



City of Appleton

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

Meeting Agenda Common Council

Wednesday, May 6, 2015

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

[15-681](#)

Common Council Meeting Minutes:

April 21, 2015 - Informal Organizational Meeting

April 22, 2015 - Organizational Meeting

April 22, 2015 - Common Council Meeting

Attachments: [CC Minutes 04-21-2015.pdf](#)

[CC Minutes 04-22-2015 - Organizational.pdf](#)

[CC Minutes 04-22-2015.pdf](#)

- H. BUSINESS PRESENTED BY THE MAYOR

[15-707](#)

Appointment of Peter Stueck to the Appleton Redevelopment Authority.

Attachments: [Appointment to ARA Biography Expired Term 050615.pdf](#)

[15-618](#)

Presentation of A Week To Celebrate Policing Proclamation.

[15-686](#)

Presentation of the following Appleton Police Department Awards:

Officer of the Year - Officer Ryan Condon

Civilian Community Service Award - Samuel P. Langenfeld

Civilian Medal of Gallantry - Ethan B. Jeffers

[15-699](#)

Presentation of Public Service Recognition Week Proclamation.

I. PUBLIC HEARINGS

[15-619](#) Public Hearing - Rezoning #3-15 - North Meade Street.

J. SPECIAL RESOLUTIONS

K. ESTABLISH ORDER OF THE DAY

L. COMMITTEE REPORTS

1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE

[15-477](#) Request from Tom Purdy for a permanent street occupancy permit to install private subdivision signage in the Apple Hill Boulevard street right-of-way.

Attachments: [Applehill Blvd Private signage.pdf](#)
[Apple Hills Farms call to Service.pdf](#)

Legislative History

3/24/15	Municipal Services Committee	recommended for denial
4/1/15	Common Council	referred to the Municipal Services Committee
<i>Referred back by Alderperson Dannecker.</i>		
4/28/15	Municipal Services Committee	recommended for denial

[15-651](#) Request from Appleton Sign for a permanent street occupancy permit to install a sign that extends into the College Avenue street right-of-way 5 feet. Guidelines used for administrative approval is a maximum projection of 4 feet into the street right-of-way. This request to supercede 15-286.

Attachments: [Request Appleton Sign for Permanent Street Occ.pdf](#)

Legislative History

4/28/15	Municipal Services Committee	recommended for approval
<i>Item 15-286 was withdrawn with no action, per the approval of item 15-651..</i>		

[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
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3/4/15 Common Council referred to the Municipal Services Committee
3/10/15 Municipal Services held
Committee
Item to be held until March 24, 2015.

15-652

Request from Appleton Downtown Incorporated for a street occupancy permit for the new banners on College Avenue. along with their request to waive the installation fee identified in C.7 of the City of Appleton Banner Policy.

Attachments: [Request from ADI for new banner.pdf](#)

Legislative History

4/28/15 Municipal Services recommended for approval
Committee
15-652 Amend - Strike all of the "waive the installation fee" language.

Vote to approve 15-652 as amended was 3-1 to approve.

15-653

Request from Appleton Downtown Incorporated for a street occupancy permit to host a Sidewalk Sale on May 9, 2015 from 10:00 a.m. to 3:00 p.m. on the amenity strip from 600 W. College Avenue through 300 E. College Avenue.

Attachments: [Request from ADI for a Street Occ-sidewalk sale.pdf](#)

Legislative History

4/28/15 Municipal Services recommended for approval
Committee

15-654

Approve placement of bike corral at same location as 2014 (231 E. College Avenue) from May 7, 2015 through September 24, 2015.

Attachments: [Bike Corral at 231 E. College Avenue.pdf](#)

Legislative History

4/28/15 Municipal Services recommended for approval
Committee

15-655

Request from Studio 123 for a permanent street occupancy permit to install an entrance awning with the poles within the street right-of-way at 213 E. College Avenue with a minimum clearance of 7 feet.

