



City of Appleton

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

Meeting Agenda - Final Common Council

Wednesday, July 17, 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

[24-0867](#) Common Council Meeting Minutes of June 19, 2024

Attachments: [CC Minutes 6-19-24.pdf](#)

- G. BUSINESS PRESENTED BY THE MAYOR

[24-0924](#) Flag Day Parade Award Winners

[24-0925](#) Proclamations

- Make Music Day
- Childrens Week
- Glioblastoma Awareness Day
- Parks & Recreation Month

Attachments: [Make Music Day 2024.pdf](#)

[Childrens Week Proclamation 2024.pdf](#)

[Glioblastoma Awareness Day Proclamation 2024.pdf](#)

[Parks and Recreation Month Proclamation 2024.pdf](#)

- H. PUBLIC PARTICIPATION
- I. PUBLIC HEARINGS

[24-0784](#) Public Hearing for Rezoning #5-24 1313 E. Amelia Street and 1319 N. Owaissa Street from R-1B Single Family District to R-1C Central City Residential District

Attachments: [RZ #5-24 Notice of Public Hearing.pdf](#)

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[24-0766](#) Resolution #7-R-24 To Rescind the No Mow May Ordinance Language

Attachments: [#7-R-24 Rescind No Mow May.pdf](#)
[WeedComplaintData_MSC_Memo06062024.pdf](#)
[No Mow May Resolution Resident Handout.pdf](#)
[No Mow May Resolution Substitute AS AMENDED.pdf](#)

Legislative History

6/10/24	Municipal Services Committee	held
	<i>Hold until next scheduled meeting.</i>	
6/24/24	Municipal Services Committee	recommended for approval
6/24/24	Municipal Services Committee	amended
	<i>Amended by substitution (as attached).</i>	
6/24/24	Municipal Services Committee	amended
6/24/24	Municipal Services Committee	amended
	<i>Amended the amendment from 12" to 10".</i>	

[24-0754](#) Approve the request from Lil Taco for a street occupancy permit to place tables and chairs at 106 S. State Street.

Attachments: [4 Lil Taco Tables & Chairs Permit.pdf](#)
[24-0754 Lil Taco Occupancy Permit App - Comments for 06-24-24 MSC Mtg Mi](#)

Legislative History

6/10/24	Municipal Services Committee	held
	<i>Hold until next scheduled meeting.</i>	
6/24/24	Municipal Services Committee	recommended for approval

[24-0838](#)

Approve the request from Rise Apartments, LLC for a permanent street occupancy permit at 113 W. Harris Street for two door swing areas and two associated concrete stoops to extend into the Harris Street right-of-way a maximum of 4 feet.

Attachments: [Rise Apartments LLC - Permanent Occupancy Permit App MSC 06-24-2024.pdf](#)

Legislative History

6/24/24	Municipal Services Committee	recommended for approval
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[24-0839](#)

Approve the request to extend street occupancy permit 24-027-T from The Boldt Company for a street occupancy permit for the Fox Commons City Center Plaza project along College Avenue from City Center East to the entrance of City Center West for a period ending on August 15, 2024.

Attachments: [Boldt College Ave Occupancy Permit Extension MSC final 06-24-2024 .pdf](#)

Legislative History

6/24/24	Municipal Services Committee	recommended for approval
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2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[24-0834](#)

Non-Renewal of the Class "B" Fermented Malt Beverage & "Class B" Liquor License for Corner Pub, 1123 N Mason Street. Kim Williams, Agent.

