



City of Appleton

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

Meeting Agenda - Final Common Council

Wednesday, August 15, 2018

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
 - [18-1221](#) Common Council Meeting Minutes of August 1, 2018
Attachments: [CC Minutes 8-1-18.pdf](#)
 - [18-1222](#) Special Common Council Meeting Minutes of August 6, 2018
Attachments: [CC Minutes 8-6-18_Spcl.pdf](#)
- H. BUSINESS PRESENTED BY THE MAYOR
 - [18-1223](#) Mixed Use Library Proposal Project Update with Mindy Sorg of OPN Architects
- I. PUBLIC HEARINGS
- J. SPECIAL RESOLUTIONS
- K. ESTABLISH ORDER OF THE DAY
- L. COMMITTEE REPORTS
- 1. **MINUTES OF THE MUNICIPAL SERVICES COMMITTEE**

[18-0788](#)**R/B Resolution #7-R-18 Snow Emergencies**

Submitted by: William Siebers, District 1

Date: May 16, 2018

Referred to: Municipal Services Committee

Whereas, there are only 218 days left until winter, And**Whereas**, the best time to deal with a problem is before circumstances force our hand, And**Whereas**, with all winters we will once again need to deal with winter storms, which includes calling snow emergencies, And**Whereas**, snow emergencies are exactly that, emergencies, And**Whereas**, these emergencies are called to promote the most efficient removal of snow from our streets, and also to promote safety, And**Whereas**, as common as it is to have snow storms in the winter it is also common for people to ignore the parking ban during the snow emergency, And**Whereas**, the fine for parking on the street during the snow emergency is the same as a normal parking ticket and not likely a deterrent as we would hope,**Therefore**, the fine for parking on the street during a snow emergency be more reflective of the seriousness of the situation and be increased **to \$100.****Attachments:** [Research by Alderperson Siebers.pdf](#)**Legislative History**

| | | |
|---------|---|--|
| 5/21/18 | Municipal Services Committee | referred |
| | <i>Refer to staff report back June 11, 2018 meeting.</i> | |
| 6/11/18 | Municipal Services Committee | held |
| | <i>Hold until July 9th meeting.</i> | |
| 7/9/18 | Municipal Services Committee | held |
| 7/23/18 | Municipal Services Committee | recommended for approval |
| | <i>motion by Martin to increase to 175 fails for lack of a second recommendation is \$100 for any declared snow emergency</i> | |
| 8/1/18 | Common Council | referred to the Municipal Services Committee |
| 8/6/18 | Municipal Services Committee | recommended for approval |

[18-1135](#)

Resolution #10-R-18 Wayne Street Parking

Submitted by: Vered Meltzer, District 2

Date: July 18, 2018

Referred to: Municipal Services Committee

WHEREAS parking solutions should proactively address needs instead of create problems, and

WHEREAS the 15 minute parking restriction on the east side of the 1300 block of Wayne Street creates problems for the business owner on the corner of Wayne Street and Wisconsin Avenue,

THEREFORE be it resolved that the 15 minute parking restriction be removed from that location.

Legislative History

7/23/18 Municipal Services held
Committee
Hold until August 6th meeting.

8/6/18 Municipal Services recommended for approval
Committee
Amended to include a 6 month trial Konetzke, second by Martin 5-0

[18-1159](#)

Proposed 6-month trial for parking changes on Banta Court.

Attachments: [Proposed 6-month trial for parking changes on Banta Court.pdf](#)
[Lawrence University-Banta Court parking changes.pdf](#)

Legislative History

8/6/18 Municipal Services recommended for approval
Committee

[18-1160](#)

Proposed parking changes related to the Oneida Street Reconstruction Project.

Attachments: [Proposed parking changes related to the Oneida St Reconstruction Project.pdf](#)

Legislative History

8/6/18 Municipal Services recommended for approval
Committee

[18-1161](#)

Proposed parking changes related to the Providence Avenue/Apple Creek trail crossing enhancement project.

Attachments: [Parking changes-Providence Ave-Apple Creek trail crossing.pdf](#)

Legislative History

8/6/18 Municipal Services recommended for approval
Committee

[18-1162](#) Proposed changes to intersection control at the intersection of Center Street and North Street.

