



City of Appleton

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

Meeting Agenda - Final Common Council

Wednesday, April 19, 2017

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

[17-523](#) Common Council Meeting Minutes of April 5, 2017

Attachments: [CC Minutes 4-5-17.pdf](#)

- H. BUSINESS PRESENTED BY THE MAYOR

[17-524](#) Presentation of Library Volunteer of the Year Awards

[17-525](#) Presentation of Elks National Youth Week Proclamation

[17-526](#) Reappointment of James Smith and Kelly Sperl to the Board of Zoning Appeals

Attachments: [COMM REAPPOINTS BD OF ZONING APPEALS HPC 041917.pdf](#)

[17-527](#) Reappointment of Mary Duba and Thomas Werth to the Historic Preservation Commission

Attachments: [COMM REAPPOINTS BD OF ZONING APPEALS HPC 041917.pdf](#)

- I. PUBLIC HEARINGS

[17-404](#) Public Hearing for Rezoning #1-17

Attachments: [Public Hearing RZ #1-17.pdf](#)

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[17-440](#) Approve replacing colored crosswalks (across College Avenue at the intersections of State, Walnut, Division, Superior, Oneida, Morrison and Durkee) with standard concrete and continental style crosswalk markings.

Attachments: [College Avenue Crosswalks and Pavement Markings.pdf](#)

Legislative History

4/11/17 Municipal Services recommended for approval
Committee

[17-442](#) Approve Inter-Governmental Agreements with the City of Menasha for initial street light installation costs and on-going maintenance and electrical power costs for street lights on Midway Road.

Attachments: [Street Lighting in the City of Menasha-Midway Rd at Oneida St.pdf](#)

Legislative History

4/11/17 Municipal Services recommended for approval
Committee

[17-445](#) Anticipated award for P-17 Pavement Marking (Epoxy) Contract.

Legislative History

4/11/17 Municipal Services recommended for approval
Committee

Item 17-445 amended to award pavement marking contract to Brickline, Inc. in an amount not to exceed \$135,000. Motion by Coenen, 2nd by Martin. Amendment approved 4-0.

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

3. MINUTES OF THE CITY PLAN COMMISSION

[17-353](#) Request to approve Rezoning #1-17 for the Third Addition to Emerald Valley, as shown on the attached maps, from AG Agricultural District to R-1B Single-Family District

Attachments: [StaffReport_Rezoning #1-17_ThirdAddtoEmeraldValley.pdf](#)

Legislative History

3/20/17 City Plan Commission recommended for approval
Proceeds to Council on April 19, 2017.

[17-354](#) Request to approve the Third Addition to Emerald Valley Preliminary Plat as shown on the attached maps and subject to the attached conditions

Attachments: [StaffReport_Preliminary Plat_ThirdAddtoEmeraldValley.pdf](#)

Legislative History

3/20/17 City Plan Commission recommended for approval
Proceeds to Council on April 19, 2017.

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE

5. MINUTES OF THE FINANCE COMMITTEE

[17-463](#) Request to award the Wastewater Treatment Plant 2017 hardscape repairs project contract to Peters Concrete Co in the amount of \$156,820 with a contingency of 10% for a project total not to exceed \$172,500.

Attachments: [2017 Wastewater Hardscape Repairs.pdf](#)

Legislative History

4/11/17 Finance Committee recommended for approval

[17-464](#) Request to award contract for engineering services to complete the City of Appleton hardscape assessments and master plan project to Patrick Engineering in the amount of \$60,000 with a contingency of 8% for a contract not to exceed \$64,800.

Attachments: [2017 Hardscapes Assessments and Master Plan.pdf](#)

Legislative History

4/11/17 Finance Committee recommended for approval

[17-466](#) Request to approve Contract Amendment/Change Order No. 1 to contract 9-17 for Unit U-17 Sewer and Water Reconstruction No.2 to increase for additional sanitary, storm, water and traffic items added to scope of work by the City in the amount of \$64,082 resulting in a decrease to contingency from \$122,500 to \$74,003. Overall contract increased from 2,456,936 to 2,472,520.

Attachments: [Unit U-15 Contract Amendment-Change Order No.1.pdf](#)

Legislative History

4/11/17 Finance Committee recommended for approval

[17-467](#) Request to approve Finance Committee Report 3-P-17 for Sanitary Laterals, Storm Laterals and Storm Main.

Attachments: [Report 3-P-17.pdf](#)

Legislative History

4/11/17 Finance Committee recommended for approval

[17-468](#)

Request to award contract for Unit D-17 sidewalk construction to Jim Fischer, Inc for a contract amount not to exceed \$240,000.

Attachments: [Unit D-17.pdf](#)

Legislative History

4/11/17 Finance Committee recommended for approval

[17-469](#)

Request to approve recommendation to preclude access to Pierce Avenue for properties fronting on Pierce Court.

