



# City of Appleton

100 North Appleton Street  
Appleton, WI 54911-4799  
[www.appleton.org](http://www.appleton.org)

## Meeting Agenda - Final Common Council

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Wednesday, May 21, 2014

7:00 pm

Council Chambers

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- 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
  - [14-878](#) Approve Council Minutes from the May 7, 2014 Council Meeting.  
  
*Attachments:* [CC Minutes 05-07-2014.pdf](#)
- H. BUSINESS PRESENTED BY THE MAYOR
  - [14-872](#) Presentation of Historic Stewardship Certificate Award to Karen Rashke.  
  
*Attachments:* [CC 5-21-14 HPC Award Nomination.pdf](#)
  - [14-873](#) Presentation of National Public Works Week Proclamation
  - [14-874](#) Presentation of League of Women Voters of Appleton Week Proclamation.
- I. PUBLIC HEARINGS
- J. SPECIAL RESOLUTIONS
- K. ESTABLISH ORDER OF THE DAY

## L. COMMITTEE REPORTS

## 1. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[14-757](#) Operator's Licenses

**Attachments:** [Operator's Licenses for 05-15-14 S&L.pdf](#)

**Legislative History**

|         |                                   |                          |
|---------|-----------------------------------|--------------------------|
| 5/15/14 | Safety and Licensing<br>Committee | recommended for approval |
|---------|-----------------------------------|--------------------------|

[14-758](#) Operator License Renewals

**Attachments:** [Operator's Renewal Licenses for 05-15-14.pdf](#)

**Legislative History**

|         |                                   |                          |
|---------|-----------------------------------|--------------------------|
| 5/15/14 | Safety and Licensing<br>Committee | recommended for approval |
|---------|-----------------------------------|--------------------------|

[14-666](#) Reserve "Class B" Beer/Liquor License application of Il Angolo Resto-Bar LLC, d/b/a C-Vine Lounge, Conrado Lopez Mendez, Agent, 531 West College Avenue, contingent upon approvals from all departments.

**Legislative History**

|         |                                   |      |
|---------|-----------------------------------|------|
| 4/24/14 | Safety and Licensing<br>Committee | held |
|---------|-----------------------------------|------|

*This item held until the May 15, 2014 meeting.*

|         |                                   |                          |
|---------|-----------------------------------|--------------------------|
| 5/15/14 | Safety and Licensing<br>Committee | recommended for approval |
|---------|-----------------------------------|--------------------------|

[14-665](#) Reserve "Class B" Beer/Liquor License application of X-Tra 602 Event and Entertainment, Franz J. Schadt, Agent, 527 - 529 West College Avenue, contingent upon approvals from all departments.

**Legislative History**

|         |                                   |      |
|---------|-----------------------------------|------|
| 4/24/14 | Safety and Licensing<br>Committee | held |
|---------|-----------------------------------|------|

*This item held until the May 15, 2014 meeting.*

|         |                                   |                          |
|---------|-----------------------------------|--------------------------|
| 5/15/14 | Safety and Licensing<br>Committee | recommended for approval |
|---------|-----------------------------------|--------------------------|

[14-836](#) Change of Agent - "Class B" Beer/Liquor License of K Corporation d/b/a Grumpy's Pub, 1501 North Richmond Street, Robert J. Kunstman, Agent, contingent upon approvals from all departments.

**Legislative History**

|         |                                   |                          |
|---------|-----------------------------------|--------------------------|
| 5/15/14 | Safety and Licensing<br>Committee | recommended for approval |
|---------|-----------------------------------|--------------------------|

[14-763](#) Transfer of Premises - "Class A" Beer/Liquor License of The Free Market, Lucinda Weinfurter, Agent, from 1000 West Wisconsin Avenue to 734 West Wisconsin Avenue, contingent upon approvals from all departments.

**Legislative History**

5/15/14 Safety and Licensing Committee recommended for approval

[14-741](#) Taxicab Company and Limousine Service renewal application of A-Town Taxi, Terry L. Reynolds, 520 N. Clark Street, contingent upon approvals from all departments.

**Legislative History**

5/15/14 Safety and Licensing Committee recommended for approval

[14-785](#) Taxicab Company and Limousine Service renewal application of Apple Valley Taxi LLC, James D. Jacobs, 1831 N. Bennett Street, contingent upon approvals from all departments.

**Legislative History**

5/15/14 Safety and Licensing Committee recommended for approval  
*One vote was taken to approve the balance of TaxiCab Company License Applications*

[14-825](#) Request to apply for a joint grant from the Edward Byrne Memorial Justice Assistance Grant Program for Appleton Police Department and Outagamie County.