Attachments: [Corner Pub Alcohol Lic Non-Renewal MEMO - Atty.pdf](#)
[2024 Corner Pub Non-Renewal Hearing Notice.pdf](#)
[2023 Non-Use of License Letter- Corner Pub.pdf](#)
[CORNER_PUB 2023 Inspection Report.pdf](#)
[CORNER_PUB 2024 Inspection Report.pdf](#)
[Corner Pub 2024.2025 Renewal.pdf](#)
[Kim Williams-inspection letter.pdf](#)
[Inspections S&L Memo- Corner Pub 7-9-2024.pdf](#)
[7-10-24 - Corner Pub- Report of S&L to Common Council.pdf](#)

Legislative History

6/26/24	Safety and Licensing Committee <i>Kim Williams addressed the committee</i>	held
7/10/24	Safety and Licensing Committee <i>Motion failed 2/3</i>	recommended for approval

7/10/24 Safety and Licensing recommended for approval
Committee
Approve a 60 day extension (commencing July 10th) for the licensee to complete remaining work to reopen the business and for the alcohol license to no longer be deemed abandoned.
Motion failed 2/3.

7/10/24 Safety and Licensing recommended for approval
Committee
Approve the non-renewal of the alcohol license in accordance with the findings of the attached report.
Motion carried 3/2.

24-0879

Police Department Sole Source Memo for TimeClock Plus LLC Contract.

Attachments: [Aladtec Sole Source - SL 2024.pdf](#)
[Q032584 - Appleton Police Department_preview \(1\) \(1\).pdf](#)

Legislative History

7/10/24 Safety and Licensing recommended for approval
Committee

24-0835

Hop Yard Ale Works Full-Service Retail Outlet Permit for Flicks & Sips on 8/16/2024 in Jones Park.

Attachments: [Ab-105 Flicks Sips_Redacted.pdf](#)

Legislative History

6/26/24 Safety and Licensing recommended for approval
Committee

24-0808

Mobile Home Park License Renewal Application for Fox Valley Estates, located at 106 Primrose Lane, contingent on approval from the Inspections and Finance departments.

Attachments: [Fox Valley Estates- Mobile Home Park Renewal.pdf](#)

Legislative History

6/26/24 Safety and Licensing recommended for approval
Committee

24-0821

"Class C" Wine License application for Bowinator LLC d/b/a Ukiyo, Corbin Schiedermayer, Agent, located at 207 W. College Ave., contingent upon approval from the Inspections and Public Works departments.

Attachments: [Bowinator LLC Ukiyo Class C App Redacted.pdf](#)

Legislative History

6/26/24 Safety and Licensing recommended for approval
Committee

[24-0822](#)

Class "B" Beer & Reserve "Class B" Liquor License application for Mondo Wine LLC d/b/a Mondo on the River, David Oliver, Agent, located at 425 W. Water St, Ste 100, contingent upon approval from Health and Inspections departments.

Attachments: [Mondo Wine LLC Class B Beer.Reserve Class B Liquor 2024 Redacted.pdf](#)

Legislative History

6/26/24	Safety and Licensing Committee	recommended for approval
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[24-0825](#)

Class "A" Beer and "Class A" Liquor License application for Walgreen Co. d/b/a Walgreens #12693, Andrew Krueger, Agent, located at 729 W. Northland Ave.

Attachments: [Walgreens 12693 Redacted.pdf](#)

Legislative History

6/26/24	Safety and Licensing Committee	recommended for approval
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[24-0826](#)

Class "A" Beer and "Class A" Liquor License application for Walgreen Co. d/b/a Walgreens #07323, Garrette Kersten, Agent, located at 3330 E. Calumet St.

Attachments: [Walgreens 12693 Redacted.pdf](#)

Legislative History

6/26/24	Safety and Licensing Committee	recommended for approval
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[24-0827](#)

Class "A" Beer and "Class A" Liquor License application for Walgreen Co. d/b/a Walgreens #12019, Amber Janssen, Agent, located at 2803 N. Meade St.

Attachments: [Walgreens 12019 Redacted.pdf](#)

Legislative History

6/26/24	Safety and Licensing Committee	recommended for approval
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[24-0828](#)

Class "A" Beer and "Class A" Liquor License application for Walgreen Co. d/b/a Walgreens #02921, Stephanie Schroeder, Agent, located at 1901 S. Oneida St.

