



City of Appleton

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

Meeting Agenda - Final-revised Common Council

Wednesday, June 21, 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
 - [17-933](#) Common Council Meeting Minutes of June 7, 2017
 - Attachments:** [CC Minutes 6-7-17.pdf](#)
- H. BUSINESS PRESENTED BY THE MAYOR
 - [17-930](#) Presentation of Flag Day Parade Awards
 - [17-931](#) Presentation of Parks and Recreation Month Proclamation
 - [17-932](#) Presentation of Children's Week Proclamation
 - [17-937](#) Presentation of the Pollinator Proclamation
 - [17-934](#) Appointment of Will Bloedow, Suzanne Brault Pagel and Nancy Scheuerman to the Library Board
 - Attachments:** [COMM APPT FOR INFO LIBRARY 06-21-2017.pdf](#)
- I. PUBLIC HEARINGS
 - [17-885](#) Public Hearing for Rezoning #2-17
 - Attachments:** [Public Hearing RZ .pdf](#)

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[17-913](#) Request from B.A.B.E.S., Inc. to appeal the staff denial for a Temporary Honorary Street Name Sign for "DR. G. MANNS WAY" to be installed for their July 14, 2017 Founder's Day Celebration.

Attachments: [Request from B.A.B.E.S-Temporary Street Name Sign.pdf](#)

[17-936](#) Award sole source parking structure concept design & estimating services contract to Walker Parking Consultants.

Attachments: [Walker Parking Consultants.pdf](#)

[17-783](#) Recommend award of Unit Q-17 Pavement Marking Contract (Paint) to Crowley Construction Corp. in the amount of \$44,918.45 plus a \$5,000 contingency for a project total not to exceed \$49,918.45.

Legislative History

5/22/17 Municipal Services held
Committee
Item #17-783 be held until June 12, 2017 meeting.

6/12/17 Municipal Services recommended for approval
Committee

[17-850](#) Request from Christensen Heating & Air Conditioning for a Street Occupancy Permit to install a sign that extends up to three (3) feet into the Wisconsin Avenue Street right-of-way with a minimum clearance of 12 feet.

Attachments: [Christiansen Heating and Air Conditioning.pdf](#)

Legislative History

6/12/17 Municipal Services recommended for approval
Committee

[17-851](#) Request from Kevin Pullen, 2600-2602 S. Horizon Drive, for a variance to Municipal Code 19-91 (f)(5) to extend his driveway 4' 9" into the front yard of both sides of the duplex.

Attachments: [Kevin Pullen-2600 S Horizon Drive.pdf](#)

Legislative History

6/12/17 Municipal Services recommended for approval
 Committee

[17-852](#)

Approve proposed parking changes near Lincoln Elementary School to create a dedicated parking spot for the crossing guard.

Attachments: [Lincoln Elementary.pdf](#)

Legislative History

6/12/17 Municipal Services recommended for approval
 Committee

[17-853](#)

Approve proposed parking changes on Oklahoma Street, east of Mason Street.

Attachments: [Parking changes Oklahoma Street, east of Mason St.pdf](#)

Legislative History

6/12/17 Municipal Services recommended for approval
 Committee

[17-855](#)

Approve proposed parking changes on Capitol Drive near Edna Ferber Elementary School.

Attachments: [Ferber Elementary.pdf](#)

Legislative History

6/12/17 Municipal Services recommended for approval
 Committee

[17-856](#)

Approve proposed parking restriction on the north side of North Street at Durkee Street.

Attachments: [Parking restriction North St. to Durkee St.pdf](#)

Legislative History

6/12/17 Municipal Services recommended for approval
 Committee

[17-858](#)

Request from Lawrence University to move a house from 122 N. Union Street to 229 N. Union Street be approved contingent upon an approved moving route.

Attachments: [Building permit-122 N Union St to 229 N Union St.pdf](#)

Legislative History

6/12/17 Municipal Services recommended for approval
 Committee

[17-859](#) Request from Jill Gauger to have the \$50 Weed Administration Fee waived for 12 Ramlen Court.

Attachments: [12 Ramlen Court weed assessment.pdf](#)

Legislative History

6/12/17 Municipal Services recommended for denial
Committee

[17-860](#) Install all-way stop control at the Walnut Street/Eighth Street intersection.

Attachments: [Intersection traffic at Walnut St. and Eighth Street.pdf](#)

Legislative History

6/12/17 Municipal Services recommended for approval
Committee

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[17-676](#) Review of Changes to General Policy Statement on Beer/Liquor Licensing

Attachments: [LIQUOR LICENSE POLICY 2017 -May edits.pdf](#)

[LIQUOR LICENSE POLICY 2017 - June 14 SL.pdf](#)

Legislative History

5/24/17 Safety and Licensing referred to the Safety and Licensing
Committee Committee

6/14/17 Safety and Licensing recommended for approval
Committee

[17-883](#) "Class B" Beer/Liquor License - change of premise description of Tandem Wine & Beer, George H. Koenig, Agent, 1350 W. College Ave., contingent upon approval from all departments.

