



# City of Appleton

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

## Meeting Agenda - Final-revised Common Council

---

Wednesday, June 15, 2022

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
- [22-0774](#) Common Council Meeting Minutes of June 1, 2022  
**Attachments:** [CC Minutes 6-1-22.pdf](#)
- G. BUSINESS PRESENTED BY THE MAYOR
- [22-0779](#) Library Board Appointments  
**Attachments:** [Appointments Memo 6'15'2022.pdf](#)
- [22-0780](#) Alderperson Committee Replacement Appointment  
**Attachments:** [Alder Committee Replacement Memo.pdf](#)
- [22-0781](#) City Assessor Recommendation  
**Attachments:** [City Assessor Recommendation to Council Memo.pdf](#)
- [22-0783](#) Proclamations  
- Make Music Day  
- Dump the Pump Day  
**Attachments:** [Make Music Day Proclamation.pdf](#)  
[Dump the Pump Day Proclamation.pdf](#)

[22-0782](#) Presentation from the League of Wisconsin Municipalities

H. PUBLIC PARTICIPATION

I. PUBLIC HEARINGS

[22-0603](#) Public Hearing for Comprehensive Plan Map Amendment #2-22 Apostolic Truth Church from One and Two Family Residential and Multi-Family Land Use to Public Institutional Land Use

**Attachments:** [Public Hearing Notice Comp Plan Amend #2-22.pdf](#)

[22-0604](#) Public Hearing for Rezoning #3-22 for Apostolic Truth Church from R-1A Single-Family District to P-I Public Institutional District

**Attachments:** [RZ #3 22 Notice of Public Hearing.pdf](#)

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[22-0723](#) Anticipated award for Unit Q-22 Pavement Marking Contract (Paint). Bids to be opened Monday, May 23, 2022.

**Attachments:** [Anticipated award for Unit Q-22 Pavement Marking Contract.pdf](#)

**Legislative History**

5/23/22	Municipal Services Committee	approved as amended
	<i>Amended: Award Contract to Crowley Construction Corp. in an amount not to exceed \$48,000 (5-0)</i>	

[22-0754](#) Approve proposed parking changes on S. Driscoll Street (between Charles Street and the railroad tracks). Follow-up to six month trial period.

**Attachments:** [Parking change on S. Driscoll St.pdf](#)

**Legislative History**

6/6/22	Municipal Services Committee	recommended for approval
--------	------------------------------	--------------------------

[22-0755](#) Possible 6-Month trial for parking changes on Pacific Street (Drew Street to Lawe Street).

**Attachments:** [Parking change on Pacific St..pdf](#)  
[Emails -Pacific St-Drew St to Lawe St.pdf](#)

**Legislative History**

6/6/22	Municipal Services Committee	recommended for approval
6/6/22	Municipal Services Committee	recommended for denial

*Recommendation for approval motion failed.  
Recommendation for denial passed.*

[22-0756](#) Approve proposed ordinance changes related to the A-22 Appleton Street Reconstruction Project.

**Attachments:** [A-22 Appleton Street Project.pdf](#)

**Legislative History**

6/6/22	Municipal Services Committee	recommended for approval
--------	------------------------------	--------------------------

## 2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[22-0679](#) Class "B" Beer and "Class B" Liquor License application for Dairyland Brew Pub LLC, Michele Preston, Agent, located at 1216 E Wisconsin Ave, contingent upon approval from the Finance and Health departments.

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

**Legislative History**

6/8/22	Safety and Licensing Committee	recommended for approval
--------	--------------------------------	--------------------------

[22-0727](#) "Class A" Liquor License application for Depu LLC d/b/a Northland Mobil, Chiranjibi Lamichhane, Agent, located at 105 W Northland Ave.

**Attachments:** [Northland Mobil.pdf](#)

**Legislative History**

6/8/22	Safety and Licensing Committee	recommended for approval
--------	--------------------------------	--------------------------

[22-0728](#) "Class A" Liquor License application for BSS Corporation d/b/a Richmond Mobil, Buddi Subedi, Agent, located at 3401 N Richmond St.

**Attachments:** [Richmond Mobil.pdf](#)

**Legislative History**

6/8/22	Safety and Licensing Committee	recommended for approval
--------	--------------------------------	--------------------------

[22-0729](#) "Class A" Liquor License application for Jaliyan Gas LLC d/b/a Wisconsin Avenue Pantry, Nilesh M Patel, Agent, located at 111 W Wisconsin Ave.

