



# City of Appleton

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

## Meeting Minutes - Final-revised Common Council

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Wednesday, May 20, 2015

7:00 PM

Council Chambers

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A. CALL TO ORDER

*Meeting called to order at 7:01 pm.*

B. INVOCATION

*Offered by Alderperson Lobner.*

C. PLEDGE OF ALLEGIANCE TO THE FLAG

D. ROLL CALL OF ALDERPERSONS

**Present:** 14 - Alderperson Chris Croatt, Alderperson Greg Dannecker, Alderperson Joe Martin, Mayor Timothy Hanna, Alderperson Polly Dalton, Alderperson Christine Williams, Alderperson Vered Meltzer, Alderperson Kathleen Plank, Alderperson William Siebers, Alderperson Curt Konetzke, Alderperson Ed Baranowski, Alderperson Margret Mann, Alderperson Patti Coenen and Alderperson Kyle Lobner

**Excused:** 2 - Alderperson Cathy Spears and Alderperson Jeffrey Jirschele

E. ROLL CALL OF OFFICERS AND DEPARTMENT HEADS

*PRESENT: City Attorney Walsh, Deputy City Attorney Behrens, City Clerk Collins, Communication Specialist Doran, Finance Director Saucerman, Fire Chief Vander Wyst, Director of Parks, Recreation and Facilities Gazza, Police Chief Thomas, Director of Public Works Vandehey, Director of Information Technology Fox, Director of Utilities Shaw, Director of Community and Economic Development Harkness, Library Director Rortvedt, Director of Human Resources Behnke.*

*EXCUSED: Health Officer Eggebrecht, Valley Transit General Manager Wetter.*

F. PUBLIC PARTICIPATION

*NAME - ADDRESS - TOPIC*

*Brian & Amanda Jenkins - 115 N Green Bay Rd - Fence, Item 15-754*

*Christy Vo - 1107 E Calumet St - Driveway, Item 15-755*

G. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[15-770](#)

Common Council Meeting Minutes from May 6, 2015.

**Attachments:** [CC Minutes 05-06-2015.pdf](#)**Alderson Konetzke moved, seconded by Alderson Baranowski, that the Meeting Minutes be approved. Roll Call. Motion carried by the following vote:****Aye:** 13 - Alderson Croatt, Alderson Dannecker, Alderson Martin, Alderson Dalton, Alderson Williams, Alderson Meltzer, Alderson Plank, Alderson Siebers, Alderson Konetzke, Alderson Baranowski, Alderson Mann, Alderson Coenen and Alderson Lobner**Excused:** 2 - Alderson Spears and Alderson Jirschele**Abstained:** 1 - Mayor Hanna**H. BUSINESS PRESENTED BY THE MAYOR**[15-832](#)

Reappointment of Ken Joosten to the Board of Zoning Appeals.

**Attachments:** [CC 05-20-2015 - COMMITTEE REAPPOINTMENT PFC PLAN ZONING APPEALS HPC LIBRARY BD 052015.pdf](#)**Alderson Konetzke moved, seconded by Alderson Dannecker, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:****Aye:** 13 - Alderson Croatt, Alderson Dannecker, Alderson Martin, Alderson Dalton, Alderson Williams, Alderson Meltzer, Alderson Plank, Alderson Siebers, Alderson Konetzke, Alderson Baranowski, Alderson Mann, Alderson Coenen and Alderson Lobner**Excused:** 2 - Alderson Spears and Alderson Jirschele**Abstained:** 1 - Mayor Hanna[15-833](#)

Reappointment of Mark Priddis to the City Plan Commission.