Attachments: [Change of Description-Tandem.pdf](#)

Legislative History

6/14/17 Safety and Licensing recommended for approval
Committee

Lobner moved, seconded by Croatt, that the Premise Amendment Request be recommended for approval as amended- with the hours of 2 p.m. to 9 p.m. (consistent with the Special Use Permit). Roll Call. Motion carried 4/0.

[17-793](#) Pet Store/Kennel License Renewal application of H.S.A. Corporation d/b/a Pet Supplies Plus #97, Steve Adams, Applicant, 702 W. Northland Ave., contingent upon approval from all departments.

Legislative History

6/14/17 Safety and Licensing recommended for approval
Committee

[17-794](#) Pet Store/Kennel License Renewal application of Just Pets, Craig L. Weborg, Applicant, 2009 N. Richmond St., contingent upon approval from all departments.

Legislative History

6/14/17 Safety and Licensing Committee recommended for approval

[17-796](#) Taxi Cab Company Renewal application of LIR Transportation LLC, DBA Fox Valley Cab, Igor Leykin, 719 W. Frances Street, contingent upon approvals from all departments.

Legislative History

6/14/17 Safety and Licensing Committee recommended for approval

[17-800](#) Pet Store/Kennel License Renewal application of PETCO #1656, 3829 E. Calumet St., contingent upon approval from all departments.

Legislative History

6/14/17 Safety and Licensing Committee recommended for approval

[17-805](#) 2017-18 Beer/Liquor License Renewal applications, contingent upon approval from all departments.

Attachments: [Beer-Liquor License Renewals 2017-18.pdf](#)

Legislative History

6/14/17 Safety and Licensing Committee recommended for approval

[17-831](#) "Class B" Beer/Liquor License - temporary change of premise description of TNE, Inc., d/b/a Emmett's, Sharon L. Reader, Agent, 139 N. Richmond St., for an event on August 3 - 6, 2017, contingent upon approval from all departments.

Attachments: [TNE Inc - Emmetts.pdf](#)

Legislative History

6/14/17 Safety and Licensing Committee recommended for approval

[17-832](#) "Class B" Beer/Liquor License - Change of Agent of Apple Hospitality Group LLC d/b/a Applebee's Neighborhood Grill & Bar, 3040 E. College Ave., Robert M. Ottesen, Agent, contingent upon approval from the Police Department.

Legislative History

6/14/17 Safety and Licensing Committee recommended for approval

[17-842](#)

"Class B" Beer/Liquor License - temporary change of premise description of Gregg VanDinter d/b/a Riverside Bar & Grill, 906 S. Olde Oneida St., for an event on August 3 - 6, 2017, contingent upon approval from all departments.

Attachments: [Change of Description-Gregg VanDinter.pdf](#)

Legislative History

6/14/17	Safety and Licensing Committee	recommended for approval
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[17-848](#)

"Class B" Beer/Liquor License - temporary change of premise description of SPATS, Julie Neubert, Agent, 733 W. College Ave. for an event on August 3-7, 2017, contingent upon approval from all departments.

Attachments: [Change of Description-SPATS.pdf](#)

Legislative History

6/14/17	Safety and Licensing Committee	recommended for approval
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[17-854](#)

Operator's Licenses

Attachments: [Operator's Licenses for 06-14-17 S&L.pdf](#)

Legislative History

6/14/17	Safety and Licensing Committee	recommended for approval
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[17-857](#)

Renewal Operator's Licenses

Attachments: [Renewal Operator's Licenses for 6-14-17 S&L.pdf](#)

Legislative History

6/14/17	Safety and Licensing Committee	recommended for approval
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3. MINUTES OF THE CITY PLAN COMMISSION

[17-755](#)

Request to approve Rezoning #2-17 to rezone 301 West Lawrence Street (Jones Park) (Tax Id #31-2-0119-00), including to the centerline of the adjacent right-of-way, as shown on the attached maps, from P-I Public Institutional District to CBD Central Business District

Attachments: [StaffReport_Rezoning #2-17_JonesPark.pdf](#)

Legislative History

5/23/17	City Plan Commission	recommended for approval
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Proceeds to Council on June 21, 2017.

[17-818](#) Request to approve Special Use Permit #6-17 for an essential services facility (utility substation) and electronic tower located at 419 E. Winnebago Street (Tax Id #31-1-0108-00), 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_WeEnergiesWinnebagoSt_SUP_For06-13-17.pdf](#)

Legislative History

6/13/17 City Plan Commission recommended for approval

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

5. MINUTES OF THE FINANCE COMMITTEE

[17-914](#) Anticipated Award of Contract for Unit X-17/AA-17 Sewer & Water Reconstruction No. 2 (Bids to be opened on Monday, June 19, 2017).