Attachments: [Proposed changes to intersection control-Center St and North St. .pdf](#)

Legislative History

8/6/18 Municipal Services recommended for approval
Committee

[18-1186](#) Approve Resolution regarding Interstate Hwy 41.

Attachments: [Resolution regarding Interstate Hwy. 41..pdf](#)

Legislative History

8/6/18 Municipal Services recommended for approval
Committee

[18-1187](#) Approve Intergovernmental Agreement for Valley Road Concrete Reconstruction/Urbanization Project between Chain Drive and Forestview Court.

Attachments: [Valley Road Concrete Reconstruction-Urbanization Project.pdf](#)

Legislative History

8/6/18 Municipal Services recommended for approval
Committee

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[18-1167](#) Operator's License application of Heather A. Poole, 1118 W. Kamps Avenue.

Attachments: [Heather A. Poole.pdf](#)
[SL Denial-Poole 8-8-18.pdf](#)
[Poole Lic. Denial Memo 8-8-18.pdf](#)

Legislative History

8/8/18 Safety and Licensing recommended for denial
Committee
Ms. Poole addressed the Committee along with Chelse Helms, 520 E Winnebago St, who is the bar manager at Grumpy's Pub.

[18-1063](#) Winter Farm Market application of Appleton Downtown, Inc., Djuanna Hugdahl, 116 N. Appleton Street, contingent upon approval from all departments.

Legislative History

8/8/18 Safety and Licensing recommended for approval
Committee

[18-1120](#) Operator's Licenses

Attachments: [Operator's Licenses for 8-8-18 S&L.pdf](#)

Legislative History

8/8/18 Safety and Licensing Committee recommended for approval

[18-1123](#) Recommendation of a Fire Records Management System Vendor

Attachments: [Fire Records Management System Memo.pdf](#)

Legislative History

8/8/18 Safety and Licensing Committee recommended for approval

[18-1125](#) Renewal Operator's Licenses

Attachments: [Renewal Operator's Licenses for 8-8-18 S&L.pdf](#)

Legislative History

8/8/18 Safety and Licensing Committee recommended for approval

[18-1158](#) Reserve "Class B" Beer/Liquor License temporary Premise Amendment application of Fox Cities Performing Arts Center, Maria S. Van Laanen, Agent, 400 W. College Ave., contingent upon approval from all departments.

Attachments: [Fox Cities PAC - Premise Amendment.pdf](#)

Legislative History

8/8/18 Safety and Licensing Committee recommended for approval

3. MINUTES OF THE CITY PLAN COMMISSION

[18-1166](#) Request to approve the Apple Ridge Annexation, located at the southeast corner of N. Ballard Road and E. Apple Creek Road currently in the Town of Grand Chute, as shown on the attached maps, and establish a temporary zoning classification of AG Agricultural District, subject to the stipulation in the attached staff report

Attachments: [StaffReport_AppleRidge_Annexation_For08-07-18.pdf](#)

Legislative History

8/7/18 City Plan Commission recommended for approval

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

5. MINUTES OF THE FINANCE COMMITTEE

[18-1190](#) Request to award contract for the AWTF Chemical Systems Upgrade project to August Winter and Sons in the amount of \$698,500 with a 15% contingency of \$104,775 for a project total not to exceed \$803,275

Attachments: [Chemical Systems Upgrade Phase 1 Construction 07-31-18.pdf](#)

Legislative History

8/6/18 Finance Committee recommended for approval

[18-1191](#) Request to approve Rocky Bleier Run/Water Street amended Relocation Order

Attachments: [AMENDED Relocation Order \(08-01-2018\)_2.pdf](#)

Legislative History

8/6/18 Finance Committee recommended for approval

[18-1192](#) Request for Finance Director to sell \$13,840,000 of General Obligation Notes

Legislative History

8/6/18 Finance Committee recommended for approval

[18-1193](#) Request for Finance Director to sell \$3,000,000 of Stormwater Revenue Bonds

Legislative History

8/6/18 Finance Committee recommended for approval

[18-1194](#) Request for Finance Director to sell \$5,345,000 of Wastewater Revenue Refunding Bonds

Legislative History

8/6/18 Finance Committee recommended for approval

[18-1195](#) Request to award contract to Commercial Horizons for design and engineering services for the Appleton Public Library for a contract of \$347,000

Attachments: [2018 Library Architect and Engineer.pdf](#)

Legislative History

8/6/18 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

7. MINUTES OF THE UTILITIES COMMITTEE

[18-1179](#) Request from Mario Maggiorana to reduce his stormwater utility charges for 1600 W. Haskel Street as he does not agree that gravel parking should be considered impervious surface.

