



# City of Appleton

100 North Appleton Street  
Appleton, WI 54911-4799  
[www.appleton.org](http://www.appleton.org)

## Meeting Agenda Common Council

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Wednesday, March 4, 2015

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  
[15-334](#) Common Council Meeting Minutes from February 18, 2015.  
**Attachments:** [CC Minutes 02-18-2015.pdf](#)
- H. BUSINESS PRESENTED BY THE MAYOR
- I. PUBLIC HEARINGS  
[15-235](#) Public Hearing - French Road Boundary Adjustment.  
**Attachments:** [CC 03-04-2015 - Public Hearing - French Road Boundary Adjustment.pdf](#)  
[15-322](#) Public Hearing - Text Amendment, Chapter 23 - Canopy.  
**Attachments:** [CC 03-04-2015 - Public Hearing - Text Amendment-Chapter 23.pdf](#)
- J. SPECIAL RESOLUTIONS
- K. ESTABLISH ORDER OF THE DAY
- L. COMMITTEE REPORTS

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

[15-236](#) Secondhand Article License application of Tiffani's Bridal & Consignment, Tiffani R. Ebben, Person in Charge, 1314 W. College Ave. Unit 6, contingent upon approvals from all departments.

**Legislative History**

2/26/15 Safety and Licensing Committee recommended for approval

[15-237](#) Operator's License application of Jessica M. Coleman, 1415 N. Erb Street.

**Legislative History**

2/26/15 Safety and Licensing Committee recommended for approval

[15-243](#) Class "B" Beer and Class "C" Wine License application of Vers Venture LLC, d/b/a Mr. Brews Taphouse, Tammy L. Verhagen, Agent, 201 S. RiverHeath Way, Suite 1100, contingent upon approvals from all departments.

**Legislative History**

2/26/15 Safety and Licensing Committee recommended for approval

[15-245](#) Secondhand Article Dealer License Renewal application of Appleton Appliance Parts, Robert H. Caston, Person in Charge, 136 N. State St., contingent upon approval from all departments.

**Legislative History**

2/26/15 Safety and Licensing Committee recommended for approval

[15-269](#) Operator's Licenses

**Attachments:** [Operator's Licenses for 02-26-2015 S&L.pdf](#)

**Legislative History**

2/26/15 Safety and Licensing Committee recommended for approval

[15-284](#) Request to Adjust Retail Alcohol License Fees

**Attachments:** [M-S&L-Retail Lic Fees 2015.pdf](#)  
[fee.pdf](#)

**Legislative History**

2/26/15 Safety and Licensing Committee recommended for approval

[15-300](#) Farmer's Market License application of Appleton Downtown Inc., Djuanna Hugdahl, College Avenue, Appleton Street, Drew Street, Houdini Plaza and South Oneida Street, Saturdays June 20, 2015 through October 31, 2015 contingent upon approvals from all departments.

**Legislative History**

2/26/15 Safety and Licensing Committee recommended for approval

[15-335](#) Request for extension on liquor license granted to Social Ventures LLC, Kathryn M. Peotter, Agent.

**Legislative History**

2/26/15 Safety and Licensing Committee recommended for denial

## 2. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[15-285](#) Approve proposed Ordinance changes to Chapters 4-341 to 4-420 pertaining to the State Electrical Code.

**Attachments:** [Proposed Ordinance Change to Chapters 4-341 to 4-420.pdf](#)

**Legislative History**

2/24/15 Municipal Services Committee recommended for approval

[15-286](#) Request from Appleton Sign for a permanent street occupancy permit to install a sign that extends into the College Avenue street right-of-way 8.5 feet. Guidelines used for administrative approval is maximum projection of 4 feet into the street right-of-way.

**Attachments:** [Request from Appleton Sign.pdf](#)

**Legislative History**

2/24/15 Municipal Services Committee recommended for approval

[15-288](#) Award 2015 Aerial Imagery/LiDAR Contract to Quantum Spatial in an amount not to exceed \$50,000.

**Attachments:** [Award 2015 Aerial Imagery-LiDAR Contract.pdf](#)

**Legislative History**

2/24/15 Municipal Services Committee recommended for approval

[15-311](#) Approve parking ordinance changes on Matthias Street near the former St. Bernadette's School.

**Attachments:** [Parking changes on Matthias Street.pdf](#)

**Legislative History**

2/24/15      Municipal Services      recommended for approval  
 Committee

[15-316](#)      Approve parking ordinance changes on Badger Avenue associated with the Badger Avenue Reconstruction Project.

**Attachments:** [Approve parking ordinance changes on Badger Avenue.pdf](#)

**Legislative History**

2/24/15      Municipal Services      recommended for approval  
 Committee

[15-317](#)      Approve traffic related ordinance changes associated with the Ashbury Drive/Ballard Road Intersection Improvement Project.