Attachments: [Walgreens 2921 Redacted.pdf](#)

Legislative History

6/26/24	Safety and Licensing Committee	recommended for approval
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[24-0829](#) Class "B" Beer and Reserve "Class B" Liquor License application for Dairyland Brewing Co LLC d/b/a Dairyland Brew Pub, Dorri Schmidt, Agent, located at 1216 E. Wisconsin Ave, contingent upon approval from the Finance department.

Attachments: [Dairyland Brew Pub Redacted.pdf](#)

Legislative History

6/26/24	Safety and Licensing Committee	recommended for approval
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[24-0830](#) Cigarette, Tobacco, and Electronic Vaping Device License application for 1619 College Ave LLC d/b/a Nanglo Momos And Curry, Sandip Bhandari, Agent, located at 1619 W. College Ave.

Attachments: [Nanglo Momos & Curry Tobacco Redacted.pdf](#)

Legislative History

6/26/24	Safety and Licensing Committee	recommended for approval
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[24-0831](#) Cigarette, Tobacco, and Electronic Vaping Device License application for Richmond Smokeys Tobacco Inc, Hussein Alobaidi, Agent, located at 2828 N. Richmond St Unit 2.

Attachments: [Richmond Smokeys Tobacco Inc Redacted.pdf](#)

Legislative History

6/26/24	Safety and Licensing Committee	recommended for approval
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[24-0832](#) 2024-2025 Late Late Alcohol License Renewal applications, contingent upon approval from all departments by 12:00 p.m. on June 28, 2024.

Attachments: [Late 2024-25 Alcohol License Renewals S&L.pdf](#)

Legislative History

6/26/24	Safety and Licensing Committee	recommended for approval
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[24-0833](#) 2024-2025 Late Cigarette, Tobacco, and Vaping Device License renewal applications.

Attachments: [2024-2025 Late C.T.V Renewals 3rd Round.pdf](#)

Legislative History

6/26/24	Safety and Licensing Committee	recommended for approval
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[24-0840](#)

Class "A" Beer and "Class A" Liquor License application for Walgreen Co. d/b/a Walgreens #05102, Sarah Loeck, Agent, located at 700 W. College Ave.

Attachments: [Walgreens 5102 Redacted.pdf](#)

Legislative History

6/26/24	Safety and Licensing Committee	recommended for approval
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[24-0855](#)

Cigarette, Tobacco, and Electronic Vaping Device License renewal application for D8D by 4H4 LLC d/b/a The Dispensary, William Nething, Agent, located at 3020 E. College Ave Ste N.

Attachments: [Dispensary Tobacco App Redacted.pdf](#)

Legislative History

7/10/24	Safety and Licensing Committee	recommended for approval
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[24-0857](#)

Class "B" Beer & Reserve "Class B" Liquor License application for 1619 College Ave LLC d/b/a Nanglo Momos And Curry, Sandip Bhandari, Agent, located at 1619 W. College Ave, contingent upon approval from the Health and Inspections departments.

Attachments: [Nanglo Momos & Curry Class B Beer.Reserve Class B Liquor App Redacted.pdf](#)

Legislative History

7/10/24	Safety and Licensing Committee	recommended for approval
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[24-0858](#)

Salvage Dealer Renewal application for Golper Supply Co Inc, David Golper, Applicant, located at 1810 W. Edgewood Dr, contingent upon approval from the Inspections department.

Attachments: [Golper Supply Co Inc 2024 Renewal Redacted.pdf](#)

Legislative History

7/10/24	Safety and Licensing Committee	recommended for approval
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[24-0859](#)

Salvage Dealer Renewal application for Mach IV Motors LLC, Kara Tullberg, Applicant, located at 600 E. Hancock St, contingent upon approval from the Inspections department.

