



City of Appleton

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

Meeting Agenda - Final Common Council

Wednesday, July 18, 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

[18-1067](#) Approval of Common Council meeting minutes of June 20, 2018

Attachments: [CC Minutes 6-20-18.pdf](#)

H. BUSINESS PRESENTED BY THE MAYOR

[18-1065](#) Park & Recreation Month Proclamation

[18-1066](#) Children's Week Proclamation

I. PUBLIC HEARINGS

[18-0973](#) Public Hearing - Rezoning #6-18, Appleton Cemetery Association, 1236
E. Pacific Street

Attachments: [Public Hearing Notice RZ #6-18.pdf](#)

J. SPECIAL RESOLUTIONS

[18-1072](#) Municipal Authorizing Resolution for the Grand Chute Sports Facility Project

Attachments: [Grand Chute CDA 2018 Sports Facility - Municipal Authorizing Resolution.pdf](#)

5/23/18	Safety and Licensing Committee	held
7/11/18	Safety and Licensing Committee	recommended for approval
7/11/18	Safety and Licensing Committee	amended

The Resolution was amended to change permissible solicitation hours from 8 a.m. to 8 p.m.

[18-0906](#)

Reserve "Class B" Beer/Liquor License application, Change of Agent, Player 2 LLC, 215 E. College Ave., Marissa R. Emerson, Agent, contingent upon approval from Police Department.

Legislative History

7/11/18	Safety and Licensing Committee	recommended for approval
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[18-0926](#)

"Class B" Beer/Liquor License Premise Amendment of Wilder's Bistro, Terrance Wilder, Agent, 2639 S. Oneida St. Suite #1, contingent upon approval from all departments.

Attachments: [Wilder's Bistro application.pdf](#)

Legislative History

7/11/18	Safety and Licensing Committee	recommended for approval
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[18-0936](#)

"Class B" Beer/Liquor License temporary Premise Amendment application of Dairyland Brew Pub, Dorri Schmidt, Agent, 1216 E. Wisconsin Ave., contingent upon approval from all departments.

Attachments: [Dairyland Brew Pub 2 application.pdf](#)

Legislative History

7/11/18	Safety and Licensing Committee	recommended for approval
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[18-0943](#)

Class "B" Beer & "Class C" Wine License temporary Premise Amendment of Tempest Coffee Collective, 181 S. Riverheath Way, Ste 1100, Tyler Lonadier, Agent, contingent upon approval from all departments.

Attachments: [Tempest Coffee Collective temp. amendment application.pdf](#)

Legislative History

7/11/18	Safety and Licensing Committee	recommended for approval
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[18-0959](#) Taxi Cab Company License Renewal application of Apple Valley Taxi LLC, James D. Jacobs, 1831 N. Bennett Street.

Legislative History

7/11/18 Safety and Licensing Committee recommended for approval

[18-0961](#) Salvage Dealer License Renewal application of Mach IV Motors LLC, Kara L. Tullberg, Applicant, 600 E. Hancock St., contingent upon approval from all departments.

Legislative History

7/11/18 Safety and Licensing Committee recommended for approval

[18-0964](#) Switch from IFC 2009 edition to IFC 2015

Attachments: [Memo to go to IFC 2015.pdf](#)

Legislative History

7/11/18 Safety and Licensing Committee recommended for approval

[18-0978](#) "Class B" Beer/Liquor License application of Medley Taverns, LLC d/b/a Fox River House, 211 S. Walnut Street, Steven K. Olson, Agent, contingent upon approval from all departments.

Attachments: [Medley Taverns LLC application.pdf](#)

Legislative History

7/11/18 Safety and Licensing Committee recommended for approval

[18-1016](#) "Class B" Beer/Liquor License application of MJ Author's Kitchen, d/b/a Author's Kitchen & Bar, Joshua D. Sickler, Agent, 201 N. Appleton St., contingent upon approval from all departments.

