



City of Appleton

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

Meeting Agenda - Final-revised Common Council

Wednesday, November 6, 2024

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

[24-1421](#) Common Council Meeting Minutes of October 16, 2024

Attachments: [CC Minutes 10-16-24.pdf](#)

- G. BUSINESS PRESENTED BY THE MAYOR

[24-1424](#)

Proclamations:

- Lung Cancer Awareness Month
- Youth HOPE Month
- Native American Heritage Month
- Lennox-Gastaut Syndrome Awareness Day
- Appleton High School DECA Week
- Crash Responder Safety Week
- Small Business Saturday

Attachments: [46-268 Lung Cancer Awareness Month 2024.pdf](#)

[46-269 Youth HOPE Month 2024.pdf](#)

[46-270 Native American Heritage Month 2024.pdf](#)

[46-271 LGS Awareness Day 2024.pdf](#)

[46-272 Appleton High Schools DECA Week 2024.pdf](#)

[46-273 Crash Responder Safety Week 2024.pdf](#)

[46-274 Small Business Saturday 2024.pdf](#)

H. PUBLIC PARTICIPATION

I. PUBLIC HEARINGS

[24-1269](#) Public Hearing for Text Amendments - Sections: 9-262; 16-37; 19-91; 19-92; 23-22; 23-32; 23-35; 23-43; 23-65; 23-66; 23-91; 23-112; 23-113; 23-114; 23-151; 23-152 of Chapters 9, 16, 19, and 23 of the Municipal Code

Attachments: [TA 1-24 Notice of Public Hearing.pdf](#)

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[24-1362](#) Boldt LU/Trout College/Drew Occupancy Permit Extension/Modification through 6/1/2025. Kimball Street Occupancy Permit Extension Through 8/4/2025.

Attachments: [Permit to Occupy the Public Right-of-Way 2024.11.22-2025.08.04.pdf](#)

Legislative History

10/21/24	Municipal Services Committee	recommended for approval
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2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[24-1318](#) Proposed Special Event Policy - 2025

Attachments: [2025 PROPOSED Special Event Policy.pdf](#)

[2025 PROPOSED Special Event Policy - REVISED.pdf](#)

[2025 Special Event Fee Schedule - Appendix 1 - REVISED.pdf](#)

[Memo- 2025 Proposed Special Event Policy.pdf](#)

[Current -2024- Special Events License Application.pdf](#)

[2023 Special Event Cost Summary - S&L UPDATED 10-16-24.pdf](#)

Legislative History

10/9/24	Safety and Licensing Committee	held
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The following appeared and addressed the committee:

Jennifer Stephany, Executive Director Appleton Downtown Incorporated

Becky Bartoszek, Fox Cities Chamber of Commerce President

Dave Willems, Mile of Music Organizer

10/23/24 Safety and Licensing Committee recommended for approval
 The following appeared and addressed the committee:
 Jennifer Stephany, Executive Director Appleton Downtown Incorporated
 Eric Broten, Vice President Fox Cities Chamber of Commerce
 Dave Willems, Founder Mile of Music

[24-1375](#)

Taxicab Company License Renewal Application for L&M Carriage Service, Owner, Mike Gildernick, 3140 Mid Valley Rd., De Pere, WI 54115, contingent upon approval from all departments.

Attachments: [L&M Carriage Service Taxicab Co Renewal App.pdf](#)

Legislative History

10/23/24 Safety and Licensing Committee recommended for approval

3. MINUTES OF THE CITY PLAN COMMISSION

[24-1283](#)

Request to approve proposed text amendments to the Municipal Code Chapter 19 Traffic and Vehicles and Chapter 23 Zoning Relating to Residential Driveways, Driveway Extensions, Parking Pads and Outdoor Parking of Vehicles/Trailers on Residential Property as identified in the attached document

Attachments: [Sec 23-43 Accessory Use Draft Amendments Driveway Extensions Strikeout I](#)
[Sec 23-43 Accessory Use Draft Amendments Driveway Extensions Clean For](#)

Legislative History

10/9/24 City Plan Commission recommended for approval
 Proceeds to Council on November 6, 2024.

[24-1285](#)

Request to approve proposed text amendments to the Municipal Code Chapter 16 Streets, Sidewalks and Other Public Places and Chapter 23 Zoning Relating to Official Map Amendments and Zoning Amendments/Public Hearing Notices as identified in the attached document

Attachments: [Sec 23-65 Official Map Amendments Draft Text Amendments Strikeout For10-](#)
[Sec 23-65 Official Map Amendments Draft Text Amendments Clean For10-9-](#)

Legislative History

10/9/24 City Plan Commission recommended for approval
 Proceeds to Council on November 6, 2024.

[24-1287](#)

Request to approve proposed text amendments to the Municipal Code Chapter 9 Licenses, Permits and Business Regulations and Chapter 23 Zoning Relating to Consumption of Alcohol Uses as identified in the attached document

Attachments: [Sec 23-66 Alcohol Related SUP Draft Text Amendments Strikeout For10-9-24](#)
[Sec 23-66 Alcohol Related SUP Draft Text Amendments Clean For10-9-24.pdf](#)

Legislative History

10/9/24 City Plan Commission recommended for approval
Proceeds to Council on November 6, 2024.

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

5. MINUTES OF THE FINANCE COMMITTEE

[24-1355](#) CEA Review Committee Report

Attachments: [CEA 100724 Meeting Minutes.pdf](#)

Legislative History

10/21/24 Finance Committee recommended for approval

[24-1356](#) Request to approve obligating the remaining Local Economic Recovery ARPA funds (\$985,000) to the Parks & Recreation Department's Fox Cities Exhibition Center (FCEC) Repositioning & Tourism Recovery Project.