Attachments: [AA-17 & X-17.pdf](#)

[17-915](#) Anticipated Award of sole source relocation services contract related to the demolition of the Blue Parking Ramp.

Attachments: [Proposal-City of Appleton \(REVISED\).pdf](#)

[17-923](#) Approval of Bus Washer Refurbish Agreement

Attachments: [Bus Washer Refurbish.pdf](#)

[17-839](#) Request to approve the Kurey Ridge Agreement regarding trail and storm sewer easements, roadway dedication, and stormwater management contribution of \$22,146.

Attachments: [Kurey Ridge Agreement.pdf](#)

Legislative History

6/12/17 Finance Committee recommended for approval

[17-874](#)

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	+ \$15,765
Debt Proceeds/Room Tax	+ \$15,765

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

Attachments: [von Briesen Bill 5-17-17.pdf](#)

Legislative History

6/12/17 Finance Committee recommended for approval

[17-876](#)

Request to approve Contract Amendment/Change Order No. 1 to contract 8-17 for Unit CC-17 Bridge Maintenance to increase for additional quantities of concrete deck repairs in the amount of \$20,000 resulting in no change to contingency. Overall contract increased from \$192,925 to \$212,925.

Attachments: [Unit CC-17 Contract Amendment-Change Order No.1.pdf](#)

Legislative History

6/12/17 Finance Committee recommended for approval

[17-877](#)

Request to approve Contract Amendment/Change Order No. 2 to contract 9-17 for Unit U-17 Sewer and Water Reconstruction No. 2 to increase for additional water main and sanitary sewer items added to scope of work by the City in the amount of \$14,121 resulting in a decrease to contingency from \$74,003 to \$68,347. Overall contract increased from \$2,472,520 to \$2,480,985.

Attachments: [Unit U-17 Contract Amendment-Change Order No.2.pdf](#)

Legislative History

6/12/17 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[17-830](#)

Request to approve the 2016 Consolidated Annual Performance and Evaluation Report (CAPER) for the Community Development Block Grant (CDBG) Program

Attachments: [CAPER memo to CEDC 6-7-17.pdf](#)

[CAPER 2016-2017.pdf](#)

Legislative History

6/14/17	Community & Economic Development Committee	recommended for approval
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7. MINUTES OF THE UTILITIES COMMITTEE

[17-834](#)

Award of 2017D Evergreen Drive and Alvin Street Stormwater Management Alternatives Evaluation, in an amount not to exceed \$34,840, and authorization to single source the future design contract and construction related services contract, with McMahon Associates, Inc.

Attachments: [2017 Evergreen Alvin Contract Award.docx](#)

Legislative History

6/13/17	Utilities Committee	recommended for approval
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[17-879](#)

Request Approval of the Electronic Compliance Maintenance Annual Report (eCMAR) for 2016 (attached) and Request the following Resolution be presented to the Common Council for approval:

Whereas, the City of Appleton has successfully been operating a biosolids compost program in cooperation with the Outagamie Department of Solid Waste; and

Whereas, Outagamie County has committed to continue allowing biosolids composting during the next five years on over five acres of County property; and

Whereas, the City of Appleton had applied for and has now been re-issued a Wisconsin Pollution Discharge Elimination System (WPDES) permit; and

Whereas, the WPDES permit application requested and the facility was approved for a biosolids compost program and outfall; and

Whereas, the City of Appleton now meets requirements of NR 204 for biosolids storage due to the reissuance of the WPDES permit as of April 1, 2017;

Now, therefore, be it resolved by the City Council that the City of Appleton:

Article 1. Continues supporting an active biosolids compost program.

Article 2. Continue planning for long term composting facility.

Attachments: [Electronic Maintenance Compliance Memo \(6-13-17\).docx](#)
[Compliance Maintenance Annual Report \(6-13-17\).pdf](#)

Legislative History

6/13/17

Utilities Committee

recommended for approval

8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE

[17-871](#)

Request to approve Valley Transit reorganization for the following:

- * Add 1.0 fte Transit Operations Specialist
- * Reduce Community Relations Specialist from 1.0 fte down to .5 fte
- * Reduce Road Supervisors from 2.0 fte down to 1.5 fte
- * Change Communication Technicians from 2 full time and three .5 fte positions to 3 full time and one .5 fte

Attachments: [VT Request to Change T.O. 06.09.2017.pdf](#)

Legislative History

6/14/17	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

[17-884](#)

Ordinance 41-17

Attachments: [Ordinance going to Council 6-21-17.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.