



# City of Appleton

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

## Meeting Agenda - Final Common Council

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Wednesday, July 16, 2014

7:00 PM

Council Chambers

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- 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

[14-1218](#) Approval of July 2, 2014 Council Meeting Minutes.

**Attachments:** [CC Minutes 07-02-2014.pdf](#)

- H. BUSINESS PRESENTED BY THE MAYOR

- I. PUBLIC HEARINGS

[14-1223](#) Public Hearing for Proposed Text Amendment Chapter 23 - Shoreland Zoning and District Map.

**Attachments:** [CC 07-16-2014 - Public Hearing - Chapter 23 - Shoreland Zoning.pdf](#)

- J. SPECIAL RESOLUTIONS
- K. ESTABLISH ORDER OF THE DAY
- L. COMMITTEE REPORTS
- 1. **MINUTES OF THE SAFETY AND LICENSING COMMITTEE**

[14-1137](#) Change of Agent - "Class A" Beer/Liquor License of Ultra Mart Foods LLC, d/b/a Copps Food Center, 2700 North Ballard Road, Tim S. Verhasselt, Agent, contingent upon approval from the Police Department.

**Legislative History**

7/10/14 Safety and Licensing Committee recommended for approval

[14-1136](#) CBD Vendor's License application of Luis A. Morales, 1750 Dublin Trail, #49, Neenah.

**Legislative History**

7/10/14 Safety and Licensing Committee recommended for denial

[14-1043](#) Operator's License application of Bobby M. Pegues, 1706 E. Sylvan Avenue.

**Legislative History**

6/26/14 Safety and Licensing Committee held  
*Held until the July 10, 2014 meeting.*

7/10/14 Safety and Licensing Committee recommended for denial

[14-1169](#) Operator License application of Jessica A. Grosskreutz, 1009 N. Division Street.

**Legislative History**

7/10/14 Safety and Licensing Committee recommended for denial

[14-1170](#) Operator's Licenses

**Attachments:** [Operator's Licenses for 07-10-14 S & L.pdf](#)

**Legislative History**

7/10/14 Safety and Licensing Committee recommended for approval

[14-1171](#) Operator License Renewals

**Attachments:** [Operator's Renewal Licenses for 07-10-14 S & L.pdf](#)

**Legislative History**

7/10/14 Safety and Licensing Committee recommended for approval

[14-1155](#) "Class B" Beer/Liquor License application of Axelrod LLC, Jordan L. Hereford, Agent, 117 S. Appleton Street, contingent upon approvals from all departments.

**Legislative History**

7/10/14 Safety and Licensing recommended for approval  
Committee

[14-1159](#) Change of Premises Description - "Class B" Beer/Liquor License of La Michoacana Bar & Grill, Pedro Juarez, Agent, 211 West College Avenue, to include tables and chairs in the beautification strip to be removed at the time business closes or by 2:00 a.m. at the latest, contingent upon approvals from all departments.

**Legislative History**

7/10/14 Safety and Licensing recommended for approval  
Committee

[14-1139](#) Change of Agent - "Class A" Beer/Liquor License of Aldi Inc Wisconsin, d/b/a Aldi #69, 2310 South Kensington Drive, Kelly L. Connis, Agent, contingent upon approval from the Police Department.

**Legislative History**

7/10/14 Safety and Licensing recommended for approval  
Committee

[14-1150](#) Pet Store License Renewal application of Petco, Amy L. Starfeldt, Applicant, 3829 E. Calumet Street, contingent upon approvals from all departments.

**Legislative History**

7/10/14 Safety and Licensing recommended for approval  
Committee

[14-1160](#) Grant Application - Reserve "Class B" Beer/Liquor of C-Vine Lounge LLC, 531 W. College Avenue, Conrado Lopez Mendez, Agent, contingent upon approvals from all departments.

**Legislative History**

7/10/14 Safety and Licensing recommended for approval  
Committee

[14-1165](#) Change of Agent - "Class B" Beer/Liquor License of Apple Hospitality Group LLC, d/b/a Applebee's Neighborhood Grill & Bar, 3040 E. College Avenue, Jennifer L. Williams, Agent, contingent upon approvals from the Police Department.

**Legislative History**

7/10/14 Safety and Licensing recommended for approval  
Committee

[14-1180](#) Change of Premises Description - "Class B" Beer/Liquor License of S. C. Carrow Corp, d/b/a Rookies, 325 N. Appleton Street for July 26, 2014 to include a 50' x 50' section in parking lot, contingent upon approvals from all departments.

**Legislative History**

7/10/14 Safety and Licensing Committee recommended for approval

[14-1187](#) Change of Agent - Class "A" Beer License of Kwik Trip, 3232 S. Oneida Street, Toua Lee, Agent, contingent upon approvals from the Police Department.

**Legislative History**

7/10/14 Safety and Licensing Committee recommended for approval

[14-1188](#) Change of Agent - Class "A" Beer License of Kwik Trip, 2175 S. Memorial Dr., Isaac Peterson, Agent, contingent upon approvals from the Police Department.

**Legislative History**

7/10/14 Safety and Licensing Committee recommended for approval

## 2. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[14-1181](#) Request from Andy Uecker to appeal their \$50 Weed Administration Fee for the vacant lot Purdy Parkway and Highpond Crossing.

**Attachments:** [Request from Andy Uecker to appeal Weed Administration Fee.pdf](#)

**Legislative History**

7/8/14 Municipal Services Committee recommended for denial

[14-1193](#) Request from Henry Chou to appeal his \$50 Weed Administration Fee for 1353 W. College Avenue.