**Attachments:** [CC 05-20-2015 - COMMITTEE REAPPOINTMENT PFC PLAN ZONING APPEALS HPC LIBRARY BD 052015.pdf](#)**Alderson Dannecker moved, seconded by Alderson Lobner, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:****Aye:** 13 - Alderson Croatt, Alderson Dannecker, Alderson Martin, Alderson Dalton, Alderson Williams, Alderson Meltzer, Alderson Plank, Alderson Siebers, Alderson Konetzke, Alderson Baranowski, Alderson Mann, Alderson Coenen and Alderson Lobner**Excused:** 2 - Alderson Spears and Alderson Jirschele

**Abstained:** 1 - Mayor Hanna

[15-834](#)

Reappointment of Peter Peregrine and Thomas Werth to the Historic Preservation Commission.

**Attachments:** [CC 05-20-2015 - COMMITTEE REAPPOINTMENT PFC PLAN ZONING APPEALS HPC LIBRARY BD 052015.pdf](#)

**Aldersperson Baranowski moved, seconded by Aldersperson Croatt, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 13 - Aldersperson Croatt, Aldersperson Dannecker, Aldersperson Martin, Aldersperson Dalton, Aldersperson Williams, Aldersperson Meltzer, Aldersperson Plank, Aldersperson Siebers, Aldersperson Konetzke, Aldersperson Baranowski, Aldersperson Mann, Aldersperson Coenen and Aldersperson Lobner

**Excused:** 2 - Aldersperson Spears and Aldersperson Jirschele

**Abstained:** 1 - Mayor Hanna

[15-836](#)

Reappointment of Terry Bergman and John Peterson to the Library Board.

**Attachments:** [CC 05-20-2015 - COMMITTEE REAPPOINTMENT PFC PLAN ZONING APPEALS HPC LIBRARY BD 052015.pdf](#)

**Aldersperson Croatt moved, seconded by Aldersperson Martin, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 13 - Aldersperson Croatt, Aldersperson Dannecker, Aldersperson Martin, Aldersperson Dalton, Aldersperson Williams, Aldersperson Meltzer, Aldersperson Plank, Aldersperson Siebers, Aldersperson Konetzke, Aldersperson Baranowski, Aldersperson Mann, Aldersperson Coenen and Aldersperson Lobner

**Excused:** 2 - Aldersperson Spears and Aldersperson Jirschele

**Abstained:** 1 - Mayor Hanna

[15-837](#)

Reappointment of Harvey Samson to the Police and Fire Commission.

**Attachments:** [CC 05-20-2015 - COMMITTEE REAPPOINTMENT PFC PLAN ZONING APPEALS HPC LIBRARY BD 052015.pdf](#)

**Aldersperson Martin moved, seconded by Aldersperson Coenen, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 11 - Aldersperson Croatt, Aldersperson Dannecker, Aldersperson Martin, Aldersperson Dalton, Aldersperson Williams, Aldersperson Meltzer, Aldersperson Siebers, Aldersperson Konetzke, Aldersperson Mann, Aldersperson Coenen and Aldersperson Lobner

**Nay:** 2 - Aldersperson Plank and Aldersperson Baranowski

**Excused:** 2 - Alderperson Spears and Alderperson Jirschele

**Abstained:** 1 - Mayor Hanna

[15-838](#) Presentation of National Public Works Week Proclamation.

[15-839](#) Vulcan Street Plant Replica Building Dedication Ceremony Announcement.

**Attachments:** [CC 05-20-2015 - Public Invite for Sign Ded Vulcan Building.pdf](#)

## I. PUBLIC HEARINGS

[15-521](#) Public Hearing - Street Vacation - North Douglas Street, Part 2.

**Attachments:** [CC 05-20-2015 - PH - Street Vacation - Part 2 Douglas Street.pdf](#)

*No person spoke for or against this item.*

[15-522](#) Public Hearing - Rezoning #1-15.

**Attachments:** [CC 05-20-2015 - PH - RZ #1-15.pdf](#)

*No person spoke for or against this item.*

[15-709](#) Public Hearing - Text Amendment - Floodplain Zoning.

**Attachments:** [CC 05-20-2015 PH Floodplain Zoning.pdf](#)

*No person spoke for or against this item. Items will be at Council on June 3rd.*

## J. SPECIAL RESOLUTIONS

[15-566](#) Final Resolution - North Douglas Street - Part 2.