Attachments: [Mach IV Motors LLC 2024 Renewal Redacted.pdf](#)

Legislative History

7/10/24	Safety and Licensing Committee	recommended for approval
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[24-0860](#)

Class "B" Beer and "Class B" Liquor Temporary Premise Amendment application for Spats Food and Spirits LLC d/b/a Spats Food and Spirits, Nicholas Kapleim, Agent, located at 733 W. College Ave., from August 1-August 4, 2024 for Special Event, contingent upon approval from the Inspections and Finance Departments.

Attachments: [Spats Temp Premise Amendment 2024.pdf](#)

Legislative History

7/10/24 Safety and Licensing recommended for approval
Committee

[24-0861](#)

Class "B" Beer and "Class B" Liquor Temporary Premise Amendment application for TNE Inc d/b/a Emmett's Bar & Grill, Sharon Reader, Agent, located at 139 N. Richmond St., from August 1-August 4, 2024 for Mile of Music Event, contingent upon approval from the Police, Health, Inspections, Public Works, and Finance Departments.

Attachments: [Emmetts Premise Amend. 8.1.24.pdf](#)

Legislative History

7/10/24 Safety and Licensing recommended for approval
Committee

[24-0864](#)

Cigarette, Tobacco, and Vaping Device License renewal application for Family Dollar Stores of Wisconsin, LLC d/b/a Family Dollar #23800, Joshua Nigbor, Agent, located at 808 W. Wisconsin Ave.

Attachments: [Family Dollar 23800 Redacted.pdf](#)

Legislative History

7/10/24 Safety and Licensing recommended for approval
Committee

[24-0865](#)

Cigarette, Tobacco, and Vaping Device License renewal application for Indianhead Oil Co., LLC d/b/a Circle K #2746526, Brad Larson, Agent, located at 1935 E. Calumet St.

Attachments: [Circle K Tobacco Redacted.pdf](#)

Legislative History

7/10/24 Safety and Licensing recommended for approval
Committee

[24-0866](#)

Class "A" Beer & "Class A" Liquor License application for Indianhead Oil Co., LLC d/b/a Circle K #2746526, Brad Larson, Agent, located at 1935 E. Calumet St, contingent upon approval from the Finance Department.

Attachments: [Indianhead Oil LLC Class A Beer.Liquor App Redacted.pdf](#)

Legislative History

7/10/24 Safety and Licensing recommended for approval
Committee

[24-0869](#)

Class "A" Beer & "Class A" Liquor License application for Lindo Michoacan Mexican Restaurant LLC d/b/a Lindo Michoacan, Pedro Juarez, Agent, located at 211 N. Richmond St.

Attachments: [Lindo Michoacan Class A Combo App Redacted.pdf](#)

Legislative History

7/10/24	Safety and Licensing Committee	recommended for approval
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[24-0870](#)

Class "B" Beer & Reserve "Class B" Liquor License application for Lindo Michoacan Mexican Restaurant LLC d/b/a Lindo Michoacan, Pedro Juarez, Agent, located at 207 N. Richmond St.

Attachments: [Lindo Michoacan Class B Reserve Combo App Redacted.pdf](#)

Legislative History

7/10/24	Safety and Licensing Committee	recommended for approval
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[24-0871](#)

Class "B" Beer and "Class B" Liquor Temporary Premise Amendment application for Wooden Nickel Restaurant & Lounge, Inc d/b/a Wooden Nickel Sports Bar and Grill, Anthony Mueller, Agent, located at 217 E. College Ave., from 11 a.m. to 12 a.m. August 1-August 4, 2024 for Mile of Music, contingent upon approval from all Departments.

Attachments: [Wooden Nickel Temp Premise Amend. 8.1.24.pdf](#)

Legislative History

7/10/24	Safety and Licensing Committee	recommended for approval
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[24-0872](#)

Class "B" Beer and "Class B" Liquor Temporary Premise Amendment application for DDCT, Inc d/b/a Jim's Place, Stacy Hoffman, Agent, located at 223 E. College Ave., from 11 a.m. to 12 a.m. August 1-August 4, 2024 for Mile of Music, contingent upon approval from all Departments.

