



City of Appleton

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

Meeting Agenda - Final-revised Common Council

Wednesday, April 20, 2022

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. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[22-0477](#) Common Council Meeting Minutes of April 6, 2022

Attachments: [CC Minutes 4-6-22.pdf](#)

- G. BUSINESS PRESENTED BY THE MAYOR

[22-0486](#) Board & Commission Reappointments

Attachments: [April 2022 Misc Committee Reappts Memo.pdf](#)

- H. PUBLIC PARTICIPATION

- I. PUBLIC HEARINGS

[22-0315](#) Public Hearing on the proposed amendment of Article X of Chapter 23 of the Municipal Code, relating to Floodplain Zoning.

Attachments: [Notice of Public Hearing TA 1-22 Floodplain Ch. 23.pdf](#)

- J. SPECIAL RESOLUTIONS
- K. ESTABLISH ORDER OF THE DAY
- L. COMMITTEE REPORTS

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[22-0423](#) Request from All Tied up for a street occupancy permit to place tables and chairs in the College Avenue beautification strip at 324 E. College Avenue.

Attachments: [All Tied Up Floral Cafe.pdf](#)

Legislative History

4/11/22 Municipal Services recommended for approval
Committee

[22-0424](#) Request from Hilton Appleton Paper Valley Hotel to extend their street occupancy permit for dumpsters on College Avenue (Meters CAW 301, 303 & 305) through April 30, 2022.

Attachments: [Hilton Appleton Paper Valley-dumpsters.pdf](#)

Legislative History

4/11/22 Municipal Services recommended for approval
Committee

[22-0425](#) Request from Hilton Appleton Paper Valley Hotel for a street occupancy permit for a construction container on the Superior Street side of 333 W. College Avenue through May 31, 2022.

Attachments: [Hilton Appleton Paper Valley-storage container.pdf](#)

Legislative History

4/11/22 Municipal Services recommended for approval
Committee

[22-0426](#) Approve Inter Governmental Agreement with Outagamie County for the CTH JJ (Lightning Drive to Cherryvale Avenue) Reconstruction Project.

Attachments: [CTH JJ-Lightning Dr to Cherryvale Ave.pdf](#)

Legislative History

4/11/22 Municipal Services recommended for approval
Committee

[22-0427](#) Approve Inter Governmental Agreement with Outagamie County for the CTH E & EE (CTH JJ to Applehill Boulevard) Reconstruction Project.

Attachments: [CTH E & EE.pdf](#)

Legislative History

4/11/22 Municipal Services recommended for approval
Committee

[22-0428](#) Approve designation of 9 parking stalls in the Red Ramp for the Hilton Hotel.

Legislative History

4/11/22 Municipal Services recommended for approval
 Committee

[22-0455](#) Approve parking restriction change on the 400 block of W. College Avenue. Follow-up to Six-Month Trial Period.

Attachments: [400 block of W College Ave.pdf](#)

Legislative History

4/11/22 Municipal Services recommended for approval
 Committee

[22-0456](#) Approve parking restriction change on the 300/400 block of N. Division Street. Follow-Up to Six-Month Trial Period.

Attachments: [300-400 block of N Division St.pdf](#)

Legislative History

4/11/22 Municipal Services recommended for approval
 Committee

[22-0457](#) Approve request from Creative Downtown Appleton Inc. to install a parklet on the west side of N. State Street at parking stalls #178 and #179 per the On-Street Parklet Policy.

Attachments: [Parklet-N State St.pdf](#)

Legislative History

4/11/22 Municipal Services recommended for approval
 Committee

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[22-0462](#) Alcohol License Revocation Hearing for Core's Lounge, LLC - Kor Xiong, Agent

Attachments: [Core's Lounge Complaint 3-29-22.pdf](#)

[Core's Lounge Lic. Status Letter.pdf](#)

[Core's Lounge Summons.pdf](#)

[Core's Lounge Revocation Hearing Exhibits 1-17 \(No 10\).pdf](#)

[Core's Lounge Revocation Hearing- Report to the Common Council.pdf](#)

Legislative History

4/13/22 Safety and Licensing recommended for approval
Committee
The Report to the Common Council, including the Findings of Fact and Conclusions of Law and Recommendation to Revoke Core's Lounge, LLC combination alcohol license was approved.

[22-0454](#)

Request to Purchase Fire Truck via Sole Source.

