



City of Appleton

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

Meeting Agenda - Final-revised Common Council

Wednesday, July 24, 2013

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

[13-993](#) July 10, 2013 Council Minutes

Attachments: [CC Minutes 07-10-2013.pdf](#)

- H. BUSINESS PRESENTED BY THE MAYOR

[13-1001](#) Update on TIF's #3 thru #8 and proposed TIF District #9 and #10 by Community & Economic Development Director Karen Harkness.

Attachments: [CC 07-23-2013 Mayors Business Attach 2013 TIF Highlights for CED committee](#)
[CC 07-23-2013 Mayors Business Attach Copy of TIF % changes.xlsx](#)

[13-1000](#) Police and Fire Commission:
Appointment of Pamela Rae De Leest to fill the remainder of a 5-year term vacated by Sharon Hulce, to expire May 2018.

Attachments: [CC 07-24-2013 Appt Attach Police and Fire Commission.pdf](#)

- I. PUBLIC HEARINGS

[13-984](#) Public Hearing on Proposed Text Amendment Chapter 23

Attachments: [07-24-2013-PH Text Amendment Chapter 23.pdf](#)

Appearances: Dave Allen, 1920 E. Applecreek Road

- [13-985](#) Public Hearing on Proposed Amendment Official Map
Attachments: [CC 07-24-2013 Official Map Public Hearing - Sommers Drive.pdf](#)
No appearances.
- [13-986](#) Public Hearing on Proposed Change Rezoning #5-13 North Meade Street
Attachments: [Rezoing Public Hearing Notice - #5-13.doc](#)
[Rezoning application #5-13.pdf](#)
No appearances.
- [13-987](#) Public Hearing on Proposed Zone Change #6-13 St. Joseph Cemetery
Attachments: [Rezoning Public Hearing Notice - #6-13.doc](#)
[Rezoning application #6-13.pdf](#)
Appearances: Frank J. Groh, 1528 N. Ballard Road

J. SPECIAL RESOLUTIONS

- [13-988](#) Resolution Authorizing and Providing for the Sale and Issuance of \$7,080,000 Water System Revenue Bonds, Series 2013, and All Related Details.
Attachments: [CC 07-24-2013 Res for Sale and Issuance of \\$7,080,000 Water System Revenue Bonds](#)
- [13-989](#) Resolution Authorizing and Providing for the Sale and Issuance of \$6,325,000 Storm Water System Revenue Bonds, Series 2013, and All Related Details.
Attachments: [CC 07-24-2013 Res for Sale & Issuance of \\$6,325,000 Storm Water System Revenue Bonds](#)

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

- [13-929](#) The Operator's License application of Michael G. Giesen, 611 Kokke Lane, Kimberly.
Legislative History
- | | | |
|---------|--------------------------------|------------------------|
| 7/18/13 | Safety and Licensing Committee | recommended for denial |
|---------|--------------------------------|------------------------|
- [13-931](#) The Operator's License application of Leah R. Sharkey, 419 E. Atlantic Street.
Legislative History
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|---------|--------------------------------|------------------------|
| 7/18/13 | Safety and Licensing Committee | recommended for denial |
|---------|--------------------------------|------------------------|

- [13-942](#) The Mobile Home Park License renewal application of Moore Enterprises Inc., d/b/a Fox Valley Estates, Suzanne Moore, 1106 E. Primrose Lane, contingent upon approvals from all departments.
- Legislative History**
- | | | |
|---------|--------------------------------|--------------------------|
| 7/18/13 | Safety and Licensing Committee | recommended for approval |
|---------|--------------------------------|--------------------------|
- [13-944](#) The Taxicab Company License renewal application of Kidz Kab LLC, Georgia Anderson, 3019 W. Spencer Street, contingent upon approvals from all departments.
- Legislative History**
- | | | |
|---------|--------------------------------|--------------------------|
| 7/18/13 | Safety and Licensing Committee | recommended for approval |
|---------|--------------------------------|--------------------------|
- [13-945](#) The Taxicab Company License renewal application of Aloha Taxi LLC, Chadwick Fiestadt, 5710 W. Sandra Drive, contingent upon approvals from all departments.
- Legislative History**
- | | | |
|---------|--------------------------------|--------------------------|
| 7/18/13 | Safety and Licensing Committee | recommended for approval |
|---------|--------------------------------|--------------------------|
- [13-951](#) Non-Renewal Hearing for the Operator's License of Ryan Huebner, 928 W. Summer Street.
- Attachments:** [Ryan Huebner.pdf](#)
- Legislative History**
- | | | |
|---------|--------------------------------|------------------------|
| 7/18/13 | Safety and Licensing Committee | recommended for denial |
|---------|--------------------------------|------------------------|
- [13-955](#) Non-Renewal Hearing for the Operator's License of Emmy L. Steinberg, 1320 Geneva Road #9, Menasha.
- Attachments:** [Emmy L. Steinberg.pdf](#)
- Legislative History**
- | | | |
|---------|--------------------------------|------------------------|
| 7/18/13 | Safety and Licensing Committee | recommended for denial |
|---------|--------------------------------|------------------------|
- [13-973](#) The Taxicab Company License renewal application of Bell Taxi, Forrest R. Belanger, Sr., 317 W. North Avenue, contingent upon approvals from all departments.
- Legislative History**
- | | | |
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| 7/18/13 | Safety and Licensing Committee | recommended for approval |
|---------|--------------------------------|--------------------------|
- [13-977](#) Operator's License applications.
- Legislative History**
- | | | |
|---------|--------------------------------|--------------------------|
| 7/18/13 | Safety and Licensing Committee | recommended for approval |
|---------|--------------------------------|--------------------------|

