Meeting Agenda - Final-revised Common Council

Wednesday, January 17, 2018

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

[18-0081](#) Common Council Meeting Minutes of December 19, 2017

Attachments: [CC Minutes 12-19-17_Special.pdf](#)

[18-0080](#) Common Council Meeting Minutes of December 20, 2017

Attachments: [CC Minutes 12-20-17.pdf](#)

- H. BUSINESS PRESENTED BY THE MAYOR

[18-0082](#) National Wear Red Day Proclamation

[18-0083](#) Appointment to the Library Board

- I. PUBLIC HEARINGS

[17-2023](#) Public Hearing - Rezoning #8-17

Attachments: [RZ #8-17_Public Hearing Notice.pdf](#)

[17-2024](#) Public Hearing for Text Amendment to Chapter 23 Zoning Ordinance and Map - Article X. Floodplain Zoning

Attachments: [PH Notice Text Amendment.pdf](#)

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[18-0029](#) Approve Amendment No. 2 to SRF Consulting Group, Inc. for additional services related to the Railroad Quiet Zone Feasibility & Implementation Plan in an amount of \$3,000 for a revised not to exceed contract of \$31,856.

Attachments: [Railroad Quiet Zone.pdf](#)

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[17-1684](#) Resolution #22-R-17; Resolution regarding The Social Station and Alcohol Consumption

Attachments: [Resolution #22-R-17 Social Station.pdf](#)
[22-R-17; Alcohol Consumption on the Social Station MEMO to SL .pdf](#)
[Green Bay Ordinance- Comm. Quadricycle.pdf](#)
[Commercial Quadricycle Resolution Options S&L 1-9-18.pdf](#)

Legislative History

10/25/17	Safety and Licensing Committee	held
	<i>Held until the next Safety & Licensing Committee meeting potentially on November 15th.</i>	
11/15/17	Safety and Licensing Committee	held
11/15/17	Common Council	held
	<i>This item was held in Committee. No action was taken on the item.</i>	
12/13/17	Safety and Licensing Committee	recommended for approval
12/13/17	Safety and Licensing Committee	amended
	<i>The following substitution amendment was made to the Resolution:</i>	
	<i>NOW THEREFORE BE IT RESOLVED, Commercial Quadricycles be permitted to have passengers who are of the age of twenty-one (21) or older possess up to thirty-six (36) fluid ounces of malt beverages per person. Commercial Quadricycles may only operate until 10:30 PM daily and only operate on approved routes.</i>	
12/20/17	Common Council	referred to the Safety and Licensing Committee

1/10/18 Safety and Licensing Committee recommended for approval

1/10/18 Safety and Licensing Committee amended

The item was amended to reflect Option 2. in the document provided by the Attorney's Office. The amendment includes the document as written, strikes items ii. 1. & 2. and adds a provision that the Police Department reviews/approves routes proposed by the applicant and allows for an appeal process to go to the Safety & Licensing Committee.

[17-2037](#)

Operator's License application of Cueren M. Egeland, W750 County Road VV, Seymour

Attachments: [Cueren M. Egeland.pdf](#)
[SL Denial 1-10-18.pdf](#)

Legislative History

1/10/18 Safety and Licensing Committee recommended for denial

[17-2032](#)

"Class B" Beer/Liquor License application of Tudy Wilder LLC, d/b/a Wilder's Bistro, 2639 S. Oneida St. Suite 1, Terrance A. Wilder, Agent, contingent upon approval from all departments.

Attachments: [Wilder's Bistro application.pdf](#)

Legislative History

1/10/18 Safety and Licensing Committee recommended for approval

[17-2033](#)

Class "B" Beer License application of McFleshman's Brewing Co LLC, Bobby L. Fleshman, Agent, 115 S. State St., contingent upon approval from all departments.

Attachments: [McFleshmans Brewing Co application.pdf](#)

Legislative History

1/10/18 Safety and Licensing Committee recommended for approval

[17-2034](#)

Secondhand Article Dealer License Renewal application of The Attique Resale, James A. Boylan, 415 N. Oneida Street, contingent upon approval from all departments.

