



City of Appleton

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

Meeting Agenda - Final Common Council

Wednesday, September 19, 2018

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
 - [18-1342](#) Common Council Meeting Minutes of September 5, 2018
 - Attachments:** [CC Minutes 9-5-18.pdf](#)
- H. BUSINESS PRESENTED BY THE MAYOR
 - [18-1364](#) Committee Reappointment to Board of Zoning Appeals
 - Attachments:** [COMMITTEE REAPPTS 091918.pdf](#)
 - [18-1365](#) Appointment to Appleton Housing Authority
 - Attachments:** [APPT TO AHA 091918.pdf](#)
- I. PUBLIC HEARINGS
 - [18-1279](#) Public Hearing - Rezoning #9-18, Apple Ridge
 - Attachments:** [Public Hearing Notice_RZ #9-18 .pdf](#)
- J. SPECIAL RESOLUTIONS
- K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[18-1331](#) Preliminary Resolution 4-P-18 for Sidewalk Construction be adopted and refer the matter to the Finance Committee to determine the assessment rate.

Attachments: [Sidewalk Construction Resolution 4-P-18.pdf](#)

Legislative History

9/10/18 Municipal Services recommended for approval
 Committee

[18-1333](#) Award Contract for design services for the Pacific Street Bridge, Lawe Street Bridge over the Fox River, Lawe Street Bridge over the Navigation Canal and the Oneida Street Bridge over the Navigation Canal in an amount not to exceed \$49,160.

Attachments: [Design Services-Pacific Street & Lawe Street Bridge.pdf](#)

Legislative History

9/10/18 Municipal Services recommended for approval
 Committee

[18-1334](#) Approve parking restriction change at 1111 E. South River Street.

Attachments: [Parking Restriction change-1111 E South River St.pdf](#)

Legislative History

9/10/18 Municipal Services recommended for approval
 Committee

[18-1335](#) Approve installation of additional street light on the east side of 217 Pierce Avenue.

Attachments: [New Street Light Request-200 S. Pierce Ave.pdf](#)

Legislative History

9/10/18 Municipal Services recommended for approval
 Committee

[18-1336](#) Approve Appleton Downtown Inc. request to purchase up to 24 parking stalls on September 21, 2018 for Park(ing) Day.

Attachments: [ADI-Park\(ing\) Day.pdf](#)

Legislative History

9/10/18 Municipal Services recommended for approval
 Committee

[18-1338](#) Approve request from Appleton Downtown Inc. for a Street Occupancy Permit to install a 'Duet' xylophone in the College Avenue beautification strip near the corner of College and Morrison with the exact location to be approved by the Department of Public Works.

Attachments: [ADI-request for a Duet xylophone .pdf](#)

Legislative History

9/10/18 Municipal Services recommended for approval
Committee

[18-1339](#) Approve request from Appleton Downtown Inc. for a Street Occupancy Permit to install four (4) flower bell instruments with the exact locations to be approved by the Department of Public Works.

Attachments: [ADI-request to install four flowe bell instruments.pdf](#)

Legislative History

9/10/18 Municipal Services recommended for approval
Committee

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[18-1292](#) Special Event application of Focused Culture LLC, Christopher F. Ray, for the Truth Music Jam, City Park, Saturday, September 29, 2018.

Attachments: [Focused Culture LLC Special Event Denial Letter.pdf](#)

[Focused Culture LLC Special Event Application.pdf](#)

Legislative History

9/12/18 Safety and Licensing recommended for approval
Committee
Mr. Ray arrived at 5:33 p.m. to address the Committee about his Special Event Application.

The Committee moved to recommend approval of the Police Department's recommendation to deny the Special Event.

[18-1277](#) "Class B" Beer/Liquor License Premise Amendment application of Gregg Van Dinter Riverside Bar & Grill, 906 S. Olde Oneida St., contingent upon approval from all departments.

Attachments: [Riverside Bar & Grill amendment application 2.pdf](#)

Legislative History

9/12/18 Safety and Licensing recommended for denial
Committee

[18-1272](#) "Class B" Beer/Liquor License application of PJW, LLC d/b/a Chadwicks, Jennifer A. Thomas, Agent, 413 W. College Ave., contingent upon approval from all departments.

Attachments: [Chadwicks application.pdf](#)

Legislative History

9/12/18	Safety and Licensing Committee	recommended for approval
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[18-1287](#) Operator's Licenses

Attachments: [Operator's Licenses for 09-12-2018 S&L.pdf](#)

Legislative History

9/12/18	Safety and Licensing Committee	recommended for approval
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3. MINUTES OF THE CITY PLAN COMMISSION

[18-1228](#) Request to approve Rezoning #9-18 for the Apple Ridge Annexation, formerly part of the Town of Grand Chute, located at the southeast corner of N. Ballard Road and E. Apple Creek Road, including to the centerline of existing adjacent right-of-way, as shown on the attached maps, from Temporary AG Agricultural District to R-1B Single-Family District

Attachments: [StaffReport_Rezoning_AppleRidgeAnnexation_8-21-18.pdf](#)

Legislative History

8/21/18	City Plan Commission	recommended for approval
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Proceeds to Council on September 19, 2018.