**Attachments:** [CC 05-20-2015 - Final Resolution North Douglas St -Part 2.pdf](#)

*Public Hearing held on May 20, 2015.*

**Alderperson Konezke moved, seconded by Alderperson Baranowski, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 12 - Alderperson Croatt, Alderperson Dannecker, Alderperson Martin, Alderperson Dalton, Alderperson Meltzer, Alderperson Plank, Alderperson Siebers, Alderperson Konezke, Alderperson Baranowski, Alderperson Mann, Alderperson Coenen and Alderperson Lobner

**Nay:** 1 - Alderperson Williams

**Excused:** 2 - Alderperson Spears and Alderperson Jirschele

**Abstained:** 1 - Mayor Hanna

## K. ESTABLISH ORDER OF THE DAY

### [15-766](#)

Implement the following downtown parking changes in summer 2015:

a. Change on-street meter hours from 9:00 a.m.-9:00 p.m. to 9:00 a.m.-6:00 p.m. Monday through Saturday, with Sundays remaining free.

b. Change on-street meter limit from 2-hours to 12 hours and the rate from \$0.75/hour to \$0.20/hour for all meters north of Washington Street.

**Attachments:** [Parking meter changes summer 2015.pdf](#)

[Parking Meters.pdf](#)

**This Report Action Item was referred to the Municipal Services Committee.**

### [15-754](#)

Request from Brian & Amanda Jenkins to amend their exception to the Street Terrace Policy relative to the non-front yard portion at 115 N. Green Bay Road to include a 3-foot fence. Contingent upon an updated indemnification agreement.

**Attachments:** [115 N Green Bay Rd.pdf](#)

**Alderperson Lobner moved, seconded by Alderperson Dalton, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 11 - Alderperson Martin, Alderperson Dalton, Alderperson Williams, Alderperson Meltzer, Alderperson Plank, Alderperson Siebers, Alderperson Konezke, Alderperson Baranowski, Alderperson Mann, Alderperson Coenen and Alderperson Lobner

**Nay:** 2 - Alderperson Croatt and Alderperson Dannecker

**Excused:** 2 - Alderperson Spears and Alderperson Jirschele

**Abstained:** 1 - Mayor Hanna

[15-755](#)

Request from Christy Vo for a variance to Municipal Code Section 19-91 Front Yard Parking for the property at 1107 E Calumet Street allowing for an 8 foot extension from the original driveway.

**Attachments:**     [1107 E Calumet Street.pdf](#)

**Alderson Dannecker moved, seconded by Alderson Martin, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 10 - Alderson Martin, Alderson Dalton, Alderson Williams, Alderson Meltzer, Alderson Plank, Alderson Siebers, Alderson Konetzke, Alderson Mann, Alderson Coenen and Alderson Lobner

**Nay:** 3 - Alderson Croatt, Alderson Dannecker and Alderson Baranowski

**Excused:** 2 - Alderson Spears and Alderson Jirschele

**Abstained:** 1 - Mayor Hanna

[15-735](#)**CRITICAL TIMING ISSUE**

Request approval of the Settlement Agreement between Walgreen Co. and the City of Appleton and the refund of a portion of the 2011 - 2014 property taxes.

**Attachments:**     [2014 claims Walgreens and KFC.pdf](#)

[Walgreens Settlement 2015.pdf](#)

**Alderson Lobner moved, seconded by Alderson Martin, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 10 - Alderson Martin, Alderson Dalton, Alderson Williams, Alderson Meltzer, Alderson Plank, Alderson Siebers, Alderson Konetzke, Alderson Mann, Alderson Coenen and Alderson Lobner

**Nay:** 3 - Alderson Croatt, Alderson Dannecker and Alderson Baranowski

**Excused:** 2 - Alderson Spears and Alderson Jirschele

**Abstained:** 1 - Mayor Hanna

[15-736](#)**CRITICAL TIMING ISSUE**

Request approval of the Settlement Agreement between H&K Partners, LLC and the City of Appleton and the refund of a portion of the 2014 property taxes.

