



City of Appleton

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

Meeting Agenda Common Council

Wednesday, February 4, 2015

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. PUBLIC PARTICIPATION

G. APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

[15-175](#) Common Council Meeting Minutes from January 21, 2015.

Attachments: [CC Minutes 01-21-2015.pdf](#)

H. BUSINESS PRESENTED BY THE MAYOR

I. PUBLIC HEARINGS

[15-176](#) Public Hearing - Rezoning #11-14 - Second Addition to Emerald Valley Estates.

Attachments: [CC 02-04-2015 - PH Rezoning #11-14.pdf](#)

[15-177](#) Public Hearing - Rezoning #12-14 - 302, 306 and 324 North Morrison Street and 225 East Harris Street.

Attachments: [CC 02-04-2015 - PH Rezoning #12-14.pdf](#)

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[15-033](#) Operator's License application of Hashiem L. Spoke, 119 N. Rankin Street.

Legislative History

1/15/15 Safety and Licensing Committee held
Hold for next meeting.

1/29/15 Safety and Licensing Committee recommended for denial

[15-114](#) Taxicab Driver's License application of Ryan Farmer, 1619 N. Birchwood Avenue.

Legislative History

1/29/15 Safety and Licensing Committee recommended for denial

Original motion moved by Alderperson Garb to recommend approval of the item. Alderperson Trauger abstained. Motion failed 0-4.

[15-134](#) "Class B" Beer/Liquor License application of MIP LLC, d/b/a McGuinness Irish Pub, Christopher A. Meyer, Agent, 201 S. Walnut Street, contingent upon approvals from all departments.

Legislative History

1/29/15 Safety and Licensing Committee recommended for approval

[15-138](#) Request to Single Source Purchase Emergency Preemption Equipment.

Attachments: [Request to Single Source Purchase Emergency Preemption Equipment - 01-16](#).

Legislative History

1/29/15 Safety and Licensing Committee recommended for approval

[15-139](#) Approve Amending Chapter 9 Language Relating to Appeal of a License.

Attachments: [M-SL-ord-mailing.pdf](#)

Legislative History

1/29/15 Safety and Licensing Committee recommended for approval

2. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[15-145](#) Request from Lydia Schmalz & Jennifer Brahm for an exception to the Parking Ramp Usage Policy for the second annual Top Shelf Official Meet.

Attachments: [Req. from Lydia Schmalz & Jennifer Brahm for an exception to the Parking Ram](#)

Legislative History

1/27/15 Municipal Services Committee recommended for approval

[15-147](#) Approve Douglas Street Vacation between Badger Avenue and Commercial Street.

Attachments: [Approve Douglas Street vacation between Badger Avenue and Commercial Str](#)

Legislative History

1/27/15 Municipal Services recommended for approval
Committee

[15-173](#) Award consulting engineering services for additional design related to the Mason Street/Northland Avenue intersection to GHD, Inc. in an amount not to exceed \$9,775. GHD, Inc. is already under contract with Wisconsin Department of Transportation for the STH 47/CTH OO portion of this project.

Attachments: [Award consulting engrg svcs for addl design related to the Mason St-Northland.](#)

Legislative History

1/27/15 Municipal Services recommended for approval
Committee

3. MINUTES OF THE CITY PLAN COMMISSION

[15-043](#) Request to approve Rezoning #11-14 for Second Addition to Emerald Valley (south of Calmes Drive/part of Parcel #31-1-7600-00) from AG Agricultural District to R-1B Single-Family District as shown on the attached maps

Attachments: [Rezoning #11-14 Staff Review.pdf](#)

Legislative History

1/12/15 City Plan Commission recommended for approval
Proceeds to Council on 2-4-15.

[15-046](#) Request to approve Rezoning #12-14 to rezone 302, 306 North Morrison Street and 225 East Harris Street (Parcel #31-2-0466-00) and 324 North Morrison Street (Parcel #31-2-0466-01) from P-I Public-Institutional District to PD/P-I Planned Development Public-Institutional District including to the centerline of adjacent right-of-way as shown on the attached maps and subject to the attached two conditions

Attachments: [Rezoning #12-14 Staff Review.pdf](#)

Legislative History

1/12/15 City Plan Commission recommended for approval
Proceeds to Council on 2-4-15.

- [15-123](#) Request to approve the street discontinuance to vacate a portion of North Douglas Street public right-of-way between N. Badger Avenue and W. Commercial Street, as shown on the attached map and legal description, pending approval by the Municipal Services Committee, and adopt the Initial Resolution

Attachments: [N Douglas Street Vacation Staff Revieww.pdf](#)

Legislative History

1/26/15 City Plan Commission recommended for approval

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

- [15-127](#) Action: Name Pierce Park Pavilion Outside Stage Area in Honor of Ivan "Ike" Spangenberg

Attachments: [Memo-Naming of Pierce Park Pavilion Stage.docx](#)

Legislative History

1/28/15 Parks and Recreation Committee recommended for approval

- [15-128](#) Action: Authorization to Sell Fermented Malt Beverages at Reid Golf Course and Extend Alcohol Hours to 9:00 AM

Attachments: [Memo-Reid-Sale of Alcohol.doc](#)

Legislative History

1/28/15 Parks and Recreation Committee recommended for approval

5. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

6. MINUTES OF THE UTILITIES COMMITTEE

- [15-137](#) Approve the Design Concept of a One Million Gallon Composite Style Water Tower.