[18-1229](#) Request to approve the Apple Ridge Preliminary Plat as shown on the attached maps and subject to the attached conditions

Attachments: [StaffReport_PrePlat_AppleRidge_8-21-18.pdf](#)

Legislative History

8/21/18	City Plan Commission	recommended for approval
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Proceeds to Council on September 19, 2018.

[18-1297](#) Request to approve Special Use Permit #6-18 for an indoor personal storage facility located at 2705 S. Lake Park Road (Tax Id #31-9-4105-00), 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_Lake Park Road_SUP_9-11-18.pdf](#)

Legislative History

9/11/18	City Plan Commission	recommended for approval
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[18-1300](#) Request to approve the Cherryvale Meadows Final Plat as shown on the attached maps and subject to the attached conditions

Attachments: [StaffReport_CherryvaleMeadows_FinalPlat_For09-11-18.pdf](#)

Legislative History

9/11/18 City Plan Commission recommended for approval

[18-1301](#) Request to approve the North Edgewood Estates Final Plat as shown on the attached maps and subject to the attached conditions

Attachments: [StaffReport_NorthEdgewoodEstates_FinalPlat_For09-11-18.pdf](#)

Legislative History

9/11/18 City Plan Commission recommended for approval

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

[18-1320](#) Action: Award the City of Appleton's "2018 Jones Park Playground Equipment Project" contract to Lee Recreation, LLC. in an amount not to exceed \$100,000

Attachments: [2018 Jones Playground Memo.docx](#)

Legislative History

9/10/18 Parks and Recreation Committee recommended for approval

5. MINUTES OF THE FINANCE COMMITTEE

[18-1242](#) Request to approve the 2019 Special Assessment Policy.

Attachments: [2019 Special Assessment Policy.pdf](#)

Legislative History

8/20/18 Finance Committee recommended for approval

9/5/18 Common Council referred to the Finance Committee

9/10/18 Finance Committee recommended for approval

[18-1308](#) Request for City of Appleton to waive the sidewalk special assessment for 1233 W Cedar Street in exchange for dedication of 253 SF for property needed to construct the wide sidewalk/multi-purpose sidepath

Attachments: [Cedar Street sidewalk assessment.pdf](#)

Legislative History

9/10/18 Finance Committee recommended for approval

[18-1309](#) Request approval to create a tiered fee system for the annual Street Snow Removal Assessments and approve rates for the 2018/2019 winter season

Attachments: [Street Snow Removal Assessment.pdf](#)

Legislative History

9/10/18 Finance Committee recommended for approval

[18-1314](#) Request to award the Blue Parking Ramp Demolition contract to The Boldt Company in the amount of \$1,998,000 with a contingency of 15% for a project total not to exceed \$2,297,700

Attachments: [2018 Blue Ramp Demolition.pdf](#)

Legislative History

9/10/18 Finance Committee recommended for approval

[18-1324](#) Request to approve Finance Committee Report 4-P-18 for Sidewalk Construction.

Attachments: [Report 4-P-18.pdf](#)

Legislative History

9/10/18 Finance Committee recommended for approval

[18-1325](#) Request to award Concrete, Beam and Deck repairs in the Red Parking Ramp to The Boldt Company in the amount of \$36,443 with a 10% contingency of \$3,644 for a project total not to exceed \$40,087

Attachments: [Award of Contract - Red Ramp Concrete Beam and Column Repairs.pdf](#)

Legislative History

9/10/18 Finance Committee recommended for approval

[18-1326](#) Request to approve Contract Amendment / Change Order No. 1 to contract 68-17 for Red Parking Ramp Expansion Joint Replacement for the addition of a level 4 deck seal spot repair and 120 linear feet of EMSEAL expansion joint sealer in the amount of \$19,060.00 resulting in a decrease to contingency from \$4,000.00 to \$0.00. Overall contract increases from \$84,030.00 to \$99,090

Attachments: [Red Ramp Expansion Joint Replacement Change Order No.1.pdf](#)

Legislative History

9/10/18 Finance Committee recommended for approval

[18-1328](#) Request approval of the use of Exhibition Center bond proceeds originally intended for interest reimbursement to fund consulting fees related to providing private funding option

Attachments: [von Briesen Payment 2018.pdf](#)

Legislative History

9/10/18 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

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

M. CONSOLIDATED ACTION ITEMS

[18-1343](#) Consolidated Action Items
18-1341 (Finance Committee)
18-1302 (Community & Economic Development Committee)

[18-1341](#) Request to approve the Development Agreement with McFleshmans Commons LLC for improvements and development of the property at 115 S. State Street in Tax Increment Financing District No. 12

Attachments: [Memo Recommend McFleshmans Commons Dev Agrmt.pdf](#)
[McFleshmans Commons LLC - Dev Agrmt 08-14-2018_2.pdf](#)

Legislative History

9/10/18 Finance Committee recommended for approval

[18-1302](#) Request to approve the Development Agreement with McFleshmans Commons LLC for improvements and development of the property at 115 S. State Street in Tax Increment Financing District No. 12

Attachments: [Memo Recommend McFleshmans Commons Dev Agrmt.pdf](#)
[McFleshmans Commons LLC - Dev Agrmt 08-14-2018_2.pdf](#)

Legislative History

9/12/18 Community & Economic Development Committee recommended for approval

N. ITEMS HELD

O. ORDINANCES

[18-1360](#) Ordinance 91-18

Attachments: [Ordinance going to Council 9-19-18.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.