Attachments: [Request from Studio 123-Awning.pdf](#)

15-656

Install YIELD signs on Whittier Drive at Browning Street.

Attachments: [Install YIELD signs on Whittier Drive at Browning Street.pdf](#)

Legislative History

4/28/15 Municipal Services recommended for approval
Committee

- [15-658](#) Approve parking restrictions on Winslow Avenue between Conkey Street and Progress Drive.

Attachments: [Approve parking restrictions on Winslow Ave..pdf](#)

Legislative History

4/28/15 Municipal Services recommended for approval
Committee

- [15-657](#) Approve parking changes near St. Francis Xavier Middle School and install STOP signs on Morrison Street at McArthur Street.

Attachments: [Approve parking changes near St. Francis Xavier Middle School.pdf](#)

[Pictures St. Francis Xavier Middle School.pdf](#)

Legislative History

4/28/15 Municipal Services recommended for approval
Committee

2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

- [15-625](#) Commercial Solicitation License application of Craig M. Jackowski, 411 E. Franklin Street.

Legislative History

4/30/15 Safety and Licensing recommended for approval
Committee

- [15-586](#) Commercial Solicitation License application of Danica M. Ebben, 1065 Debra Street, Wrightstown.

Legislative History

4/30/15 Safety and Licensing recommended for denial
Committee

- [15-587](#) Commercial Solicitation License application of Elijah M. Jewson, 1251 Maloney Road, Kaukauna.

Legislative History

4/30/15 Safety and Licensing recommended for denial
Committee

- [15-660](#) Operator's Licenses

Attachments: [Operator's Licenses for 04-30-2015.pdf](#)

Legislative History

4/30/15 Safety and Licensing recommended for approval
Committee

- [15-617](#) Change of Agent, "Class A" Beer/Liquor License of Target Corporation d/b/a Target Store T1248, 1800 S. Kensington Dr., Alexandria L. Blahnik, Agent, contingent upon approval from the Police Department.

Legislative History

4/30/15 Safety and Licensing recommended for approval
Committee

- [15-582](#) Change of Agent - "Class A" Beer/Liquor License of Walgreen Co., d/b/a Walgreens #12019, 2803 N. Meade St., James B. Douglas, Agent, contingent upon approval from the Police Department.

Legislative History

4/30/15 Safety and Licensing recommended for approval
Committee

- [15-595](#) Change of Agent - "Class B" Beer/Liquor License for Appleton Yacht Club, Andrew T. Potter, New Agent, 1200 S. Lutz Drive, contingent upon approval from the Police Department.

Legislative History

4/30/15 Safety and Licensing recommended for approval
Committee

- [15-571](#) Class "A" Beer License application of Kwik Trip Inc., Bryan D. Hartjes, Agent, 730 E. Wisconsin Ave., contingent upon approvals from all departments.

Legislative History

4/30/15 Safety and Licensing recommended for approval
Committee

- [15-572](#) Class "A" Beer License application of Kwik Trip Inc., Jessica A. Hartjes, Agent, 306 N. Richmond St., contingent upon approvals from all departments.

Legislative History

4/30/15 Safety and Licensing recommended for approval
Committee

- [15-620](#) Farm Market application for Long Cheng Marketplace, Mai Youa Thao, Fridays, Saturdays and Sundays, May through September, 2015, outside within the fenced in area at 1804 S. Lawe Street.

Legislative History

4/30/15 Safety and Licensing recommended for approval
Committee

- [15-585](#) Grant Application - Reserve "Class B" Beer/Liquor License of Rye Restaurant, 308 W. College Ave., Ronald C. Schoenfeld, Agent, contingent upon approval from all departments.

Legislative History

4/30/15 Safety and Licensing recommended for approval
Committee

- [15-622](#) Secondhand Article License application of Side Quest Gaming LLC, John J. Steudel, Applicant, 502 W. College Avenue, contingent upon approvals from all departments.

