



# City of Appleton

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

## Meeting Agenda - Final Common Council

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Wednesday, June 1, 2016

7:00 PM

Council Chambers

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- 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

[16-871](#) Common Council Meeting Minutes of May 18, 2016

**Attachments:** [CC Minutes 5-18-16.pdf](#)

- H. BUSINESS PRESENTED BY THE MAYOR

[16-820](#) Presentation of Chad Brady Public Art Day Proclamation

[16-869](#) Committee Reappointments:  
Paul McCann to the Board of Zoning Appeals  
Brian Looker to the Library Board

**Attachments:** [COMM REAPPOINTS BD OF ZONING APPEALS LIBRARY BD 060116.pdf](#)

[16-870](#) Fox Cities Transit Commission Appointments:  
Larry Carey Appointment  
Joel Gregozeski Reappointment

**Attachments:** [COMMITTEE APPT FOR INFORMATION TRANSIT COMM 060116.pdf](#)

- I. PUBLIC HEARINGS

[16-858](#) Public Hearing Notice Rezoning #3-16

**Attachments:** [Public Hearing RZ .pdf](#)

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

**1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE**

[16-830](#) Request from Fox Valley Nursery, Inc. for a street occupancy permit to use the Prospect Avenue 1-foot terrace adjacent to Jones Park as a soils testing site for the Marigold Mile for a two year period.

**Attachments:** [Fox Valley Nursery.pdf](#)

**Legislative History**

5/24/16          Municipal Services          recommended for approval  
   Committee

[16-859](#) Request from Darrle Hoernke, 1827 S Madison Street, for a variance to Municipal Code 19-91(f)(5) to extend his driveway eight (8) feet into the front yard.

**Attachments:** [1827 S Madison variance request.pdf](#)

**Legislative History**

5/24/16          Municipal Services          recommended for approval  
   Committee

**2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE**

[16-790](#) Pet Store/Kennel License Renewal application of HSA Corporation d/b/a Pet Supplies Plus, Chad Bush, Applicant, 702 W. Northland Ave., contingent upon approval from all departments.

**Legislative History**

5/25/16          Safety and Licensing          recommended for approval  
   Committee

[16-791](#) Salvage Dealer's License Renewal application of Mach IV Motors LLC, Kara L. Tullberg, applicant 600 E. Hancock St. contingent upon approval from all departments.

**Legislative History**

5/25/16          Safety and Licensing          recommended for approval  
   Committee

[16-794](#) Taxi Cab Company and Limousine Service renewal application of Apple Valley Taxi LLC, James D. Jacobs, 1831 N. Bennett Street, contingent upon approvals from all departments.

**Legislative History**

5/25/16 Safety and Licensing Committee recommended for approval

[16-803](#) "Class B" Beer/Liquor License Change of Premise Description of Axelrod LLC, d/b/a Ambassador, Jordan Hereford, Agent, 117 S. Appleton St. for the dates of July 17, September 23 & 24, 2016, contingent upon approval from all departments.

**Legislative History**

5/25/16 Safety and Licensing Committee recommended for approval

[16-805](#) Taxi Cab Company and Limousine Service renewal application of People Movers Inc./Appletn Yellow Taxi Co., Paul O. Davies, 705 W. Wisconsin Avenue, contingent upon approvals from all departments.

**Legislative History**

5/25/16 Safety and Licensing Committee recommended for approval

[16-826](#) Taxi Cab Company and Limousine Service renewal application of Dynasty Limousine Service LLC, Diand and John Wolters, 314 E. Wilson Avenue, contingent upon approvals from all departments.

**Legislative History**

5/25/16 Safety and Licensing Committee recommended for approval

[16-827](#) 2016-2017 Beer/Liquor License Renewal applications, contingent upon approval from all departments.

**Attachments:** [2016-2017 Beer Liquor License Renewals.docx](#)

**Legislative History**

5/25/16 Safety and Licensing Committee recommended for approval

[16-828](#) "Class B" Beer/Liquor License Change of Premise Description of Theadocia LLC d/b/a SPATS, Julie A. Neubert, Agent, 733 W. College Ave., for the dates of August 4 - 7, 2016, contingent upon approval from all departments.

**Legislative History**

5/25/16 Safety and Licensing Committee recommended for approval

- [16-842](#) Salvage Dealer's License Renewal application of Mr. C's Motorcycles LLC, Eric E. Egelseer, Applicant, 724 S. Outagamie St., contingent upon approval from all departments.

