



# City of Appleton

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

## Meeting Agenda - Final-revised Common Council

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Wednesday, March 16, 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

[16-396](#) Common Council Meeting Minutes of March 2, 2016

**Attachments:** [CC Minutes 3-2-2016.pdf](#)

- H. BUSINESS PRESENTED BY THE MAYOR

[16-313](#) Presentation of St. Joseph's 150th Jubilee Year Proclamation

[16-314](#) Announcement of the winning poems for the 2016 Sidewalk Poetry Program

[16-384](#) Appointment of Dana Reader to the Exhibition Center Advisory Committee of the Appleton Redevelopment Authority

**Attachments:** [APPT TO EC ADVISORY COMM OF THE ARA DANA READER 031116.pdf](#)

- I. PUBLIC HEARINGS

[16-398](#) Public Hearing- Comprehensive Plan Amendment #1-16

**Attachments:** [Class I Public Hearing Notice Newspaper\\_E Werner Rd\\_Comp Plan Amend.pdf](#)

[16-400](#) Public Hearing - Rezoning #1-16

**Attachments:** [Public Hearing - RZ #1-16.pdf](#)

- J. SPECIAL RESOLUTIONS
- K. ESTABLISH ORDER OF THE DAY
- L. COMMITTEE REPORTS
- 1. MINUTES OF THE MUNICIPAL SERVICES COMMITTEE**

15-2051

Recommend to Outagamie County Highway Department to reconstruct CTH JJ from Ballard Road to Lightning Drive as follows:

Reconstruct the existing roadway with concrete pavement having the following design components as shown on attached sketch and described below:

- o Construct a raised concrete median with two left-turn access points to the north.
- o Provide an enhanced pedestrian crosswalk of Edgewood Drive at the west side of the Appleton North High School (ANHS) entrance.
- o Construct a single-lane roundabout with east, west, north, and south approaches at the Lightning Drive intersection, with right-of-way sufficient for future roundabout expansion to two lanes, if needed.
- o Construct one 12-foot eastbound and one 12-foot westbound through lane (plus 2.5-foot curb and gutter)
- o Construct one 4-foot eastbound and one 4-foot westbound bike lane (plus 2.5-foot curb and gutter)
- o Construct one 5-foot concrete sidewalk along north right-of-way line and one 10-foot asphalt multi-use trail along south right-of-way line.
- o Construct a dedicated eastbound right-turn lane at the ANHS entrance.
- o Construct a dedicated westbound left-turn lane at Ballard Road.
- o Construct a second through lane for westbound traffic at the approach to Ballard Road.
- o Construct a second through lane for eastbound traffic from Ballard Road to the ANHS right turn lane.
- o Construct approximately 600' of Lightning Drive north of Edgewood Drive with one northbound through lane, one southbound through lane, and a two-way-left-turn lane.
- o Construct a stormwater pond meeting state and local stormwater management requirements northeast of the Edgewood/Lightning intersection.

**Attachments:** [CTH JJ Project Goals.pdf](#)

[Design map CTH JJ.pdf](#)

[CTH JJ Design Concept-Todd Van Zeeland.pdf](#)

**Legislative History**

12/8/15	Municipal Services Committee	held
	<i>Item 15-2051 was held until the February 9, 2016 meeting.</i>	
2/9/16	Municipal Services Committee	recommended for denial
	<i>The recommendation was for option 2.</i>	

2/17/16	Common Council	referred to the Municipal Services Committee
3/8/16	Municipal Services Committee	recommended for approval

[15-2076](#)

#17-R-15/Martin

**RESOLUTION- Public Art in Street right-of-way**

WHEREAS, Sec. 23-507. Signs in the right-of-way. No signs shall be placed upon any street right-of-way

WHEREAS, Public art is something that is created with imagination and skill and that is beautiful or that expresses important ideas or feelings

WHEREAS, The city has approved murals, works created by artists: paintings, sculptures, etc.

NOW THEREFORE BE IT RESOLVED, The City of Appleton Attorney's office is directed to prepare a new ordinance that would allow commercial companies and foundations to attach their names to public art. In a way that is not obtrusive or offensive in the street right-of-way.