Attachments: [MJ Authors Kitchen application.pdf](#)

Legislative History

7/11/18 Safety and Licensing Committee recommended for approval

[18-1034](#) Operator's Licenses

Attachments: [Operator's Licenses for 07-11-2018 S&L.pdf](#)

Legislative History

7/11/18 Safety and Licensing Committee recommended for approval

[18-1035](#) Renewal Operator's Licenses

Attachments: [Renewal Operator's Licenses for 07-11-2018 S&L.pdf](#)

Legislative History

7/11/18 Safety and Licensing Committee recommended for approval

3. MINUTES OF THE CITY PLAN COMMISSION

[18-0830](#) Request to approve Rezoning #6-18 to rezone 1236 E. Pacific Street (Tax Id #31-1-1067-00), including to the centerline of the adjacent right-of-way, as shown on the attached maps, from R-1B Single-Family District and C-2 General Commercial District to R-1B Single-Family District

Attachments: [StaffReport_RiversideCemetery_Rezoning_For06-12-18.pdf](#)

Legislative History

6/12/18 City Plan Commission recommended for approval
Proceeds to Council on July 18, 2018.

[18-0833](#) Request to approve Special Use Permit #2-18 for a non-profit recreational facility within the R-1B Zoning District at 1236 E. Pacific Street (Tax Id #31-1-1067-00), 825 N. Owaissa Street (Tax Id #31-1-1066-00), 903 N. Owaissa Street (Tax Id #31-1-1065-00) and 913 N. Owaissa Street (Tax Id #31-1-1064-00), 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 and approve attached Resolution (2/3 vote required)

Attachments: [StaffReport_RiversideCemetery_SUP_For06-12-18.pdf](#)

Legislative History

6/12/18 City Plan Commission recommended for approval
Proceeds to Council on July 18, 2018.

[18-0949](#) Request to approve the Cherryvale Meadows Preliminary Plat as shown on the attached maps and subject to the attached conditions

Attachments: [StaffReport_CherryvaleMeadows_PrePlat_For06-26-18.pdf](#)

Legislative History

6/26/18 City Plan Commission recommended for approval

[18-1012](#) Request to approve Special Use Permit #5-18 for an outdoor seating area with alcohol sales and consumption located at 218-220 W. College Avenue (Tax Id #31-2-0257-00), 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 and approve attached Resolution (2/3 vote required)

Attachments: [StaffReport_220College_SUP_For07-10-18.pdf](#)

Legislative History

7/10/18 City Plan Commission recommended for approval

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

[18-0966](#)

Resolution #8-R-18 Smoking in Parks- Playground Equipment

Submitted by: Rachel Raasch, District 6; Joe Martin, District 4

Date: June 20, 2018

Referred to: Parks & Recreation Committee

Whereas the City of Appleton has adopted a “Health in All” Policy and;

Whereas second hand exposure to cigarette smoke and vapor has been proven to carry health risks, particularly for children and;

Whereas the City of Appleton’s Municipal Code states “It shall be unlawful for any person to smoke or use tobacco products in the following outdoor areas: Within twenty (20) feet from all entry ways of City-owned buildings and structures.”

Now therefore be it resolved to amend section 7-100(d) of the Municipal Code to include prohibiting smoking within twenty (20) feet of playground equipment located within City parks.

Legislative History

7/9/18 Parks and Recreation Committee approved as amended

Amended to:

Now therefore be it resolved to amend section 7-100(d) of the Municipal Code to include prohibiting smoking, vaping and use of all electronic nicotine devices within twenty (20) feet of playground equipment located within City parks and the Appleton skate park in Telulah Park. (5-0 on amendment)

[18-0969](#)

Action: Award the "2018 Mead Pool Coating and Painting Project" to Corcoran Glass & Paint in the amount of \$43,188 with a contingency of \$15,000 for a project total not to exceed \$58,188

Attachments: [2018 Mead Pool Coating and Painting.docx](#)

Legislative History

7/9/18 Parks and Recreation Committee approved

[18-1008](#)

Action: Request Approval to Increase Area Leased by the Appleton Family Ice Center

Attachments: [AFIC Action Item.pdf](#)

Legislative History

7/9/18 Parks and Recreation Committee recommended for approval

5. MINUTES OF THE FINANCE COMMITTEE

[18-1019](#) Request to approve Contract Amendment/Change Order No. 1 to Contract 10-18 for Unit O-18 Sanitary Sewer (CIPP) Lining for an emergency repair on the Alley south of Edgemere Drive and east of Kensington Drive in the amount of \$7,800 resulting in no change to the contract contingency. Overall contract increases from \$145,835 to \$154,535.