**Attachments:**     [KFC settlement memo 5-12-15.pdf](#)

**Alderson Lobner moved, seconded by Alderson Martin, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 10 - Alderperson Martin, Alderperson Dalton, Alderperson Williams, Alderperson Meltzer, Alderperson Plank, Alderperson Siebers, Alderperson Konetzke, Alderperson Mann, Alderperson Coenen and Alderperson Lobner

**Nay:** 3 - Alderperson Croatt, Alderperson Dannecker and Alderperson Baranowski

**Excused:** 2 - Alderperson Spears and Alderperson Jirschele

**Abstained:** 1 - Mayor Hanna

[15-763](#)

Request from Mr. Harold Froehlich to not have a terrace tree planted at 1008 E. Marnie Lane.

**Attachments:** [1008 E Marnie Lane.pdf](#)

*Item held at Council.*

**Alderperson Dannecker moved, seconded by Alderperson Croatt, that the Report Action Item be held. Voice Vote. Motion Carried.**

[15-729](#)

Request to award contract for Highview Tennis Courts to MCC, Inc. in the amount of \$136,390 with a contingency of \$5,000 for a contract total not to exceed \$141,390 and to reallocate \$35,890 of the positive variance from the Hardscape Infrastructure Improvement/Replacement Project to this project.

**Attachments:** [2015 Highview Park Tennis Courts.pdf](#)

*Project will be rebid.*

**Alderperson Martin moved, seconded by Alderperson Croatt, that the Report Action Item be approved. Roll Call. Motion failed by the following vote:**

**Aye:** 4 - Alderperson Martin, Alderperson Plank, Alderperson Konetzke and Alderperson Coenen

**Nay:** 9 - Alderperson Croatt, Alderperson Dannecker, Alderperson Dalton, Alderperson Williams, Alderperson Meltzer, Alderperson Siebers, Alderperson Baranowski, Alderperson Mann and Alderperson Lobner

**Excused:** 2 - Alderperson Spears and Alderperson Jirschele

**Abstained:** 1 - Mayor Hanna

[15-563](#)

License Application Process - Draft of Proposed Amendment

**Attachments:** [Operator Lic Flowchart.pdf](#)  
[L-Denied License Application.pdf](#)

**Alderperson Plank moved, seconded by Alderperson Baranowski, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 9 - Alderperson Dannecker, Alderperson Martin, Alderperson Meltzer, Alderperson Plank, Alderperson Siebers, Alderperson Konetzke, Alderperson Baranowski, Alderperson Mann and Alderperson Coenen

**Nay:** 4 - Alderperson Croatt, Alderperson Dalton, Alderperson Williams and Alderperson Lobner

**Excused:** 2 - Alderperson Spears and Alderperson Jirschele

**Abstained:** 1 - Mayor Hanna

[15-443](#)

Request to approve Rezoning #1-15 to rezone the subject vacated North Douglas Street public right-of-way, between N. Badger Avenue and W. Winnebago Street, from R-1B Single-Family District to P-I Public Institutional District as shown on the attached maps

**Attachments:** [Rezoning #1-15 Staff Review.pdf](#)

*Public Hearing held on May 20, 2015.*

**Alderperson Martin moved, seconded by Alderperson Dannecker, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 12 - Alderperson Croatt, Alderperson Dannecker, Alderperson Martin, Alderperson Dalton, Alderperson Meltzer, Alderperson Plank, Alderperson Siebers, Alderperson Konetzke, Alderperson Baranowski, Alderperson Mann, Alderperson Coenen and Alderperson Lobner

**Nay:** 1 - Alderperson Williams

**Excused:** 2 - Alderperson Spears and Alderperson Jirschele

**Abstained:** 1 - Mayor Hanna

[15-733](#)

Request to award contract for Pierce Park Site Work to MCC, Inc. in the amount of \$110,191 with a contingency of \$5,000 for a contract total not to exceed \$115,191 and to reallocate \$33,355 of the positive variance from the Hardscape Infrastructure Improvement/Replacement Capital Improvement Project to this project.