**Attachments:** [Guidelines for Signs in the Street Right-of-Way.pdf](#)

**Legislative History**

12/8/15	Municipal Services Committee	held
<i>Item 15-2076 was referred to the Attorneys Office recommendation will be coming back to committee.</i>		
3/8/16	Municipal Services Committee	recommended for approval

[16-341](#)

Approve streetscape elements for the S. Oneida Street Reconstruction Project.

**Attachments:** [S. Oneida Street Streetscape Elements.pdf](#)

**Legislative History**

3/8/16	Municipal Services Committee	recommended for approval
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[16-346](#)

Award of Contract for 2016 Land Acquisition Services for Oneida Street reconstruction to OMNNI Associates, Inc. in an amount not to exceed \$193,000.

**Attachments:** [2016 Land Acquisition-Oneida Street.pdf](#)

**Legislative History**

3/8/16            Municipal Services            recommended for approval  
                         Committee

[16-348](#)

Approve Amendment No. 1 to OMNNI Associates, Inc. for additional land acquisition services related to the STH 47/CTH OO Project in the amount of \$15,775.00 for a revised not to exceed amount of \$50,525.00.

**Attachments:** [Amendment No. 1 to OMNNI Associates.pdf](#)

**Legislative History**

3/8/16            Municipal Services            recommended for approval  
                         Committee

[16-349](#)

Request from Charlotte Olson, 725 E. Roeland Avenue to have her sidewalk snow removal bill of \$75 waived.

**Attachments:** [Snow removal bill-725 E. Roeland Ave.pdf](#)

[Snow removal 725 Roeland Avenue.pdf](#)

**Legislative History**

3/8/16            Municipal Services            recommended for approval  
                         Committee

3/8/16            Municipal Services            recommended for denial  
                         Committee

[16-352](#)

Award 2016 Bridge Inspections Services Contract to Collins Engineers, Inc. in an amount not to exceed \$30,000.

**Attachments:** [2016 Bridge Inspections Services Contract.pdf](#)

**Legislative History**

3/8/16            Municipal Services            recommended for approval  
                         Committee

## 2. MINUTES OF THE SAFETY AND LICENSING COMMITTEE

[16-358](#)

Operator's License application of Revis D. Engle, 86 Northbreeze Drive.

**Attachments:** [16-358 Attachment- R. Engle Application.pdf](#)

**Legislative History**

3/9/16            Safety and Licensing            recommended for denial  
                         Committee

*Mr. Engle appeared before the Committee and spoke requesting that the Committee reconsider the recommendation for denial as the incident occurred years ago when he was a teenager.*

- [16-326](#) Request for an extension on the Reserve "Class B" Beer/Liquor License application for RiverHeath Hospitality LLC for the new Marriott Courtyard Hotel, RiverHeath Way. Kris L. Oates, Agent, Mark Geall, Contact Person.

**Legislative History**

3/9/16            Safety and Licensing            recommended for approval  
                         Committee

- [16-302](#) Secondhand Article License Renewal application of Heid Music, Kristin J. Masarik, Applicant, 308 E. College Ave., contingent upon approval from all departments.

**Legislative History**

3/9/16            Safety and Licensing            recommended for approval  
                         Committee

- [16-306](#) Class "A" Beer License application of Banee Corporation d/b/a Appleton Citgo, Parmeet Kaur Arora, Agent, 1717 W. College Ave., contingent upon approval from all departments.

**Legislative History**

3/9/16            Safety and Licensing            recommended for approval  
                         Committee

- [16-310](#) Operator's Licenses

**Attachments:** [Operator's Licenses for 3-9-16 S & L.pdf](#)

- [16-325](#) Request to Approve the Adoption of the Winnebago County Natural Hazard Mitigation Plan.

**Attachments:** [Winnebago County Natural Hazard Mitigation Plan.pdf](#)

**Legislative History**

3/9/16            Safety and Licensing            recommended for approval  
                         Committee

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

16-120

Request to approve Comprehensive Plan 2010-2030 Future Land Use Map Amendment #1-16 for Lot 1 of Glacier Ridge Plat (Tax Id #31-1-9300-01) located along the south side of E. Werner Road, west of N. Ballard Road from Commercial and One and Two-Family Residential designation to Multifamily Residential designation as shown on the attached map and approve the attached resolution