[13-978](#) Operator's License applications contingent upon completion of the Responsible Beverage Service Course.

Legislative History

7/18/13 Safety and Licensing Committee recommended for approval

[13-979](#) R/B Ald. Martin - The Class "B" Beer and Class "C" Wine License application of Fortinos Bistro, Ross Kleinmann, Agent, 204 East College Avenue contingent upon approvals from all departments.

Legislative History

7/18/13 Safety and Licensing Committee recommended for approval

2. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[13-902](#) Request from Environmental Forensic Investigations, Inc. for a permanent street occupancy permit to install three (3) well vaults in Atlantic Street and Lawe Street for environmental investigation for 600 E. Hancock Street.

Attachments: [Environmental Forensics.pdf](#)

Legislative History

7/16/13 Municipal Services Committee recommended for approval

[13-903](#) Sidewalk be installed on the west side of Sharon Street between Commercial Street and Spring Street in conjunction with the water restoration work to be completed in 2014.

Attachments: [Sidewalk on Sharon St.pdf](#)

Legislative History

7/16/13 Municipal Services Committee recommended for approval

[13-904](#) Proposed Parking changes on the south side of Johnston Street between Walnut Street and State Street.

Attachments: [Parking changes-Johnston St.pdf](#)

Legislative History

7/16/13 Municipal Services Committee recommended for approval

[13-905](#) Proposed parking changes related to the 2013 Ballard Road Reconstruction Project on Glendale Avenue and Pershing Street.

Attachments: [Traffic ordinance changes 2013 Ballard Rd Project.pdf](#)

Legislative History

7/16/13 Municipal Services Committee recommended for approval

[13-868](#) Special Use Permit #9-13 - St. Joseph Cemetery to construct a mausoleum and officially establish the existing cemetery use located at 1709 E. Wisconsin Avenue and the area known as St. Joseph Cemetery contingent upon departmental conditions of approval.

Attachments: [Special Use 9-13 Attachment.pdf](#)

Legislative History

7/15/13 City Plan Commission recommended for approval

[13-950](#) Comprehensive Plan 2010-2030 Future Land Use Map Amendments

Attachments: [Comp Plan Attachments 7-15-13.pdf](#)

Legislative History

7/15/13 City Plan Commission recommended for approval

[13-869](#) Amend Special Use Permit #21-03 - 2920 N. Ballard Road to expand the existing outdoor patio resulting in an overall increase of less than ten (10) percent of the existing area of the restaurant/patio with alcohol sales and to replace the existing fencing with a minimum three (3) foot high fence with retractable top and sides.

Attachments: [Special Use 21-03 Attachment.pdf](#)

Legislative History

7/15/13 City Plan Commission recommended for approval

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

5. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

6. MINUTES OF THE UTILITIES COMMITTEE

7. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

[13-952](#) Approval to Accept \$80,000 Federal Planning Grant (\$64,000 federal, \$16,000 local funds) administered by the Wisconsin Department of Transportation for Strategic Planning and Rider Survey.

Attachments: [Planning Grants memo.pdf](#)

Legislative History

7/17/13 Fox Cities Transit Commission recommended for approval

[13-953](#) Approval to Accept \$12,000 grant from unrestricted funds within the Community Foundation for the Fox Valley Region, Inc. for Strategic Planning.

