



City of Appleton

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

Meeting Agenda - Final-revised Common Council

Wednesday, February 19, 2014

7:00 pm

Council Chambers

Second Amended

- 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
 - [14-294](#) Approve February 5, 2014 Council Meeting Minutes.
Attachments: [CC Minutes 02-05-2014.pdf](#)
- H. BUSINESS PRESENTED BY THE MAYOR
- I. PUBLIC HEARINGS
- J. SPECIAL RESOLUTIONS
 - [14-295](#) Preliminary Resolution 1-P-14 - See Consolidated Action Items.
Attachments: [Resolution 1-P-14.pdf](#)
 - [14-296](#) Preliminary Resolution 2-P-14 - See Consolidated Action Items.
Attachments: [Resolution 2-P-14.pdf](#)
- K. ESTABLISH ORDER OF THE DAY
- L. COMMITTEE REPORTS

1. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[14-170](#) Taxicab Company and Limousine Service License application of Cinderella Carriage LLC, Lynn Hemmersbach, 30321 State Hwy 27, Cashton, contingent upon approvals from all departments.

Legislative History

2/13/14 Safety and Licensing Committee recommended for approval

[14-185](#) Special Class "B" Beer License application of St Thomas More Congregation - Fish Fry Committee, Curt J. Simon, Person in Charge, 1810 N. McDonald Street, March 7, 14, 21 and April 11, 2014, contingent upon approvals from all departments.

Legislative History

2/13/14 Safety and Licensing Committee recommended for approval

[14-186](#) Recommend approval to purchase rescue boat and associated equipment.

Attachments: [Recommend Purchase of Rescue Boat -1-30-14.doc](#)

Legislative History

2/13/14 Safety and Licensing Committee recommended for approval

[14-190](#) Recommend Addition to Municipal Code for Possession of a Firearm within a School Zone.

Attachments: [Possession of a Firearm within a School Zone - 02-13-2014.pdf](#)

Legislative History

2/13/14 Safety and Licensing Committee recommended for approval

[14-191](#) Recommend changes to Bow Hunting within the City Limits ordinance.

Attachments: [Bow Hunting Memo - 02-13-2014.pdf](#)

Legislative History

2/13/14 Safety and Licensing Committee recommended for approval

[14-209](#) Operator's Licenses

Attachments: [Operator's Licenses for 02-13-14 S & L.pdf](#)

Legislative History

2/13/14 Safety and Licensing Committee recommended for approval

2. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

- [14-213](#) Approve modifications to Municipal Code Section 12-58 Weed Commissioner, destruction of weeds by City.
Attachments: [Modifications to Weed Ordinance.pdf](#)
Legislative History
2/11/14 Municipal Services recommended for approval
Committee
- [14-216](#) Approve Intergovernmental Agreement with the Town of Grand Chute for the Meade Street Highway Improvement Project.
Attachments: [Meade St Highway Improvement Project.pdf](#)
Legislative History
2/11/14 Municipal Services recommended for approval
Committee
- [14-217](#) Request from Lindsey Salzsieder, Community Events Specialist for the Sole Burner Run, to waive the \$2 pay-as-you-enter fee for the Yellow Parking Ramp during the 2014 Sole Burner Event.
Attachments: [Sole Burner Run request.pdf](#)
Legislative History
2/11/14 Municipal Services recommended for denial
Committee
- [14-218](#) Approve the single source purchase of a Trimble S6 Robotic Total Station Survey Instrument from Seiler Instruments in the amount of \$36,205.00.
Attachments: [Robotic Total Station Survey Instrument memo.pdf](#)
Legislative History
2/11/14 Municipal Services recommended for approval
Committee
- [14-219](#) Preliminary Resolution 1-P-14 for concrete paving, sidewalk construction and driveway aprons be adopted and refer the matter to the Finance Committee to determine the assessment rate.
Attachments: [Preliminary Resolution 1-P-14.pdf](#)
Legislative History
2/11/14 Municipal Services recommended for approval
Committee

3. **MINUTES OF THE CITY PLAN COMMISSION**
4. **MINUTES OF THE PARKS AND RECREATION COMMITTEE**
5. **MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE**

6. MINUTES OF THE UTILITIES COMMITTEE

[14-240](#) Award of Unit K-14 Native Landscape Management Contract to Applied Ecological Services, Inc. in an amount not to exceed \$170,874.30.