**Attachments:** [StaffReport\\_EWernerRd\\_CompPlan+Rezoning\\_For02-08-16.pdf](#)  
[Docs Submitted by Neighborhood at 1-25 PC meeting.pdf](#)  
[Glacier Ridge\\_Restrictive Covenants.pdf](#)

**Legislative History**

1/25/16	City Plan Commission	held
2/8/16	City Plan Commission	recommended for approval

*Proceeds to Council on March 16, 2016.*

16-122

Request to approve Rezoning #1-16 for Lot 1 of Glacier Ridge Plat (Tax Id #31-1-9300-01) located along the south side of E. Werner Road, west of N. Ballard Road, including to the centerline of the adjacent right-of-way, as shown on the attached maps, from R-1B Single-Family District to R-3 Multi-Family District

**Attachments:** [StaffReport\\_EWernerRd\\_CompPlan+Rezoning\\_For02-08-16.pdf](#)  
[Docs Submitted by Neighborhood at 1-25 PC meeting.pdf](#)  
[Glacier Ridge\\_Restrictive Covenants.pdf](#)

**Legislative History**

1/25/16	City Plan Commission	held
2/8/16	City Plan Commission	recommended for approval

*Proceeds to Council on March 16, 2016.*

**4. MINUTES OF THE PARKS AND RECREATION COMMITTEE****5. MINUTES OF THE FINANCE COMMITTEE**16-323**\*CRITICAL TIMING\***

Request for approval to reallocate funds in the amount of \$305,660 budgeted in 2016 for Leona Pond Land Acquisition to the Northland Pond Construction Project.

**Attachments:** [Northland Const\\_Leona Land FINAL 03-01-2016.pdf](#)

**Legislative History**

3/8/16	Finance Committee	recommended for approval
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[16-338](#)

Request to award Unit A-16 Concrete Paving to Vinton Construction in the amount of \$3,181,258.91 with a 4.3% contingency of \$138,000 for a project total not to exceed \$3,319,258.91.

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

**Legislative History**

3/8/16

Finance Committee

recommended for approval

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

[16-330](#)

**\*\*CRITICAL TIMING\*\*** Request to approve the allocation of 2016 Community Development Block Grant funding as described in the attached memorandum

**Attachments:** [Alloc Recs Memo to CEDC Final Award 3-03-16.pdf](#)

[Alloc Recs Memo to CEDC 11-11-15.pdf](#)

[Revised Alloc Recs Spreadsheet 3-3-2016.pdf](#)

[2016 CDBG Executive Summary of Recommendations Revised Award 3-03-16](#)

**Legislative History**

3/9/16

Community & Economic  
Development Committee

recommended for approval

**7. MINUTES OF THE UTILITIES COMMITTEE**

[16-319](#)

Approve revisions to Article VI Chapter 20 of Municipal Code to be effective May 1, 2016.

**Attachments:** [Post Construction Ord - Redline - 02-15-16.pdf](#)

[Article VI Chapter 20.pdf](#)

**Legislative History**

3/8/16

Utilities Committee

recommended for approval

*The attachment was further amended by striking the paragraph in Sec. 20-321(b)(3).*

[16-320](#)

Accept the 2015 Annual Stormwater Report for submittal to the Wisconsin Department of Natural Resources.

**Attachments:** [2015 Annual report.pdf](#)

**Legislative History**

3/8/16

Utilities Committee

recommended for approval



[16-322](#)

Award of Phase V Sanitary Sewer Flow Monitoring Contract to R.A. Smith National, Inc. in an amount not to exceed \$100,000.

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

**Legislative History**

3/8/16                      Utilities Committee                      recommended for approval

[16-331](#)

Award Matthias Tower Clean and Inspect Project to McMahon and Associates, Inc. in the amount of \$5,596 with a 5% contingency of \$280 for a project total not to exceed \$5,876 and authorization to negotiate a sole source future engineering contract with McMahon and Associates, Inc.

**Attachments:** [Matthias Tower Clean and Inspect Engineering Award.pdf](#)

**Legislative History**

3/8/16                      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**

**M. CONSOLIDATED ACTION ITEMS**

**O. ITEMS HELD**

**P. ORDINANCES**

[16-359](#)

Ordinance 16-16 through Ordinance 41-16

**Attachments:** [Ordinances going to Council 3-16-16.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**

Kami Lynch, City Clerk

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