Attachments: [Finance Committee Memo - FCEC ARPA.pdf](#)

Legislative History

10/21/24 Finance Committee recommended for approval

[24-1369](#) Request to approve Sole Source contract with Beneficial Reuse Management for 2025-2027 Biosolids Transportation, Application, and Incorporation Services.

Attachments: [241016 SoleSourceMemo BRM ContractExtension 2025-2027s.pdf](#)

Legislative History

10/21/24 Finance Committee recommended for approval

[24-1370](#) Request to award Sole Source purchase of Plunger pump to Wastecorp Pumps in the amount of \$35,000, along with the following budget amendment. (2/3 vote of Council required)

Primary Clarifier Rebuild CIP - \$35,000

Plunger Pump Replacement CIP +\$35,000

Attachments: [2401017_SoleSourceAward_AWWTP Plunger Pump.pdf](#)

[2401017_SoleSourceAward_AWWTP Wastecorp Pumps.pdf](#)

Legislative History

10/21/24 Finance Committee recommended for approval

[24-1376](#) Request to award Sole Source Engineering Services Contract to McMahon Associates for Summer Street Lift Station Replacement in the amount of \$122,200 with a 5% contingency of \$6,110 for a total not to exceed \$128,310.

Attachments: [241017 Purchasing Manager - Sole Source Approval McMahon - Summer St.pdf](#)

[241017_SoleSourceAward McMahon Summer St.pdf](#)

Legislative History

10/21/24 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY DEVELOPMENT COMMITTEE

[24-1290](#) Request to approve proposed text amendments to the Municipal Code Chapter 4 Buildings, Section 4-66(a) and (b), as identified in the attached document

Attachments: [Chapter 4 Buildings Sec 4-66 Draft Text Amendments Strikeout For10-9-24.pd](#)

Legislative History

10/9/24 Community Development Committee recommended for approval
Proceeds to Council on November 6, 2024.

[24-1291](#) Request to approve proposed text amendments to the Municipal Code Chapter 4 Buildings, Section 4-241, as identified in the attached document

Attachments: [Chapter 4 Buildings Sec 4-241 Draft Text Amendments Strikeout For10-9-24.p](#)

Legislative History

10/9/24 Community Development Committee recommended for approval
Proceeds to Council on November 6, 2024.

[24-1292](#) Request to approve proposed text amendments to the Municipal Code Chapter 4 Buildings, Section 4-546(a), as identified in the attached document

Attachments: [Chapter 4 Buildings Sec 4-546 Draft Text Amendments Strikeout For10-9-24.p](#)

Legislative History

10/9/24 Community Development Committee recommended for approval
Proceeds to Council on November 6, 2024.

7. MINUTES OF THE UTILITIES COMMITTEE

[24-1364](#) Approve Wastewater Rate increase of 9% for general service and special hauled waste service and increase compost fee to \$14/cubic yard to be effective January 1, 2025.

Attachments: [WW Rate Increase memo Oct 2024.pdf](#)
[2025 Rate Sheet Attachment A.pdf](#)

Legislative History

10/22/24 Utilities Committee recommended for approval

8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE

[24-1303](#) Request to Approve Hiring of the Matrix Consulting Group to Complete an Organizational and Workload Study for the Appleton Police Department.

Attachments: [Memo to committee and council final.pdf](#)

[Matrix Proposal.pdf](#)

Legislative History

10/23/24	Human Resources & Information Technology Committee	recommended for approval
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[24-1353](#) Request to Approve Fringe Benefit Policy Update to Page 6.

Attachments: [Fringe Benefit Policy 10.2024.pdf](#)

Legislative History

10/23/24	Human Resources & Information Technology Committee	recommended for approval
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9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

10. MINUTES OF THE BOARD OF HEALTH

M. CONSOLIDATED ACTION ITEMS

N. ITEMS HELD

O. ORDINANCES

[24-1427](#) Ordinances #139-24 to #167-24

Attachments: [Ordinances to Council 11-6-24.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

[24-1423](#) Reconsideration of Item# 24-1299 Municipal Code Update Re: Smoking Prohibition around Valley Transit & Appleton Public Library

[24-1299](#)

Proposed Update to City of Appleton Municipal Code 7-100 (d): Smoking Prohibition Around Valley Transit Center and Appleton Public Library

Attachments: [Proposed Update to City of Appleton Municipal Code 7-100 Smoking Prohibition MUNICIPAL CODE UPDATE - 7-100\(D\) SMOKE FREE AREA AROUND TRAN Educational Letter Appleton.pdf](#)

Legislative History

10/9/24 Board of Health recommended for approval
Aldersperson Wolff moved, seconded by Vogel, that the Proposed Update to City of Appleton Municipal Code 7-100 (d): Smoking Prohibition Around Valley Transit Center and Appleton Public Library be recommended for approval. Motion carried by the following vote:

10/16/24 Common Council approved
The Motion to approve fails 7/5.

S. CLOSED SESSION

[24-1441](#)

The Common Council may go into closed session according to State Statute §19.85(1)(e) (deliberating or negotiating the purchasing of public properties, investing of public funds or conducting other specific public business when competitive or bargaining reasons require a closed session) for the purpose of deliberating or negotiating certain real estate within the City's industrial parks. Upon conclusion of the closed session, the Common Council will 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.