**Attachments:** [2015 Pierce Park Site Redevelopment.pdf](#)

**Alderperson Lobner moved, seconded by Alderperson Martin, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 10 - Alderperson Croatt, Alderperson Martin, Alderperson Dalton, Alderperson Williams, Alderperson Meltzer, Alderperson Plank, Alderperson Siebers, Alderperson Mann, Alderperson Coenen and Alderperson Lobner

**Nay:** 2 - Alderperson Dannecker and Alderperson Baranowski

**Excused:** 2 - Alderperson Spears and Alderperson Jirschele

**Abstained:** 2 - Mayor Hanna and Alderperson Konetzke

[15-697](#)

"Class B" Beer/Liquor License Transfer - Premise to Premise of LaMichoacana Bar & Grill Inc. d/b/a Lindo Michoacan, Pedro Juarez, Agent. Previously at 211 W. College Ave transferring to 207 N. Richmond St., contingent upon approval from all departments.

**Alderson Lobner moved, seconded by Alderson Croatt, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 13 - Alderson Croatt, Alderson Dannecker, Alderson Martin, Alderson Dalton, Alderson Williams, Alderson Meltzer, Alderson Plank, Alderson Siebers, Alderson Konetzke, Alderson Baranowski, Alderson Mann, Alderson Coenen and Alderson Lobner

**Excused:** 2 - Alderson Spears and Alderson Jirschele

**Abstained:** 1 - Mayor Hanna

[15-702](#)

Consolidated Action:  
Item 15-612 - City Plan Commission  
Item 15-652 - Municipal Services Committee

**Alderson Croatt moved, seconded by Alderson Williams, that the Report Action Item be approved. Roll Call. Motion carried by the following vote:**

**Aye:** 13 - Alderson Croatt, Alderson Dannecker, Alderson Martin, Alderson Dalton, Alderson Williams, Alderson Meltzer, Alderson Plank, Alderson Siebers, Alderson Konetzke, Alderson Baranowski, Alderson Mann, Alderson Coenen and Alderson Lobner

**Excused:** 2 - Alderson Spears and Alderson Jirschele

**Abstained:** 1 - Mayor Hanna

*Moved by Alderson Siebers, seconded by Alderson Martin to call the question. Motion carried.*

*Amendment 1 to strike 'waiver of fee' language. Motion failed.*

**Alderson Baranowski moved, seconded by Alderson Dannecker, that the Report Action Item be amended. Roll Call. Motion failed by the following vote:**

**Aye:** 4 - Alderson Dannecker, Alderson Plank, Alderson Baranowski and Alderson Lobner

**Nay:** 9 - Alderson Croatt, Alderson Martin, Alderson Dalton, Alderson Williams, Alderson Meltzer, Alderson Siebers, Alderson Konetzke, Alderson Mann and Alderson Coenen

**Excused:** 2 - Alderson Spears and Alderson Jirschele

**Abstained:** 1 - Mayor Hanna

## L. COMMITTEE REPORTS

**Balance of the action items on the agenda.**

**Alderson Croatt moved, Alderson Spears seconded, to approve the report. The motion carried by the following vote:**

**Aye:** 13 - Alderson Croatt, Alderson Dannecker, Alderson Martin, Alderson Dalton, Alderson Williams, Alderson Meltzer, Alderson Plank, Alderson Siebers, Alderson Konetzke, Alderson Baranowski, Alderson Mann, Alderson Coenen and Alderson Lobner

**Excused:** 2 - Alderson Spears and Alderson Jirschele

**Abstained:** 1 - Mayor Hanna

**1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE**

[15-652](#)

Request from Appleton Downtown Incorporated for a street occupancy permit for the new banners on College Avenue along with their request to waive the installation fee identified in C.7 of the City of Appleton Banner Policy.