Legislative History

4/30/15 Safety and Licensing recommended for approval
Committee

3. MINUTES OF THE CITY PLAN COMMISSION[15-537](#)

Request to approve Rezoning #3-15 to rezone the subject site located east of North Meade Street and north of East Broadway Drive (part of Parcel #31-1-9310-15) from AG Agricultural District to R-1A Single-Family District as shown on the attached map

Attachments: [StaffReport_KureyProperty_Rezoning_For04-06-15.pdf](#)

Legislative History

4/6/15 City Plan Commission recommended for approval
Proceeds to Council on May 6, 2015.

[15-612](#)

Request to approve the Appleton Downtown, Inc. request for installation of twenty-one (21) interchangeable banners on light poles, which would hang in the public right-of-way a minimum of eight (8) feet above the sidewalk, along College Avenue between Badger Avenue and Drew Street pending approval by the Municipal Services Committee

Attachments: [StaffReport_ADI_BannerRequest_For04-27-15.pdf](#)

Legislative History

4/27/15 City Plan Commission approved

[15-648](#)

Request to approve the Second Addition to Emerald Valley Final Plat subject to the attached conditions

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

Legislative History

4/27/15 City Plan Commission approved

4. MINUTES OF THE PARKS AND RECREATION COMMITTEE[15-639](#)

Action: Award contract to C.R. Meyer in the amount of \$18,535 for City Park fountain repairs. In addition, requesting approval of \$2,000 in contingency in the event additional work is determined to be needed. Total contract not to exceed \$20,535.

Attachments: [2015 City Park Fountain Repairs \(4-29-15\).pdf](#)

Legislative History

4/29/15 Parks and Recreation Committee recommended for approval

5. MINUTES OF THE FINANCE COMMITTEE[15-641](#)

Request to approve resolution to terminate Tax Incremental District #5.

Attachments: [TIF 5 Memo 4-22-15.pdf](#)

[TIF 5 - Termination Resolution \(April 2015\).pdf](#)

Legislative History

4/29/15 Finance Committee recommended for approval

[15-638](#) Request to award contract for Wastewater Treatment Plant asphalt roadways to MCC, Inc. in the amount of \$84,613.85 with a contingency of \$8,461.85 for a contract total not to exceed \$93,075.70.

Attachments: [2015 Wastewater Parking Lot Repairs Bid Recommendation.pdf](#)

Legislative History

4/29/15 Finance Committee recommended for approval

[15-675](#) Request to award contract for Water Filtration Plant asphalt roadways to Northeast Asphalt, Inc. in the amount of \$49,270 with a contingency of \$9,854 for a contract total not to exceed \$59,124.

Attachments: [2015 Waster Filtration Asphalt Repairs Bid Recommendation.pdf](#)

Legislative History

4/29/15 Finance Committee recommended for approval

[15-643](#) Request to award Unit D-15 Sidewalk Reconstruction to Fischer-Ulman Construction, Inc. in an amount not to exceed \$203,000

Attachments: [Award of Contract D-15.pdf](#)

Legislative History

4/29/15 Finance Committee recommended for approval

[15-644](#) Request to award Unit W-15 Sewer and Water Reconstruction No. 1 to Van Straten Construction Company, Inc. in the amount of \$2,496,405 with a 4% contingency of \$100,000 for a project total not to exceed \$2,596,405.

Attachments: [Units W-15 and X-15.pdf](#)

[Award of Contract W-15.pdf](#)

Legislative History

4/29/15 Finance Committee recommended for approval

[15-645](#) Request to award Unit X-15 Sewer and Water Reconstruction No. 2 to Dorner, Inc. in the amount of \$1,841,938 with a 4% contingency of \$73,000 for a project total not to exceed \$1,914,938.

