



City of Appleton

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

Meeting Agenda - Final Common Council

Wednesday, May 1, 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

[19-0620](#) Common Council Meeting Minutes of:
April 17, 2019 Organizational Meeting
April 17, 2019 Council Meeting

Attachments: [CC Org Meeting Minutes 4-17-19.pdf](#)
[CC Minutes 4-17-19.pdf](#)

- G. BUSINESS PRESENTED BY THE MAYOR
- [19-0621](#) Municipal Clerks Week Proclamation

- H. PUBLIC PARTICIPATION
- I. PUBLIC HEARINGS
- J. SPECIAL RESOLUTIONS
- K. ESTABLISH ORDER OF THE DAY
- L. COMMITTEE REPORTS
- 1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE**

[19-0325](#)

R/B-Approve proposed changes to the Sidewalk Maintenance Policy.

Attachments: [Sidewalk Maintenance Policy.pdf](#)
[Amended Sidewalk Maintenance Policy.pdf](#)

Legislative History

3/11/19	Municipal Services Committee	recommended for denial
3/20/19	Common Council	referred to the Municipal Services Committee <i>This item was referred back to the Municipal Services Committee by Alderperson Croatt.</i>
4/22/19	Municipal Services Committee	recommended for approval

[19-0595](#)

Preliminary Resolution 1-P-19 for Concrete Pavement, Driveway Aprons and Sidewalk Construction be adopted and refer the matter to the Finance Committee to determine the assessment rate.

Attachments: [Preliminary Resolution 1-P-19.pdf](#)

Legislative History

4/22/19	Municipal Services Committee	recommended for approval
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[19-0596](#)

Preliminary Resolution 2-P-19 for Sidewalk Construction on Hall Avenue be adopted and refer the matter to the Finance Committee to determine the assessment rate.

Attachments: [Preliminary Resolution 2-P-19.pdf](#)

Legislative History

4/22/19	Municipal Services Committee	recommended for approval
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[19-0597](#)

Award 2019 Asphalt Milling Contract to Northeast Asphalt in an amount not to exceed \$85,000.

Attachments: [2019 Asphalt milling contract-Northeast Asphalt.pdf](#)

Legislative History

4/22/19	Municipal Services Committee	recommended for approval
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[19-0598](#)

Approve parking changes in the area of the Foster Elementary School (follow-up to a 6-month trial).

Attachments: [Parking changes -Foster Elementary School.pdf](#)

Legislative History

4/22/19	Municipal Services Committee	recommended for approval
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[19-0599](#) Approve conversion of Morrison Street (College Avenue to Harris Street) and Harris Street (Morrison Street to Oneida Street) from 1-way traffic to 2-way traffic.

Attachments: [Conversion of Morrison St and Harris St.pdf](#)

Legislative History

4/22/19 Municipal Services recommended for approval
Committee

[19-0600](#) Anticipated Award for Unit P-19, Pavement Marking Contract.

Attachments: [Amended Unit P-19.pdf](#)

Legislative History

4/22/19 Municipal Services recommended for approval
Committee
Amend item 19-0600-Century Fence Company not to exceed \$155,000.

[19-0608](#) Request from Tundraland to replace Radisson Paper Valley signage on the Superior Street Skywalk with their signage.

Attachments: [Tundraland signage.pdf](#)

Legislative History

4/22/19 Municipal Services recommended for approval
Committee
Amend item 19-0608 to include the removal of the sign when the business is no longer inside the hotel property. Croatt motion and Williams 2nd. Passed 5-0. See Paula for language.

4/22/19 Municipal Services recommended for approval
Committee
Amend item 19-0608 to include signage be removed at business expense at such time business leaves hotel.

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[19-0431](#) "Class B" Beer/Liquor Temporary Premise Amendment application for Sangria's Mexican Grill, Sarah Gregory, Agent, 215 S Memorial Dr for May 4, 2019, contingent upon approval from all departments.

Attachments: [Sangrias Mexican Grill.pdf](#)

Legislative History

4/24/19 Safety and Licensing recommended for approval
Committee

[19-0486](#) "Class B" Beer/Liquor license - Change of Agent application for Eager Beaver LLC, dba Eager Beaver Bar & Grill, located at 1400 W 2nd St, contingent upon approval from all departments.