Attachments: [K-14 Contract Award .doc](#)

Legislative History

2/11/14 Utilities Committee recommended for approval

[14-243](#) Award 2014 Sanitary Flow Monitoring contract to R.A. Smith in an amount not to exceed \$100,000

Attachments: [2014 Sanitary Flow Monitoring.pdf](#)

Legislative History

2/11/14 Utilities Committee recommended for approval

[14-244](#) Preliminary Resolution 2-P-14 for Sanitary Sewer, Storm Sewer, Sanitary Laterals and Storm Laterals be adopted and refer the matter to the Finance Committee to determine the assessment rate.

Attachments: [Preliminary Resolution 2-P-14.pdf](#)
[Preliminary Resolution 2-P-14 additional.pdf](#)

Legislative History

2/11/14 Utilities Committee recommended for approval

7. MINUTES OF THE FOX CITIES TRANSIT COMMISSION**8. MINUTES OF THE BOARD OF HEALTH****9. MINUTES OF THE HUMAN RESOURCES COMMITTEE****10. MINUTES OF THE FINANCE COMMITTEE**

[14-208](#) Recommendation to contract with Dell Computers for storage for all City video cameras in the amount of \$32,193 with a 10% contingency of \$3,220 for a total of \$35,413.

Attachments: [Video Storage Memo.docx](#)

Legislative History

2/12/14 Finance Committee recommended for approval
amendment by Plank to strike word cameras, seconded by Martin 3-0

[14-210](#) Recommendation to contract with Metafile Information Systems in the amount of \$36,000 with a 10% contingency of \$3,600 for a total of \$39,600 in CIP funding to upgrade, migrate and begin training on the Document Management System.

Attachments: [Metafile Memo.docx](#)

Legislative History

2/12/14 Finance Committee recommended for approval
Dannecker arrived at 4:34

[14-211](#) Request to award contract for "Municipal Services Building Mezzanine Installations" to Storage Systems in the amount of \$36,890 with a contingency of \$3,500 for a contract not to exceed \$40,390.

Attachments: [2014 MSB Mezzanine Project.doc](#)

Legislative History

2/12/14 Finance Committee recommended for approval

[14-227](#) Finance Committee Report 1-P-14 for Concrete Pavement, Sidewalk Construction and Driveway Aprons.

Attachments: [Report 1-P-14.pdf](#)

Legislative History

2/12/14 Finance Committee recommended for approval

[14-228](#) Finance Committee Report 2-P-14 for Sanitary Sewer, Storm Sewer and Laterals.

Attachments: [Report 2-P-14.pdf](#)

Legislative History

2/12/14 Finance Committee recommended for approval

[14-229](#) Award Unit O-14 Sanitary & Storm Sewer CIPP Lining to Insituform Technologies USA, LLC in the amount of \$354,703.30 with a 7.5% contingency of \$26,600.00 for a project total not to exceed \$381,303.30.

Attachments: [Award of Contract O-14.pdf](#)

Legislative History

2/12/14 Finance Committee recommended for approval

[14-236](#) The following 2014 Budget Adjustment be approved:

DPW Capital Projects Fund	
Infrastructure Construction	+\$125,000
Other Reimbursements	+\$125,000

to record reimbursement from the Townof Grand Chute for Meade Street paving project (2/3 vote required).

Attachments: [Meade St Project.pdf](#)

Legislative History

2/12/14 Finance Committee recommended for approval

[14-238](#) Request to approve contract to August Winter & Sons, Inc. for Linwood Pressure Reducing Valve (PRV) Station construction in the amount of \$352,646, with a 7% contingency of \$24,685 for a total contract not to exceed \$377,331, along with the following 2013 Budget Adjustment:

Utilities

PRV Station Construction	+ \$126,331
Generator Emissions Upgrade Project	- \$126,331

to record funding of larger pump and upgraded electrical service from original budget plan (2/3 vote required).

Attachments: [Linwood PRV Construction Bid 02-04-14.doc](#)

Legislative History

2/12/14	Finance Committee	recommended for approval
	<i>Stueck arrived at 4:44</i>	

M. CONSOLIDATED ACTION ITEMS

[14-297](#) Consolidated Action - Preliminary Resolution 1-P-14 declaring intent to exercise special assessment powers
- Concrete Pavement, Sidewalk Construction and Driveway Aprons.

