



City of Appleton

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

Meeting Agenda - Final-revised Common Council

Wednesday, May 1, 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

[24-0476](#) Common Council Meeting Minutes of Organizational Meeting and Council Meeting on April 17, 2024.

Attachments: [CC Minutes 4-17-24 Organizational Meeting.pdf](#)
[CC Minutes 4-17-24.pdf](#)

- G. BUSINESS PRESENTED BY THE MAYOR

[24-0525](#) Proclamations:
- Asian & Pacific Islander Heritage Month
- Jewish American Heritage Month
- Municipal Clerks Week
- Nurse Appreciation Week
- Public Service Recognition Week
- Teacher Appreciation Week

Attachments: [Asian and Pacific Islander Heritage Month 2024.pdf](#)
[Jewish American Heritage Month 2024.pdf](#)
[Municipal Clerks Week 2024.pdf](#)
[Nurse Appreciation Week 2024.pdf](#)
[Public Service Recognition Week 2024.pdf](#)
[Teacher Appreciation Day 2024.pdf](#)

[24-0524](#) Committee Appointments Amendment

Attachments: [24-25 Alder Committee Appointments Amendment.pdf](#)

[24-0539](#) Confirmation of Appointment to the City Plan Commission

Attachments: [Confirmation of Appointment May 1 2024.pdf](#)

H. PUBLIC PARTICIPATION

I. PUBLIC HEARINGS

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. **MINUTES OF THE MUNICIPAL SERVICES COMMITTEE**

[24-0495](#) Approve the new roadway design parameters for Emerald Valley 8, 9, and 10 Subdivision Plat, specifically those portions of Oceanpearl Court (Providence Avenue to cul-de-sac); Providence Avenue (Aquamarine Avenue to west plat line); Aquamarine Avenue (Jasper Lane to Providence Avenue); Jasper Lane (Aquamarine Avenue to Plamann Place); Plamann Place (Jasper Lane to Providence Avenue).

Attachments: [04-22-2024 MSC Memo New Street Designs Emerald Valley 8_9_10.pdf](#)

Legislative History

4/22/24	Municipal Services Committee	recommended for approval
---------	------------------------------	--------------------------

[24-0497](#) Request from Chandelier LLC for a street occupancy permit to place tables and chairs in the College Avenue beautification strip at 215 W. College Avenue.

Attachments: [CHANDELIER - TABLES AND CHAIRS.pdf](#)

Legislative History

4/22/24	Municipal Services Committee	recommended for approval
---------	------------------------------	--------------------------

[24-0498](#) 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: [Parklet request 2024.pdf](#)

Legislative History

4/22/24 Municipal Services recommended for approval
Committee

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[24-0520](#) 2024 Redistricting- Ward Modifications as a result of WI 2023 Act 94

Attachments: [2024 Redistricting -Memo-Map-Ords.pdf](#)

[24-0327](#) Recommended Denial of an Operator License for Miguel Hulke.

Attachments: [Miguel Hulke Operator License Application.pdf](#)

[Miguel Hulke PD Letter.pdf](#)

[Miguel Hulke Clerk Letter.pdf](#)

[Miguel Hulke Supporting Documentation.pdf](#)

[Miguel Hulke Denial - Lt. Goodin.pdf](#)

[Miguel Hulke - ACA Buruin.pdf](#)

Legislative History

3/27/24 Safety and Licensing recommended for denial
Committee

Miguel Hulke appeared and addressed the Committee.

Sarah Gregory, owner of Sangria's, appeared and addressed the Committee.

Motion was made to approve the Operator License based upon documents submitted by the applicant showing rehabilitation. The Operator License was recommended for approval and the recommended denial of the license (as presented on the agenda) was denied.

4/3/24 Common Council referred to the Safety and Licensing
Committee

4/10/24 Safety and Licensing held
Committee

4/24/24 Safety and Licensing recommended for approval
Committee

Miguel Hulke appeared and addressed the Committee.

Sarah Gregory, owner of Sangria's, appeared and addressed the Committee.

A Notwithstanding vote was taken. The License was recommended for approval 3/1.

[24-0237](#) Class "B" Beer and "Class B" Liquor License Premise Amendment application for NAC LLC d/b/a OB's Brau Haus, Christopher Nelis, Agent, located at 523 W College Ave, contingent upon approval from the Community Development, Inspections and Finance Departments.