Attachments: [Mark R. Joosten S&L.pdf](#)

Legislative History

4/24/19 Safety and Licensing Committee recommended for approval

[19-0503](#) Class "B" Beer and "Class B" Liquor application of Oneida Street South LLC, located at 1200 S. Oneida St, Katelyn E. James, Agent, contingent upon approval from all departments

Attachments: [Oneida Street South LLC.pdf](#)

Legislative History

4/24/19 Safety and Licensing Committee recommended for approval

[19-0527](#) Reserve "Class B" Beer/Liquor License -Temporary Premise Amendment for Fox Cities Building for the Arts, Christina Turner, Agent, 111 W. College Ave, September 12, 2019, contingent upon approval from all departments.

Attachments: [Fox Cities Bldg for the Arts.pdf](#)

Legislative History

4/24/19 Safety and Licensing Committee recommended for approval

[19-0530](#) "Class B" Beer/Liquor License - Change of Agent application for Mi Casa Mexican Grill, Maria de Jesus Rodriguez, Agent, located at 2190 S Memorial Dr., contingent upon approval from the Police Department.

Attachments: [Maria de Jesus Rodriguez S&L 4-24-19.pdf](#)

Legislative History

4/24/19 Safety and Licensing Committee recommended for approval

[19-0534](#) Reserve "Class B" Beer/Liquor Licence - Change of Agent application for Fox Cities Building for the Arts/Trout Museum of Art, Christina S. Turner, Agent, located at 111 W. College Ave, contingent upon approval from Police Department.

Attachments: [Christina S. Turner S&L 4-24-19.pdf](#)

Legislative History

4/24/19 Safety and Licensing Committee recommended for approval

[19-0541](#) Operator's Licenses

Attachments: [Operator's Licenses for 4-24-19 S& L.pdf](#)

Legislative History

4/24/19 Safety and Licensing Committee recommended for approval

[19-0542](#) Class "A" Beer License - Change of Agent application for Ballard Motomart, Jason G. Mazanec, Agent, located at 2838 N. Ballard Rd., contingent upon approval from Police Department.

Attachments: [Jason Mazanec S&L 4-24-19.pdf](#)

Legislative History

4/24/19 Safety and Licensing Committee recommended for approval

[19-0543](#) Renewal Operator's Licenses

Attachments: [RENEWAL Licenses for 4-24-19 S&L .pdf](#)

Legislative History

4/24/19 Safety and Licensing Committee recommended for approval

[19-0547](#) "Class B" Beer/Liquor License - Change of Agent application for VFW Post 2778, Cassandra Mannebach, Agent, located at 501 N. Richmond St., contingent upon approval from Police Department

Attachments: [Cassandra E. Mannebach S&L 4-24-19.pdf](#)

Legislative History

4/24/19 Safety and Licensing Committee recommended for approval

[19-0574](#) "Class A" Beer/Liquor license - Change of Agent application for Target Store T1248, Allison Hemker, Agent, located at 1800 S Kensington Dr., contingent upon approval from the Police Department.

Attachments: [Allison M. K. Hemker S&L 4-24-19.pdf](#)

Legislative History

4/24/19 Safety and Licensing Committee recommended for approval

[19-0612](#) Secondhand Article License application of Troy Crawford, d/b/a Game Stop #3349, 2640 W College Ave, contingent upon approval from all departments.

Attachments: [Game Stop #3349 S&L 4-24-19.pdf](#)

Legislative History

4/24/19 Safety and Licensing recommended for approval
Committee

[19-0613](#) Secondhand Article License application of Troy Crawford, d/b/a Game Stop #5520, 2640 W College Ave, contingent upon approval from all departments.

Attachments: [Game Stop #5520 S&L 4-24-19.pdf](#)

Legislative History

4/24/19 Safety and Licensing recommended for approval
Committee

[19-0614](#) Reserve Class "B" Beer and "Class B" Liquor application of Jai Sung Mah, located at 122 W. Wisconsin Ave, Nusara Yang, Owner, contingent upon approval from all departments

Attachments: [Liquor License-Jai Sung Mah.pdf](#)

Legislative History

4/24/19 Safety and Licensing recommended for approval
Committee

3. MINUTES OF THE CITY PLAN COMMISSION

[19-0519](#) Request to approve the dedication of land for public right-of-way for Spartan Drive and Meade Street, generally located west of N. Meade Street and south of E. Broadway Drive (part of Tax Id #31-6-6100-60), as shown on the attached maps