Attachments: [Mario Letter.pdf](#)
[Aerial Photo.pdf](#)

Legislative History

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|--------|---------------------|--------------------------|
| 8/7/18 | Utilities Committee | recommended for approval |
| 8/7/18 | Utilities Committee | recommended for denial |

8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE**9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION****10. MINUTES OF THE BOARD OF HEALTH**

[18-1185](#) Noise Variance Request-Truth Music Jam

Attachments: [Noise Variance Request-Truth Music Jam.pdf](#)

Legislative History

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|--------|-----------------|--------------------------|
| 8/8/18 | Board of Health | recommended for approval |
|--------|-----------------|--------------------------|

[18-1217](#) Approval of updated Rules & Regulations and Permit Application for Keeping Chickens

Attachments: [Revised Chicken Keeping Requirements.pdf](#)

Legislative History

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|--------|-----------------|--------------------------|
| 8/8/18 | Board of Health | recommended for approval |
|--------|-----------------|--------------------------|

11. REPORT OF THE COMMITTEE OF THE WHOLE

[18-1154](#) Approval of the amendment to U.S. Venture Development Agreement (Finance, Municipal Services & Community and Economic Development Committees)

Attachments: [USV - Amendment to Dev Agrm - FINAL - 07-27-2018_2.pdf](#)
[USV - Fully Executed Dev Agrm - 12-17-2017.pdf](#)
[USV - Original Exhibit D to 12-19-2017 Dev Agrm_1.pdf](#)
[USV - COMPARED Document - 07-31-2018.pdf](#)
[USV COW memo 080318.pdf](#)
[USV - REDLINED - COMPARED Document - 08-10-2018.pdf](#)

Legislative History

| | | |
|--------|---|----------|
| 8/6/18 | Common Council | approved |
| 8/6/18 | Common Council | amended |
| | <i>Amendment 1</i> | |
| | <i>Recitals, D. 1. add "with a projected minimum guaranteed" value of \$54.5 million</i> | |
| 8/6/18 | Common Council | amended |
| | <i>Amendment 2</i> | |
| | <i>Recitals, D.6. add after \$25 million "which includes the payment for the property of \$1,802,887.99"</i> | |
| 8/6/18 | Common Council | amended |
| | <i>Amendment 3</i> | |
| | <i>Article 3, 3.6 Remove the \$200,000 from the development fees to make the total purchase price \$1,602,887.99</i> | |
| 8/6/18 | Common Council | amended |
| | <i>Amendment 4</i> | |
| | <i>Recitals, D. 4. Strike "the public will not be allowed access to the property depicted on Exhibit B" and replace it with "as depicted on Exhibit B., the property will be privately owned exclusively by USV"</i> | |
| 8/6/18 | Common Council | amended |
| | <i>Amendment 5</i> | |
| | <i>Recitals, D. 6. Add to end of paragraph "acknowledging the necessity for the project to cashflow, and to attempt to prevent the burden of additional taxdollars needed to cover the project, costs for the ramp in excess of \$27 million will be an even cost-share between the City and US Venture".</i> | |
| 8/6/18 | Common Council | amended |
| | <i>Amendment 6</i> | |
| | <i>Article 2, 2.6 Add a bullet point that states "common elements"</i> | |
| 8/6/18 | Common Council | amended |
| | <i>Amendment 7</i> | |
| | <i>Recitals, J. Remove "J." completely from agreement.</i> | |
| 8/6/18 | Common Council | amended |
| | <i>Amendment 8</i> | |
| | <i>Article 3, 3.6 Add the word "verifiable" between the words directly and attributable.</i> | |
| 8/6/18 | Common Council | amended |
| | <i>Amendment 9</i> | |
| | <i>Article 3, 3.8 add the word "only" between occur and during.</i> | |

M. CONSOLIDATED ACTION ITEMS

N. ITEMS HELD

O. ORDINANCES

[18-1216](#) Ordinances 77-18 to 79-18

Attachments: [Ordinances going to Council 8-15-18.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. ADJOURN

Kami Lynch, City Clerk

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