Attachments: [04-06-22_Sole_Source_Engine.pdf](#)

Legislative History

4/13/22 Safety and Licensing recommended for approval
Committee

[22-0232](#)

Class "B" Beer and "Class C" Wine License application for All Tied Up Floral Cafe LLC d/b/a All Tied Up Floral Cafe, Aaron Phillipson, Agent, located at 324 E College Ave, contingent upon approval from the Community Development, Health, Public Works and Inspections departments.

Attachments: [All Tied Up Floral Cafe.pdf](#)

[Resolution 324ECollegeAve SUP#3-22 SIGNED.pdf](#)

Legislative History

4/13/22 Safety and Licensing recommended for approval
Committee

[22-0363](#)

Class "B" Beer and "Class C" Wine License application for Area 509 LLC d/b/a Area 509, Reginald Desamour, Agent, located at 1025 N Badger Ave, contingent upon approval from the Community Development and Health departments.

Attachments: [Area 509.pdf](#)

Legislative History

4/13/22 Safety and Licensing recommended for approval
Committee

[22-0375](#)

Class "B" Beer and Reserve "Class B" Liquor License application for Topsy Taco & Tequila Bar LLC d/b/a Topsy Taco & Tequila Bar, Sarah J Gregory, Agent, located at 127 S Memorial Dr, contingent upon approval from the Community Development, Health and Inspections departments.

Attachments: [Topsy Taco & Tequila Bar.pdf](#)

[Resolution 127SMemorialDr SUP#2-22 SIGNED.pdf](#)

Legislative History

4/13/22 Safety and Licensing recommended for approval
Committee

- [22-0410](#) Class "B" Beer and "Class B" Liquor License Change of Agent application for GT Limited d/b/a Rascals Bar & Grill, Karen Blodgett, New Agent, located at 702 E Wisconsin Ave.

Attachments: [Karen A Blodgett S&L.pdf](#)

Legislative History

4/13/22	Safety and Licensing Committee	recommended for approval
---------	--------------------------------	--------------------------

- [22-0415](#) Class "B" Beer and "Class B" Liquor License Change of Agent application for Urban Modern Kitchen LLC d/b/a Urban Modern Kitchen, Regina R Hueckman, New Agent, located at 800 E Wisconsin Ave.

Attachments: [Regina R Hueckman -2nd S&L.pdf](#)

Legislative History

4/13/22	Safety and Licensing Committee	recommended for approval
---------	--------------------------------	--------------------------

- [22-0416](#) "Class A" Liquor License application for Kedaar LLC d/b/a Appleton Clark, Lekha Timilsaina, Agent, located at 1200 W Wisconsin Ave, contingent upon approval from the Finance and Inspections departments.

Attachments: [Appleton Clark.pdf](#)

Legislative History

4/13/22	Safety and Licensing Committee	recommended for approval
---------	--------------------------------	--------------------------

- [22-0417](#) Class "B" Beer and "Class B" Liquor Temporary Premise Amendment for Dairyland Brew Pub, Dorri Schmidt, Agent, located at 1216 E Wisconsin Ave, contingent upon approval from the Fire, Health, Inspections and Police departments.

Attachments: [Dairyland Brew Pub S&L.pdf](#)

Legislative History

4/13/22	Safety and Licensing Committee	recommended for approval
---------	--------------------------------	--------------------------

3. MINUTES OF THE CITY PLAN COMMISSION

- [22-0349](#) Request to approve Zoning Ordinance Text and Map Amendments to Article X Floodplain Zoning of Chapter 23 of the Municipal Code relating to Section 23-205(b)(2) General provisions; Official maps and revisions; Official maps based on other studies, as identified in the attached staff report

Attachments: [StaffReport_AmendFloodplainOrd_AppleFields_CLOMR_For03-23-22.pdf](#)

Legislative History

3/23/22	City Plan Commission	recommended for approval
<i>Proceeds to Council on April 20, 2022.</i>		

[22-0447](#)

Request to approve Special Use Permit #5-22 for a restaurant with alcohol sales and service located at 1103 West College Avenue (Tax Id #31-3-1064-00), 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 of Common Council required for approval)

Attachments: [StaffReport 1103WCollegeAve SUP For04-13-22.pdf](#)