**Attachments:** [Request from Henry Chou to appeal Weed Violation at 1353 W. College Ave..pc](#)

**Legislative History**

7/8/14 Municipal Services Committee recommended for denial

[14-1194](#) Request from the Appleton Beer Factory for a street occupancy permit to place tables and chairs in the beautification strip at 603 W. College Avenue to be removed at the time business closes or by 2:00 am at the latest.

**Attachments:** [Request from Appleton Beer Factory for a street occupancy permit.pdf](#)

**Legislative History**



- [14-1101](#) Creating Article XIX. Shoreland Zoning Ordinance and the Official Shoreland District Map of Chapter 23 Zoning of the Municipal Code.

**Attachments:** [Shoreland Zoning report 6-23-2014.pdf](#)

**Legislative History**

6/23/14 City Plan Commission recommended for approval  
*Proceeds to Council on 7/16/14*

**4. MINUTES OF THE PARKS AND RECREATION COMMITTEE**

- [14-1151](#) Action: Award Grounds Improvements to "Van Handel Excavating, Inc." for a Contract Total not to Exceed \$20,100.

**Attachments:** [Parks Recreation Committee Hoover Grounds Improvements CIP 2014 7-9-14](#)

**Legislative History**

7/9/14 Parks and Recreation Committee recommended for approval

**5. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE**

**6. MINUTES OF THE UTILITIES COMMITTEE**

- [14-1183](#) Amend 2014F Stormwater Consulting Services Contract with GRAEF for Construction Related Services for Unit T-11 Appleton East Stormwater Storage in an amount not to exceed \$10,000.

**Attachments:** [GRAEF 2014F Contract Amendment.docx](#)

**Legislative History**

7/8/14 Utilities Committee recommended for approval

- [14-1190](#) Approve Preliminary Resolution 7-P-14 for Sanitary Sewer, Storm Sewer & Laterals on Glendale Avenue.

**Attachments:** [Preliminary Resolution 7-P-14.pdf](#)

**Legislative History**

7/8/14 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**[14-1127](#)

REFERRED BACK BY ALDERPERSON KONETZKE - Request to approve the New Subdivision Development portion of the Special Assessment Policy for 2015.

**Aldersperson Konetzke moved, seconded by Aldersperson Coenen, that the Report Action Item be recommended for approval.**

*Aldersperson Stueck moved, seconded by Aldersperson Konetzke to amend p18 as shown on attached "Amended Subdivision SA Policy". 4-0 approved.*

*Aldersperson Plank moved, seconded by Aldersperson Lobner to have park fees funded by the Developer 4-0 approved. (Amend to Amend.) Aldersperson Stueck moved to allow 10 equal annual payments if assessment is greater than \$5,000. Failed for lack of second. Aldersperson Patti Coenen left at 6:00pm.*

**Roll Call vote on Report Action item as amended. Motion carried by the following vote:**

**Aye: 3 - Aldersperson Plank, Aldersperson Stueck and Aldersperson Lobner**

**Nay: 1 - Aldersperson Konetzke**

**Excused: 1 - Aldersperson Coenen**

**Attachments:** [New Subdivision SA Policy.pdf](#)

[Valley Home Builders.pdf](#)

[Amended Subdivision SA Policy.pdf](#)

[Subdivision Devel Fund.pdf](#)

[Home Building Report.pdf](#)

**Legislative History**

7/2/14 Common Council referred to the Finance Committee  
*REFERRED BACK BY ALDERPERSON KONETZKE*

7/9/14 Finance Committee recommended for approval

[14-1161](#)

Request to award contract to "Fortress Fence Co., Inc." for Municipal Service Building and Whitman Road yard waste site perimeter and interior fencing for a contract not to exceed \$49,965.00.

**Attachments:** [MSB Fencing project 2014.docx](#)

**Legislative History**

7/9/14 Finance Committee recommended for approval

[14-1166](#) Request for Finance Director to sell \$3,575,000 Stormwater Revenue Bonds.

**Legislative History**

7/9/14 Finance Committee recommended for approval

[14-1167](#) Request for Finance Director to sell \$4,000,000 Water Revenue Bonds.

**Legislative History**

7/9/14 Finance Committee recommended for approval

[14-1168](#) Request for Finance Director to sell \$6,320,000 General Obligation Notes.

**Legislative History**

7/9/14 Finance Committee recommended for approval  
*Aldersperson Stueck arrived at 4:41pm.*

[14-1189](#) Request to award the Telulah Park Skate Park Project to Miron Construction Company, Inc. in the amount of \$230,278.00 with a contingency of \$20,844.00 for a contract total not to exceed \$251,122.00.

**Attachments:** [Bid Recommendation-Telulah Skate Park Project.doc](#)  
[Telulah Park.pdf](#)

**Legislative History**

7/9/14 Finance Committee recommended for approval

[14-1191](#) Request to approve Finance Committee Report 7-P-14 for Sanitary Sewer, Storm Sewer & Laterals on Glendale Avenue.

**Attachments:** [Report 7-P-14.pdf](#)

**Legislative History**

7/9/14 Finance Committee recommended for approval

M. CONSOLIDATED ACTION ITEMS

[14-1220](#) Consolidated Action - Preliminary Resolution 7-P-14 for Sanitary Sewer, Storm Sewer and Laterals.  
a. File 14-1190 Utilities Committee  
b. File 14-1191 Finance Committee

O. ITEMS HELD

P. ORDINANCES



[14-1219](#) Ordinances #54-14 and #55-14.

**Attachments:** [Ordinances going to 07-16-2014 Council.pdf](#)

Q. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION

R. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION

S. OTHER BUSINESS

[14-1221](#) Petition - Minimum Wage.

**Attachments:** [Minimum Wage Petition.pdf](#)

T. ADJOURN

Wendy Helgeson, Deputy City Clerk

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