Legislative History

7/17/13 Fox Cities Transit Commission recommended for approval

8. MINUTES OF THE BOARD OF HEALTH

9. MINUTES OF THE HUMAN RESOURCES COMMITTEE

10. MINUTES OF THE FINANCE COMMITTEE

[13-795](#)

Adopt the 2014 City of Appleton Policy for Special Assessments. Approved by a vote of Aye: 3 - Alderperson Martin, Alderperson Plank and Alderperson Konezke; Nay: 1 - Alderperson Stueck; Excused: 1 - Alderperson Dannecker. At the 7/24/13 Council meeting, Alderperson Lobner REFERRED BACK to Committee.

Attachments: [Proposed Changes to SA Policy for 2014.pdf](#)

Referred back to Finance Committee by Alderperson Lobner.

Legislative History

6/26/13	Finance Committee	held
7/17/13	Finance Committee	recommended for approval

[13-796](#)

Approval of proposed land swap between City of Appleton and property owner at 306 E South River Street.

Attachments: [Land Swap \(2\).pdf](#)

[East South River Street Land Swap.pdf](#)

Legislative History

6/26/13	Finance Committee	held
7/17/13	Finance Committee	recommended for approval

[13-960](#)

Request to award "Installation of Fire Sprinkler System at Fire Station 2" to Firestopping Specialists, LLC. for a contract amount of \$17,748, and a contingency of \$3,000 for a contract total not to exceed \$20,748.

Attachments: [FS2 Sprinkler 2013.doc](#)

Legislative History

7/17/13	Finance Committee	recommended for approval
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[13-962](#)

Request to approve the transfer of \$3,000 from the Mead Pool Pump House Roof Replacement CIP to the Tennis Court Renovation CIP (2/3 vote required)

Attachments: [Tennis Court Transfer of Funds Request 2013.docx](#)

Legislative History

7/17/13	Finance Committee	recommended for approval
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[13-964](#) The following 2013 Budget Adjustment be approved:
 Valley Transit
 Federal Grant + \$64,000
 Community Foundation Local Grant + \$12,000
 Advertising - \$ 4,000
 Consulting + \$80,000

To accept grants for Strategic Planning and Rider Survey (2/3 vote required).

Attachments: [Approval to Accept Two Planning Grants 071013.doc](#)

Legislative History

7/17/13 Finance Committee recommended for approval

[13-969](#) Resolution Accepting Petition for Annexation- North Meadows Annexation, Town of Grand Chute.

Attachments: [North Meadows Annexation Resolution.pdf](#)

Legislative History

7/17/13 Finance Committee recommended for approval

[13-958](#) Request to write off, for financial statement purposes, second quarter 2013 parking tickets in the amount of \$290.00. This does not preclude the City from continued collection efforts.

Attachments: [2nd Qtr 2013 Write off Parking Tkts.pdf](#)

Legislative History

7/17/13 Finance Committee recommended for approval

M. CONSOLIDATED ACTION ITEMS

[13-990](#) Resolution of Common Council Accepting Petition for Annexation - North Meadow Investment/Evergreen Drive Annexation.
 Finance Agenda: Item #13-969

Attachments: [North Meadows - Resolution.doc](#)

[13-992](#) Finance: File ID #13-964 Budget Adjustment Valley Transit +\$64,000 and Federal Grant +\$12,000.
 Fox Cities Transit: File ID #13-952 Federal Planning Grant \$64,000 and File ID #13-953 \$12,000 Grant.

O. ITEMS HELD

P. ORDINANCES

[13-991](#) Ordinances #53-13 through #54-13.

Attachments: [Ordinances going to 07-24-2013 Council.pdf](#)

Q. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION

R. RESOLUTIONS SUBMITTED BY ALDPERSONS REFERRED TO COMMITTEES OF JURISDICTION

T. CLOSED SESSION

[13-999](#)

The Council will meet in closed session to confer with legal counsel concerning strategy to be adopted by the body with respect to litigation in which it is involved or likely to become involved regarding Open Records Request regarding Appleton Police Department pursuant to the exceptions contained in Section 19.85(1)(g) of the Wisconsin Statutes. The Council will then reconvene into an open session and conduct further business.

[13-1002](#)

The Council will then reconvene into an open session and conduct further business.

S. OTHER BUSINESS

T. ADJOURN

CHARLENE M. PETERSON, CMC/WCMC
City Clerk

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