Legislative History

1/10/18 Safety and Licensing Committee recommended for approval

[17-2041](#) Operator Licenses

Attachments: [Operator's Licenses for 1-10-18 S & L.pdf](#)

Legislative History

1/10/18 Safety and Licensing Committee recommended for approval

[18-0003](#) "Class B" Beer/Liquor License temporary change of premise description of Dairyland Brew Pub, Dorri Schmit, 1216 E. Wisconsin Avenue, January 27, 2018 or February 10, 2018, contingent upon approval from all departments.

Attachments: [Change of Description - Dairyland Brew Pub.pdf](#)

Legislative History

1/10/18 Safety and Licensing Committee recommended for approval

[18-0020](#) "Class A" Liquor License application of Fishtail LLC, Buddi S. Subedi, 415 S. Memorial Drive, contingent upon approval from all departments.

Attachments: [Memorial Petroleum.pdf](#)

Legislative History

1/10/18 Safety and Licensing Committee recommended for approval

[18-0034](#) Secondhand Article Dealer License Renewal application of Heid Music, Kristin J. Masarik, Applicant, 308 E. College Avenue, contingent upon approval from all departments.**Legislative History**

1/10/18 Safety and Licensing Committee recommended for approval

3. MINUTES OF THE CITY PLAN COMMISSION[17-1902](#) Request to approve the proposed Zoning Ordinance Text and Map Amendments to Article X Floodplain Zoning of Chapter 23 of the Municipal Code relating to Section 23-206(b)(1)(i) Official maps and revisions, as identified in the attached staff report

Attachments: [StaffReport_ZOText&MapAmendment_FloodplainZoning_12-12-17.pdf](#)

Legislative History

12/12/17 City Plan Commission recommended for approval
Proceeds to Council on January 17, 2018.

[17-1907](#) Request to approve Rezoning #8-17 for Creekside Estates, as shown on the attached maps, from R-1A Single-Family District and R-2 Two-Family District to R-1B Single-Family District

Attachments: [StaffReport Rezoning #8-17 Creekside Estates 12-12-17.pdf](#)

Legislative History

12/12/17 City Plan Commission recommended for approval
Proceeds to Council on January 17, 2018.

[17-1909](#) Request to approve the Creekside Estates Preliminary Plat as shown on the attached maps and subject to the attached conditions

Attachments: [StaffReport Preliminary Plat Creekside Estates 12-12-17.pdf](#)

Legislative History

12/12/17 City Plan Commission recommended for approval
Proceeds to Council on January 17, 2018.

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

5. MINUTES OF THE FINANCE COMMITTEE

[18-0077](#) Resolution #23-R-17
Resolution Regarding Financing Option for the Fox Cities Exhibition Center
Submitted by: Alderperson Plank - District 7 & Alderperson Baranowski - District 5
Referred to: Mayor's Office

Be It Resolved:

Upon receipt of work performed by R.W. Baird with respect to financing of the Fox Cities Exhibition Center, a report of their findings be presented to the Finance Committee and/or the full Common Council in a timely manner. The presentation will be conducted by a representative employed by R.W. Baird. The City Attorney and Finance Director of the City of Appleton will be present for consultation.

The Finance Committee and/or Common Council will then determine and authorize the financing mechanism to be used to fund the Fox Cities Exhibition Center.

Legislative History

1/15/18 Finance Committee recommended for approval

[18-0078](#) Approve the financing recommendation made by Baird for the Fox Cities Exhibition Center

Attachments: [Baird FCEC Presentation 1-8-18.pdf](#)
[Room Tax Collections.pdf](#)
[FCEC Financing Comparison Memo 011518.pdf](#)
[FRED Graph.pdf](#)
[Private Placement Bonds.pdf](#)
[Term Sheet 10.26.17.pdf](#)

Legislative History

1/15/18 Finance Committee recommended for approval

[18-0079](#) Resolution #24-R-17

Resolution Regarding Pledge & Security Agreement with Respect to Financing of the Fox Cities Exhibition Center
Submitted by: Alderperson Plank - District 7 & Alderperson Baranowski - District 5
Referred to: Attorney's Office

Be It Resolved:

The Finance Committee and/or Common Council, with consultation from the Office of the City Attorney of Appleton, review the Pledge and Security Agreement document authorizing financing of the Fox Cities Exhibition Center.