Legislative History

4/13/22 City Plan Commission recommended for approval

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

5. MINUTES OF THE FINANCE COMMITTEE

[22-0485](#)

Request to approve the following 2022 Budget amendment:

CEA Replacement Fund

Debt Proceeds	+\$345,000
CEA Replacement	+\$410,800
Vehicles	+\$755,800

To purchase a PUC Engine using debt proceeds and available CEA replacement funds (2/3 vote of Council required)

Attachments: [2022 Fire Truck Purchase.pdf](#)

[04-06-22 Sole Source Engine.pdf](#)

[22-0461](#)

Request approval to award the Sole Source Purchase of Grit Classifier System #2 Rebuild Parts through Saveco North America Inc in the amount of \$37,936

Attachments: [Grit Classifier Rebuild Work.pdf](#)

Legislative History

4/11/22 Finance Committee recommended for approval

[22-0463](#)

Request to award the Wastewater Treatment Plant Sludge Thickening Building fire alarm system alterations contract to Faith Technologies in the amount of \$28,160 along with the following 2022 Budget adjustment:

Wastewater Sludge Thickening Bldg Fire Alarm CIP proj	+\$28,160
Wastewater Utility Belt Filter project	- \$28,160

to transfer available funds from the Wastewater Utility Belt Filter project to the new Wastewater Sludge Thickening Building Fire Alarm modification CIP project

Attachments: [2022 AWWTP Fire Alarm System Alterations.pdf](#)

Legislative History

4/11/22 Finance Committee recommended for approval

[22-0464](#)

Request to approve the following 2022 Budget amendments:

Water

Distribution Operations and Maintenance	+\$43,850
Distribution Capital Improvements	- \$43,850

Wastewater

Collection Systems	+\$40,000
Public Works Capital Improvements	- \$40,000

Stormwater

Facility Maintenance	+\$90,000
Capital Construction	- \$90,000

General Fund

Street Repair	+\$15,000
Sidewalk Construction	- \$15,000

to reclassify capital budget funds to operations budgets for miscellaneous concrete and street repair costs (2/3 vote of Council required)

Legislative History

4/11/22 Finance Committee recommended for approval

[22-0465](#)

Request to award Unit J-22 Mini Storm Sewer Construction to Alfson Excavating, LLC in an amount not to exceed \$200,000

Attachments: [Award of Contract Unit J-22.pdf](#)

Legislative History

4/11/22 Finance Committee recommended for approval

[22-0466](#)

Request to award Unit X-22 Sewer & Water Main Reconstruction No. 2 to Kruczek Construction, Inc in the amount of \$877,778 with a 7.5% contingency of \$65,833 for a project total not to exceed \$943,611

Attachments: [Award of Contract Unit X-22.pdf](#)

Legislative History

4/11/22 Finance Committee recommended for approval

[22-0468](#)

Request to approve Contract Amendment / Change Order No. 1 to contract 11-22, Unit W-22 Sewer and Water Reconstruction No. 1 for the addition of ARPA funding to facilitate removal and replacement of public-side lead water services encountered during water main reconstruction in the amount of \$20,000 resulting in no change to contract contingency. Overall contract increases from \$1,469,167 to \$1,489,167

Attachments: [Unit W-22 Change Order No. 1.pdf](#)

Legislative History

4/11/22 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

7. MINUTES OF THE UTILITIES COMMITTEE

[22-0449](#)

Approval to single source and award 2022E Stormwater Consulting Services Contract for assistance with the Interstate 41 Reconstruction Project to Brown and Caldwell in an amount not to exceed \$30,000.

Attachments: [2022E Single Source 41 Reconstruction BC award.pdf](#)

Legislative History

4/12/22 Utilities Committee recommended for approval

8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE

9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

10. MINUTES OF THE BOARD OF HEALTH

M. CONSOLIDATED ACTION ITEMS

N. ITEMS HELD

O. ORDINANCES

[22-0478](#) Ordinances #27-22 to #33-22

Attachments: [Ordinances to Council 4-20-22.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. CLOSED SESSION
- [22-0487](#) The Common Council may go into closed session pursuant to State Statute §19.85(1)(a) for the purpose of deliberating the revocation of an alcohol license and then reconvene into open session.
- T. ADJOURN

Kami Lynch, City Clerk

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

Remote meeting attendance may be permitted pursuant to Section 2-29 of the Appleton Municipal Code and Rules of Council.