



City of Appleton

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

Meeting Agenda - Final-revised Common Council

Wednesday, November 20, 2019

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

[19-1786](#) Common Council Meeting Minutes of November 6, 2019 & November 13, 2019 - Budget Adoption

Attachments: [CC Minutes 11-6-19.pdf](#)
[CC Minutes 11-13-19 Budget Adoption.pdf](#)

- G. BUSINESS PRESENTED BY THE MAYOR
- H. PUBLIC PARTICIPATION
- I. PUBLIC HEARINGS

[19-1518](#) Public Hearing on Special Resolution 4-P-19; Storm Main (Liner) Marquette Street - Liner (Ullman Street, 220' e/o Alexander Street, 200' w/o)
Wisconsin Avenue - Liner (Wisconsin Court to Jardin Court, 60' w/o)

Attachments: [4-P-19 Public Hearing Notice.pdf](#)

- J. SPECIAL RESOLUTIONS

[19-1519](#) Final Resolution 4-P-19; Storm Main (Liner) Marquette St - Liner (Ullman St, 220' e/o Alexander St, 200' w/o)
Wisconsin Ave - Liner (Wisconsin Ct to Jardin Ct, 60' w/o)

Attachments: [4-P-19 Final Resolution.pdf](#)

[19-1791](#) Initial Resolution for the Street Vacation of East John Street

Attachments: [John Street - Initial Resolution.pdf](#)

[19-1792](#) Initial Resolution for the Street Vacation of North McDonald Street

Attachments: [McDonald Street - Initial Resolution.pdf](#)

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[19-1678](#) Request from EnviroForensics, LLC for a permanent street occupancy permit to install two (2) groundwater monitoring wells in Meade Street for tax key parcel 31-1-1145-00.

Attachments: [EnviroForensics-permanent street occupancy.pdf](#)

Legislative History

11/11/19 Municipal Services recommended for approval
Committee

[19-1679](#) Request from Wisconsin Electric Power Company for a permanent street occupancy permit for two (2) transformers and associated conduit and cable in the City Center Street right of way. This approval is required in addition to a corresponding easement that requires Finance Committee and Council approval.

Attachments: [Wisconsin Electric Power Co-permanent street occupancy.pdf](#)

Legislative History

11/11/19 Municipal Services recommended for approval
Committee

[19-1680](#) Approve John Street Vacation as shown on Exhibit "A".

Attachments: [John Street Vacation.pdf](#)

Legislative History

11/11/19 Municipal Services recommended for approval
Committee

[19-1681](#) Approve McDonald Street Vacation as shown on Exhibit "A".

Attachments: [McDonald Street Vacation.pdf](#)

Legislative History

11/11/19 Municipal Services recommended for approval
 Committee

[19-1682](#)

Approve Snow Storage Lease Agreement with Crescent Lofts-Appleton, LLC for Winter 2019/2020.

Attachments: [Snow Storage Lease Agreement.pdf](#)

Legislative History

11/11/19 Municipal Services recommended for approval
 Committee

[19-1686](#)

Approve Snow Storage Limited License Agreement with Menard, Inc. for Winter 2019/2020.

Attachments: [Snow Storage Limited Lease Agreement.pdf](#)

Legislative History

11/11/19 Municipal Services recommended for approval
 Committee

[19-1692](#)

Minor Street-from Meade Street to Rankin Street, be reconstructed with asphalt pavement and concrete curb & gutter to a width of 28' from back of curb to back of curb, which is the same width as the existing street. Existing parking provisions within the project limits will remain unchanged.

Legislative History

11/11/19 Municipal Services recommended for approval
 Committee

[19-1693](#)

Jackson Street- from Calumet Street to Fremont Street, be reconstructed with asphalt pavement and concrete curb & gutter to a width of 31' from back of curb to back of curb, which is 2' narrower than the existing street. Existing parking provisions within the project limits will remain unchanged.

Legislative History

11/11/19 Municipal Services recommended for approval
 Committee

[19-1694](#)

Glendale Avenue- from Mason Street to Richmond Street, be reconstructed with concrete pavement and curb and gutter to a width of 35' from back of curb to back of curb, which is 2' narrower than the existing street.