**Attachments:** [Request from ADI for new banner.pdf](#)

**This Report Action Item was approved.**

[15-757](#)

**Fair Street:**

Fair Street, from Franklin Street to the south end, be reconstructed with asphalt pavement and concrete curb and gutter to a width of 21' from back of curb to back of curb, which is the same width as the existing street. Current on-street parking would remain unchanged.

**This Report Action Item was approved.**

[15-759](#)

**Grant Street:**

Grant Street, from Nicholas Street to Mason Street, be reconstructed with asphalt pavement and concrete curb and gutter to a width of 31' from back of curb to back of curb, which is two (2') feet narrower than the existing street. Narrowing the street by 2' will save approximately 13 street trees. Current on-street parking would remain unchanged.

**This Report Action Item was approved.**

[15-760](#)**Harriman Street:**

Harriman Street, from Atlantic Street to Winnebago Street, be reconstructed with asphalt pavement and concrete curb and gutter to a width of 24' from back of curb to back of curb, which is the same width as the existing street. New 4' wide sidewalk would be constructed to the Right-of-Way line along both sides of Harriman within the project limits. Current on-street parking would remain unchanged.

**This Report Action Item was approved.**

[15-761](#)**Herbert Street:**

Herbert Street, from Pine Street to Rogers Street, be reconstructed with asphalt pavement and concrete curb and gutter to a width of 33' from back of curb to back of curb, which is the same width as the existing street. New sidewalk would be constructed to the Right-of-Way line along the west side of Douglas from Pine Street to Rogers Avenue. Current on-street parking would remain unchanged.

**This Report Action Item was approved.**

[15-764](#)

Request from Heid Music for a permanent street occupancy permit to install a sign that extends into the College Avenue street right-of-way 5 feet. Guidelines used for administrative approval is a maximum projection of 4 feet into the street right-of-way.

**Attachments:** [Heid Music.pdf](#)

**This Report Action Item was approved.**

[15-765](#)

Preliminary Resolution 1-P-15 for Concrete Pavement, 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-15.pdf](#)

**This Report Action Item was approved.**

[15-796](#)

Approve the Amended State/Municipal Agreement for the STH 47 (Richmond Street)/CTH OO (Northland Avenue) Intersection Improvement Project.

**Attachments:** [State-Municipal Agreement STH 47 Cty OO.pdf](#)

**This Report Action Item was approved.**

**2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE**

[15-667](#) Operator's License application of Kristie L. Isaacson, 2416 E. Newberry Street.

**This Report Action Item was approved.**

[15-745](#) Taxicab Driver's License application of Peter D. Newton, 2326 W. Prospect Avenue.

**This Report Action Item was approved.**

[15-684](#) Farm Market Application of Appleton Downtown Incorporated, Wednesday's June 3, 2015 through September 30, 2015, in Houdini Plaza, contingent upon approvals from all departments.

**This Report Action Item was approved.**

[15-700](#) "Class B" Beer/Liquor License application of Sebastian LLC, d/b/a Mi Casa Mexican Grill, Michael R. Whiting, Agent, 2190 S. Memorial Dr., contingent upon approvals from all departments.

**This Report Action Item was approved.**

[15-701](#) "Class B" Beer/Liquor License of Theadocia, LLC d/b/a Spats, Julie A. Neubert, Agent, 733 W. College Ave - Change of Premise Description for August 6 - 9, 2015 to include parking lot, contingent upon approvals from all departments.

**This Report Action Item was approved.**

[15-706](#) Taxicab Company and Limousine Service renewal application of People Movers Inc./Appleton Yellow Taxi, Paul O. Davies, 705 W. Wisconsin Avenue, contingent upon approvals from all departments.

**This Report Action Item was approved.**

[15-708](#) Pet Store License Renewal application of Petco #1656, 3829 E. Calumet St., contingent upon approvals from all departments.