**Legislative History**

5/25/16 Safety and Licensing Committee recommended for approval

- [16-853](#) Review of Changes to General Policy Statement on Beer/Liquor Licensing

**Attachments:** [LIQUOR LICENSE POLICY 2016 with edits.pdf](#)

**Legislative History**

5/25/16 Safety and Licensing Committee recommended for approval

- [16-854](#) Operator's Licenses

**Attachments:** [Operator's Licenses for 5-25-16 S & L.pdf](#)

**Legislative History**

5/25/16 Safety and Licensing Committee recommended for approval

- [16-855](#) Renewal Operator's Licenses

**Attachments:** [Renewal Operator's Licenses for 5-25-16 S & L.pdf](#)

**Legislative History**

5/25/16 Safety and Licensing Committee recommended for approval

**3. MINUTES OF THE CITY PLAN COMMISSION**

- [16-620](#) Request to approve Rezoning #3-16 to rezone the subject site located on E. Broadway Drive (Tax Id #31-1-9310-11 and #31-1-9310-12) from AG Agricultural District to R-1A Single-Family District as shown on the attached maps

**Attachments:** [StaffReport\\_Kurey\\_Property\\_Broadway\\_Dr\\_Rezoning.pdf](#)

**Legislative History**

4/25/16 City Plan Commission recommended for approval  
*Proceeds to Council on May 18, 2016. Rescheduled for June 1, 2016*

**4. MINUTES OF THE PARKS AND RECREATION COMMITTEE**

**5. MINUTES OF THE FINANCE COMMITTEE**

- [16-817](#) Request to declare contractor in default and terminate contract for Municipal Services Building Trench Drain Reconstruction to Wood Sewer & Excavating, Inc in the amount of \$199,660.

**Attachments:** [2016 Municipal Services Trench Drain Contract Cancellation.pdf](#)

**Legislative History**

5/24/16 Finance Committee recommended for approval

- [16-818](#) Request to approve the following 2016 Budget adjustment:

**Facilities Capital Projects Fund**

Alicia Park Hill Slope Project	+\$32,000
Park Pavilion Roofs Project	- \$32,000

to reallocate positive budget variance from the Park Pavilion Roofs project to the Alicia Park Hill Slope Project.

**Attachments:** [2016 Roof Replacement-Alica Hillside Budget Adjustment.pdf](#)

**Legislative History**

5/24/16 Finance Committee recommended for approval

- [16-857](#) Request to award Unit E-16 miscellaneous street and excavation repairs to Al Dix Concrete Inc. in an amount not to exceed \$497,000.

**Attachments:** [Award of Contract E-16.pdf](#)

**Legislative History**

5/24/16 Finance Committee recommended for approval

## 6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

- [16-850](#) Request to accept the basic terms of the Letter of Intent from Esler Commercial dated May 13, 2016 and direct staff to continue to negotiate terms toward offer to purchase for approximately 7.3 acres of the southern half of Lot 20 of Southpoint Commerce Park

**Attachments:** [Memo re Letter of Intent 5-20-16 docx.pdf](#)

[Letter of Intent - Southpoint Commerce 5-18-16.pdf](#)

[Southpoint\\_Subject7 3Acres.pdf](#)

**Legislative History**

5/25/16 Community & Economic Development Committee recommended for approval

## 7. MINUTES OF THE UTILITIES COMMITTEE

[16-822](#) Approve May 2016 Revisions to Stormwater Utility Credit Policy.

**Attachments:** [Memo Credit Policy Approval 05-24-2016.pdf](#)  
[2016 Revised Stormwater Utility Credit Policy Combined.pdf](#)

**Legislative History**

5/24/16 Utilities Committee recommended for approval

[16-823](#) Revision to Chapter 24 of the Municipal Code for Erosion and Sediment Control.

**Attachments:** [Erosion Control Ord - Redlined - 05-17-2016.pdf](#)

**Legislative History**

5/24/16 Utilities Committee recommended for approval

**8. MINUTES OF THE HUMAN RESOURCES & INFORMATION TECHNOLOGY COMMITTEE**

**9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION**

[16-834](#) Authorization to Award a Contract to Lamers Bus Lines for the Provision of Downtown Trolley Service

**Attachments:** [Award 2016 Trolley Contract.pdf](#)

**Legislative History**

5/25/16 Fox Cities Transit Commission recommended for approval

[16-835](#) Oktoberfest Fares

**Attachments:** [Oktoberfest Fares.pdf](#)

**Legislative History**

5/25/16 Fox Cities Transit Commission recommended for approval

**10. MINUTES OF THE BOARD OF HEALTH**

M. CONSOLIDATED ACTION ITEMS

N. ITEMS HELD

O. ORDINANCES

[16-856](#) Ordinance 46-16

**Attachments:** [Ordinance going to Council 06-01-16.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
- T. ADJOURN

Kami Lynch, City Clerk

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