Attachments: [Jim's Place Temp Premise Amend. 8.1.24.pdf](#)

Legislative History

7/10/24	Safety and Licensing Committee	recommended for approval
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[24-0874](#)

Pet Store renewal application for Wild Habitats, Brady Bartel, Applicant, located at 1350 W. College Ave, contingent upon approval from all departments.

Attachments: [Wild Habitats 2024 Renewal Redacted.pdf](#)

Legislative History

7/10/24	Safety and Licensing Committee	recommended for approval
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- [24-0882](#) Class "B" Beer & Reserve "Class B" Liquor License application for DCMX LLC d/b/a Gingerootz, Mylee Xiong, Agent, located at 2920 N. Ballard Rd Ste A, contingent upon approval from the Finance Department.

Attachments: [Gingerootz Class B Combo App Redacted.pdf](#)

Legislative History

7/10/24	Safety and Licensing Committee	recommended for approval
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- [24-0891](#) Class "B" Beer and "Class C" Wine License application for Moon Water Cafe LLC d/b/a Moon Water Cafe, Shannon Boegh, Agent, located at 606 North Lawe St.

Attachments: [Moon Water Cafe App Redacted.pdf](#)

Legislative History

7/10/24	Safety and Licensing Committee	recommended for approval
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3. MINUTES OF THE CITY PLAN COMMISSION

- [24-0738](#) Request to approve Rezoning #5-24 for the subject parcels located at 1313 East Amelia Street (Tax Id #31-1-1926-00) and 1319 North Owaissa Street (Tax Id #31-1-1927-00), including to the centerline of the adjacent street right-of-way, as shown on the attached maps, from R-1B Single-Family District to R-1C Central City Residential District

Attachments: [StaffReport 1313Amelia+1319Owaissa Rezoning For06-12-24.pdf](#)

Legislative History

6/12/24	City Plan Commission	recommended for approval
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Proceeds to Council on July 17, 2024.

- [24-0851](#) Request to approve the Lumbini Estates Final Plat as shown on the attached maps and subject to the conditions in the attached staff report

Attachments: [StaffReport_LumbiniEstates_FinalPlat_For7-10-24.pdf](#)

Legislative History

7/10/24	City Plan Commission	recommended for approval
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4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

5. MINUTES OF THE FINANCE COMMITTEE

- [24-0842](#) Request to approve the 2025 Special Assessment Policy

Attachments: [2025 Assessment Policy Finance Memo 06-24-2024.pdf](#)

[2025 Assessment Policy - 7-17-24.pdf](#)

Legislative History

6/24/24	Finance Committee	recommended for approval
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- [24-0844](#) Request to award AWWTP Phase II Belt Filter Press Equipment Upgrades Project Base Bid with Alternate Bid to Staab Construction in the amount of \$4,627,000 with 4.65% contingency of \$215,119 for a project total not to exceed \$4,842,119.

Attachments: [Phase 2 BFP Equip Upgrades Project Bid Award Staab.pdf](#)

Legislative History

6/24/24 Finance Committee recommended for approval

- [24-0845](#) Request to approve Change Order #8 to Staab Construction contract as part of the AWWTP Phase I Belt Filter Press Equipment Upgrades Project totaling \$66,293 resulting in a decrease in contingency from \$675,538 to \$609,245.

Attachments: [Change Order 8 Staab.pdf](#)

Legislative History

6/24/24 Finance Committee recommended for approval

- [24-0887](#) Request to approve Transportation Project Plat and Relocation Order for the Olde Oneida Street Bridge over South Mill Race Project.

