



City of Appleton

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

Meeting Agenda - Final-revised Common Council

Wednesday, May 17, 2023

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

[23-0542](#) Common Council Minutes of May 3, 2023

Attachments: [CC Minutes 5-3-23.pdf](#)

- G. BUSINESS PRESENTED BY THE MAYOR

[23-0543](#) Proclamations:
- Day of Hope Proclamation
- Jewish American Heritage Month
- Safe Boating Week

Attachments: [Day of Hope Proclamation.pdf](#)
[Jewish American Heritage Month Proclamation.pdf](#)
[Safe Boating Week Proclamation.pdf](#)

[23-0544](#) Reappointment & New Appointment to the Fox Cities Area Room Tax Commission

Attachments: [May 17 2023 Room Tax Appt Memo.pdf](#)

- H. PUBLIC PARTICIPATION

I. PUBLIC HEARINGS

[23-0469](#) Public Hearing for Rezoning #1-23 for Seville Properties, LLC from Temporary AG Agricultural to R-3 Multifamily District

Attachments: [RZ #1-23 Notice of Public Hearing.pdf](#)

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[23-0412](#) Anticipated Award of Unit CC-23 College Ave Lane Reconfiguration Pavement Marking Contract. Held from April 24, 2023 meeting.
Memo to be distributed at meeting.

Attachments: [Unit CC-23 Memo.pdf](#)

Legislative History

4/24/23	Municipal Services Committee	held
		<i>Hold until the May 8th meeting.</i>
5/8/23	Municipal Services Committee	recommended for approval

[23-0507](#) Request from Rachel Coloma, 3320 N Lawe Street, to have her sidewalk snow removal assessment of \$75 waived.

Attachments: [Rachel Coloma - 3320 N Lawe Street Sidewalk Snow Removal Assessment.pdf](#)

Legislative History

5/8/23	Municipal Services Committee	recommended for denial
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[23-0508](#) Approve request from Creative Downtown Appleton, Inc. and Appleton Downtown, Inc. to install a parklet on the north side of Washington Street (NW corner of Washington Street and Appleton Street) at parking stall #289 per the On-Street Parklet Policy.

Attachments: [CDA ADI Parklet Request 2023.pdf](#)

Legislative History

[23-0476](#) Class "A" Beer and "Class A" Liquor License Change of Agent application for Target Corporation d/b/a Target Store T-1248, Sara Matusz, New Agent, located at 1800 S Kensington Dr.

Attachments: [Sara Matusz S&L.pdf](#)

Legislative History

5/10/23 Safety and Licensing Committee recommended for approval

[23-0487](#) Class "A" Beer and "Class A" Liquor License application for Samyam LLC d/b/a Wisconsin Avenue Marathon, Sadhana Lamichhane, Agent, located at 1920 E Wisconsin Ave, contingent upon approvals from the Health, Inspections and Public Works departments.

Attachments: [Wisconsin Avenue Marathon S&L.pdf](#)

Legislative History

5/10/23 Safety and Licensing Committee recommended for approval

[23-0494](#) Cigarette License application for Samyam LLC d/b/a Wisconsin Avenue Marathon, located at 1920 E Wisconsin Ave.

Attachments: [Wisconsin Avenue Marathon S&L.pdf](#)

Legislative History

5/10/23 Safety and Licensing Committee recommended for approval

[23-0495](#) 2023-2024 Cigarette and Tobacco Product License Renewals

Attachments: [2023-2024 Cigarette Renewals.pdf](#)

Legislative History

5/10/23 Safety and Licensing Committee recommended for approval

3. MINUTES OF THE CITY PLAN COMMISSION

[23-0393](#) Request to approve Rezoning #1-23 to rezone the Seville Properties Ballard & Werner Road Annexation, formerly in the Town of Center, consisting of approximately 39.913 acres located at 7051 N. Ballard Road (Tax Id #31-1-9316-00) [formerly N2751 County Road EE (Parcel #040098200)], including to the centerline of existing adjacent right-of-way, as shown on the attached maps, from Temporary AG Agricultural District to R-3 Multi-family District

Attachments: [StaffReport_SevillePropBallard-WernerRdAnnex_Rezoning_For4-26-23.pdf](#)

Legislative History

4/26/23 City Plan Commission recommended for approval
Proceeds to Council on May 17, 2023.