A new bike lane is to be incorporated along the north side of Glendale Avenue within the project limits. On-street parking would be prohibited along the north side of Glendale Avenue.

A new on-street parking lane is to be incorporated along the south side of Glendale Avenue within the project limits.

New traffic calming circles to be constructed at the intersections of Glendale Ave & Summit St and Glendale Ave & Locust St.

New raised medians to be constructed at Glendale Ave & Bennet St.

New dedicated turn lanes to be incorporated along Glendale Avenue at Mason Street and Richmond Street.

Legislative History

11/11/19	Municipal Services Committee	recommended for approval
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[19-1723](#)

Approve amendment to Municipal Code Section 12-30 Public nuisances affecting peace and safety to add language regarding leaves and yard debris on sidewalks.

Attachments: [Amendment 12-30 Public nuisance.pdf](#)

Legislative History

11/11/19	Municipal Services Committee	recommended for approval
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2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[19-1559](#)

Reserve "Class B" Liquor and Class "B" Beer License Permanent Premise Amendment application for Deja Vu Martini Lounge, located at 519 W. College Ave, contingent upon approval from all departments.

Attachments: [Deja Vu Martini Lounge-permanent amendment.pdf](#)

Legislative History

10/16/19	Safety and Licensing Committee	recommended for approval
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[19-1675](#)

Class "B" Beer and "Class C" Wine License application for Jerk Joint LLC d/b/a Jerk Joint, Fay Oliver, Agent, located at 1619 W. College Ave Suite D, contingent upon approval from all departments.

Attachments: [Liquor License-Jerk Joint.pdf](#)

- [19-1683](#) Reserve "Class B" Liquor and Class "B" Beer License application for Core's Lounge LLC d/b/a Core's Lounge, Kor Xiong, Agent, located at 1350 W. College Ave Suite D, contingent upon approval from all departments.
Attachments: [Liquor License-Core's Lounge S&L.pdf](#)
- [19-1782](#) Operator's Licenses
Attachments: [Operator Licenses 11-20-19- S & L.pdf](#)
- [19-1749](#) Secondhand Jewelry License Renewal application for Tennies Jewelry, Rebecca L Juedes, Applicant, 208 E. College Ave, contingent upon approval from all departments.
Attachments: [Tennies Jewelry S&L.pdf](#)
- [19-1752](#) Secondhand Jewelry License Renewal application for Avenue Jewelers, Jason A Druxman, Applicant, 303 E. College Ave, contingent upon approval from all departments.
Attachments: [Avenue Jewelers S&L.pdf](#)
- [19-1747](#) Secondhand Article License Renewal application for Richmond Resale, Dean M VandenHoy, Applicant, 204 N. Richmond St, contingent upon approval from all departments.
Attachments: [Richmond Resale S&L.pdf](#)
- [19-1753](#) Secondhand Article License Renewal application for Warehouse Office Products, Jeff S Lemery, Applicant, 1825 N. Richmond St, contingent upon approval from all departments.
Attachments: [Warehouse Office Products S&L.pdf](#)
- [19-1754](#) Secondhand Article License Renewal application for Side Quest Gaming, John J Steudel, Applicant, 609A W. College Ave, contingent upon approval from all departments.
Attachments: [Side Quest Gaming S&L.pdf](#)
- [19-1755](#) Secondhand Article License Renewal application for Game Stop #5520, Troy W. Crawford, Applicant, 3825 E. Calumet St, contingent upon approval from all departments.
Attachments: [Game Stop #5520 S&L.pdf](#)
- [19-1756](#) Secondhand Article License Renewal application for Game Stop #3349, Troy W. Crawford, Applicant, 2640 W. College Ave, contingent upon approval from all departments.
Attachments: [Game Stop #3349 S&L.pdf](#)