- a. File 14-219, Municipal Services Committee
- b. File 14-227, Finance Committee

Attachments: [Resolution 1-P-14.pdf](#)

[14-298](#) Consolidated Action - Preliminary Resolution 2-P-14 declaring intent to exercise special assessments powers
-Sanitary Sewer, Storm Sewer, Sanitary Laterals & Storm Laterals.

- a. File 14-244, Utilities Committee
- b. File 14-228, Finance Committee

O. ITEMS HELD

P. ORDINANCES

[14-300](#) Ordinance #5-14.

Attachments: [Ordinance going to 02-19-2014 Council.pdf](#)

Q. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION

R. RESOLUTIONS SUBMITTED BY ALDPERSONS REFERRED TO COMMITTEES OF JURISDICTION

S. OTHER BUSINESS

- 14-311** Discussion of filling vacant Aldermanic District 8 seat.
- [14-304](#) Motion to go into Committee of the Whole.
- 14-272** Mediation Agreement for Phase 1 Repair (City's Share \$30,000).
- 14-274** Approve Final Contract Amount for Midwest Industrial Coatings for Phase 1 in the Amount of \$333,282. Partial Payment in the Amount of \$19,200 with \$72,800 Escrow/Retainage Payable on Receipt from Escrow.
- 14-278** Approve Final Payment for StormTrap Phase 1; Final Contract Amount \$1,184,134, Final Payment in the Amount of \$42,045 (Includes Resolution of Repair Costs).
- 14-280** Approve Final Payment to Radtke Contractors, Inc. for Final Phase 1 (Includes Resolution of Repair Costs, Release of Retainage). Final Contract Amount \$1,270,356.80. One Change Order for \$5,700 and a Final Payment, Release of Retainage, in the Amount of \$63,517.84.
- 14-288** Approve Carryover for Radtke Contractors, Inc. in the Amount of \$2,178,128.
- 14-289** Approve Carryover for StormTrap in the Amount of \$2,360,000.
- 14-290** Approve Carryover for Midwest Industrial Coatings in the Amount of \$689,200.
- 14-282** Approve Carryover of WWTP (5230) Funds in the Amount of \$1,185,000 to Supplement 2014 Funding for Phase 2 (Includes \$400,000 in 2012 Carryover Funds Previously Assigned to the Project per 1/16/13 Finance Committee Action).
- 14-283** Approve Reallocation of WWTP Funds for Phase 2 of Appleton East in the Amount of \$785,000.
- 14-276** Approve Contract Amendment/Change Order No. 1 to Contract 1-13B for AEHS Stormwater Storage Project Unit T-11 - Waterproofing System with Midwest Industrial Coatings to Increase for Added Product Application On-site Resulting in Higher Bonds/Wages in the Amount of \$165,000 and an Increase to Contingency from \$25,111 to \$100,111. Overall Contract Amount Increases from \$1,022,492 to \$1,262,492.
- 14-281** Approve Contract Amendment/Change Order No. 2 to Contract 1-13 for AEHS Stormwater Storage Project Unit T-11 with Radtke Contractors, Inc. to Increase for Quantities Associated with Phase 2 Plan Changes from GRAEF and StormTrap in the Amount of \$125,000 and an Increase to Contingency from \$60,750.13 to \$200,750.13. Overall Contract Amount Increases from \$3,448,485 to \$3,713,485.

- 14-279** Approve Contract Amendment/Change Order No. 1 to Contract 1-13A for AEHS Stormwater Storage Project Unit T-11 - Precast Concrete Units with StormTrap to Increase for Redesigned Phase 2 Units and Additional Shipping Costs in the Amount of \$45,000 and an Increase to Contingency from \$15,000 to \$25,000. Overall Contract Amount Increases from \$3,544,134 to \$3,599,134.
- 14-275** Authorization to Prepay Midwest Industrial Coatings for Performance Bond.
- 14-291** Approve Budget Adjustment for Stormwater Consulting and Miscellaneous Services in the Amount of \$125,000.
- 14-273** Construction Related Services for GRAEF for Phase 2 in the Amount of \$102,500.
- [14-305](#) Motion to Rise & Report (reconvene as Council)
- [14-306](#) Motion on Committee of the Whole Report.
- [14-299](#) The Common Council will meet in Closed Session pursuant to s.19.85(g) for the purpose of conferring with legal counsel regarding the Appleton East Stormwater project. The Common Council will then reconvene into Open Session and conduct further business.

T. ADJOURN

CHARLENE M. PETERSON, CMC/WCMC
City Clerk

Reasonable accommodations for persons with disabilities will be made upon request and if feasible.