Upon this review, the Common Council will approve the document in final form prior to its execution.

Legislative History

1/15/18 Finance Committee recommended for approval

[18-0007](#) Request to approve short-term loan not to exceed \$31,000,000 to the Appleton Redevelopment Authority (ARA) for the construction of the Fox Cities Exhibition Center to be repaid upon ARA's closing of long-term financing for the project which is anticipated in early 2018.

Attachments: [FCEC Financing - ARA Loan 2018.pdf](#)

Legislative History

1/8/18 Finance Committee recommended for approval

[18-0008](#)

Request to approve the following 2017 Budget adjustment:

Facilities Management Capital Projects Fund

Fire Station #4 Repair Project	+\$23,000
MSB Fire Protection System Upgrade Project	- \$23,000

to reallocate funds for the emergency repairs of the garage floor at Fire Station #4.

Attachments: [2017 Fire Station #4 Emergency Repairs and Budget Adjustment .pdf](#)

Legislative History

1/8/18 Finance Committee recommended for approval

[18-0021](#)

Request to approve payment to von Briesen & Roper, S.C. for real estate services performed under the "Hourly Services" provision of the Phase III agreement related to the construction of the Fox Cities Exhibition Center and approve the following related 2017 Budget adjustment:

Exhibition Center Capital Projects Fund

Consulting Services	+ \$489
Debt Proceeds/Room Tax	+ \$489

to provide funding for real estate services related to the construction of the Fox Cities Exhibition Center.

Attachments: [von Briesen Bill 10-31-17.pdf](#)

Legislative History

1/8/18 Finance Committee recommended for approval

[18-0031](#)

Request to approve Rocky Bleier Run/Water Street Relocation Order.

Attachments: [Rocky Bleier-Water St - Relocation Order \(FINAL\).pdf](#)

Legislative History

1/8/18 Finance Committee recommended for approval

[18-0046](#)

Request to approve accepting the professional construction management services of Miron Construction for the Jones Park renovation conditioned upon Miron's offer to donate their fee.

Attachments: [2018 Jones Park Renovation Sole Source \(002\).pdf](#)

Legislative History

1/8/18 Finance Committee recommended for approval

[18-0048](#) Request to approve Rocky Bleier Run/Water Street Relocation Order (north side of street).

Attachments: [Rocly Bleier Run \(north side of street\) - Relocation Order 1.pdf](#)

Legislative History

1/8/18 Finance Committee recommended for approval

[18-0049](#) Request to approve North Edgewood Estates Development Agreement.

Attachments: [Coenen Dev Agrm - City - Clean - 01-05-2018.pdf](#)

Legislative History

1/8/18 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

7. MINUTES OF THE UTILITIES COMMITTEE

8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE

[18-0040](#) Request to overhire for the Waste Water Operations Supervisor position to be able to train the new employee prior to retirement date of current employee.

Attachments: [Ops Supervisor Overhire 01-05-09.pdf](#)

Legislative History

1/10/18 Human Resources & Information Technology Committee recommended for approval

[18-0041](#) Request from Police to approve the Support Services Division to be moved from the Assistant Chief to the Investigative Services Captain. Also to create two Lead positions, one in the Communication Specialist Unit and one in the Records Unit.

Attachments: [Police TO reorg memo.pdf](#)
[Police Lead Positions memo request Allcox.pdf](#)
[Police TO approved 3-1-17.pdf](#)
[Police TO draft Jan 2018.pdf](#)

Legislative History

1/10/18 Human Resources & Information Technology Committee recommended for approval

9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION**10. MINUTES OF THE BOARD OF HEALTH**

M. CONSOLIDATED ACTION ITEMS

N. ITEMS HELD

O. ORDINANCES

[18-0085](#) Ordinances 1-18 to 15-18*Attachments:* [Ordinances going to Council 1-17-18.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

[18-0084](#) Explanation of next steps regarding the financing of the Fox Cities Exhibition Center

S. ADJOURN

Kami Lynch, City Clerk

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