Attachments: [StaffReport_SpartanWestOfMeade_StreetDedication_For04-23-19.pdf](#)

Legislative History

4/23/19 City Plan Commission recommended for approval

[19-0520](#) Request to approve the dedication of land for public right-of-way for the vision corner located on the east side of N. Kurey Drive and E. Broadway Drive road intersection (part of Tax Id #31-1-9310-22), as shown on the attached maps

Attachments: [StaffReport_KureyDrEastSide_VisionCornerStreetDedication_For04-23-19.pdf](#)

Legislative History

4/23/19 City Plan Commission recommended for approval

[19-0521](#) Request to approve the dedication of land for public right-of-way for the vision corner located on the west side of N. Kurey Drive and E. Broadway Drive road intersection (part of Tax Id #31-1-9310-27), as shown on the attached maps

Attachments: [StaffReport_KureyDrWestSide_VisionCornerStreetDedication_For04-23-19.pdf](#)

Legislative History

4/23/19 City Plan Commission recommended for approval

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

[19-0456](#) Action Item: Request Approval of 2019 Updated Turf Management Plan

Attachments: [2019 Turf Management Plan memo.doc](#)

[Turf Management Policy 2019 Final.doc](#)

[Turf Management Policy 2019 Red-Lined Draft.doc](#)

Legislative History

4/22/19 Parks and Recreation Committee recommended for approval

[19-0536](#) Action: Award the City of Appleton's 2019 Pierce Park Playground Equipment Project Contract to Lee Recreation, LLC. in an amount not to exceed \$130,000

Attachments: [2019 Pierce Playground Park and Rec. Memo.docx](#)

Legislative History

4/22/19 Parks and Recreation Committee recommended for approval

5. MINUTES OF THE FINANCE COMMITTEE

[19-0549](#) Request to award the 2019 AWWTP Hardscape Repairs Project/Clarifier Assess Roads contract to Highway Landscapers, Inc in the amount of \$49,993 with a contingency of \$10,000 for a project total not to exceed \$59,993

Attachments: [2019 AWWTP Hardscapes \(Clarifier Road\).pdf](#)

Legislative History

4/22/19 Finance Committee recommended for approval

[19-0550](#) Request to award the 2019 Parks Hardscape Repairs Project - Kiwanis Park contract to RJM Construction, LLC in the amount of \$29,801 with a contingency of \$8,000 for a project total not to exceed \$37,801

Attachments: [2019 Parks Hardscape Repairs \(Kiwanis Park\).pdf](#)

Legislative History

- 4/22/19 Finance Committee recommended for approval
[19-0557](#) CEA Review Committee Report
- Attachments:** [CEA Review MeetingMinutes9-Apr-2019-01-51-03.pdf](#)
- Legislative History**
- 4/22/19 Finance Committee recommended for approval
[19-0558](#) Request to award the 2019 Green Parking Ramp Office Remodeling Project to Cardinal Construction Co, Inc in the amount of \$203,942 with a contingency of \$12,658 for a project total not to exceed \$216,600
- Attachments:** [2019 Green Parking Ramp Office Remodeling Project .pdf](#)
- Legislative History**
- 4/22/19 Finance Committee recommended for approval
[19-0559](#) Request to award the 2019 City Hall First Floor Finance Area Remodeling Project contract to Miron Construction Co, Inc in the amount of \$194,238 with a contingency of \$6,962 for a project total not to exceed \$201,200
- Attachments:** [2019 City Hall First Floor Finance Remodel .pdf](#)
- Legislative History**
- 4/22/19 Finance Committee recommended for approval
[19-0605](#) Request to award Unit D-19 Sidewalk Construction to Fischer Ulman Construction, Inc in an amount not to exceed \$310,000
- Attachments:** [Award of Contract Unit D-19.pdf](#)
- Legislative History**
- 4/22/19 Finance Committee recommended for approval
[19-0606](#) Request to approve Finance Committee Report 1-P-19 for Concrete Pavement, Sidewalk Construction and Driveway Aprons
- Attachments:** [Report 1-P-19.pdf](#)
- Legislative History**
- 4/22/19 Finance Committee recommended for approval
[19-0607](#) Approve Finance Committee Report 2-P-19 for Sidewalk Construction
- Attachments:** [Report 2-P-19.pdf](#)
- Legislative History**
- 4/22/19 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[19-0565](#)