**Attachments:** [Approve traffic related ordinance changes-Ashbury Dr-Ballard Rd.pdf](#)

**Legislative History**

2/24/15      Municipal Services      recommended for approval  
 Committee

[15-318](#)      Approve parking ordinance changes on Glendale Avenue associated with the Glendale Avenue Reconstruction Project.

**Attachments:** [Approve parking ordinance changes on Glendale Ave.pdf](#)

**Legislative History**

2/24/15      Municipal Services      recommended for approval  
 Committee

### 3. MINUTES OF THE CITY PLAN COMMISSION

[15-204](#)      Request to approve the proposed text amendments to repeal the definition of "Canopy" in Sections 23-22 and 23-504 of the Zoning Ordinance and create the definition of "Canopy" in Section 23-22 as identified in the attached staff report

**Attachments:** [ZO Text Amendment Canopy Staff Report.pdf](#)

**Legislative History**

2/9/15      City Plan Commission      recommended for approval  
*Proceeds to Council on 3-4-15.*

[15-313](#)      Request to approve the Resolution authorizing the preparation and filing of a Project Plan Modification to Appleton Redevelopment Project Plan No. 21 that reflects the current zoning of the plan area

**Attachments:** [Union Square Apartments - Redev Project Plan 21 Amendment - Memo with Sic](#)

**Legislative History**

2/23/15      City Plan Commission      recommended for approval

- [15-314](#) Request to approve the Second Addition to Emerald Valley Preliminary Plat subject to the attached conditions

**Attachments:** [2nd Add Emerald Valley Pre Plat Staff Review.pdf](#)

**Legislative History**

2/23/15 City Plan Commission recommended for approval

- [15-315](#) Request to approve the municipal boundary line between the City of Appleton and the Village of Little Chute be adjusted to reflect the boundary line shown on the attached map identified as Exhibit pursuant to the Intergovernmental Cooperation Agreement and the attached stipulation

**Attachments:** [Municipal Boundary Line Adjust Staff Review.pdf](#)

**Legislative History**

2/23/15 City Plan Commission recommended for approval

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

- [15-291](#) Action: Approval of 2015-2017 Agreement with the Supple Restaurant Group for Use of Vulcan Heritage Park Patio

**Attachments:** [Memo-Supple Agreement-Vulcan Patio 2-25-15.pdf](#)

**Legislative History**

2/25/15 Parks and Recreation Committee recommended for approval

- [15-302](#) #3-R-15 - Coenen/Martin

**"WHEREAS**, The City of Appleton Staff created a Master Plan for Jones Park and Fox River Properties in 2006,

**AND WHEREAS**, In said Master Plan, the land formerly known as the Appleton Water Treatment Plant on Water Street is recommended to become a park,

**THEREFORE, BE IT RESOLVED**, that the City of Appleton move the land formerly know as the Appleton Water Treatment Plant on Water Street to the Parks and Recreation Department."

**Legislative History**

2/25/15 Parks and Recreation Committee recommended for approval

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

[15-239](#)

**\*\*CRITICAL TIMING\*\*** Request to approve the allocation of 2015 Community Development Block Grant funding as described in the attached memorandum

**Attachments:** [AdditionalAwardMemo.pdf](#)

**Legislative History**

2/18/15      Community & Economic      recommended for approval  
Development Committee  
*Aldersperson Konezke amended the motion for additional allocations as follows with the totals in parenthesis: \$7,242 (\$77,242) to Greater Fox Cities Area Habitat for Humanity; \$10,000 (\$20,000) to Rebuilding Together Fox Valley; \$1,000 (\$15,000) to Homeless Connections; \$1,000 (\$24,000) to Harbor House; and \$4,571 (\$24,571) to STEP Industries. Aldersperson Meltzer seconded the amendment. Amendment carried 5-0.*

## 6. MINUTES OF THE UTILITIES COMMITTEE

[15-276](#)

Request for credit adjustment for water and sewer charges to James Bridges and Patricia Sorenson for 1215 W. Winnebago Street for use accrued during the period of 12/1/14 - 1/29/15.

**Attachments:** [1215 W Winnebago Street Adjustment.pdf](#)

**Legislative History**

2/24/15      Utilities Committee      recommended for denial

## 7. MINUTES OF THE FOX CITIES TRANSIT COMMISSION

[15-327](#)

Approval of Valley Transit Strategic Plan

**Attachments:** [Strategic Plan Summary-Draft-021915-spreads.pdf](#)

**Legislative History**

2/25/15      Fox Cities Transit      recommended for approval  
Commission

## 8. MINUTES OF THE BOARD OF HEALTH

## 9. MINUTES OF THE HUMAN RESOURCES COMMITTEE

## 10. MINUTES OF THE FINANCE COMMITTEE

[15-264](#)

Request approval of Resolution for Reauthorization of Self Insurance for Worker's Compensation.