- [19-1757](#) Secondhand Article License Renewal application for ecoATM LLC, Hunter E. Bjorkman, Applicant, 2700 N. Ballard Rd, contingent upon approval from all departments.
Attachments: [ecoATM- Ballard S&L.pdf](#)
- [19-1758](#) Secondhand Article License Renewal application for ecoATM LLC, Hunter E. Bjorkman, Applicant, 511 W Calumet St, contingent upon approval from all departments.
Attachments: [ecoATM-Calumet S&L.pdf](#)
- [19-1759](#) Secondhand Article License Renewal application for ecoATM LLC, Hunter E. Bjorkman, Applicant, 3701 E Calumet St inside Walmart, contingent upon approval from all departments.
Attachments: [ecoATM-Walmart S&L.pdf](#)
- [19-1784](#) Pawnbroker Renewal application for JGB LLC d/b/a Mister Money USA of Appleton, Gregory A Baer, Applicant, 1933B N. Richmond St, contingent upon approval from all departments.
Attachments: [Mister Money-Pawnbroker S&L.pdf](#)
- [19-1797](#) Taxi-Cab Company and Limousine Service Renewal License Application for Cavanaugh's Carriages, Rodger and Jan Cavanaugh, 3910 Fairview Rd, Neenah, contingent approval from all departments.
Attachments: [Cavanaugh's Carriages.pdf](#)

3. MINUTES OF THE CITY PLAN COMMISSION

- [19-1705](#) Request to approve the street discontinuance to vacate a portion of East John Street public right-of-way generally located east of South Court and adopt the Initial Resolution and exhibit map
Attachments: [StaffReport_EJohnSt_StreetVacation_For11-12-19.pdf](#)
- Legislative History**
- | | | |
|----------|----------------------|--------------------------|
| 11/12/19 | City Plan Commission | recommended for approval |
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- [19-1707](#) Request to approve the street discontinuance to vacate a portion of North McDonald Street public right-of-way generally located north of East Northwood Drive and adopt the Initial Resolution and exhibit map
Attachments: [StaffReport_McDonaldStreet_StreetVacation_For11-12-19.pdf](#)
- Legislative History**
- | | | |
|----------|----------------------|--------------------------|
| 11/12/19 | City Plan Commission | recommended for approval |
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4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

[19-1495](#) Resolution #13-R-19 Climate Change

Attachments: [#13-R-19 Climate Change.pdf](#)
[2019 Climate Change Resolution.doc](#)
[2019 Survey-Climate Change-Sustainability Committees.pdf](#)

Legislative History

10/7/19 Parks and Recreation Committee referred
Motion to hold and send to Parks, Recreation & Facilities Management staff by Alderperson Spears; seconded by Alderperson Siebers to be added to the 11-11-19 Parks & Recreation Committee meeting agenda, 5-0

11/11/19 Parks and Recreation Committee approved
Alderperson Spears moved to amend language having the Mayor select Committee Members. Amendment would allow the Mayor to select the Committee Chair who, in turn, would select members for the Committee. Vote 4-1 (Martin)

5. MINUTES OF THE FINANCE COMMITTEE

[19-1690](#) Request to enter into Intergovernmental Agreement with Appleton Area School District to borrow short term cash in an amount not to exceed \$17,500,000 from time to time as needed. The note shall be dated as of date of issuance, shall bear interest at the rate of 2% above the average Federal Funds rate from its dated date until paid; and shall mature no later than June 30, 2020. Interest on the note shall be paid at maturity or redemption.

Attachments: [AASD 2019-2020 Master Note Agreement.pdf](#)
[AASD 2019-2020 Bond Council Letter.pdf](#)

Legislative History

11/11/19 Finance Committee recommended for approval

- [19-1724](#) Request to approve payment to City Center West Condo Association for \$229,253 for replacement of chiller and electrical transformers and related 2019 budget amendment

<u>Facilities Management Capital Projects Fund</u>	
City Center Chiller/Electrical Transformer Project	+\$229,253
Blue Ramp Demolition Project	-\$229,253

To transfer funds from the Blue Ramp project to the City Center condo improvements project (2/3 Council vote required)

Attachments: [2019 City Hall Condominium Improvements.pdf](#)

Legislative History

11/11/19 Finance Committee recommended for approval

- [19-1725](#) Request to approve two-year extension of contract with CliftonLarsonAllen LLP for auditing services for the years ended December 31, 2019 and 2020 for \$76,500 and \$77,000, respectively.