Attachments: [Pierce Court.pdf](#)

Legislative History

4/11/17 Finance Committee recommended for approval

[17-471](#)

Request to approve the following 2017 Budget adjustment:

General Fund - Mayor's Office

Salaries	+\$48,235
Fringe Benefits	+\$23,761

General Fund - Community & Economic Development

Salaries	- \$48,235
Fringe Benefits	- \$23,761

to transfer personnel costs in the 2017 budget for Diversity Coordinator position to the Mayor's Office as approved by Council on April 5, 2017.

Attachments: [Diversity Coordinator Mayor memo.pdf](#)

Legislative History

4/11/17 Finance Committee recommended for approval

[17-479](#)

Request to award the Water Treatment Facility 2017 hardscape repairs project contract to Northeast Asphalt, Inc in the amount of \$88,987 with a contingency of \$13,000 for a project total not to exceed \$101,987.

Attachments: [2017 Water Treatment Facility Hardscape Repairs.pdf](#)

Legislative History

4/11/17 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[17-456](#) Request to approve recommended funding for 2017 sponsorship requests from the Fox Cities Regional Partnership, Appleton Downtown, Inc., and Habitat for Humanity as outlined in the attached documents

Attachments: [Sponsorships Memo to CEDC 4-12-17.pdf](#)
[Sponsorship Requests April 2017.pdf](#)
[Fox Cities Chamber Sponsorships.pdf](#)
[Talent Upload Fall 2016 Final Report.pdf](#)
[ADI Sponsorships.pdf](#)
[Habitat for Humanity Sponsorship.pdf](#)

Legislative History

4/12/17 Community & Economic recommended for approval
 Development Committee

7. MINUTES OF THE UTILITIES COMMITTEE

[17-435](#) Award of 2017C Stormwater Consulting Services Contract for Spartan Drive Culverts and Stormwater Practices Sixty Percent (60%) Design and Permitting to Brown & Caldwell in an amount not to exceed \$202,767.

Attachments: [2017C Spartan Drive Award Memo to BC.pdf](#)

Legislative History

4/11/17 Utilities Committee recommended for approval

[17-436](#) Preliminary Resolution 3-P-17 for Sanitary Laterals, Storm Laterals and Storm Sewer be adopted and refer the matter to the Finance Committee to determine the assessment rate.

Attachments: [Resolution 3-P-17.pdf](#)

Legislative History

4/11/17 Utilities Committee recommended for approval

[17-437](#) Award Unit F-17, Sewer Cleaning & Televising to Northern Pipe, Inc. in an amount not to exceed \$247,500.

Attachments: [Unit F-17.pdf](#)

Legislative History

4/11/17 Utilities Committee recommended for approval

[17-443](#) Award Engineering Services Contract for the North Reservoir Project to McMahon Associates, Inc. in the amount of \$34,871 with a 10% contingency of \$3,487 for a project total not to exceed \$38,358.

Attachments: [North Reservoir Project - Engineering Award.pdf](#)

Legislative History

4/11/17 Utilities Committee recommended for approval

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

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

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

[17-397](#) Noise Variance Request - Fox River House

Attachments: [Noise Variance Request - Fox River House.pdf](#)
[Schaff-Ratray Fox River House email.pdf](#)

Legislative History

4/12/17 Board of Health recommended for approval
Hanna moved, seconded by Spears, that the Noise Variance Request - Fox River House be recommended for approval for the following 2017 dates: May 19, 20, 26, 27 until 11pm. Remaining dates, June through September, will be brought back to the Board of Health on May 10, 2017.

[17-449](#) Approval of Version "A" of Rules & Regulations and Chicken Permit Application for Keeping of Backyard Chickens

Attachments: [VERSION A - Original DRAFT Mar 2017.pdf](#)
[Chicken Permit Application DRAFT.pdf](#)

Legislative History

4/12/17 Board of Health recommended for approval

[17-492](#) Approval of Chicken Ordinance 30-17, Referred back by Alderperson Plank

Attachments: [Ordinance 30-17.pdf](#)

Legislative History

4/12/17 Board of Health recommended for denial

M. **CONSOLIDATED ACTION ITEMS**

N. **ITEMS HELD**

[16-1536](#) Resolution #R-11-16 - Chickens

Attachments: [Resolution #R-11-16 - Chickens.pdf](#)
[VERSION A - Original DRAFT Mar 2017.pdf](#)
[Chicken Permit Application DRAFT.pdf](#)

Legislative History

10/12/16 Board of Health presented

11/9/16	Board of Health	presented
12/14/16	Board of Health	held
1/11/17	Board of Health	held
2/8/17	Board of Health	presented
3/8/17	Board of Health	recommended for denial
3/15/17	Common Council	approved
4/5/17	Common Council	reconsidered
4/5/17	Common Council	held

O. ORDINANCES

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.