**Attachments:** [Self Insurance-Work Comp Resolution 02-10-15.pdf](#)

**Legislative History**

2/25/15      Finance Committee      recommended for approval

[15-296](#) Request to approve acquisition of property on Northland Avenue for stormwater detention pond (also appears on Utilities Committee agenda as an informational item).

**Attachments:** [Acquisition of Northland Pond Property 03-23-15.pdf](#)

**Legislative History**

2/25/15 Finance Committee recommended for approval

[15-307](#) Request to approve the following 2014 Budget adjustment:

**General Fund - Fire Department**

|                  |           |
|------------------|-----------|
| State Aids       | +\$40,995 |
| Wages - Overtime | +\$40,995 |

to record reimbursements received throughout the year for training programs (2/3 vote required).

**Legislative History**

2/25/15 Finance Committee recommended for approval

[15-308](#) Request to approve additional spending authority of \$10,000 from the Lutz park Special Revenue Fund.

**Attachments:** [Memo-Lutz Park-Additonal Spending Authority 2-25-15.pdf](#)

**Legislative History**

2/25/15 Finance Committee recommended for approval

[15-319](#) Request to approve claim for unlawful personal property tax for Lenz Studio, parcel number 31-1-1795-00, and refund \$380.74.

**Attachments:** [Lenz Studio.pdf](#)

**Legislative History**

2/25/15 Finance Committee recommended for approval

[15-320](#) Request to approve claim for unlawful personal property tax for Lee DDS, David Blong, parcel number 31-6-2465-00, and cancel the tax bill.

**Attachments:** [Lee DDS.pdf](#)

**Legislative History**

2/25/15 Finance Committee recommended for approval

[15-321](#) Request to approve the following 2014 Budget adjustment:

**DPW Capital Projects Fund**

|                             |            |
|-----------------------------|------------|
| Infrastructure Construction | +\$150,735 |
| Other Reimbursements        | +\$150,735 |

to accurately reflect the total/final reimbursement from the Town of Grand Chute for the Meade Street paving project.

**Attachments:** [Meade Street Paving Project.pdf](#)

**Legislative History**

2/25/15 Finance Committee recommended for approval

M. CONSOLIDATED ACTION ITEMS

O. ITEMS HELD

P. ORDINANCES

[15-345](#) Ordinances 11-15 and 12-15.

**Attachments:** [Ordinances going to 03-04-2015 Council.pdf](#)

Q. LICENSE APPLICATIONS AND COMMUNICATIONS REFERRED TO COMMITTEES OF JURISDICTION

R. RESOLUTIONS SUBMITTED BY ALDERPERSONS REFERRED TO COMMITTEES OF JURISDICTION

S. OTHER COUNCIL BUSINESS

[15-350](#) Suspend the Rules to go into Committee of the Whole

[14-2022](#) Approve Purchase Agreement between Outagamie County and City of Appleton for Proposed Exhibition Center site.

**Attachments:** [Purchase Agreement Amended 12-12-2014 Per Council Direction.pdf](#)

[cc 12032014 Res No 17--2014-15SIGNED.pdf](#)

[cc 12032014 Res No 18--2011-12 Signed.pdf](#)

[cc 12032014 cow ARA Advisory Committee Creation CLEAN Draft 4.docx](#)

[Revised Updated Council MEMO-KH-Update 12-11.docx](#)

[Expenses.pdf](#)

[Mayor Memo Next Steps 1 22 15.pdf](#)

[Suggested Agenda Items & People Involved.pdf](#)

**Legislative History**



|          |   |   |
|----------|---|---|
| 12/3/14  | Common Council                                | held  |
| 12/17/14 | Common Council                                | held<br><i>Held until January 7, 2015, meeting.</i>   |
| 1/7/15   | Common Council                                | approved<br><i>Moved by Alderperson Plank, seconded by Martin, to call the question. Vote taken. Ayes - 14; Noes - 1 (Stueck). Motion carried.<br/>Motion to approve failed 6-8 vote (1 abstain).</i> |
| 1/21/15  | Common Council                                | referred to the Community & Economic<br>Development Committee<br><i>Alderperson Stueck referred this item back to committee.</i>  |
| 1/26/15  | Community & Economic<br>Development Committee | discussed   |

[15-351](#) Reconvene to Common Council

[15-352](#) Report of Committee of the Whole

T. ADJOURN

Dawn A. Collins, City Clerk

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