**This Report Action Item was approved.**

[15-767](#) 4 - "Class B" Beer/Liquor License applications of Appleton Holdings LLC, d/b/a Radisson Paper Valley Hotel, Jay I. Schumerth, Agent, 333 W. College Ave., contingent upon approvals from all departments.

This Report Action Item was approved.

[15-788](#) "Class B" Beer/Liquor License application of WHW Gastropub LLC, d/b/a Cheyenne's Sports Bar & Grill, Daniel J. Hoff, Sr., Agent, 124 N. Appleton St., contingent upon approvals from all departments.

This Report Action Item was approved.

### 3. MINUTES OF THE CITY PLAN COMMISSION

[15-722](#) Request to approve Special Use Permit #3-15 for a personal storage use located on North Ballard Road, 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

**Attachments:** [SUP #3-15 Staff Review.pdf](#)

This Report Action Item was approved.

[15-724](#) Request to approve Minor Amendment to Special Use Permit #5-12 for an urban farm and recreation facility located at 1101 S. Oneida Street as shown on the attached maps and per attached urban farm management plan subject to the conditions in the attached staff report (Council action required to satisfy condition of approval from 2012)

**Attachments:** [StaffReport\\_RiverviewGardens\\_SUPMinorAmendment\\_For05-11-15.pdf](#)

This Report Action Item was approved.

[15-725](#) Request to approve Extraterritorial Final Plat for White Hawk Meadows North 2 located in the Town of Grand Chute as shown on the attached maps

**Attachments:** [Extra Final Plat White Hawk Meadows Grand Chute.pdf](#)

This Report Action Item was approved.

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

### 5. MINUTES OF THE FINANCE COMMITTEE

[15-859](#)

Request for approval of Extension Agreement for Radisson Paper Valley Hotel.

**Attachments:** [Extension Agreement-Clean. 5-19-2015 \(04127277x9F87B\).pdf](#)

**This Report Action Item was approved.**

[15-860](#)

Request for approval of Estoppel and Consent Agreement with Radisson Paper Valley Hotel.

**Attachments:** [Estoppel and Consent. 5-19-2015 Clean \(04127271x9F87B\).pdf](#)  
[Estoppel and Consent \(2\).pdf](#)

**This Report Action Item was approved.**

[15-713](#)

Request to award contract for Municipal Services Building Trench Drain Reconstruction to Wood Sewer & Excavating, Inc. in the amount of \$199,660 with a contingency of \$20,000 for a contract total not to exceed \$219,660.

**Attachments:** [2015 MSB Trench Drain Bid Recommendation.pdf](#)

**This Report Action Item was approved.**

[15-790](#)

Request to approve acceptance of a grant from the Fox Cities Convention & Visitors Bureau for design services related to the proposed exhibition center.

**Attachments:** [FCCVB Expo Ctr Grant 2015.pdf](#)

**This Report Action Item was approved.**

[15-791](#)

Approve Finance Committee Report 1-P-15 for Concrete Pavement, Sidewalk Construction and Driveway Aprons.

**Attachments:** [Report 1-P-15.pdf](#)

**This Report Action Item was approved.**

[15-792](#)

Request to award the Glendale Water Tower Project to Caldwell Tanks in the amount of \$2,467,000 with a 10% contingency in the amount of \$246,700 for a project total not to exceed \$2,713,700.

**Attachments:** [Glendale Water tower memo - Contract Award Memo 05-06-15.pdf](#)

**This Report Action Item was approved.**

## 6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[15-727](#)

Request to approve Metropolitan Milwaukee Fair Housing Council (MMFHC), in partnership with their Fair Housing Center of Northeast Wisconsin (FHCNW) satellite office, as the Fair Housing Services Provider for the 2015 CDBG Program Year

**Attachments:** [Memo to CEDC for fair housing RFP 2015.pdf](#)  
[MMFHC Fair Housing Proposal.pdf](#)

This Report Action Item was approved.

[15-772](#)

**\*\*CRITICAL TIMING\*\*** Request to approve Southpoint Commerce Park Farmland Lease

**Attachments:** [SP Farm Memo 5-7-15.pdf](#)

This Report Action Item was approved.