**Legislative History**

5/15/14 Safety and Licensing Committee recommended for approval

[14-743](#) Taxicab Company and Limousine Service renewal application of Call A Cab LLC, Thomas A. Guyette, 13 Tayco Street, Menasha, contingent upon approvals from all departments.

**Legislative History**

5/15/14 Safety and Licensing Committee recommended for approval

[14-754](#) Taxicab Company and Limousine Service renewal application of Dynasty Limousine Service, LLC, John Wolters, 314 E. Wilson Avenue, contingent upon approvals from all departments.

**Legislative History**

5/15/14 Safety and Licensing Committee recommended for approval

[14-755](#)

Taxicab Company and Limousine Service renewal application of Lamers Bus Lines Inc., Chris Gilling, 2937 Monroe Rd., DePere, contingent upon approvals from all departments.

**Legislative History**

5/15/14      Safety and Licensing      recommended for approval  
   Committee

[14-759](#)

Taxicab Company and Limousine License application of Superior Transport, Lorenzo Jackson, 1365 Lucerne Drive, Menasha, contingent upon approvals from all departments.

**Legislative History**

5/15/14      Safety and Licensing      recommended for approval  
   Committee

[14-786](#)

Taxicab Company and Limousine Service renewal application of Atlas Taxi, Matthew J. Hyde, W5385 Center Valley Road, Black Creek, contingent upon approvals from all departments.

**Legislative History**

5/15/14      Safety and Licensing      recommended for approval  
   Committee

[14-824](#)

Resolution introduced by Alderperson Jirschele/Williams/Garb at the 5-8-2014 Common Council meeting relating to have an ordinance be created and adopted.

#15-R-14 - Jirschele/Williams/Garb

“Whereas

On December 13, 2013, Wisconsin State Assembly Bill 169 was enacted, which adds commercial quadricycles to the list of unlicensed public places where fermented malt beverages may be consumed,

Whereas

The bill also authorizes a municipality to prohibit the consumption of fermented malt beverages on commercial quadricycles, but a municipality may not enforce such a prohibition in a previously existing ordinance,

Be it Resolved

That the City of Appleton adopt an ordinance prohibiting the consumption of fermented malt beverages on commercial quadricycles.”

**Legislative History**

|         |                                |                          |
|---------|--------------------------------|--------------------------|
| 5/15/14 | Safety and Licensing Committee | recommended for approval |
|---------|--------------------------------|--------------------------|

[14-838](#)

Taxicab Company and Limousine Service renewal application of L & S Classic Limousine LLC, Leonard M. Trams, W6177 Plymouth Street, contingent upon approvals from all departments, contingent upon approvals from all departments.

**Legislative History**

|         |                                |                          |
|---------|--------------------------------|--------------------------|
| 5/15/14 | Safety and Licensing Committee | recommended for approval |
|---------|--------------------------------|--------------------------|

[14-840](#)

Taxicab Company and Limousine Service renewal application of People Movers Inc., Paul O. Davies, 705 W. Wisconsin Avenue, contingent upon approvals from all departments, contingent upon approvals from all departments.

**Legislative History**

|         |                                |                          |
|---------|--------------------------------|--------------------------|
| 5/15/14 | Safety and Licensing Committee | recommended for approval |
|---------|--------------------------------|--------------------------|

## 2. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[14-777](#) Request from Flanagan's Stop & Shop and Wine Review for a permanent street occupancy permit to install two (2) posts in the beautification strip and an awning across the sidewalk with a minimum clearance of 7'6" at 528 W. College Avenue.

**Attachments:** [Flanagan's Wine Review-Awning.pdf](#)

**Legislative History**

5/13/14 Municipal Services recommended for approval  
Committee

[14-789](#) Proposed parking change on East Street between Fremont Street and Harrison Street.

**Attachments:** [Parking change on East St. between Fremont & Harrison St.pdf](#)

**Legislative History**

5/13/14 Municipal Services recommended for approval  
Committee

[14-790](#) Proposed parking changes on South Court between John Street and South Street.

**Attachments:** [Parking changes on South Ct. between John & South St.pdf](#)

**Legislative History**

5/13/14 Municipal Services recommended for approval  
Committee

[14-791](#) Proposed parking changes on Eldorado Street between Lawe Street and Meade Street.

**Attachments:** [Parking changes on Eldorado St. between Lawe & Meade St.pdf](#)

**Legislative History**

5/13/14 Municipal Services recommended for approval  
Committee

[14-792](#) Proposed parking change on the 1000 block of W. Summer Street.

**Attachments:** [Parking change on the 1000 block of W. Summer St.pdf](#)

**Legislative History**

5/13/14 Municipal Services recommended for approval  
Committee

[14-793](#) Proposed parking changes on Plateau Street between Wisconsin Avenue and Jardin Street.