[23-0482](#) Request to approve Special Use Permit #3-23 for a car wash use located at 4029 East Calumet Street (Tax Id #31-9-5812-00), 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_Deep Blue Car Wash_SUP_For5-10-23.pdf](#)

Legislative History

5/10/23 City Plan Commission recommended for approval

[23-0492](#) Request to approve the First Addition to Glacier Ridge Preliminary Plat as shown on the attached maps and subject to the conditions in the attached staff report

Attachments: [StaffReport_1st Addn Glacier Ridge PreliminaryPlat_For5-10-23.pdf](#)

Legislative History

5/10/23 City Plan Commission recommended for approval

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

[23-0479](#) Approve the Committee Meeting Schedule modification of Parks & Recreation Committee beginning at 6:15 p.m.

Legislative History

5/3/23 Common Council referred to the Parks and Recreation Committee

5/8/23 Parks and Recreation Committee recommended for approval

5. MINUTES OF THE FINANCE COMMITTEE

[23-0546](#) Request to award contract for the AWTF Phosphoric Acid Treatment Project to August Winter and Sons in the amount of \$863,750 with a 10% contingency of \$86,375 for a project total not to exceed \$950,125.

Attachments: [Phosphoric Acid Treatment Construction.pdf](#)

[23-0547](#) Request to approve the following Budget Amendment:

Reid Golf Course

Ground Repair & Maintenance	+ \$25,000
Fund Balance	+ \$25,000

to record Reid Paving Phase 1 project that was included in 2023 Capital Improvement Projects, however, not included in the Reid 2023 Budget.

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[23-0489](#)

Request to approve the Second Amendment to the Development Agreement with Rise Apartments, LLC (assigned from MF Housing Partners, LLC) for redevelopment located on N. Oneida Street, E. Harris Street, and N. Appleton Street (Parcel Nos. 31-2-0441-00, 31-2-0536-00 and 31-2-0529-00) (per attached Certified Survey Maps in the process of being recorded) in Tax Increment Financing District No. 11 and approve the associated Assignment and Assumption of the Development Agreement

Attachments: [Rise Apts DA 2nd Amendment Memo to CEDC 5-10-23.pdf](#)

[0718 - Rise Apartments - Second Amendment to Dev Agrm - Clean - 05-08-202](#)

[Rise Apartments -- Assignment and Assumption of Development Agreement.pdf](#)

[FINAL Rise NORTH CSM 4-11-23.pdf](#)

[FINAL Rise SOUTH CSM 4-11-23.pdf](#)

Legislative History

5/10/23	Community & Economic Development Committee	recommended for approval
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7. MINUTES OF THE UTILITIES COMMITTEE

8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE

9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

10. MINUTES OF THE BOARD OF HEALTH

[23-0501](#)

Addition of Greenville to East Central Weights and Measures Consortium

Attachments: [GreenvilleMemoBOH 04.20.2023 a.pdf](#)

Legislative History

5/10/23	Board of Health	recommended for approval
	<i>Speaker: Eric Maggio, City Sealer</i>	

M. CONSOLIDATED ACTION ITEMS

N. ITEMS HELD

O. ORDINANCES

[23-0496](#)

Ordinances #16-23 to #18-23

Attachments: [Ordinances to Council 5-17-23.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.

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

**We are currently experiencing intermittent issues/outages with our audio/video equipment. Meeting live streams and recordings are operational but unreliable at times. This is due to delays in receiving necessary system hardware components. We continue to look for solutions in the interim and we hope to have these issues resolved soon.*