Attachments: [49840121 TPP 6.25.24 signed.pdf](#)

Legislative History

7/8/24 Finance Committee recommended for approval

- [24-0889](#) Request to approve the following 2024 Budget amendment:

Public Works Capital Project Fund

Public Safety Camera Program	+ \$110,904
Fund Balance Applied	+ \$110,904

To fund Public Safety Camera project costs.

Attachments: [Public Safety Camera Budget Amendment.pdf](#)

Legislative History

7/8/24 Finance Committee recommended for approval

- [24-0898](#) Request to award the City of Appleton's 2024 Park Pavilions Roof Replacement Project contract to Schulze Exteriors, LLC in the amount of \$45,775 with a 15% contingency of \$7,000 for a project total not to exceed \$52,775.

Attachments: [2024 Parks Pavilion Roof Replacement.pdf](#)

Legislative History

7/8/24 Finance Committee recommended for approval

[24-0900](#)

Request to approve **AUDIT AGREEMENT FOR PAYMENT FOR LANDS OR INTERESTS IN LANDS ACQUIRED FROM PUBLIC UTILITY** needed for the City to be reimbursed by WisDOT for relocating water main in conjunction with the 2025 I-41/Ballard Road interchange reconstruction project.

Attachments: [DT1541 CoA WATR 1130-65-76 1130-65-41.pdf](#)

Legislative History

7/8/24

Finance Committee

recommended for approval

6. MINUTES OF THE COMMUNITY DEVELOPMENT COMMITTEE

[24-0690](#)

Request to award the contract for updating Appleton's Comprehensive Plan and Sub-Area Plans to SmithGroup in the amount of \$359,000 with a contingency of \$16,000 for a project total not to exceed \$375,000

Attachments: [AwardMemo_CompPlanUpdate+SubAreaPlanning_For7-10-24.pdf](#)

[RFP_CompPlanUpdate_SubAreaPlanning_Final_4-12-24.pdf](#)

[SmithGroup_Proposal_CompPlanUpdate+SubAreaPlanning_7-2-24.pdf](#)

Legislative History

7/10/24

Community Development
Committee

recommended for approval

[24-0691](#)

Request to award the contract for the Neighborhood Leadership Academy Program to NeighborWorks Green Bay in the amount of \$76,250 with a contingency of \$3,750 for a project total not to exceed \$80,000

Attachments: [AwardMemo_NeighborhoodLeadershipAcademy_For7-10-24.pdf](#)

[RFP_NeighborhoodLeadershipAcademy_4-12-24.pdf](#)

[NeighborWorksGreenBayProposal_NeighborhoodLeadershipAcademy_FINAL :](#)

Legislative History

7/10/24

Community Development
Committee

recommended for approval

[24-0892](#)

Request to approve the First Amendment to the Offer to Purchase from F Street Manager 3, LLC to extend the inspection date and modify the purchase price for the approximately 14 acres located at the southwest corner of E. Vantage Drive and S. Eisenhower Drive in Southpoint Commerce Park Plat No. 3 (Tax Id #31-9-5712-00)

Attachments: [OTP Amendment FStreet Memo to CDC 7-10-24.pdf](#)

[1st Amendment to OTP_FStreet.pdf](#)

[BuyerSignedOTP+Addendum_AdjacentExcessLand_14Acres_FStreetManager:](#)

[FStreet14 acre-Exhibit A.pdf](#)

Legislative History

7/10/24

Community Development
Committee

recommended for approval

7. MINUTES OF THE UTILITIES COMMITTEE**8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE**

[24-0897](#) Request to Approve Endpoint Switches for \$256,000.

Attachments: [Request to Approve Endpoint Switches for \\$256,000.pdf](#)
[Endpoint Switches Sole source.pdf](#)

Legislative History

7/10/24	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**

[24-0868](#) Ordinances #96-24, #97-24, and #98-24 (Wheel Tax)

Attachments: [Ordinances to Council 7-17-24.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****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.