**Attachments:** [Wisconsin Avenue Pantry.pdf](#)

**Legislative History**

6/8/22 Safety and Licensing Committee recommended for approval

[22-0730](#) "Class A" Liquor License application for Sai Krupa LLC d/b/a Richmond St Citgo, Nilesh Patel, Agent, located at 1601 N Richmond St.

**Attachments:** [Richmond St Citgo.pdf](#)

**Legislative History**

6/8/22 Safety and Licensing Committee recommended for approval

[22-0737](#) Salvage Dealer License 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 S&L.pdf](#)

**Legislative History**

6/8/22 Safety and Licensing Committee recommended for approval

[22-0763](#) Class "B" Beer and "Class B" Liquor License Change of Agent application for Lawrence University d/b/a Viking Room, Brittany M. Bell, New Agent, located at 615 E College Ave.

**Attachments:** [Brittany M Bell S&L.pdf](#)

**Legislative History**

6/8/22 Safety and Licensing Committee recommended for approval

[22-0767](#) Additional 2022-2023 Mechanical Amusement Device License renewals, contingent upon approval from all departments by 12:00 p.m. on June 30, 2022.

**Attachments:** [Additional Amusement Device renewals 2022-23.pdf](#)

**Legislative History**

6/8/22 Safety and Licensing Committee recommended for approval

[22-0768](#) Additional 2022-2023 Cigarette and Tobacco Products License renewals.

**Attachments:** [Additional Cigarette renewals 2022-23.pdf](#)

**Legislative History**

6/8/22 Safety and Licensing Committee recommended for approval

[22-0770](#) Additional 2022-2023 Alcohol License Renewal applications, contingent upon approvals from all departments by 12:00 p.m. on June 30, 2022.

**Attachments:** [2022-23 Alcohol License Renewals-4th set.pdf](#)

**Legislative History**

6/8/22 Safety and Licensing Committee recommended for approval

### 3. MINUTES OF THE CITY PLAN COMMISSION

[22-0613](#) Request to approve Comprehensive Plan 2010-2030 Future Land Use Map Amendment #2-22 for the subject parcel located on N. French Road, bordered by E. Glory Lane, N. Providence Avenue, and E. Ashbury Drive (Tax Id #31-1-7400-00) from future One and Two-Family Residential land use designation and Multi-Family land use designation to Public Institutional land use designation as shown on the attached map and approve the attached Resolution

**Attachments:** [StaffReport\\_ApostolicChurch\\_CompPlan+Rezoning\\_For05-11-22.pdf](#)

[Paula Meyer Email.pdf](#)

[Neighborhood Brochure From Apostolic Truth Church.pdf](#)

**Legislative History**

5/11/22 City Plan Commission recommended for approval  
*Proceeds to Council on June 15, 2022.*

[22-0615](#) Request to approve Rezoning #3-22 for the subject parcel located on N. French Road, bordered by E. Glory Lane, N. Providence Avenue, and E. Ashbury Drive (Tax Id #31-1-7400-00), including the adjacent one-half (1/2) right-of-way, as shown on the attached maps, from R-1A Single-Family District to P-I Public Institutional District

**Attachments:** [StaffReport\\_ApostolicChurch\\_CompPlan+Rezoning\\_For05-11-22.pdf](#)

[Paula Meyer Email.pdf](#)

[Neighborhood Brochure From Apostolic Truth Church.pdf](#)

**Legislative History**

5/11/22 City Plan Commission recommended for approval  
*Proceeds to Council on June 15, 2022.*

[22-0749](#) Request to approve Special Use Permit #6-22 for a car wash use located at 3200 E. Express Court (Tax Id #31-4-5568-00), as shown on the attached materials 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\\_Peak Car Wash\\_SUP\\_For06-08-22.pdf](#)

**Legislative History**

6/8/22 City Plan Commission recommended for approval

**4. MINUTES OF THE PARKS AND RECREATION COMMITTEE****5. MINUTES OF THE FINANCE COMMITTEE****6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE**[22-0786](#)

Request for a variance to the Deed Restrictions and Covenants to allow the transfer of Lots 30, 31, 32 and 33 in Southpoint Commerce Park Plat 3 and Lot 1 of CSM #3978 from F Street Appleton 2, LLC to F Street Appleton 3, LLC and to extend the requirement to commence construction of a building on these lots from the required 12 months from said transfer to 36 months; this waiver is not transferable, survivable, or assignable and the City's repurchase rights remain on the property