**Attachments:** [Parking changes on Plateau St. between Wisconsin Ave & Jardin St.pdf](#)

**Legislative History**

5/13/14 Municipal Services recommended for approval  
Committee

[14-795](#) Proposed parking ordinance update on Water Street between Jackman Street and Olde Oneida Street.

**Attachments:** [Parking ordinance update on Water St. between Jackman & Olde Oneida St.pdf](#)

**Legislative History**

5/13/14 Municipal Services recommended for approval  
Committee

[14-821](#) Preliminary Resolution 6-P-14 for sidewalk installation on 430 E. First Avenue and 1853 W. Spring Street approximately 110' on N. Sharon Street side.

**Attachments:** [Resolution 6-P-14.pdf](#)

**Legislative History**

5/13/14 Municipal Services recommended for approval  
Committee

**3. MINUTES OF THE CITY PLAN COMMISSION**

[14-808](#) Special Use Permit #5-14 - The Trout Museum of Art, to expand alcohol sales and consumption inside the building to include the 3rd, 4th and 5th floors and the exterior space located on the west side of the building located at 111 West College Avenue -Tax Parcel Number 31-2-0066-00.

**Attachments:** [Special Use Permit #5-14.pdf](#)

**Legislative History**

5/12/14 City Plan Commission recommended for approval

**4. MINUTES OF THE PARKS AND RECREATION COMMITTEE**

[14-773](#) Action: Pool Rental, Reservation and General Use Policy

**Attachments:** [Memo-Pool Rental, Reservation and General Use Policy 4-29-14.doc](#)  
[Pool Rental Reservation and General Use Policy 2014-Final \(5-14-14 P & R Me](#)

**Legislative History**

5/14/14 Parks and Recreation recommended for approval  
Committee

**5. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE**

[14-816](#)

The City of Appleton shall enter into a one-year extension of the Memorandum of Understanding for Southpoint Commerce Park Market Garden with Goodwill Industries of North Central Wisconsin.

**Attachments:** [Market Garden Extension Memo 4-25-14.pdf](#)  
[Market Garden MOU 5-12-14.pdf](#)  
[Market Garden Attachment 5-12-14.pdf](#)

**Legislative History**

5/12/14      Community & Economic      recommended for approval  
 Development Committee

[14-817](#)

Approval of the Subordination Appeal by Dennis and Doris Bauer.

**Attachments:** [Bauer Subordination Appeal request letter.pdf](#)  
[Bauer subordination appeal memo.pdf](#)  
[Subordination Policy 2009.pdf](#)

**Legislative History**

5/12/14      Community & Economic      recommended for approval  
 Development Committee

**6. MINUTES OF THE UTILITIES COMMITTEE****7. MINUTES OF THE FOX CITIES TRANSIT COMMISSION**[14-810](#)

Expansion of Transit Commission Membership

**Attachments:** [FCTC Expansion of Transit Commission 2014.pdf](#)  
[Revision to Action Item 14-810.pdf](#)

**Legislative History**

5/14/14      Fox Cities Transit      recommended for approval  
 Commission

**8. MINUTES OF THE BOARD OF HEALTH****9. MINUTES OF THE HUMAN RESOURCES COMMITTEE**[14-796](#)

Request to approve that Appleton Housing Authority employees continue eligibility under the City's medical, dental, life and LTD benefit plans with the AHA reimbursing the City the full premium for these benefits.

**Attachments:** [Appleton Housing Authority benefit memo 5-12-14.pdf](#)

**Legislative History**



5/12/14      Human Resources      recommended for approval  
                 Committee

## 10. MINUTES OF THE FINANCE COMMITTEE

[14-843](#)      Request to approve Finance Committee Report 6-P-14 for Sidewalk Construction on Sharon Street and First Avenue.

**Attachments:**    [Report 6-P-14.pdf](#)

**Legislative History**

5/14/14      Finance Committee      recommended for approval

[14-827](#)      Request to deed City owned land at the Northwest corner of Eighth Street and Outagamie Street to the abutting property owner at 227 S. Outagamie Street.

**Attachments:**    [Eighth St and Outagamie St.pdf](#)

**Legislative History**

5/14/14      Finance Committee      recommended for approval

## M. CONSOLIDATED ACTION ITEMS

[14-876](#)      Consolidated Action - Preliminary Resolution 6-P-14 for sidewalk installation on First Avenue.  
                 a. File 14-821 Municipal Services Committee  
                 b. File 14-843 Finance Committee

## O. ITEMS HELD

## P. ORDINANCES

[14-875](#)      Ordinances #33-14 through #40-14

**Attachments:**    [Ordinances going to 05-21-2014 Council.pdf](#)

## 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

WENDY HELGESON, DEPUTY CITY CLERK

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