Attachments: [OB's Brau Haus - Premises Amendment.pdf](#)

Legislative History

4/10/24 Safety and Licensing held
Committee

4/24/24 Safety and Licensing Committee recommended for approval

[24-0431](#)

Class "B" Beer and "Class B" Liquor Temporary Premises Amendment application for Topsy Taco & Tequila Bar LLC d/b/a Topsy Taco & Tequila Bar, Sarah Gregory, Agent, located at 127/129 S. Memorial Dr., on May 5th 2024 for Cinco de Mayo, contingent upon approval from the Health and Inspections Departments.

Attachments: [Topsy Taco & Tequila Bar - Temporary Premises Amendment.pdf](#)

Legislative History

4/24/24 Safety and Licensing Committee recommended for approval

[24-0432](#)

Class "B" Beer and "Class B" Liquor Temporary Premises Amendment application for Sangria's Mexican Grill 2 LLC d/b/a Sangria's Mexican Grill, Sarah Gregory, Agent, located at 215 S. Memorial Dr., on May 5th 2024 for Cinco de Mayo, contingent upon approval from the Health and Inspections Departments.

Attachments: [Sangria's Mexican Grill - Temporary Premises Amendment.pdf](#)

Legislative History

4/24/24 Safety and Licensing Committee recommended for approval

3. MINUTES OF THE CITY PLAN COMMISSION[24-0442](#)

Request to approve Special Use Permit #1-24 to establish a 521 square foot tavern inside the existing storage garage space located at 1201 N. Badger Avenue (Tax Id #31-5-2130-00), 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_1201NBadgerAv_SUP_For4-24-24.pdf](#)

[Voicemail from Janet Stellmacher 4-24-24.pdf](#)

[Email from Janet and Ron Stellmacher 4-24-24.pdf](#)

Legislative History

4/24/24 City Plan Commission recommended for approval
The voicemail message comments received shortly before the Plan Commission meeting and provided to the Commission, as well as an email received after the meeting adjourned, from Janet and Ron Stellmacher are attached.

[24-0443](#)

Request to approve the acceptance of the proposed dedication of the outlot identified for public trail purposes within Southpoint Commerce Park, per Wis. State Statute §62.23(5), as shown on the attached maps and the 2017 Trails Master Plan

Attachments: [Memo_PlanCommission_Southpoint_TrailAcquisitionandDedication_For4-24-24](#)

Legislative History

4/24/24 City Plan Commission recommended for approval

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

5. MINUTES OF THE FINANCE COMMITTEE

[24-0501](#) Request to award Contract for Unit O-24 Sanitary and Storm Sewer CIPP Lining to Insituform Technologies USA, LLC in an amount not to exceed \$384,975.43

Attachments: [O-24 Award Memo Combined.pdf](#)

Legislative History

4/22/24 Finance Committee recommended for approval

[24-0502](#) Request to award the City of Appleton's 2024 PRFMD Facility Generator Replacement to Van Ert Electric Co., Inc. in the amount of \$278,579 with a 15% contingency of \$41,787 for a project total not to exceed \$320,366.

Attachments: [2024 PRFMD Generator Replacement 1.pdf](#)

Legislative History

4/22/24 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

7. MINUTES OF THE UTILITIES COMMITTEE

[24-0464](#) Approval of Sole Source Engineering Services Contract to McMahon as part of 2024 Primary Clarifiers #1 through #4 Rehabilitation Project in the amount of \$57,900 with a 15% contingency of \$8,685 for a Project Total not to exceed \$66,585.

Attachments: [240421_UCMemo\(revised\)_Sole Source Contract_McMahon_PrimClarifer1-4.p](#)

Legislative History

4/23/24 Utilities Committee recommended for approval

8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE

9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

[24-0487](#) Authorization to award a five-year contract with three one-year options to Running Inc. for the provision of Paratransit (ADA and Ancillary) Services - Revised contract terms reference file number 24-0203

Attachments: [FCTC Running contract memo - revised contract terms.pdf](#)

Legislative History

4/23/24 Fox Cities Transit Commission recommended for approval

10. MINUTES OF THE BOARD OF HEALTH

M. CONSOLIDATED ACTION ITEMS

N. ITEMS HELD

O. ORDINANCES

[24-0513](#) Ordinances #21-24 to #29-24 and #30-24 & #31-24 (Redistricting)

Attachments: [Ordinances to Council 5-1-24.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

[24-0540](#) Approval of the Parks & Recreation Committee start time per Council Rules.

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.