Attachments: [Design Concept of Glendale Water Tank.pdf](#)

Legislative History

1/27/15 Utilities Committee recommended for approval
Aldersperson Meltzer arrived at 4:40 p.m.

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

[15-056](#)

Resolution introduced by Alderpersons Croatt and Jirschele at the December 17, 2014 Common Council meeting relating to the recently adopted wheel tax:

#33-R-14 - Croatt/Jirschele

"Whereas...the continuous maintaining of the infrastructure within the city limits is critical to long term growth, financial stability, and overall sustainability of services for citizens.

And Whereas...the Common Council recently adopted a new means of funding street reconstruction projects and the action taken replaced an existing funding mechanism that was in place for decades.

And Whereas...the previous funding mechanism, special assessments levied to impacted property owners, was intact for 2014 and previous years and it was deemed a financial burden for many thus spurring the discussion to make changes to the funding mechanism.

And Whereas...the property owners that were assessed for street projects in 2014 and previous years incurred large special assessment bills for the streets reconstructed in front of their properties and may also be contributing to the new funding program via the wheel tax beginning on January 1st, 2015.

And Whereas...the adoption of the wheel tax essentially provides no direct relief to those that were assessed in 2014 and actually penalizes those property owners by having them pay the special assessment in 2014 and the new wheel tax beginning in 2015.

Therefore be it Resolved...the City of Appleton Finance and Public Works Departments explore any and all options to provide assistance, financial or other, to those that were recently assessed based on the funding mechanism that was in place prior to the wheel tax being adopted by the Common Council. Any and all options are to be presented to the Finance Committee for thorough review, discussion and possible action."

Legislative History

1/14/15	Finance Committee	held
1/28/15	Finance Committee	recommended for denial

*Original motion made to approve and failed with a 1-4 vote.
Alderson Plank motioned for amendment. Failed due to lack of second.*

[15-153](#)

Request to single source purchase Emergency Pre-emption Equipment.

Attachments: [Request to Single Source Purchase Emergency Preemption Equipment - 01-16-](#)

Legislative History

1/28/15 Finance Committee recommended for approval

- [15-155](#) Request approval of the consulting contract between Liesch Associates and the City of Appleton for technical support regarding claims against the City of Appleton related to the Fox River Cleanup.

Legislative History

1/28/15 Finance Committee recommended for approval

- [15-156](#) Request to approve the following 2014 Budget adjustment:

General Fund - Council Budget	
Other Contracts/Obligations - Granicus System	+\$13,000
Reserve for Contingencies - TWC Fund	- \$13,000

to provide funding for Granicus voting system support costs (2/3 vote required).

Attachments: [Granicus Budget Adjustment Memo 2014.pdf](#)

Legislative History

1/28/15 Finance Committee recommended for approval
Aldersperson Konetzke arrived at 4:35pm.

- [15-160](#) Request to Award Unit O-15 Sanitary and Storm Sewer CIPP Lining to Visu-Sewer, Inc. in the amount of \$78,273 with a 5.1% contingency of \$4,000 for a project total not to exceed \$82,273.

Attachments: [Award of Contract O-15.pdf](#)

Legislative History

1/28/15 Finance Committee recommended for approval

- [15-162](#) Request from Clearwater Creek Development, Inc. to postpone the proposed 2015 concrete paving of Haymeadow Avenue, Bluewater Way and Midsummer Drive in the 1st Addition to Clearwater Creek Subdivision.

Attachments: [Proposed postponement of new concrete paving.pdf](#)

Legislative History

1/28/15 Finance Committee recommended for approval

M. CONSOLIDATED ACTION ITEMS

- [15-189](#) Consolidated Action: Request to Single Source Purchase Emergency Preemption Equipment.
Item 15-153 - Finance Committee
Item 15-138 - Safety & Licensing Committee

- 15-190** Consolidated Action: Vacate a portion of North Douglas Street between N Badger Ave and W Commercial St.
Item 15-123 - City Plan Commission
Item 15-147 - Municipal Services Committee

O. ITEMS HELD

P. ORDINANCES

[15-181](#) Ordinance 6-15.

Attachments: [Ordinance going to 02-04-2015 Council.pdf](#)

Q. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION

R. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION

S. OTHER COUNCIL BUSINESS

T. ADJOURN

Dawn A. Collins, City Clerk

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