**Attachments:** [F Street 2 Variance Request Memo 6-15-22.pdf](#)  
[Variance Request Email F Street 6-10-22.pdf](#)  
[CSM 3978.pdf](#)  
[570928 - Deed & Receipt.pdf](#)  
[SPCP Deed Restrictions.pdf](#)

[22-0371](#)

Counter the Offer to Purchase from River Valley One, LLC and/or assigns to purchase Lot 1 of CSM 3549 in Southpoint Commerce Park (Tax Id #31-9-5712-40), consisting of approximately 7.22 acres

**Attachments:** [River Valley One Offer to Purchase Memo to CEDC 6-8-22.pdf](#)  
[Offer to Purchase 9-5712-40 SPCP River Valley One LLC.pdf](#)  
[SPCP Deed Restrictions.pdf](#)  
[Subject Parcel 6 6 2022.pdf](#)

**Legislative History**

6/8/22	Community & Economic Development Committee	recommended for approval
--------	---	--------------------------

[22-0741](#)

Request to waive the City's repurchase rights for Tax Id #31-1-6510-18, Lot 18 in the Northeast Business Park Plat No. 2, the northeast corner of Enterprise Avenue and Intertech Court, allowing the transfer from Single Month LLC and/or assigns to Joe Neilitz and/or assigns; this waiver is not transferable, survivable, or assignable and the City's repurchase rights remain on the property

**Attachments:** [Memo Romenesko Waive Repurchase Request NEBP #1-6510-18 6-8-22.pdf](#)  
[Variance Request Email Romenesko Development 3-2-22.pdf](#)  
[Offer to Purchase Lot 18 NEBP Joe Neilitz.pdf](#)  
[Covenants and Restrictions NEBP No. 2.pdf](#)  
[Subject Parcel 1-6510-18.pdf](#)

**Legislative History**

6/8/22 Community & Economic Development Committee recommended for approval

[22-0743](#)

Request to approve the 2021 Consolidated Annual Performance and Evaluation Report (CAPER) for the Community Development Block Grant (CDBG) Program

**Attachments:** [CAPER memo to CEDC 6-8-22.pdf](#)

[2021 CDBG CAPER Draft for Public Comment.pdf](#)

**Legislative History**

6/8/22 Community & Economic Development Committee recommended for approval

## 7. MINUTES OF THE UTILITIES COMMITTEE

[22-0736](#)

Award 2022 AWWTP Preliminary Heat Exchanger and Blended Sludge Piping Replacement Project Engineering Services Amendment #1 increasing the McMahon total contract amount by \$3,800 from \$26,300 to \$30,100 and increase contingency from \$2,630 to \$4,000 for a Project Total not to exceed \$34,100.

**Attachments:** [Contract Amend #1\\_McMahon\\_2022 AWWTP Prelim HEX-Blended Sludge Piping](#)

**Legislative History**

6/7/22 Utilities Committee recommended for approval

[22-0738](#)

Amend 2022A Stormwater Management Plan Review Contract with Brown and Caldwell by an increase of \$20,000 for a total contract amount not to exceed \$67,500.

**Attachments:** [2022A SWM Plan Review BC Amendment Memo Util Cmte.pdf](#)

**Legislative History**

6/7/22 Utilities Committee recommended for approval

[22-0752](#)

Request Approval of the Electronic Compliance Maintenance Annual Report (eCMAR) for 2021 and Request the following Resolution be presented to the Common Council for approval:

Whereas, the City of Appleton manages, operates, and maintains a sewer collection system and wastewater treatment plant; and

Whereas, treatment efforts produce a liquid effluent and a biosolids that are returned to the environment; and

Whereas, the State of Wisconsin evaluates wastewater utilities throughout the State of Wisconsin through an electronic Compliance Maintenance Annual Report (eCMAR); and

Whereas, Appleton received the score of 3.73 GPA; and

Whereas, the State of Wisconsin requests the Common Council pass a resolution accepting the eCMAR report;

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

Article 1. Continue supporting treatment and maintenance programs at the utility

Article 2. Continue planning efforts that will address and promote long term performance results at the facility.

**Attachments:** [2021 eCMAR Validated.pdf](#)

**Legislative History**

6/7/22

Utilities Committee

recommended for approval

- 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**
- N. **ITEMS HELD**
- O. **ORDINANCES**



[22-0777](#) Ordinances #43-22 and #44-22

**Attachments:** [Ordinances to Council 6-15-22.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.*