Attachments: [O-18 Contract Change Order #1.xls.pdf](#)

Legislative History

7/9/18 Finance Committee recommended for approval

[18-1026](#) Request for approval of Resolution Authorizing the Execution and Delivery of Documents relating to the Fox Cities Sports Facility Project

Attachments: [2018 Sports Facility - Municipal Authorizing Resolution \(Appleton\).pdf](#)

[2018 Sports Facility - Cooperation Agreement 6.26.18.pdf](#)

[2018 Sports Facility - Redline Cooperation Agreement 6.26.18.pdf](#)

[2018 Sports Facility - Pledge and Security Agreement.pdf](#)

[2018 Sports Facility - Maximum Price Calc.pdf](#)

[2018 Sports Facility - Bond Term Sheet.pdf](#)

[FW Sports Facility maintenance reserve.msg](#)

Legislative History

7/9/18 Finance Committee recommended for approval

[18-1027](#) Request for approval of five-year renewal of banking services with JPMorgan Chase Bank, LLC

Attachments: [Finance Committee Banking Renewal 2018.pdf](#)

Legislative History

7/9/18 Finance Committee recommended for approval

[18-1028](#) Request for approval of five-year renewal of investment management services with U.S. Bank

Attachments: [Finance Committee Investment Services Renewal 2018.pdf](#)

Legislative History

7/9/18 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[18-0952](#) Award the Fair Housing Service Provider for the 2020-2025 Analysis of Impediments to the Metropolitan Milwaukee Fair Housing Council in an amount not to exceed \$28,000

Attachments: [Memo to CEDC for AI sole source contract 06-12-18.pdf](#)
[2018 Appleton AI Proposal.pdf](#)

Legislative History

7/11/18 Community & Economic Development Committee recommended for approval

[18-0954](#) Request to approve the Art in Public Places Policy of the Appleton Public Art Committee

Attachments: [Arts in Public Places Policy-CEDC Final Draft 062018.pdf](#)
[Appleton Public Art Committee Application.pdf](#)

Legislative History

7/11/18 Community & Economic Development Committee recommended for approval

7. MINUTES OF THE UTILITIES COMMITTEE

[18-0953](#) Permit transfer approval from Appvion, Inc., Paperweight Development Corp., PDC Capital Corporation, Appvion Receivables Funding I LLC and APVN Holdings LLC to Appvion Holding Corp. (Appvion Operation, Inc.) - Pretreatment Program Permit No. 18-03.

Attachments: [Appvion Permit transfer Letter 06-13-18.pdf](#)

Legislative History

7/10/18 Utilities Committee recommended for approval

[18-0955](#) Award SCADA System Improvement Project to Schneider Electric for a cost of \$92,260 with a 10% contingency of \$9,226.

Attachments: [SCADA Upgrade 2018.pdf](#)

Legislative History

7/10/18 Utilities Committee recommended for approval

8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE

[18-0988](#) Request to update Recruitment Selection Policy.

Attachments: [Recruitment and Selection 7-1-18.pdf](#)

Legislative History

7/11/18	Human Resources & Information Technology Committee	amended
	<i>Motion to amend: delete: "Once approved by HR" and add: "Once the appropriate documentation is received"...the process will move to ...</i>	
7/11/18	Human Resources & Information Technology Committee	recommended for approval

[18-0989](#)

Request to update the H.R. department table of organization to move the Risk Manager position to report directly to the Deputy Director.

Attachments: [Human Resources TO change.pdf](#)

Legislative History

7/11/18	Human Resources & Information Technology Committee	recommended for approval
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9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

10. MINUTES OF THE BOARD OF HEALTH

M. CONSOLIDATED ACTION ITEMS

N. ITEMS HELD

O. ORDINANCES

[18-0974](#)

Ordinances 63-18 to 66-18

Attachments: [Ordinances going to Council 7-18-18.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.