****CRITICAL TIMING**** Request to counter the Offer to Purchase from Valley Tool, Inc. or its assigns to purchase Lots 1, 2, and 3 on Goodland Drive in the Northeast Industrial Park Plat No. 4, consisting of approximately 4.36 acres, at a purchase price of \$160,000 (\$36,697.25 per acre) with the Counter Offer amending various lines in the Offer as referenced in the attached documents

Attachments: [Valley Tool Memo 4-19-19.pdf](#)
[Valley Tool_OTP_Lots 1-2-3 Goodland Dr_4-17-19.pdf](#)
[Valley Tool - Counter Offer 1_2.pdf](#)
[NEIP Plat No 4 Covenants and Restrictions.pdf](#)
[Map_Available Sites NE Bus Park_04182019.pdf](#)
[NEBPUilities.pdf](#)

Legislative History

4/24/19 Community & Economic recommended for approval
 Development Committee

7. MINUTES OF THE UTILITIES COMMITTEE[19-0525](#)

Request to sole source contract to Patrick Engineering for professional services needed to complete the Wastewater Electrical Distribution Upgrades Phase 3, for a contract fee of \$296,500 and a contingency of 5% to not exceed a total contract of \$311,325.

Attachments: [2019 Electrical Distribution System Upgrades Design for PDC Building Transfor](#)

Legislative History

4/23/19 Utilities Committee recommended for approval

[19-0535](#)

Award Engineering Services Contract for the Lindbergh Standpipe Project to Strand Associates, Inc. in the amount of \$63,900 with a 10% contingency of \$6,390 for a project total not to exceed \$70,290

Attachments: [LindberghProject - Engineering Award 04-17-19.doc](#)

Legislative History

4/23/19 Utilities Committee recommended for approval

[19-0603](#)

Award the 2019 AWWTP Improvements Project Engineering Phase to McMahon in the amount of \$169,886 with a 10% contingency of \$16,989 for a Project Total not to exceed \$186,875

Attachments: [2019 AWWTP Improvements Project-McMahon.doc](#)

Legislative History

4/23/19 Utilities Committee recommended for approval

[19-0604](#) Award Construction of a Receiving Station to Highway Landscapers, Inc., in the amount of \$61,497 and a 5% contingency of \$3,075 for a total cost not to exceed \$64,572

Attachments: [Receiving Station Construction 04-17-19.doc](#)

Legislative History

4/23/19 Utilities Committee recommended for approval

8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE

[19-0588](#) Request for Public Works to change 4 Operator positions to 4 Operator I positions.

Attachments: [DPW reorg Operator to Op 1.pdf](#)

Legislative History

4/24/19 Human Resources & Information Technology Committee recommended for approval

9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

[19-0571](#) Authorization to award contract for Generator Project

Attachments: [2019 Valley Transit Generator.pdf](#)

Legislative History

4/23/19 Fox Cities Transit Commission recommended for approval

[19-0572](#) Authorization to award contract to Lamers for Downtown Trolley service

Attachments: [FCTC Lamers contract memo.pdf](#)

Legislative History

4/23/19 Fox Cities Transit Commission recommended for approval

[19-0575](#) Authorization to enter into contract with Star Protection & Patrol for security services

Attachments: [Star Protection and Patrol Contract - Final 04.15.2019.pdf](#)

Legislative History

4/23/19 Fox Cities Transit Commission recommended for approval

[19-0577](#) Adopt 2019 updated Title VI Program

Attachments: [Valley Transit Title VI Program 2019 FINAL.pdf](#)

Legislative History

4/23/19

Fox Cities Transit
Commission

recommended for approval

10. MINUTES OF THE BOARD OF HEALTH

M. CONSOLIDATED ACTION ITEMS

N. ITEMS HELD

O. ORDINANCES

P. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO
COMMITTEES OF JURISDICTION[19-0618](#) Ordinances 43-19 to 49-19*Attachments:* [Ordinances going to Council 5-1-19.pdf](#)Q. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES
OF JURISDICTION

R. OTHER COUNCIL BUSINESS

S. CLOSED SESSION

[19-0622](#) 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.