## 7. MINUTES OF THE UTILITIES COMMITTEE

[15-716](#)

Request for credit adjustment for water and sewer charges to Shawn O'Brien and Robert Pedersen for 1305 S Lutz Drive for use accrued during the period of 2/2/2012 - 11/4/2013.

**Attachments:** [1305 S Lutz Drive Adjustment.pdf](#)

This Report Action Item was approved.

[15-717](#)

Award of Northland Pond Materials Testing Contract to OMNNI Associates, Inc. in an amount not to exceed \$45,000.

**Attachments:** [Materials Testing OO Pond 2015 Award.pdf](#)

This Report Action Item was approved.

[15-783](#)

Request to amend Section 20-237 of Chapter 20 of the Municipal Code related to customer classifications for Stormwater Utility charges.

**Attachments:** [Section 20-237 of Chapter 20.pdf](#)

This Report Action Item was approved.

## 8. MINUTES OF THE HUMAN RESOURCES COMMITTEE

**9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION****10. MINUTES OF THE BOARD OF HEALTH****M. CONSOLIDATED ACTION ITEMS**[15-849](#)

Consolidated Action: 1-P-15 - Concrete Pavement.  
Finance Committee - Item 15-791  
Municipal Services Committee - Item 15-765

**This Report Action Item was approved.**

**O. ITEMS HELD**[15-612](#)

Request to approve the Appleton Downtown, Inc. request for installation of twenty-one (21) interchangeable banners on light poles, which would hang in the public right-of-way a minimum of eight (8) feet above the sidewalk, along College Avenue between Badger Avenue and Drew Street pending approval by the Municipal Services Committee

**Attachments:** [StaffReport ADI BannerRequest For04-27-15.pdf](#)

**This Report Action Item was approved.**

**P. ORDINANCES**[15-850](#)

Ordinances 37-15 - 50-15.

**Attachments:** [Ordinances going to 05-20-2015 Council.pdf](#)

**This Report Action Item was approved.**

**Q. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION**

R. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION

*BOARD OF HEALTH  
#7-R-15 – Dalton/Meltzer*

*“Whereas animal husbandry has been a part of domestic life for centuries, Whereas, animal husbandry provides ecological services for a community’s environment,  
And Whereas, raising animals provides learning opportunities for people of all ages, Therefore, Be it Resolved, the Appleton Health Department be directed to study, make recommendations to, and draft ordinance language which results in areas zoned Public Institution (PI) and Urban Farm being permitted to keep and raise a limited number of chickens.”*

*CITY PLAN COMMISSION  
#8-R-15 – Dalton/Meltzer*

*“Whereas, the City of Appleton approved amended language to allow for the keeping of honeybees on areas zoned Public Institution in 2011, and areas zones Urban Farm in 2013,  
Whereas, there have been no reported incidents or problems related to the maintained honeybee populations,  
Now, Therefore, Be it Resolved, the Appleton Municipal Code 3-52 be amended to include the following language:  
“All zoned areas may, with the Health Officer’s written consent, maintain up to 5 hives” and approved Beekeeping Permit requirements.”*

S. OTHER COUNCIL BUSINESS

T. ADJOURN

*Meeting adjourned at 8:16 pm.*

**Aldersperson Baranowski moved, seconded by Aldersperson Dannecker, that the meeting be adjourned. Roll Call. Motion carried by the following vote:**

**Aye:** 14 - Aldersperson Croatt, Aldersperson Dannecker, Aldersperson Martin, Mayor Hanna, Aldersperson Dalton, Aldersperson Williams, Aldersperson Meltzer, Aldersperson Plank, Aldersperson Siebers, Aldersperson Konetzke, Aldersperson Baranowski, Aldersperson Mann, Aldersperson Coenen and Aldersperson Lobner

**Excused:** 2 - Aldersperson Spears and Aldersperson Jirschele

Dawn A. Collins, City Clerk