Attachments: [Audit Services Extension 2019-2020.pdf](#)

Legislative History

11/11/19 Finance Committee recommended for approval

- [19-1726](#) Request to approve a 21' by 12' Easement with Wisconsin Electric Power Company for two (2) transformers and associated conduit, cable, etc. on parcel 31-2-0272-00 as shown on the attached exhibit.

Attachments: [WeEnergies Easement.pdf](#)

Legislative History

11/11/19 Finance Committee recommended for approval

- [19-1727](#) Request to approve Three Party Street Vacation Agreement for the Erb Street north of Michigan Street vacation.

Attachments: [Erb Street Three Party Agreement.pdf](#)

Legislative History

11/11/19 Finance Committee recommended for approval

- [19-1733](#) Request to award the Front-Load Recycling Disposal Contract to Advanced Disposal Services for an amount of \$12,612.

Attachments: [Recycling Disposal Recomm 2019.pdf](#)

Legislative History

11/11/19 Finance Committee recommended for approval

- [19-1734](#) Request to award the City of Appleton "Police Station Light Fixture Replacement" purchase order to Crescent Electric Supply, Co. in the amount of \$43,761

Attachments: [2019 PD Light Fixtures.pdf](#)

Legislative History

11/11/19 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

7. MINUTES OF THE UTILITIES COMMITTEE

- [19-1699](#) Approve 2019 Water System Distribution Master Plan Update by AECOM.

Legislative History

11/12/19 Utilities Committee recommended for approval

- [19-1711](#) Award AWWTP Primary Clarifier #3 and #4 Cured-in-Place Pipe lining contract to Visu-Sewer in the amount not to exceed \$51,250.

Attachments: [Primary Clarifier 3 4 CIPP Award Memo Visu-Sewer.pdf](#)

Legislative History

11/12/19 Utilities Committee recommended for approval

- [19-1732](#) Reaffirm the following property that has an Assessor land use code of single family or duplex be considered commercial property for stormwater billing purposes. (This property was referred back to Utilities.)

c. 6600 N. Ballard Road

Attachments: [6600 Ballard combined.pdf](#)

Legislative History

11/12/19 Utilities Committee recommended for approval

8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE

9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

[19-1714](#) Authorization to Issue a Purchase Order for 5 - 40 ft. New Flyer Buses

Attachments: [Memo for Authorization to Issue a PO for New Flyer Buses 11.01.2019.pdf](#)
[NFI Quote for five \(5\) Heavy Duty Low-Floor Diesel Transit Buses.pdf](#)

Legislative History

11/12/19	Fox Cities Transit Commission	recommended for approval
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[19-1715](#) Approval of Addendum to Northern Winnebago Dial A Ride Contract VT-16-009

Attachments: [FCTC 2019 NWDAR memo.pdf](#)
[NWDAR Addendum to Contract VT-16-009.pdf](#)

Legislative History

11/12/19	Fox Cities Transit Commission	recommended for approval
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10. MINUTES OF THE BOARD OF HEALTH

[19-1308](#) Weights & Measures and Environmental Fee Proposals

Attachments: [Fee Proposals 2019.pdf](#)

Legislative History

9/11/19	Board of Health	held
11/13/19	Board of Health	recommended for approval

M. CONSOLIDATED ACTION ITEMS

[19-1787](#) Consolidated Action Items: E John Street Vacation

19-1680 *Municipal Services Committee*

19-1705 *City Plan Commission*

19-1791 *Special Resolutions*

[19-1788](#) Consolidated Action Items: McDonald Street Vacation

19-1681 *Municipal Services Committee*

19-1707 *City Plan Commission*

19-1792 *Special Resolutions*

N. ITEMS HELD

O. ORDINANCES

[19-1789](#) Ordinances #97-19 to #104-19; #106-19 to #107-19

Attachments: [Ordinances going to Council 11-20-19.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. **CLOSED SESSION**

[19-1798](#) The Common Council will go into closed session according to State Statute § 19.85(1)(e) for the purpose of deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business whenever competitive or bargaining reasons require a closed session regarding the bluff site development and then reconvene into open session.

T. ADJOURN

Kami Lynch, City Clerk

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