Attachments: [Units W-15 and X-15.pdf](#)

[Award of Contract X-15.pdf](#)

Legislative History

4/29/15 Finance Committee recommended for approval

[15-673](#) Request to award contract for Appleton Memorial Park Northwest Parking Lot renovation to Northeast Asphalt, Inc. in the amount of \$139,760 with a contingency of \$27,952 for a contract not to exceed \$167,712.

Attachments: [2015 AMP NW Parking Lot Bid Recommendation.pdf](#)

Legislative History

4/29/15 Finance Committee recommended for approval

- [15-674](#) Request to reallocate \$15,000 of the positive variance from the Library Movable Partition Wall project toward the replacement of the Library Entrance Door project.

Attachments: [2015 Library Entrance Door Replacement Budget Adjustment.pdf](#)

Legislative History

4/29/15 Finance Committee recommended for approval

- [15-646](#) Request to award of Unit J-15 Mini Storm Sewer Construction to Vanco Construction, Inc. in an amount not to exceed \$200,000.

Attachments: [Award of Contract J-15.pdf](#)

Legislative History

4/29/15 Finance Committee recommended for approval

- [15-677](#) Request approval of the Mediation Settlement Agreement between Relyco and the City of Appleton in the amount of \$72,500.

Attachments: [Settlement Agrm - Relyco and City of Appleton.pdf](#)

Legislative History

4/29/15 Finance Committee recommended for approval

6. MINUTES OF THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

7. MINUTES OF THE UTILITIES COMMITTEE

- [15-647](#) Postpone the Sanders Street watermain replacement project between Seymour Street and Verbrick Street to coincide with the revised street resurfacing project schedule.

Attachments: [Award memo for Units W-15 and X-15.pdf](#)

Legislative History

4/28/15 Utilities Committee recommended for approval

- [15-663](#) Award Contract to Fiberglass Solutions, Inc. for Hypochlorite Fiberglass Reinforced Plastic Tank Conditions Assessment & Repair Work in the amount of \$28,673 plus a 5% contingency of \$1,434 for a total not to exceed cost of \$30,107.

Attachments: [Fiberglass Tank Conditions Repair.pdf](#)

Legislative History

4/28/15 Utilities Committee recommended for approval

- [15-679](#) Approval of Engineering Services for Water Plant Softener #3 and #4 Rehabilitation including Field Services to Robert E. Lee and Associates in the amount of \$59,800 and a 5% contingency of \$2,990 for a project total not to exceed \$62,790.

Attachments: [Softener Engineering.pdf](#)

Legislative History

4/28/15

Utilities Committee

recommended for approval

8. MINUTES OF THE HUMAN RESOURCES COMMITTEE**9. MINUTES OF THE FOX CITIES TRANSIT COMMISSION****10. MINUTES OF THE BOARD OF HEALTH**[15-690](#)

Noise Variance Request - S. Onedia Street Bridge Project

Attachments: [Noise Variance Request - S. Oneida Street Bridge.pdf](#)[15-691](#)

Noise Variance Request - LU-Aroo Concert at Warch Campus Center

Attachments: [Noise Variance Request - LR-Aroo Concert.pdf](#)[15-698](#)

Noise Variance Request - John Hoffman, St. Francis Xavier Violinist

Attachments: [Noise Variance Request - John Hoffman, Violinist.pdf](#)[15-693](#)

Weight of the Fox Valley

Attachments: [WOTFV Resolution.pdf](#)[WOTFV Appleton Board of Health.pdf](#)[3222 WOTFV General Infographic FNL.pdf](#)[ECWRPC - Bicycle and Pedestrian Plan.pdf](#)**M. CONSOLIDATED ACTION ITEMS**[15-702](#)

Consolidated Action:

Item 15-612 - City Plan Commission

Item 15-652 - Municipal Services Committee

O. ITEMS HELD**P. ORDINANCES**[15-683](#)

Ordinances 35-15 and 36-15.

Attachments: [Ordinances going to 05-06-2015 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**

T. ADJOURN

Dawn A. Collins, City Clerk

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